STATE OF UTAH

SENATE JOURNAL

THIRD EXTRAORDINARY SESSION
OF THE
SIXTIETH LEGISLATURE

Convened and Adjourned on
Wednesday, September 18, 2013
CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Third Extraordinary Session of the Sixtieth Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the Third Extraordinary Session convening on Wednesday, September 18, 2013, and adjourning sine die on the same day.

Leslie McLean
Secretary of the Senate

Joanna MacKay
Manager, Senate Services

Mary B. Andrus
Journal Clerk
STATE OF UTAH

SENATE JOURNAL

THIRD EXTRAORDINARY SESSION
of the
SIXTIETH LEGISLATURE

The Senate of the Sixtieth Legislature of the State of Utah met in the Senate Chamber at the State Capital Complex in the Third Extraordinary Session at 1:30 p.m. on Wednesday, September 18, 2013.

The Senate was called to order at 2:20 p.m. with President Wayne L. Niederhauser presiding.

Prayer – Senator Lyle Hillyard
Pledge of Allegiance – Senator Aaron Osmond

* * *

Leslie McLean, Secretary of the Senate, read the following communication:

PROCLAMATION

WHEREAS, since the close of the 2013 General Session of the 60th Legislature of the State of Utah, certain matters have arisen which require immediate legislative attention; and

WHEREAS, Article VII, Section 6 of the Constitution of the State of Utah provides that the Governor may, by proclamation, convene the Senate in Extraordinary Session;

NOW, THEREFORE, I, GARY R. HERBERT, Governor of the State of Utah, by virtue of the authority vested in me by the Constitution and Laws of the State of Utah, do by this Proclamation call the Senate only of the 60th Legislature into the Third Extraordinary Session at the State Capitol in Salt Lake City, Utah, on the 18th day of September 2013, at 1:30 p.m., for the following purpose:
For the Senate to consent to appointments made by the Governor to positions within state government of the State of Utah since the close of the 2013 General Session of the Legislature of the State of Utah.

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 16th day of September 2013.

Gary R. Herbert>
Governor
Greg Bell
Lieutenant Governor

CERTIFICATION

I, GREG BELL, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, DO HEREBY CERTIFY THAT the attached copy of the Proclamation issued on the 16th day of September, 2013, and signed by Governor Gary R. Herbert, is a true and correct copy of the original Proclamation calling the Sixtieth Legislature of the State of Utah into a Third Extraordinary Session at the Capitol Complex at Salt Lake City, Utah, on the 18th day of September, 2013, at 1:30 p.m., for the purpose named in the Proclamation.

I further certify that the membership of the Utah State Senate has not changed from that of the 2013 General Legislative Session.

In testimony whereof, I have hereunto set my hand and affixed the Great Seal of the State of Utah, at Salt Lake City, this 17th day of September, 2013.

Greg Bell
Lieutenant Governor

Roll call – All Senators present except Senators Bramble, Dayton, Urquhart, and Stephenson, excused.
On motion of Senator Valentine, the Senate voted to adopt the Senate Rules of the 2013 General Session of the Sixtieth Legislature as the rules for the Third Extraordinary Session.

President Niederhauser appointed a committee comprised of Senators Vickers, Shiozawa, and Robles to notify the Governor’s representative that the Senate is convened in the Third Extraordinary Session in accordance with his proclamation.

Senator Vickers advised the Senate that the Governor’s representative has been notified of the convening of the Third Extraordinary Session.

COMMUNICATIONS FROM THE GOVERNOR

Mr. President: September 3, 2013

In accordance with Utah Code 67−1−1 and 67−1−2, I propose and transmit the following appointment:

**University of Utah Board of Trustees:**

Cristina Ortega is appointed to replace Joyce Valdez as a member of the University of Utah Board of Trustees, the remaining portion of the term to expire June 30, 2017. See Utah Code 53B−2−104.

**Utah State Board of Education**

Dan Griffiths is appointed to replace Joel Coleman as a member of the Utah State Board of Education, the remaining portion of the term to expire December 31, 2014. See Utah Code 20A−1−507.

**Board of Business and Economic Development:**

Josh Romney is appointed to replace Molonai Hola as a member of the Board of Business and Economic Development, a term to expire March 15, 2017. See Utah Code 63M−1−302.

Margaret Lasecke–Jacobs is appointed to replace Robert G. Adams as a member of the Board of Business and Economic Development, a term to expire March 15, 2017. See Utah Code 63M−1−302.

**Board of Tourism Development:**

Joel Racker is reappointed as a member of the Board of Tourism Development; a term to expire June 30, 2017. See Utah Code 63M−1−1402.

Nathan Rafferty is reappointed as a member of the Board of Tourism Development; a term to expire June 30, 2017. See Utah Code 63M−1−1402.
Paul Michael Taylor is reappointed as a member of the Board of Tourism Development; a term to expire June 30, 2017. See Utah Code 63M–1–1402.

Private Activity Bond Authority:
Dennis Yarrington is appointed to replace Lee Gardner as a member of the Private Activity Bond Review Board; the remaining portion of the term to expire April 30, 2014. See Utah Code 63M–1–3003.

Permanent Community Impact Fund Board:
Michael J. McKee is reappointed as a member of the Permanent Community Impact Fund Board; a term to expire July 1, 2017. See Utah Code 35A–8–304.

Kent Peatross is reappointed as a member of the Permanent Community Impact Fund Board; a term to expire July 1, 2017. See Utah Code 35A–8–304.

Claudia Jarrett is reappointed as a member of the Permanent Community Impact Fund Board; a term to expire July 1, 2016. See Utah Code 35A–8–304.

Bruce Adams is reappointed as a member of the Permanent Community Impact Fund Board; a term to expire July 1, 2017. See Utah Code 35A–8–304.

State Records Committee:
Marie Cornwall is appointed as a citizen member of the State Records Committee, a term to expire July 1, 2017. See Utah Code 63G–2–501.

Utah State Retirement Board:
William W. Wallace is appointed to replace Phillip Clinger as a member of the Utah State Retirement Board; the term will expire July 1, 2019. See Utah Code 49–11–202.

Board of State History:
Dina Blaes is appointed to replace Mike Winder as a member of the Board of State History; the term will expire April 1, 2017. See Utah Code 9–8–204.

Steven Lloyd Olsen is appointed to replace Max J. Smith as a member of the Board of State History; the term will expire April 1, 2017. See Utah Code 9–8–204.

Wesley Robert White is appointed to replace Martha Sonntag Bradley as a member of the Board of State History; the term will expire April 1, 2017. See Utah Code 9–8–204.

Deanne Gurr Matheny is reappointed as a member of the Board of State History; the term will expire April 1, 2017. See Utah Code 9–8–204.
Utah Arts Council Board of Directors:

Ken Verdoia is appointed to replace Michael R. Fox as a member of the Utah Arts Council Board of Directors, a term to expire July 1, 2017. See Utah Code 9–6–204.

Shanan Lee Ballam is appointed to replace Lyman Hafen as a member of the Utah Arts Council Board of Directors, a term to expire July 1, 2017. See Utah Code 9–6–204.

Johann Jacobs is appointed to replace Shirley Ririe as a member of the Utah Arts Council Board of Directors, a term to expire July 1, 2017. See Utah Code 9–6–204.

Elizabeth Gordon Weiler is appointed to replace Diane Stewart as a member of the Utah Arts Council Board of Directors, a term to expire July 1, 2017. See Utah Code 9–6–204.

Blair John Buswell is reappointed as a member of the Utah Arts Council Board of Directors, a term to expire July 1, 2017. See Utah Code 9–6–204.

Board of Parks and Recreation:

Doug Evan Thompson is appointed to replace Eli Anderson as a member of the Board of Parks and Recreation; a term to expire July 1, 2017. See Utah Code 79–4–302.

Robert Lane Murri is appointed to replace Joe Hull as a member of the Board of Parks and Recreation; a term to expire July 1, 2017. See Utah Code 79–4–302.

Ryan Starks is appointed to replace Glenn Grennhalgh as a member of the Board of Parks and Recreation; a term to expire July 1, 2017. See Utah Code 79–4–302.

J. Corey Cram is appointed to replace Lois Bulloch as a member of the Board of Parks and Recreation; a term to expire July 1, 2017. See Utah Code 79–4–30.

Jaren L. Davis is reappointed as a member of the Board of Parks and Recreation; a term to expire July 1, 2017. See Utah Code 79–4–302.

Utah Conservation Commission:

Douglas Dale Bateman is reappointed as a member of the Utah Conservation Commission; a term to expire May 8, 2016. See Utah Code 4–18–104.

Allen Konroy Henrie is reappointed as a member of the Utah Conservation Commission; a term to expire May 8, 2016. See Utah Code 4–18–104.
Edmund Bench is reappointed as a member of the Utah Conservation Commission; a term to expire May 8, 2016. See Utah Code 4–18–104.

Joe C. Begay is appointed to replace Robert A. Barry as the Zone 7 member of the Utah Conservation Commission; a term to expire May 8, 2017. See Utah Code 4–18–104.

Don R. Probert is appointed to replace Doug Pace as the Zone 4 member of the Utah Conservation Commission; a term to expire May 8, 2017. See Utah Code 4–18–104.

**Board of Juvenile Justice Services:**
Dale Emerson Miller is appointed to replace E. Mark Bezzant as a member of the Board of Juvenile Justice Services; a term to expire April 1, 2017. See Utah Code 62A–1–107(3).

Marcy Jan Korgenski is appointed to replace Kirk J. Allen as a member of the Board of Juvenile Justice Services; a term to expire April 1, 2017. See Utah Code 62A–1–107(3).

**State Board of Financial Institutions:**
Richard Thomas Beard is reappointed as a member of the State Board of Financial Institutions; a term to expire July 1, 2015. See Utah Code 7–1–203.

William E. Tingey is reappointed as a member of the State Board of Financial Institutions; a term to expire July 1, 2015. See Utah Code 7–1–203.

Louise Powe Kelly is reappointed as a member of the State Board of Financial Institutions; a term to expire July 1, 2015. See Utah Code 7–1–203.

Dennis J. Hymas is reappointed as a member of the State Board of Financial Institutions; a term to expire July 1, 2017. See Utah Code 7–1–203.
Thank you for your timely consideration and confirmation of the above appointments.

Gary R. Herbert  
Governor

* * *

Mr. President:  

The Senate Education Confirmation Committee met on this date and reports a favorable recommendation for Mr. Dan Griffiths as a member of the Utah State Board of Education.

Stephen H. Urquhart, Chair

Senator Hillyard moved to consent to the appointments as read by Leslie McLean. Senator Weiler declared a conflict of interest. The motion passed on the following roll call vote:

**Yeas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators  
Adams  
Harper  
Jenkins  
Mayne  
Robles  
Valentine  
Niederhauser
Christensen  
Henderson  
Jones  
Okerlund  
Shiozawa  
Van Tassell  

**Absent or not voting were:** Senators  
Bramble  
Dayton  
Stephenson  
Niederhauser  

President Niederhauser directed the committee to wait upon the Governor’s representative to notify him that the Senate has concluded its business.

Senator Vickers reported that the committee had notified the Governor’s representative that the Senate has concluded its business, and the Governor has no further business to bring before the Senate.

On motion of Senator Okerlund, and at 2:35 p.m., the Senate adjourned sine die.
CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Second Special Session of the Sixtieth Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the Fourth Special Session convening on Wednesday, October 16, 2013, and adjourning sine die the same day.

Leslie McLean
Secretary of the Senate

Joanna MacKay
Manager, Senate Services

Mary B. Andrus
Journal Clerk
Pursuant to the proclamation of His Excellency, Governor Gary R. Herbert, the Senate of the Sixtieth Legislature of the State of Utah met in the Senate Chamber of the State Capitol in a Special Session at 2:30 p.m. on Wednesday, October 16, 2013.

The Senate was called to order at 3:05 p.m., with President Wayne Niederhauser presiding.

Prayer – Senator Wayne Harper
Pledge of Allegiance – Senator Patricia Jones
Roll Call – All Senators present except Senator Urquhart, excused.

Leslie McLean read the following Proclamation and Certification.

PROCLAMATION

WHEREAS, since the adjournment of the 2013 General Session of the Sixtieth Legislature of the State of Utah, matters have arisen that require 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, call the Sixtieth Legislature of the State of Utah into a Second Special Session at the Utah State Capitol, in Salt Lake City, Utah, on the 16th day of October 2013, at 2:30 p.m., solely for the following purposes:

1. to consider appropriating and/or authorizing the use of state funds to open and operate certain national parks, national monuments and/or national recreation areas;
2. to consider appropriating and/or authorizing the use of state funds to offset previously incurred obligations occasioned by delays in federal funding to the Child Nutrition Program;

3. To consider appropriating and/or authorizing the use of state funds to cover the benefits of certain furloughed employees which are unpaid because of a lapse in federal funds; and

4. 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 11th day of October, 2013.

Gary R. Herbert
Governor
Greg Bell
Lieutenant Governor

CERTIFICATION

I, Greg Bell, Lieutenant Governor of the State of Utah, do hereby certify that the attached copy of the Proclamation issued on the 11th day of October, 2013, and signed by Governor Gary R. Herbert, is a true and correct copy of the original Proclamation calling the Sixtieth Legislature of the State of Utah into the Second Special Session at the Capitol Complex at Salt Lake City, Utah, on the 16th day of October, 2013, at 2:30 p.m., for the purposes named in the Proclamation.
I further certify that the membership of the Utah State Senate has not changed from that Certification of the 2013 General Session.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah at Salt Lake City, Utah, this 15th day of October, 2013

Greg Bell
Lieutenant Governor

* * *

On motion of Senator Valentine, the Senate voted to adopt the Senate Rules of the 2013 General Session of the Sixtieth Legislature as the rules for the Second Special Session.

President Niederhauser appointed a committee comprised of Senators Hinkins, Henderson, and Dabakis to join with a like committee from the House in notifying the Governor that the Legislature is convened in the Second Special Session in accordance with his proclamation and is organized and ready to receive any communications from him.

President Niederhauser appointed a committee comprised of Senators Van Tassell, Thatcher, and Mayne to notify the House of Representatives that the Senate is organized and ready to do business.

Representatives Wilcox, Anderegg, and Moss reported that the House of Representatives is organized and ready to do business.

Senator Hinkins reported that the Governor has been notified.

Senator Van Tassell reported that the House has been notified.

On motion of Senator Valentine, and as provided by the Utah State Constitution and the Joint Rules of the Legislature, the Senate voted to suspend the reading of the titles of bills and resolutions on the Senate calendar as they are read for the first time and introduced and considered on Second Reading, Third Reading, and Concurrence Calendars. This suspension applied to all bills and resolutions introduced during this special legislative session, except that any senator may request the reading of the long title, short title, or both of any House or Senate bill or resolution.
INTRODUCTION OF BILLS

S.B. 2001, National Park Funding (J. S. Adams), was read the first time by short title.

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On motion of Senator Okerlund, the Senate voted to suspend the rules and place S.B. 2001, NATIONAL PARK FUNDING, on the Second Reading Calendar.

COMMUNICATIONS FROM THE GOVERNOR

Mr. President: October 1, 2013

I am pleased to inform you that I have appointed Brian G. Cannell as a Judge of the First District Court, pursuant to Article VIII, Section 8 of the Utah Constitution and Utah Code Section 78A–10–101.

Thank you for your timely consideration and confirmation of Mr. Cannell.

Gary R. Herbert
Governor

Mr. President: October 8, 2013

The Senate Judicial Confirmation Committee met on October 8, 2013, and reports a favorable recommendation for Mr. Brian G. Cannell to be confirmed to the position of Judge in the First District Court.

Scott K. Jenkins, Chair

On motion of Senator Hillyard, the Senate voted to consent to the appointment of Brian G. Cannell as a Judge of the First District Court. Senators Jenkins and Weiler commented and the motion passed on the following roll call vote:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators

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Absent or not voting was: Senator Urquhart

* * *

Mr. President: August 23, 2013

I am pleased to inform you that I have appointed Ryan B. Evershed as a Judge of the Eighth District Juvenile Court, pursuant to Article VIII, Section 8 of the Utah Constitution and Utah Code Section 78A–10–101.

Thank you for your timely consideration and confirmation of Mr. Evershed.

Gary R. Herbert
Governor

Mr. President: October 14, 2013

The Senate Judicial Confirmation Committee met on October 9, 2013, and reports a favorable recommendation for Mr. Ryan B. Evershed to be confirmed to the position of Judge in the Eighth District Juvenile Court.

Scott K. Jenkins, Chair

On motion of Senator Hillyard, the Senate voted to consent to the appointment of Ryan B. Evershed as a Judge of the Eighth District Juvenile Court on the following roll call vote:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators

Adams Bramble Christensen Dabakis
Davis Dayton Harper Henderson
Hillyard Hinkins Jenkins Jones
Knudson Madsen Mayne Okerlund
Osmond Reid Robles Shiozawa
Stephenson Stevenson Thatcher Valentine
Van Tassell Vickers Weiler Niederhauser

Absent or not voting was: Senator Urquhart

* * *

Mr. President: August 23, 2013

I am pleased to inform you that I have appointed Keith E. Eddington as a Judge of the Eighth District Juvenile Court, pursuant to Article VIII, Section 8 of the Utah Constitution and Utah Code Section 78A–10–101.
Thank you for your timely consideration and confirmation of Mr. Eddington.

Gary R. Herbert  
Governor  
October 14, 2013

Mr. President:

The Senate Judicial Confirmation Committee met on October 9, 2013, and reports a favorable recommendation for Mr. Keith E. Eddington to be confirmed to the position of Judge in the Eighth District Juvenile Court.

Scott K. Jenkins, Chair

On motion of Senator Hillyard, the Senate voted to consent to the appointment of Keith E. Eddington as a Judge of the Eighth District Juvenile Court. Senator Van Tassell commented and the motion passed on the following roll call vote:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators

Adams Christensen Dabakis Davis  
Dayton Harper Henderson Hillyard  
Hinkins Jenkins Jones Knudson  
Madsen Mayne Okerlund Osmond  
Reid Robles Shiozawa Stephenson  
Stevenson Thatcher Valentine Van Tassell  
Vickers Weiler Niederhauser

Absent or not voting were: Senators

Bramble Urquhart

***

Mr. President:  
August 23, 2013

I am pleased to inform you that I have appointed Samuel Chiara as a Judge of the Eighth District Court, pursuant to Article VIII, Section 8 of the Utah Constitution and Utah Code Section 78A−10−101.
Thank you for your timely consideration and confirmation of Mr. Chiara.

Gary R. Herbert
Governor

Mr. President: October 14, 2013

The Senate Judicial Confirmation Committee met on October 9, 2013, and reports a favorable recommendation for Mr. Samuel Chiara to be confirmed to the position of Judge in the Eighth District Court.

Scott K. Jenkins, Chair

On motion of Senator Hillyard, the Senate voted to consent to the appointment of Samuel Chiara as a Judge of the Eighth District Court. Senators Dayton, Valentine, and Weiler commented and the motion passed on the following roll call vote:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams           Christensen           Dabakis           Davis
Dayton          Harper               Henderson          Hillyard
Hinkins         Jenkins             Jones              Knudson
Madsen          Mayne               Okerlund           Osmond
Reid            Robles              Shiozawa           Stephenson
Stevenson       Thatcher           Valentine          Van Tassell
Vickers         Weiler              Niederhauser

Absent or not voting were: Senators
Bramble         Urquhart

COMMITTEE OF THE WHOLE

On motion of Senator Okerlund, Judges Keith Eddington, Brian S. Cannell, Ryan Evershed, and Samuel Chiara spoke in Committee of the Whole. Senator Hillyard commented.

On motion of Senator Okerlund, the Committee of the Whole was dissolved.

COMMUNICATIONS FROM THE HOUSE

Mr. President: October 16, 2013

The House passed, as amended, H.B. 2001, STATE EMPLOYEE BENEFIT AMENDMENTS, by Representative B. Dee, and it is transmitted for consideration; and
The House passed, as amended, **H.B. 2002**, FUNDING OF FEDERAL PROGRAMS, by Representative B. Dee, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk
Communications filed. The bills were read the first time by short title.


**SECOND READING CALENDAR**

**S.B. 2001**, NATIONAL PARK FUNDING, was read the second time. Senator Adams explained the bill. Senators Valentine, Okerlund, Knudson, Hillyard, Dayton, Mayne, and Madsen commented.

On motion of Senator Adams, the following substitute bill replaced the original bill:

*1st Sub. S.B. 2001, National Park Funding* (J. S. Adams)

Senator Adams proposed a verbal amendment as follows:

1. Page 3, Line 77:
   After “2013”, delete “and before contributing any money appropriated in this bill to the United States government.”

2. Page 3, Line 85:
   After “(b)” delete “the fact that”

Senator Adams’ motion to amend passed on a voice vote.

# # #

Senator Robles proposed the following amendment:

1. Page 3, Line 63:
   The Legislature intends that :
   (1) any amount appropriated from the Sovereign Lands

2. Page 3, Line 66:
   Restricted Account under Subsection 63J–1–601(2) at the close of fiscal year 2014 ; and
(2) the Governor and the Division of Parks and Recreation contact Utah's United States Senators and Congressional Representatives and urge them to introduce or amend legislation to fully reimburse the State of Utah for any amount expended under this appropriation.

3. Page 4, Line 90:

90 the United States government; \{–and–\}

4. Page 4, Line 95:

95 \(b\) not expend the appropriated money \{–\}; and

(5) the Governor and the Division of Parks and Recreation contact Utah's United States Senators and Congressional Representatives and urge them to introduce or amend legislation to fully reimburse the State of Utah for any amount expended under this appropriation.

Senator Robles’ motion to amend passed on a voice vote.

On motion of Senator Adams, the Senate, by a 2/3 vote, voted to suspend the three readings requirement.

On motion of Senator Adams, under suspension of the rules, 1st Sub. S.B. 2001, NATIONAL PARK FUNDING, was considered read the second and third times. The bill passed on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

Bramble Urquhart

1st Sub. S.B. 2001 was transmitted to the House.

***

On motion of Senator Knudson, the Senate, by a 2/3 vote, voted to suspend the three readings requirement.
On motion of Senator Knudson, under suspension of the rules, H.B. 2001, STATE EMPLOYEE BENEFIT AMENDMENTS, was considered read the second and third times and passed on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Bramble | Urquhart |

H.B. 2001 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Okerlund, the Senate, by a 2/3 vote, voted to suspend the three readings requirement.

On motion of Senator Okerlund, under suspension of the rules, H.B. 2002, FUNDING OF FEDERAL PROGRAMS, was considered read the second and third times and passed on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Bramble | Urquhart |

**H.B. 2002** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

**COMMUNICATIONS FROM THE GOVERNOR**

Mr. President:

In accordance with Utah Code 67–1–1 and 67–1–2, I propose and transmit the following appointments:

**Health Data Committee:**

Alan K. Ormsby is appointed to replace Laura Polacheck as a member of the Health Data Committee, the remaining portion of the term to expire June 30, 2015. See Utah Code 26–33a–103.

**Utah College of Applied Technology Board of Trustees:**

James V. Olsen is reappointed as a member of the Utah College of Applied Technology Board of Trustees, a term to expire October 31, 2017. See Utah Code 53B–2a–103.

Bradley Vern Tanner is reappointed as a member of the Utah College of Applied Technology Board of Trustees, a term to expire October 31, 2017. See Utah Code 53B–2a–103.

**Real Estate Appraiser Licensing and Certification Board:**

Kristin Coleman–Nicholl is appointed to replace Jeanette Payne as a state–certified residential appraiser member on the Real Estate Appraiser Licensing and Certification Board, a term to end July 1, 2017. See Utah Code 61–2g–204.

Thank you for your timely consideration and confirmation of the above appointments.

Gary R. Herbert
Governor

* * *

On motion of Senator Hillyard, the Senate voted to consent to the Governor’s appointments as read by Joanna MacKay. The motion passed on the following roll call vote:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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</table>
Mr. President: October 9, 2013

In accordance with Utah Code 67−1−1 and 67−1−2, I propose and transmit the following appointment:

Spencer J. Cox is appointed to replace Greg Bell as the Lieutenant Governor. See the Utah Constitution Article VII, Section 10.

Thank you for your timely consideration and confirmation of the above appointment.

Gary R. Herbert
Governor

* * *

Mr. President: October 15, 2013

At its meeting today, the Senate Government Operations Confirmation Committee voted unanimously to recommend that the Utah Senate approve the nomination of Mr. Spencer J. Cox as the Lieutenant Governor.

Wayne A. Harper, Chair

On motion of Senator Hillyard, the Senate voted to consent to the Governor’s appointment of Spencer J. Cox. Senators Weiler, Okerlund, and Mayne commented. The motion passed on the following roll call vote:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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Absent or not voting were: Senators
Bramble Urquhart

COMMITTEE OF THE WHOLE

On motion of Senator Okerlund, Lieutenant Governor Spencer J. Cox spoke in Committee of the Whole.

On motion of Senator Okerlund, the Committee of the Whole was dissolved.

***

On motion of Senator Okerlund, and at 5:15 p.m., the Senate sauntered.

The Senate was called to order at 5:40 p.m., with President Pro Tem Adams presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: October 16, 2013

The House passed, 1st Sub. S.B. 2001, NATIONAL PARK FUNDING, by Senator J. S. Adams, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bill was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

***

Senator Adams appointed Senators Hinkins, Henderson and Dabakis to join with a like committee from the House to wait upon the Governor and ask if he has any further business to bring before the Senate.

Senator Adams appointed Senators Van Tassell, Thatcher, and Mayne to notify the House of Representatives that the Senate has concluded its business and is ready to adjourn sine die.

Senator Hinkins reported that his committee, with a like committee from the House, notified the Governor that the Legislature has concluded its business and is ready to adjourn sine die.

Senator Van Tassell reported that the House has been notified that the Senate has concluded its business and is ready to adjourn sine die.

On motion of Senator Christensen, and at 5:50 p.m., the Senate adjourned sine die.
# PAGE INDEX

**H.B. 2001 — STATE EMPLOYEE BENEFIT AMENDMENTS (B. Dee)**

- Read the first time by short title .......................................................... 19
- Placed on calendar ........................................................................ 20
- Read the second and third times ......................................................... 22
- Signed by the President and returned to the House ............................... 22

**H.B. 2002 — FUNDING OF FEDERAL PROGRAMS (B. Dee)**

- Read the first time by short title .......................................................... 20
- Placed on calendar ........................................................................ 20
- Read the second and third times ......................................................... 22
- Signed by the President and returned to the House ............................... 23

**S.B. 2001 — NATIONAL PARK FUNDING (J. S. Adams)**

- Read the first time by short title .......................................................... 16
- Placed on calendar ........................................................................ 16
- Read the second time ....................................................................... 20
- Substituted ....................................................................................... 20

**1st Sub. S.B. 2001 — NATIONAL PARK FUNDING (J. S. Adams)**

- Amendments .................................................................................... 20
- Read the second and third times ......................................................... 21
- Transmitted to the House .................................................................. 21
- Signed by the President and transmitted to the Governor ................. 25
CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Fourth Extraordinary Session of the Sixtieth Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the Fourth Extraordinary Session convening on Wednesday, November 20, 2013, and adjourning sine die on the same day.

Leslie McLean
Secretary of the Senate

Joanna MacKay
Manager, Senate Services

Mary B. Andrus
Journal Clerk
STATE OF UTAH

SENATE JOURNAL

FOURTH EXTRAORDINARY SESSION
of the
SIXTIETH LEGISLATURE

The Senate of the Sixtieth Legislature of the State of Utah met in the Senate Chamber at the State Capital Complex in the Fourth Extraordinary Session at 1:30 p.m. on Wednesday, November 20, 2013.

The Senate was called to order at 2:25 p.m. with President Wayne L. Niederhauser presiding.

Prayer – Senator Scott Jenkins
Pledge of Allegiance – Senator Gene Davis

Leslie McLean, Secretary of the Senate, read the following communication:

PROCLAMATION

WHEREAS, since the close of the 2013 General Session of the 60th Legislature of the State of Utah, certain matters have arisen which require immediate legislative attention; and

WHEREAS, Article VII, Section 6 of the Constitution of the State of Utah provides that the Governor may, by proclamation, convene the Senate in Extraordinary Session;

NOW, THEREFORE, I, GARY R. HERBERT, Governor of the State of Utah, by virtue of the authority vested in me by the Constitution and Laws of the State of Utah, do by this Proclamation call the Senate only of the 60th Legislature into the Fourth Extraordinary Session at the State Capitol in Salt Lake City, Utah, on the 20th day of November 2013, at 1:30 p.m., for the following purpose:
For the Senate to consent to appointments made by the Governor to positions within state government of the State of Utah since the close of the 2013 General Session of the Legislature of the State of Utah.

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 November 2013.

Gary R. Herbert
Governor
Spencer J. Cox
Lieutenant Governor

CERTIFICATION

I, SPENCER J. COX, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, DO HEREBY CERTIFY THAT the attached copy of the Proclamation issued on the 18th day of November, 2013, and signed by Governor Gary R. Herbert, is a true and correct copy of the original Proclamation calling the Sixtieth Legislature of the State of Utah into a Fourth Extraordinary Session at the Capitol Complex at Salt Lake City, Utah, on the 20th day of November, 2013, at 1:30 p.m., for the purpose named in the Proclamation.

I further certify that the membership of the Utah State Senate has not changed from that of the 2013 General Legislative Session.

In testimony whereof, I have hereunto set my hand and affixed the Great Seal of the State of Utah, at Salt Lake City, this 18th day of November, 2013.

Spencer J. Cox
Lieutenant Governor

Roll call – All Senators present except Senator Osmond, excused.
On motion of Senator Valentine, the Senate voted to adopt the Senate Rules of the 2013 General Session of the Sixtieth Legislature as the rules for the Fourth Extraordinary Session.

President Niederhauser appointed a committee comprised of Senators Stephenson, Madsen, and Mayne to notify the Governor’s representative that the Senate is convened in the Fourth Extraordinary Session in accordance with his proclamation.

Senator Stephenson advised the Senate that the Governor’s representative has been notified of the convening of the Fourth Extraordinary Session.

**COMMUNICATIONS FROM THE GOVERNOR**

Mr. President: October 3, 2013

I am pleased to inform you that I have appointed Sharon S. Sipes as a Judge of the Second District Juvenile Court, pursuant to Article VIII, Section 8 of the Utah Constitution and Utah Code Section 78A–10–101.

Thank you for your timely consideration and confirmation of Ms. Sipes.

Gary R. Herbert
Governor

Mr. President: November 18, 2013

The Senate Judicial Confirmation Committee met on November 18, 2013, and reports a favorable recommendation for Ms. Sharon S. Sipes to be confirmed to the position of Judge in the Second District Juvenile Court.

Scott K. Jenkins, Chair

Senator Hillyard moved to consent to the appointment of Sharon S. Sipes. The motion passed on the following roll call vote:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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Absent or not voting was: Senator Osmond

***

Mr. President:

I am pleased to inform you that I have appointed Brent H. Bartholomew as a Judge of the Fourth District Juvenile Court, pursuant to Article VIII, Section 8 of the Utah Constitution and Utah Code Section 78A–10–101.

Thank you for your timely consideration and confirmation of Mr. Bartholomew.

Gary R. Herbert
Governor

Mr. President:

The Senate Judicial Confirmation Committee met on November 18, 2013, and reports a favorable recommendation for Mr. Brent H. Bartholomew to be confirmed to the position of Judge in the Fourth District Juvenile Court.

Scott K. Jenkins, Chair

Senator Hillyard moved to consent to the appointment of Brent H. Bartholomew. Senator Valentine commented and the motion passed on the following roll call vote:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators

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Absent or not voting was: Senator Osmond

***

Mr. President:

I am pleased to inform you that I have appointed John A. Pearce as a Judge of the Utah Court of Appeals, pursuant to Article VIII, Section 8 of the Utah Constitution and Utah Code Section 78A–10–101.
Thank you for your timely consideration and confirmation of Mr. Pearce.

Gary R. Herbert
Governor

Mr. President: November 18, 2013

The Senate Judicial Confirmation Committee met on November 18, 2013, and reports a favorable recommendation for Mr. John A. Pearce to be confirmed to the position of Judge in the Utah Court of Appeals.

Scott K. Jenkins, Chair

Senator Hillyard moved to consent to the appointment of John A. Pearce. Senators Robles, Valentine, Urquhart, and Weiler commented and the motion passed on the following roll call vote:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

Madsen Osmond

**COMMITTEE OF THE WHOLE**

On motion of Senator Okerlund, Judge Sharon S. Sipes, Judge Brent H. Bartholomew, and Judge John A. Pearce spoke in Committee of the Whole.

On motion of Senator Okerlund, the Committee of the Whole was dissolved.

**COMMUNICATIONS FROM THE GOVERNOR**

Mr. President: October 18, 2013

In accordance with Utah Code 67–1–1 and 67–1–2, I propose and transmit the following appointment:

**Department of Human Services:**

Ann Silverberg Williamson is appointed as the Executive Director of the Department of Human Services. See Utah Code 67–22–2.
Thank you for your timely consideration and confirmation of the above appointments.

Gary R. Herbert
Governor

Mr. President: November 19, 2013

At its meeting today, the Senate Health and Human Services Confirmation Committee voted unanimously to recommend that the Utah Senate approve the nomination of the following as the Executive Director of the Department of Human Services:

Ann Silverberg Williamson

Allen M. Christensen, Chair

School and Institutional Trust Lands Board of Trustees:
Scott O. Ruppe is appointed to replace Dan Lofgren as a member of the School and Institutional Trust Lands Board of Trustees, a term to expire June 30, 2019. See Utah Code 53C–1–202.

Governor’s Economic Development Coordinating Council:
Natalie Gochnour is reappointed as a member of the Governor’s Economic Development Coordinating Council, a term to expire June 30, 2015. See Utah Code 63M–1–1303(h).

Randy Shumway is reappointed as a member of the Governor’s Economic Development Coordinating Council, a term to expire June 30, 2015. See Utah Code 63M–1–1303(h).

Robert Troy Behunin is reappointed as a member of the Governor’s Economic Development Coordinating Council, a term to expire June 30, 2015. See Utah Code 63M–1–1303(h).

Patricia Ann Richards is reappointed as a member of the Governor’s Economic Development Coordinating Council, a term to expire June 30, 2015. See Utah Code 63M–1–1303(h).

Utah Science Technology and Research Governing Authority
Greg Bell is appointed to replace Cynthia Burrows as a member of the Utah Science Technology and Research Governing Authority, a term to expire July 1, 2017. See Utah Code 63M–2–301.

Crime Victim Reparations And Assistance Board:
Sandi Johnson is appointed to replace Rodney Snow as a member of the Crime Victim Reparations and Assistance Board, a term to end April 15, 2017. See Utah Code 63M–7–504.
Utah State Retirement Board:

John Larry Lunt is reappointed as a member of the Utah State Retirement Board, a term to end July 1, 2014. See Utah Code 49–11–202.

Kathy D. Jones–Price is reappointed as a member of the Utah State Retirement Board, a term to end July 1, 2015. See Utah Code 49–11–202.

Thank you for your timely consideration and confirmation of the above appointments.

Gary R. Herbert
Governor

* * *

Mr. President: November 19, 2013

The Senate Education Confirmation Committee met November 19, 2013, and reports a favorable recommendation for Mr. Scott O. Ruppe as a member of the School and Institutional Trust Lands Board of Trustees.

Stephen H. Urquhart, Chair

Mr. President: November 19, 2013

At its meeting today, the Senate Government Operations Confirmation Committee voted unanimously to recommend that the Utah Senate approve the nomination of Mr. Greg Bell as a member of the Utah Science Technology and Research Governing Authority.

Wayne A. Harper, Chair

Senator Hillyard moved to consent to the appointments as read by Leslie McLean. The motion passed on the following roll call vote:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators

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Absent or not voting were: Senators

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COMMITTEE OF THE WHOLE

On motion of Senator Okerlund, Ann Silverberg Williamson, Executive Director of the Department of Human Services spoke in the Committee of the Whole.

On motion of Senator Okerlund, the Committee of the Whole was dissolved.

* * *

President Niederhauser directed the committee to wait upon the Governor’s representative to notify him that the Senate has concluded its business.

Senator Stephenson reported that the committee had notified the Governor’s representative that the Senate has concluded its business, and the Governor has no further business to bring before the Senate.

On motion of Senator Okerlund, and at 3:15 p.m., the Senate adjourned sine die.
STATE OF UTAH

SENATE JOURNAL

2014 GENERAL SESSION
OF THE
SIXTIETH LEGISLATURE

Convened
Monday, January 27, 2014

Adjourned Sine Die
Thursday, March 13, 2014
CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the 2014 General Session of the Sixtieth Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the General Session convening on Monday, January 27, 2014, and adjourning sine die on Thursday, March 13, 2013.

Leslie McLean
Secretary of the Senate

Joanna MacKay
Manager, Senate Services

Mary B. Andrus
Journal Clerk
PRESIDENT OF THE SENATE
Wayne L. Niederhauser
2014 General Session
Sixtieth Legislature
SENATE LEADERSHIP

MAJORITY LEADERSHIP (Republican)

Ralph Okerlund
Majority Leader

Stuart Adams
Majority Whip

Peter Knudson
Asst. Majority Whip

MINORITY LEADERSHIP (Democrat)

Gene Davis
Minority Leader

Karen Mayne
Minority Whip

Patricia Jones
Asst. Minority Whip

SENATE STAFF

Leslie McLean
Secretary of the Senate

Joanna MacKay
Manager Senate Services

Mary Andrus
Journal Clerk
SENATE LEADERSHIP
President of the Senate (R) ................................. Wayne L. Niederhauser
Majority Leader (R) ................................. Ralph Okerlund
Majority Whip (R) ................................. Stuart Adams
Assistant Majority Whip (R) ............................... Peter C. Knudson
Minority Leader (D) ................................. Gene Davis
Minority Whip (D) ................................. Karen Mayne
Assistant Minority Whip (D) ............................... Patricia Jones
Minority Caucus Manager (D) ........................ Luz Robles

HOUSE LEADERSHIP
Speaker of the House (R) ................................. Rebecca Lockhart
Majority Leader (R) ................................. Brad L. Dee
Majority Whip (R) ................................. Gregory Hughes
Assistant Majority Whip (R) ............................... Don Ipson
Minority Leader (D) ................................. Jennifer Seelig
Minority Whip (D) ................................. Tim Cosgrove
Assistant Minority Whip (D) ............................... Rebecca Chavez-Houck
Minority Caucus Manager (D) ........................ Joel Briscoe

STATE OFFICIALS
Governor ...................................................... Gary R. Herbert
Lieutenant Governor ........................................ Spencer Cox
Attorney General ........................................ Sean Reyes
Auditor ........................................................ John Dougall
Treasurer ...................................................... Richard Ellis

CONGRESSIONAL DELEGATION
Senator ...................................................... Mike Lee
Senator ...................................................... Orrin G. Hatch
Congressman ................................................. Jim Matheson
Congressman ................................................. Rob Bishop
Congressman ................................................. Jason Chavetz
Congressman ................................................. Chris Stewart

UTAH SUPREME COURT
Chief Justice ................................................ Matthew B. Durrant
Assoc. Chief Justice ........................................ Christine M. Durham
Justice ...................................................... Thomas R. Lee
Justice ...................................................... Jill Parrish
Justice ...................................................... Ronald E. Nehring
### MEMBERS OF THE SENATE
#### Sixtieth Legislature

<table>
<thead>
<tr>
<th>Senator</th>
<th>District</th>
<th>County(ies)</th>
<th>Party</th>
<th>Address &amp; Telephone No.</th>
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<tr>
<td>Luz Robles</td>
<td>1</td>
<td>Salt Lake</td>
<td>(D)</td>
<td>1004 N Morton Dr Salt Lake City Ut 84116 Home/Office (801) 953–0905</td>
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<td>Minority Caucus Mgr</td>
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<tr>
<td>Jim Dabakis</td>
<td>2</td>
<td>Salt Lake</td>
<td>(D)</td>
<td>54 B Street Salt Lake City Ut 84103 Phone (801) 815–3533</td>
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<td>Gene Davis</td>
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<td>865 Parkway Ave Salt Lake City Ut 84106 Home (801) 484–9428</td>
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<td>Patricia Jones</td>
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<td>4571 Sycamore Dr Holladay Ut 84117 Home (801) 278–7667</td>
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<td>5044 W Bannock Cir West Valley City Ut 84120 Home (801) 968–7756</td>
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<td>Wayne A Harper</td>
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<td>2094 Surrey Circle Taylorsville Ut 84129 Home (801) 566–5466</td>
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<td>462 W Rivercross Rd Spanish Fork Ut 84660 Phone (801) 787–6197</td>
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<td>Brian Shiozawa</td>
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<td>3177 Fort Union Blvd Salt Lake City Ut 84121 Cell (801) 889–7450</td>
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<td>Wayne L Niederhauser</td>
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<td>3182 E Granite Woods Lane Sandy Ut 84092 Cell (801) 742–1606</td>
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<tr>
<td>Aaron Osmond</td>
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<td>Salt Lake</td>
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<td>11466 County Knoll Rd South Jordan Ut 84095 Home (801) 253–6853</td>
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<td>Howard A Stephenson</td>
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<td>1038 E 13590 S Draper Ut 84020 Cell (801) 815–6800</td>
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<td>6352 City Vistas Way West Valley City, Ut 84128 Cell (801) 759-4746</td>
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<td>Mark B Madsen</td>
<td>13</td>
<td>Salt Lake, Utah</td>
<td>1304 N Redwood Rd #321 Saratoga Springs Ut 84045 Office (801) 360-9389</td>
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<td>John L Valentine</td>
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<td>857 E 970 N Orem Ut 84097 Home (801) 224-1693</td>
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<td>Stuart C Reid</td>
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<td>Davis</td>
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<td>Todd Weiler</td>
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<td>Davis</td>
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<td>Lyle W Hillyard</td>
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<td>Cache, Rich</td>
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<td>Kevin T Van Tassell</td>
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<td>Daggett, Duchesne, Summit, Uintah, Wasatch</td>
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<td>3424 W 1500 N Vernal Ut 84078</td>
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<tr>
<td>David Hinkins</td>
<td>27</td>
<td>Carbon, Emery, Grand, San Juan, Utah, Wasatch</td>
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<td>P O Box 485 Orangeville Ut 84537</td>
</tr>
<tr>
<td>Evan Vickers</td>
<td>28</td>
<td>Beaver, Iron, Washington</td>
<td>(R)</td>
<td>2166 N Cobble Creek Dr Cedar City Ut 84721</td>
</tr>
<tr>
<td>Stephen H Urquhart</td>
<td>29</td>
<td>Washington</td>
<td>(R)</td>
<td>634 E 1100 S St George Ut 84790</td>
</tr>
</tbody>
</table>
Pursuant to the provisions of the Constitution of the State of Utah, the Senators of the Sixtieth Legislature of the State of Utah convened in General Session in the Senate Chamber on Monday, January 27, 2014, at ten o’clock a.m.

The Senate was called to order at 10:13 a.m., by President Wayne L. Niederhauser, presiding

POSTING OF COLORS & PLEDGE OF ALLEGIANCE

UTAH NATIONAL GUARD

Members of the Color Guard
Sergeant First Class Aaron Slaughter
Staff Sergeant Andrew Blunt
Sergeant Anthony Baca
Sergeant Leland Slaughter

Ameyalli Nicole Cordova, performed “The Star Spangled Banner.”

Pledge of Allegiance – Gary R. Harter

PRAYER BY ELDER D. TODD CHRISTOPHERSON, MEMBER OF THE QUORUM OF THE TWELVE APOSTLES OF THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS

Our Holy Father in Heaven, We come before thee this morning in a spirit of gratitude and solicitude. We thank Thee for the rights and privileges and blessings
that flow to us constantly from Thy hand. For the privilege of self-governement, for health and well-being, for life itself. Thou seest before thee, Holy Father, those who have sacrificed in political campaigns and efforts to secure the election to this body and we honor them and their family members for the sacrifices that have been made and for all they have done to qualify to earn the trust and to serve the citizens of this state. We invoke Thy blessings upon them. There is often agreement in ends and goals and often disagreement in means. We pray that Thou would bless each one with wisdom, with judgment, with discernment, with the blessings of Heaven, to be able to serve and improve the lives of every citizen of this state. We pray Thy blessing upon them of health and vigor as they enter now upon a very intense period of effort. Wilt thou watch over them. Wilt Thou grant Thy blessings each day of this session and wilt Thou extend thy blessings to all the people of this state, of this nation, thy children across the earth. We thank Thee again for the privilege of embarking upon this effort to serve one another under thy guidance and invoke Thy blessing in the Holy name of Jesus Christ, Amen.

SPECIAL MUSICAL PRESENTATION

The Calvary Baptist Church Choir performed “The Battle Hymn of the Republic” and “Amazing Grace.”

***

On motion of Senator Ralph Okerlund, the Senate thanked Elder D. Todd Christopherson for delivering the invocation and requested his words to be spread upon the pages of the Senate Journal. He also expressed appreciation to the Utah Air National Guard, Gary R. Harter, for leading the Pledge of Allegiance, and to Ameyalli Nicole Cordova and the Calvary Baptist Church Choir for their participation in the opening of the Utah State Senate.

***

Leslie McLean read the following Certification of Membership of the 2014 General Session of the Sixtieth Legislature.

CERTIFICATE OF MEMBERSHIP OF THE 2014 GENERAL SESSION OF THE UTAH STATE SENATE

I, SPENCER J. COX, 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 6, 2012, the following named persons were chosen by the electors as members of the Legislature of the State of Utah, to serve in the Senate, each for a term of four years, beginning the January 1, 2013, to wit:

FIRST DISTRICT: County of Salt Lake  
Luz Robles  

SIXTH DISTRICT: County of Salt Lake  
Wayne A. Harper  

SEVENTH DISTRICT: County of Utah  
Deidre Henderson  

EIGHTH DISTRICT: County of Salt Lake  
Brian E. Shiozawa  

TENTH DISTRICT: County of Salt Lake  
Aaron Osmond  

THIRTEENTH DISTRICT: Counties Salt Lake, Utah  
Mark B. Madsen  

FOURTEENTH DISTRICT: County of Utah  
John L. Valentine  

SIXTEENTH DISTRICT: Counties of Utah, Wasatch  
Curtis S. Bramble  

NINETEENTH DISTRICT: Counties of Morgan, Summit, Weber  
Allen M. Christensen  

TWENTIETH DISTRICT: Counties of Davis, Weber  
Scott K. Jenkins  

TWENTY−THIRD DISTRICT: Counties of Davis, Salt lake  
Todd Weiler  

TWENTY−FOURTH DISTRICT: Counties of Beaver, Garfield, Juab, Kane, Millard, Piute, Sanpete, Sevier, Utah, Wayne  
Ralph Okerlund  

TWENTY−FIFTH DISTRICT: Counties of Cache, Rich  
Lyle W. Hillyard  

TWENTY−SEVENTH DISTRICT: Counties of Carbon, Emery, Grand, San Juan, Utah, Wasatch  
David P. Hinkins  

TWENTY−EIGHTH DISTRICT: Counties of Beaver, Iron, Washington  
Evan J. Vickers  

TWENTY−NINTH DISTRICT: County of Washington  
Stephen H. Urquhart  

I Further 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 Senate, each for a term of four years, beginning January 1, 2011, to wit:

THIRD DISTRICT: County of Salt Lake
   Gene Davis
FOURTH DISTRICT: County of Salt Lake
   Patricia W. Jones
FIFTH DISTRICT: County of Salt Lake
   Karen Mayne
NINTH DISTRICT: County of Salt Lake
   Wayne L. Niederhauser
ELEVENTH DISTRICT: Counties of Salt Lake, Utah
   Howard A. Stephenson
TWELTH DISTRICT: County of Salt Lake
   Daniel W. Thatcher
FIFTEENTH DISTRICT: County of Utah
   Margaret Dayton
SEVENTEENTH DISTRICT: Counties of Box Elder, Cache, Tooele
   Peter C. Knudson
EIGHTEENTH DISTRICT: Counties of Davis, Morgan, Weber
   Stuart C. Reid
TWENTY−FIRST DISTRICT: County of Davis
   Jerry W. Stevenson
TWENTY−SECOND DISTRICT: County of Davis
   J. Stuart Adams
TWENTY−SIXTH DISTRICT: Counties of Daggett, Duchesne, Summit, Uintah, Wasatch
   Kevin T. Van Tassell

I FURTHER CERTIFY that the following person has been duly appointed as a member of the Legislature of the State of Utah, to serve in the Senate, filling a seat vacated in his respective district, to term expiring on December 31, 2014, to wit:
SECOND DISTRICT: County of Salt Lake

Jim Dabakis

IN TESTIMONY WHEREOF, I have here unto set my hand, and affixed the Great Seal of the State of Utah this 24th day of January, 2014 at Salt Lake City, Utah

Spencer J. Cox
Lieutenant Governor

* * *

Roll Call – All Senators present.

WELCOMING REMARKS BY PRESIDENT NIEDERHAUSER

As we begin the legislative session, let us remind ourselves of the fundamentals of freedom. In the heat of the session when political pressure is weighing upon us, it is easy to forget these principles that formed the foundation of our nation and our state. Many of the problems facing us today are a result of failing to remember or ignoring these elements. There are voices, which are often convincing, that weaken the pillars of the past in favor of the new world that we face. “Old fashion” are the adherents of a time gone by. I am not suggesting an uncritical acceptance of the wisdom of the past. Each generation is obligated to evaluate and examine the fundamentals anew.

About 20 years ago, I was a young CPA experiencing significant success in real estate development. My business partners and I had entered into lucrative options on some prime property in Salt Lake County. Everything we touched seemed to turn to gold. At this time, I was reaping the fruit of hard work, critical analysis, managed risk and “luck”. Melissa and I were building a new home and everything seemed to be going our way. Then came the business opportunity of a lifetime. The returns were extraordinary and it required very little work. People we knew were making large returns. Never–mind the critical analysis and principles of sound investing. This was a new age with amazing opportunities. And, never–mind my conservative father who counseled me against such unbelievable outcomes. He had always been one to avoid as much risk as possible. Invest with an eye on the long–term was his motto. Why should I listen to him?

Well, we went ahead and invested a chunk of money. It sounded so good, almost too good, and so it was. My company lost a lot of money on one of the oldest games in the book, a ponzi scheme made to look like a sophisticated venture. I felt foolish. Me, a CPA with critical analysis skills sucked into what
should have been an obvious red flag. The investment defied every sound and proven investment principle.

A recurrence or a return to the mind of sound investment principles would have saved me and my business partners in a critical situation. Since that time, I have found it valuable to remember my experience and to be reminded of the elements of wise finance and to remember my father and his conservative ways, which by the way, resulted in his success without a high level of risk.

We will do well as a legislative body to do the same. Once again, I am not suggesting an uncritical acceptance of the wisdom of the past, but a recurrence and a reminder of valuable principles.

Please pass out the new senate coin to the members of the body along with the Virginia Declaration of Rights.

On the one side is the Senate Seal and on the other are some symbols of fundamental principles of government.

Around the edge of the coin are the words, “Frequent recurrence to fundamental principles is essential to the security of individual rights and… free government”, which is an abbreviation of:

Article I, Section 27 of the Utah Constitution. [Fundamental rights]Frequent recurrence to fundamental principles is essential to the security of individual rights and the perpetuity of free government.” Recurrence is defined as: to return to the mind, to come up again for consideration as a question.

Here is some history:

The Virginia Declaration of Rights Virginia’s Declaration of Rights was drawn upon by Thomas Jefferson for the opening paragraphs of the Declaration of Independence. It was widely copied by the other colonies and became the basis of the Bill of Rights. Written by George Mason, it was adopted by the Virginia Constitutional Convention on June 12, 1776.

See Section 15

That no free government, or the blessings of liberty, can be preserved to any people but by a firm adherence to justice, moderation, temperance, frugality, and virtue and by frequent recurrence to fundamental principles.

Here is some interesting debate from the Utah Constitutional Convention:
Mr. (W.G.) VAN HORNE. Mr. Chairman, I move to strike out section 29. (29 was the then existing number for the Fundamental Rights section)

Motion seconded.

Mr. (HEBER M.) WELLS. Mr. Chairman, the committee deem this to be a patriotic utterance, that frequent recurrence should be made to fundamental principles, because the tendency of the times might be as it has been in the past, not to recur very often to fundamental principles. When the people are oppressed and do not get their rights, it may be necessary to recur to fundamental principles. We thought it a patriotic utterance that did no harm in the declaration of rights, and as the gentleman says, we copied it from Washington.

Mr. (ORSON F.) WHITNEY. Mr. Chairman, I shall oppose the striking out of the section. This is not the first section in this document which declares a fundamental principle without guaranteeing it. We declare that all men have the inalienable right to enjoy and defend their lives and liberty. We suppose that the Legislature shall provide how they will be secured to them. The declaration of a general principle does not hurt anything. I think it ought to stand as it is.

Mr. (Franklin Snyder) RICHARDS. Mr. Chairman, I hope this motion will not prevail to strike this out. Of course this, like some other portions of this article, is simply a declaration of rights and the criticism that was made about not being enforcible or whether it is binding upon the officer or the citizen, or the application that should be made of it, I think ought not to weigh in determining this question. It seems to me that it is there as an admonition from the great sovereign power of this State to every officer and every citizen and every person within the State, that there shall be frequent recurrence to fundamental principles, and to say that it is not enforcible [*note*] in itself, is not an objection to the section, and I hope it will stand.

The motion to strike out was lost.


Thank Heaven that it remained!

Let’s go over just a few of these fundamental principles. This is not an exhaustive list, but some highlights.

The Bill of Rights: A Transcription
The Preamble to The Bill of Rights

Congress of the United States begun and held at the City of New−York, on Wednesday the fourth of March, one thousand seven hundred and eighty nine.

THE Conventions of a number of the States, having at the time of their adopting the Constitution, expressed a desire, in order to prevent misconstruction or abuse of its powers, that further declaratory and restrictive clauses should be added: And as extending the ground of public confidence in the Government, will best ensure the beneficent ends of its institution.

RESOLVED by the Senate and House of Representatives of the United States of America, in Congress assembled, two thirds of both Houses concurring, that the following Articles be proposed to the Legislatures of the several States, as amendments to the Constitution of the United States, all, or any of which Articles, when ratified by three fourths of the said Legislatures, to be valid to all intents and purposes, as part of the said Constitution; viz.

ARTICLES in addition to, and Amendment of the Constitution of the United States of America, proposed by Congress, and ratified by the Legislatures of the several States, pursuant to the fifth Article of the original Constitution.

Note: The following text is a transcription of the first ten amendments to the Constitution in their original form. These amendments were ratified December 15, 1791, and form what is known as the “Bill of Rights.”

Amendment I

Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech, or of the press; or the right of the people peaceably to assemble, and to petition the Government for a redress of grievances.

Amendment II

A well regulated Militia, being necessary to the security of a free State, the right of the people to keep and bear Arms, shall not be infringed.

The Utah Constitution – Equally Important to Us

Preamble

Grateful to Almighty God for life and liberty, we, the people of Utah, in order to secure and perpetuate the principles of free government, do ordain and establish this CONSTITUTION.
Article I, Section 1. [Inherent and inalienable rights.] All men have the inherent and inalienable right to enjoy and defend their lives and liberties; to acquire, possess, and protect property; to worship according to the dictates of their consciences; to assemble peaceably, protest against wrongs, and petition for redress of grievances; to communicate freely their thoughts and opinions, being responsible for the abuse of that right.

Article I, Section 2. [All political power inherent in the people.] All political power is inherent in the people; and all free governments are founded on their authority for their equal protection and benefit, and they have the right to alter or reform their government as the public welfare may require.

Thomas Jefferson

Notes on the State of Virginia, Query 14 – 1781

Category: History

History by apprising [citizens] of the past will enable them to judge of the future; it will avail them of the experience of other times and other nations; it will qualify them as judges of the actions and designs of men; it will enable them to know ambition under every disguise it may assume; and knowing it, to defeat its views.

Federal Framer #16

If a nation means its systems, religious or political, shall have duration, it ought to recognize the leading principles of them in the front page of every family book. What is the usefulness of a truth in theory, unless it exists constantly in the minds of the people, and has their assent (Federal Framer #16, Richard Henry Lee)

Declaration of Independence

When in the Course of human events, it becomes necessary for one people to dissolve the political bands which have connected them with another, and to assume among the powers of the earth, the separate and equal station to which the Laws of Nature and of Nature’s God entitle them, a decent respect to the opinions of mankind requires that they should declare the causes which impel them to the separation.

We hold these truths to be self-evident, that all men are created equal, that they are endowed by their Creator with certain unalienable Rights, that among these are Life, Liberty and the pursuit of Happiness.——That to secure these rights, Governments are instituted among Men, deriving their just powers from the consent of the governed.
The Declaration of Independence was a foundational document for the US Constitution, many Acts of Congress, State Constitutions and Supreme Court decisions through the many years of our countries existence.

As expressed in this great document, fundamental principles have their beginnings with the Laws of Nature and Nature’s God. Therefore, a recurrence to fundamental principles is a recurrence to the Laws of Nature and Nature’s God.

Samuel Adams

Letter to the Legislature of Massachusetts – 1794

Category: Laws of Nature

In the supposed state of nature, all men are equally bound by the laws of nature, or to speak more properly, the laws of the Creator.

Alexander Hamilton

To grant that there is a supreme intelligence who rules the world and has established laws to regulate the actions of his creatures; and still to assert that man, in a state of nature, may be considered as perfectly free from all restraints of law and government, appears to a common understanding altogether irreconcilable. Good and wise men, in all ages, have embraced a very dissimilar theory. They have supposed that the deity, from the relations we stand in to himself and to each other, has constituted an eternal and immutable law, which is indispensably obligatory upon all mankind, prior to any human institution whatever. This is what is called the law of nature...Upon this law depend the natural rights of mankind. (Alexander Hamilton, The Farmer Refuted, February 23, 1775).

It should be noted that during the 1895 Utah Constitutional Convention, the delegates also repeatedly discussed the natural rights described in the Declaration of Independence.

And so, we have engraved on the Senate Coin this year the words: “Frequent recurrence to fundamental principles is essential to the security of individual rights and free government.”

This is my plea to Senate and the whole Legislature.

Lest we forget!

Lastly, I want to mention one other idea! This year during the session and interim, let’s make a conscious effort to find ways to simplify and repeal outdated
and unenforceable statute. “Clean out the closet” so to speak. I believe that if we focus on this challenge, the code will be smaller after the 2015 Session and we will have done a great thing.

Thank you for your indulgence.

***

On motion of Senator Adams, the Senate voted to have President Niederhauser’s remarks spread upon the pages of the 2014 Senate Journal.

President Niederhauser appointed Senators Jerry Stevenson, Evan Vickers, and Pat Jones to join with a like committee from the House to notify Governor Herbert that the Legislature is organized for the 2014 General Session of the Sixtieth Legislature and ready to do business.

President Niederhauser appointed Senators Scott Jenkins, Margaret Dayton, and Karen Mayne as a committee to notify the House of Representatives that the Senate is organized and ready to do business.

Representatives Edwards, Christofferson, and Briscoe notified the Senate that the House was organized and ready to do business.

***

President Niederhauser directed that the following be recorded in the Senate Journal as leaders for the 60th Legislature 2014 General Session:

President – Wayne L. Niederhauser  
Majority Leader – Ralph Okerlund  
Majority Whip – Stuart Adams  
Asst. Majority Whip – Peter C. Knudson  
Minority Leader – Gene Davis  
Minority Whip – Karen Mayne  
Asst. Minority Whip – Patricia W. Jones  
Minority Caucus Manager – Luz Robles

***

President Niederhauser appointed Senator Lyle Hillyard as Executive Appropriations Senate Chair and Senator Jerry Stevenson as Executive Appropriations Senate Vice Chair, Senator John Valentine as Senate Rules Chair and Senator Allen Christensen as the Committee Chair to serve Patronage and Employees
Senator Stevenson, Chairman of the Committee to Notify the Governor, reported that His Excellency, Governor Gary R. Herbert, has been notified that the Legislature is organized and ready to do business.

Senator Jenkins, Chairman of the Committee to Notify the House, reported the House has been notified that the Senate is organized and ready to do business.

At the direction of President Niederhauser, senate membership of the following committees are to be officially recorded in the Senate Journal:

**SENATE STANDING COMMITTEES**

**Business and Labor**
Curtis Bramble, *Chair*
Gene Davis
Deidre Henderson
David Hinkins
Karen Mayne
Todd Weiler
John Valentine

**Education**
Stuart Reid, *Chair*
Patricia Jones
Mark Madsen
Wayne Niederhauser
Aaron Osmond
Howard Stephenson
Jerry Stevenson
Steve Urquhart

**Natural Resources, Agriculture and Environment**
Scott Jenkins, *Chair*
Allen Christensen
Jim Dabakis
David Hinkins
Peter Knudson
Ralph Okerlund
Evan Vickers

**Health and Human Services**
Evan Vickers, *Chair*
Allen Christensen
Luz Robles
Brian Shiozawa
Daniel Thatcher

**Economic Development and Workforce Services**
Aaron Osmond, *Chair*
Patricia Jones
Peter Knudson
Karen Mayne
Ralph Okerlund
Stuart Reid
Jerry Stevenson

**Judiciary, Law Enforcement and Criminal Justice**
Mark Madsen, *Chair*
Lyle W. Hillyard
Patricia Jones
Luz Robles
Daniel Thatcher
Steve Urquhart
Todd Weiler
Revenue and Taxation
Deidre Henderson, Chair
Stuart Adams
Curt Bramble
Jim Dabakis
Gene Davis
Wayne Harper
Scott Jenkins
Howard Stephenson
John Valentine

Transportation and Public Utilities and Technology
Kevin Van Tassell, Chair
Stuart Adams
Margaret Dayton
Wayne Harper
Karen Mayne

Government Operations and Political Subdivisions
Margaret Dayton, Chair
Lyle Hillyard
Wayne Niederhauser
Luz Robles
Brian Shiozawa
Daniel Thatcher
Kevin Van Tassell

Retirement and Independent Entities
Todd Weiler, Chair
Curtis Bramble
Gene Davis
Margaret Dayton
Karen Mayne
Daniel Thatcher

Ethics
Peter Knudson, Chair
Gene Davis, Vice Chair
Allen Christensen
Lyle Hillyard
Pat Jones
Karen Mayne
Stuart Reid
Luz Robles

Senate Rules
John Valentine Chair
Patricia Jones
Peter Knudson
Mark Madsen
Karen Mayne
Stuart Reid
Kevin Van Tassell
Todd Weiler

SENATE MEMBERS JOINT APPROPRIATIONS SUBCOMMITTEES

EXECUTIVE APPROPRIATIONS COMMITTEE
Sen. Lyle Hillyard, Chair
Sen. Jerry Stevenson, Vice Chair
Sen. Wayne Niederhauser
Sen. Ralph Okerlund
Sen. Stuart Adams
Sen. Peter Knudson
Sen. Gene Davis
Sen. Karen Mayne
Sen. Patricia Jones
Sen. Luz Robles
BUSINESS, ECONOMIC DEVELOPMENT & LABOR
Sen. Brian Shiozawa, Co-Chair
Sen. Curtis Bramble
Sen. Gene Davis
Sen. Wayne Harper
Sen. Scott Jenkins
Sen. Stuart Reid
Sen. Jerry Stevenson

INFRASTRUCTURE & GENERAL GOVERNMENT
Sen. Wayne Harper, Co-Chair
Sen. Lyle Hillyard
Sen. David Hinkins
Sen. Scott Jenkins
Sen. Peter Knudson
Sen. Karen Mayne
Sen. Kevin Van Tassell
Sen. Evan Vickers

EXECUTIVE OFFICES AND CRIMINAL JUSTICE
Sen. Daniel Thatcher, Co-Chair
Sen. Curtis Bramble
Sen. Jim Dabakis
Sen. Mark Madsen
Sen. Ralph Okerlund
Sen. Stuart Reid

NATURAL RESOURCES, AGRICULTURE & ENVIRONMENTAL QUALITY
Sen. David Hinkins, Co-Chair
Sen. Jim Dabakis
Sen. Margaret Dayton
Sen. Ralph Okerlund
Sen. John Valentine
Sen. Kevin Van Tassell

HIGHER EDUCATION
Sen. Steve Urquhart, Co-Chair
Sen. Stuart Adams
Sen. Patricia Jones
Sen. Aaron Osmond
Sen. Howard Stephenson
Sen. Jerry Stevenson
Sen. John Valentine

Public Education
Sen. Howard Stephenson, Co-Chair
Sen. Stuart Adams
Sen. Lyle Hillyard
Sen. Patricia Jones
Sen. Mark Madsen
Sen. Aaron Osmond
Sen. Daniel Thatcher
Sen. Steve Urquhart

RETIREMENT & INDEPENDENT ENTITIES
Sen. Todd Weiler, Co-Chair
Sen. Curtis Bramble
Sen. Margaret Dayton
Sen. Daniel Thatcher
Sen. Karen Mayne
Sen. Gene Davis
On motion of Senator John Valentine, the 2014 Senate Rules, Joint Rules and Interim Rules adopted by the 2013 Second Special Session of the 60th Legislature were adopted with the understanding that changes to these rules for the Sixtieth Legislature will be considered and adopted as soon as possible.

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

EMPLOYEE COMMITTEE REPORT

Senator Stephenson introduced the Senate Staff.

Leslie McLean Secretary of the Senate
Ric Cantrell Chief of Staff
Joanna MacKay Manager of Senate Services
<table>
<thead>
<tr>
<th>Name</th>
<th>Position</th>
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<tbody>
<tr>
<td>Dawn Frandsen</td>
<td>Majority Executive Assistant</td>
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<tr>
<td>Janeen M. Halverson</td>
<td>Minority Executive Assistant</td>
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<tr>
<td>Paula Tew</td>
<td>Docket Clerk</td>
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<tr>
<td>Greg Johnson</td>
<td>System Analyst</td>
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<td>Mary Andrus</td>
<td>Journal Clerk</td>
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<tr>
<td>Lorna Wells</td>
<td>Secretarial Supervisor</td>
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<tr>
<td>Cynthia Millar</td>
<td>Rules Secretary/Amending Clerk</td>
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<tr>
<td>Karen Allred</td>
<td>Committee Secretary</td>
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<td>Wendy Hill</td>
<td>Committee Secretary</td>
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<td>Cami Deavila</td>
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<td>Nancy Skidmore</td>
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<td>Paula Winter</td>
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<tr>
<td>Lori Poole</td>
<td>Amending Clerk/Committee Secretary</td>
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<tr>
<td>Thomas R. Shepherd</td>
<td>Sergeant At Arms</td>
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<tr>
<td>Paul Jacobs</td>
<td>Asst. Sergeant At Arms</td>
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<tr>
<td>Neal Barth</td>
<td>Security</td>
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<td>Dennis Bird</td>
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<td>Frank Christensen</td>
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<td>Mike Lingwall</td>
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<td>Jason Hildebrand</td>
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<td>Tony Mascaro</td>
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<td>Darrell Griggs</td>
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<td>Scott Lawrence</td>
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<td>Gayle C. Petersen</td>
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<td>Linda Cornaby</td>
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<td>Jewel Doxey</td>
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<td>Claudette Eastman</td>
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<td>Deanne Evans</td>
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<td>Dianne Richards</td>
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<tr>
<td>Georgianna Knudson</td>
<td>Docket Clerk Aide</td>
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<tr>
<td>Star Hansen</td>
<td>Public Address System/Comp Operator</td>
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<tr>
<td>Steven Jenkins</td>
<td>Computer Specialist</td>
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<tr>
<td>Kristen Hopson</td>
<td>Hostess</td>
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<tr>
<td>Cheryl Ferrin</td>
<td>Public Information Officer</td>
</tr>
<tr>
<td>Kirsten Frank</td>
<td>Legislative Aide</td>
</tr>
<tr>
<td>Kathleen Sykes</td>
<td>Legislative Assistant</td>
</tr>
<tr>
<td>Aura Marie Davis</td>
<td>Vidiographer</td>
</tr>
</tbody>
</table>
INTRODUCTION OF INTERNS

Senator Henderson introduced the Senate Interns for the 2014 General Session.

Sen. Stuart Adams          Stephen LeFevre
Sen. Curtis Bramble         Stu Jensen
Sen. Allen Christensen      Boomer Kelley
Sen. Jim Dabakis            Zaida Hill
Sen. Gene Davis             Esther Blanco
Sen. Margaret Dayton       Jay Winters
Sen. Wayne Harper           Stetson Smith
Sen. Deidre Henderson      David Lewis
Sen. Lyle Hillyard          Nicole Tuttle
Sen. David Hinkins          Jordan Smith
Sen. Scott Jenkins          Matt Tueller
Sen. Patricia Jones         Sylvie Batchelor
Sen. Peter Knudson          Lexxi Seager
Sen. Mark Madsen            James R. Holley
Sen. Karen Mayne            Keith Stott
Sen. Ralph Okerlund         Phil Barker
Sen. Aaron Osmond           Cody Garcia
Sen. Stuart Reid             Roderick Francis
Sen. Luz Robles             Patricio M. Panuncio
Sen. Brian Shiozawa         David Lewis
Sen. Howard Stephenson      Tyler Goodman
Sen. Jerry Stevenson        Bryan Smith
Sen. Daniel Thatcher        Dane Rigdon
Sen. Stephen H. Urquhart    Phil Harris
Sen. John Valentine         Robert Bishop
Sen. Kevin Van Tassell      Maddie Stone
Sen. Evan Vickers           Stetson Smith
Sen. Todd Weiler            Clayton Schmoekel
Pres. Wayne Niederhauser    Justine Larsen

INTRODUCTION OF BILLS

S.B. 1, Higher Education Base Budget (S. Urquhart), was read the first time by short title and referred to the Rules Committee.

S.B. 4, Business, Economic Development, and Labor Base Budget (B. Shiozawa), was read the first time by short title and referred to the Rules Committee.
S.B. 5, Executive Offices and Criminal Justice Base Budget (D. Thatcher), was read the first time by short title and referred to the Rules Committee.

S.B. 6, Infrastructure and General Government Base Budget (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 7, National Guard, Veterans’ Affairs, and Legislature Base Budget (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

S.B. 8, Social Services Base Budget (A. Christensen), was read the first time by short title and referred to the Rules Committee.

S.B. 10, 401K Appropriation Amendments (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

S.B. 11, Election Offense Amendments (M. Dayton), was read the first time by short title and referred to the Rules Committee.

S.B. 12, Age Limit for Tobacco and Related Products (S. Reid), was read the first time by short title and referred to the Rules Committee.

S.B. 13, Theft Amendments (D. Thatcher), was read the first time by short title and referred to the Rules Committee.

S.B. 14, Long−term Care Partnership (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 15, Reemployment Restrictions Amendments (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 16, Veterans Tuition Gap Coverage (L. Robles), was read the first time by short title and referred to the Rules Committee.

S.B. 17, Water and Irrigation Amendments (M. Dayton), was read the first time by short title and referred to the Rules Committee.

S.B. 18, Local Government General Fund Amendments (D. Thatcher), was read the first time by short title and referred to the Rules Committee.

S.B. 19, Appointment and Qualification of Members of the State Tax Commission (H. Stephenson), was read the first time by short title and referred to the Rules Committee.
S.B. 20, Trustee’s Sale for Rental Property – Sunset Act Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 21, State Construction Code Amendments (M. Dayton), was read the first time by short title and referred to the Rules Committee.

S.B. 22, Workforce Services Job Listing Amendments (P. Knudson), was read the first time by short title and referred to the Rules Committee.

S.B. 23, School Construction Amendments (S. Jenkins), was read the first time by short title and referred to the Rules Committee.

S.B. 24, Amendment to Procurement Code Exemptions (M. Dayton), was read the first time by short title and referred to the Rules Committee.

S.B. 25, Candidate Certification Amendments (D. Henderson), was read the first time by short title and referred to the Rules Committee.

S.B. 26, Air Conservation Act Reauthorization (S. Jenkins), was read the first time by short title and referred to the Rules Committee.

S.B. 27, Reauthorization of Massage Therapy Licensure Act (J. Valentine), was read the first time by short title and referred to the Rules Committee.

S.B. 28, Utah Retirement Amendments (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 29, Controlled Substance Database Amendments (A. Christensen), was read the first time by short title and referred to the Rules Committee.

S.B. 30, Uniform Driver License Act Amendments (K. Van Tassell), was read the first time by short title and referred to the Rules Committee.

S.B. 31, State Agency Reporting Amendments (A. Osmond), was read the first time by short title and referred to the Rules Committee.

S.B. 32, State Highway System Amendments (K. Van Tassell), was read the first time by short title and referred to the Rules Committee.

S.B. 33, Reauthorization of Veterans Reintegration Task Force (P. Knudson), was read the first time by short title and referred to the Rules Committee.
S.B. 34, Governance of the Utah Education and Workforce Alliance (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

S.B. 35, Administrative Rules Reauthorization (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

S.B. 36, Voter Information Amendments (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.B. 37, Statewide Online Education Program Revisions (D. Thatcher), was read the first time by short title and referred to the Rules Committee.

S.B. 38, Rural Superintendent Concurrent Education Program (R. Okerlund), was read the first time by short title and referred to the Rules Committee.

S.B. 39, Home School Amendments (A. Osmond), was read the first time by short title and referred to the Rules Committee.

S.B. 40, Financial and Economic Literacy Amendments (P. Jones), was read the first time by short title and referred to the Rules Committee.

S.B. 41, State Tree Change (R. Okerlund), was read the first time by short title and referred to the Rules Committee.

S.B. 42, Early Childhood Education (A. Osmond), was read the first time by short title and referred to the Rules Committee.

S.B. 43, Intergenerational Poverty Interventions in Public Schools (S. Reid), was read the first time by short title and referred to the Rules Committee.

S.B. 44, Workers’ Compensation and Employee Misconduct (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.B. 45, Military Installation Development Authority Amendments (J. Stevenson), was read the first time by short title and referred to the Rules Committee.

S.B. 97, Lobbyist Disclosure and Regulation Act Amendments (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 98, Paraeducator Funding (K. Mayne), was read the first time by short title and referred to the Rules Committee.
S.B. 99, **Natural Gas State Vehicle Requirements** (S. Jenkins), was read the first time by short title and referred to the Rules Committee.

S.B. 100, **Antidiscrimination Amendments** (S. Urquhart), was read the first time by short title and referred to the Rules Committee.

S.B. 101, **Public Education Human Resource Management Amendments** (A. Osmond), was read the first time by short title and referred to the Rules Committee.

S.B. 103, **Local Control of Classroom Time Requirements** (A. Osmond), was read the first time by short title and referred to the Rules Committee.

S.B. 104, **Improvement of Reading Instruction** (A. Osmond), was read the first time by short title and referred to the Rules Committee.

S.B. 105, **Financial Disclosure Reporting Amendments** (M. Dayton), was read the first time by short title and referred to the Rules Committee.

S.B. 106, **Workplace Safety Week Designation** (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.B. 107, **Math Literacy – Science, Technology, Engineering, and Mathematics Initiative** (S. Urquhart), was read the first time by short title and referred to the Rules Committee.

S.B. 108, **Judiciary Amendments** (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

S.B. 109, **Radon Testing for Home Purchase** (A. Osmond), was read the first time by short title and referred to the Rules Committee.

S.B. 110, **Guardianship Costs for Parents of Disabled Adult Child** (A. Osmond), was read the first time by short title and referred to the Rules Committee.

S.B. 111, **Education Funding Equalization** (A. Osmond), was read the first time by short title and referred to the Rules Committee.

S.B. 112, **Game Fowl Fighting Amendments** (G. Davis), was read the first time by short title and referred to the Rules Committee.

S.B. 113, **Public Meetings Amendments** (K. Mayne), was read the first time by short title and referred to the Rules Committee.
S.B. 114, Canal Safety Act (G. Davis), was read the first time by short title and referred to the Rules Committee.

S.B. 115, Court Transcript Fees (P. Jones), was read the first time by short title and referred to the Rules Committee.

S.B. 116, Poll Worker Amendments (M. Dayton), was read the first time by short title and referred to the Rules Committee.

S.B. 117, Online Voter Registration Revisions (M. Dayton), was read the first time by short title and referred to the Rules Committee.

S.B. 118, School Funding Through Income Tax Revisions (P. Jones), was read the first time by short title and referred to the Rules Committee.

S.B. 119, Sales and Use Tax Exemption Amendments (S. Reid), was read the first time by short title and referred to the Rules Committee.

S.B. 120, Shelter Animal Vaccine Amendments (S. Jenkins), was read the first time by short title and referred to the Rules Committee.

S.B. 121, Tobacco Settlement Restricted Account Amendments (A. Christensen), was read the first time by short title and referred to the Rules Committee.

S.B. 122, Parental Rights and Accountability in Public Education (A. Osmond), was read the first time by short title and referred to the Rules Committee.

S.B. 123, Interlocal Cooperation Act Revisions (J. Valentine), was read the first time by short title and referred to the Rules Committee.

S.B. 124, Financial Institution and Services Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 125, Retired Volunteer Health Care Practitioner Amendments (D. Henderson), was read the first time by short title and referred to the Rules Committee.

S.B. 126, Child Welfare Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 127, Labor Commission Decision Amendments (K. Mayne), was read the first time by short title and referred to the Rules Committee.
S.B. 128, Safety Belt Amendments (L. Robles), was read the first time by short title and referred to the Rules Committee.

S.B. 129, Insurance Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 130, Trust Deed Foreclosure Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 131, Student Leadership Grant (A. Osmond), was read the first time by short title and referred to the Rules Committee.

S.B. 132, Human Services Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 133, Benefit Corporation Amendments (J. Valentine), was read the first time by short title and referred to the Rules Committee.

S.B. 134, Taxation Related Referendum Amendments (J. Valentine), was read the first time by short title and referred to the Rules Committee.

S.B. 140, Advanced Placement Test Funding (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.B. 141, Lobbyist Disclosure and Regulation Act Revisions (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 142, Small Employer Health Insurance Amendment (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 143, State Building Code Amendments (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 144, Driver License Modifications (J. Valentine), was read the first time by short title and referred to the Rules Committee.

S.B. 145, Background Check Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 146, Government Ethics Amendments (S. Reid), was read the first time by short title and referred to the Rules Committee.

S.B. 147, Residential Renters’ Deposits Amendments (P. Jones), was read the first time by short title and referred to the Rules Committee.
S.B. 148, Upstart Program Amendments (J. S. Adams), was read the first time by short title and referred to the Rules Committee.

S.C.R. 1, Concurrent Resolution Recognizing the 60th Anniversary of the Inclusion of Under God in the Pledge of Allegiance (A. Osmond), was read the first time by short title and referred to the Rules Committee.

S.C.R. 2, Concurrent Resolution Recognizing the 50th Anniversary of the Ririe–woodbury Dance Company (G. Davis), was read the first time by short title and referred to the Rules Committee.

S.C.R. 3, Concurrent Resolution on the School of Dentistry Serving Underprivileged Children (P. Jones), was read the first time by short title and referred to the Rules Committee.

S.C.R. 4, Concurrent Resolution on Wildlife Enhancement (A. Christensen), was read the first time by short title and referred to the Rules Committee.

S.J.R. 1, Joint Resolution on American Indian Holocaust Memorial Museum (S. Reid), was read the first time by short title and referred to the Rules Committee.

S.J.R. 2, Joint Resolution on Legislative Power (A. Osmond), was read the first time by short title and referred to the Rules Committee.

S.J.R. 3, Joint Resolution Regarding Attorney General (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.J.R. 5, Privatization of Government Services Joint Resolution (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.R. 1, Senate Rules Resolution on Committee Hearings (J. Valentine), was read the first time by short title and referred to the Rules Committee.

** * * * **

President Niederhauser directed that S.B. 10, 401K APPROPRIATION AMENDMENTS be lifted from Rules and placed at the top of the Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Hillyard, the Senate, by a 2/3 vote, voted to suspend the three readings requirement.
On motion of Senator Hillyard, under suspension of the rules, S.B. 10, 401K APPROPRIATION AMENDMENTS, was considered read the second and third times. Senator Hillyard explained the bill. The bill passed on the following roll call:

**Yeas, 29; Nays, 0; Absent or not voting, 0.**

**Voting in the affirmative were:** Senators

<table>
<thead>
<tr>
<th>Adams</th>
<th>Bramble</th>
<th>Christensen</th>
<th>Dabakis</th>
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<tr>
<td>Davis</td>
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<td>Thatcher</td>
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<tr>
<td>Valentine</td>
<td>Van Tassell</td>
<td>Vickers</td>
<td>Weiler</td>
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<tr>
<td>Niederhauser</td>
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S.B. 10 was transmitted to the House.

**COMMITTEE OF THE WHOLE**

On motion of Senator Okerlund, Juan Escamilla, Representative from the Arizona State Legislature spoke in Committee of the Whole. Senator Robles said Yes!

On motion of Senator Okerlund, the Committee of the Whole was dissolved.

* * *

On motion of Senator Okerlund, and at 11:37 a.m., the Senate recessed.

**AFTERNOON SESSION**

The Senate was called to order by President Wayne Niederhauser at 2:37 p.m.

**RULES COMMITTEE REPORTS**

To the Members of the Senate: January 27, 2014

The Rules Committee reports a favorable recommendation on **S.R. 1**, SENATE RULES RESOLUTION ON COMMITTEE HEARINGS, by Senator J. Valentine and recommends that S.R. 1 be placed at the top of the Second Reading Calendar.

John L. Valentine
Rules Committee Chair

Report filed. On motion of Senator Valentine, the committee report was adopted.
RULES COMMITTEE REPORTS

To the Members of the Senate: January 27, 2014

The Rules Committee recommends that the following bills be placed on the on the 2nd Reading Calendar:

S.B. 13 Theft Amendments (Sen. D. Thatcher)
S.B. 20 Trustee’s Sale for Rental Property – Sunset Act Amendments (Sen. W. Harper)
S.B. 26 Air Conservation Act Reauthorization (Sen. S. Jenkins)
S.B. 25 Candidate Certification Amendments (Sen. D. Henderson)
S.B. 17 Water and Irrigation Amendments (Sen. M. Dayton)
S.B. 18 Local Government General Fund Amendments (Sen. D. Thatcher)
S.B. 27 Reauthorization of Massage Therapy Licensure Act (Sen. J. Valentine)
S.B. 28 Utah Retirement Amendments (Sen. T. Weiler)
S.B. 35 Administrative Rules Reauthorization (Sen. H. Stephenson)
S.B. 21 State Construction Code Amendments (Sen. M. Dayton)
S.B. 24 Amendment to Procurement Code Exemptions (Sen. M. Dayton)
S.B. 29 Controlled Substance Database Amendments (Sen. A. Christensen)
S.B. 31 State Agency Reporting Amendments (Sen. A. Osmond)
S.B. 32 State Highway System Amendments (Sen. K. Van Tassell)
S.B. 33 Reauthorization of Veterans Reintegration Task Force (Sen. P. Knudson)
S.J.R. 1 Joint Resolution on American Indian Holocaust Memorial Museum (Sen. S. Reid)

John L. Valentine
Rules Committee Chair

Report filed. On motion of Senator Valentine, the committee report was adopted.

INTRODUCTION OF BILLS

S.B. 149, Drowsy Driving Amendments (A. Osmond), was read the first time by short title and referred to the Rules Committee.
S.C.R. 5, Concurrent Resolution Supporting the Master Plan (M. Dayton), was read the first time by short title and referred to the Rules Committee.

S.J.R. 6, Joint Resolution Authorizing Pay of In–session Employees (R. Okerlund), was read the first time by short title and referred to the Rules Committee.

S.J.R. 7, Joint Resolution Regarding Qualifications of State Tax Commission Members (J. Valentine), was read the first time by short title and referred to the Rules Committee.

SECOND READING CALENDAR

On motion of Senator Valentine, under suspension of the rules, S.R. 1, SENATE RULES RESOLUTION ON COMMITTEE HEARINGS, was considered read the second and third times. Senator Valentine explained the bill. Senator Harper commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams          Bramble          Christensen          Dabakis
Dayton         Harper           Henderson           Hillyard
Jenkins        Jones            Knudson            Mayne
Okerlund       Osmond           Reid              Robles
Shiozawa       Stephenson        Stevenson          Thatcher
Urquhart       Valentine         Van Tassell      Vickers
Weiler         Niederhauser

Absent or not voting were: Senators
Davis          Hinkins          Madsen

S.R. 1 was signed by the President and sent to the staff for enrolling.

* * *

S.B. 13, THEFT AMENDMENTS, was read the second time. Senator Thatcher explained the bill. The bill passed second reading on the following roll call:

Yeas, 25; Nays, 1; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams          Bramble          Christensen          Dabakis
Dayton         Harper           Henderson           Hillyard
Day 178

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Voting in the negative was: Senator
Van Tassell

Absent or not voting were: Senators
Davis Hinkins Madsen

* * *

S.B. 20, TRUSTEE’S SALE FOR RENTAL PROPERTY – SUNSET ACT AMENDMENTS, was read the second time. Senator Harper explained the bill. The bill passed second reading on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Dayton Harper Henderson Hillyard
Jenkins Jones Knudson Mayne
Okerlund Osmond Reid Robles
Shiozawa Stephenson Stevenson Thatcher
Urquhart Valentine Vickers Weiler
Weiler Niederhauser

Absent or not voting were: Senators
Davis Hinkins Madsen

* * *

S.B. 26, AIR CONSERVATION ACT REAUTHORIZATION, was read the second time. Senator Jenkins explained the bill. The bill passed second reading on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Dayton Harper Henderson Hillyard
Jenkins Jones Knudson Mayne
Okerlund Osmond Reid Robles
Shiozawa Stephenson Stevenson Thatcher
Urquhart Valentine Van Tassell Vickers
Weiler Niederhauser
Day 1 79 Monday, January 27, 2014

Okerlund Osmond Reid Robles
Shiozawa Stephenson Stevenson Thatcher
Urquhart Valentine Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Davis Hinkins Madsen

* * *

S.B. 25, CANDIDATE CERTIFICATION AMENDMENTS, was read the second time. Senator Henderson explained the bill. The bill passed second reading on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Dayton Harper Henderson Hillyard
Jenkins Jones Knudson Mayne
Okerlund Osmond Reid Robles
Shiozawa Stephenson Stevenson Thatcher
Urquhart Valentine Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Davis Hinkins Madsen

* * *

On motion of Senator Dayton, S.B. 17, WATER AND IRRIGATION AMENDMENTS, was read the second time and circled.

* * *

S.B. 18, LOCAL GOVERNMENT GENERAL FUND AMENDMENTS, was read the second time. Senator Thatcher explained the bill. The bill passed second reading on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Dayton Harper Henderson Hillyard
Absent or not voting were: Senators
Davis Hinkins Madsen

** S.B. 27, REAUTHORIZATION OF MASSAGE THERAPY LICENSURE ACT, was read the second time. Senator Valentine explained the bill. The bill passed second reading on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Dayton Harper Henderson Hillyard
Jenkins Jones Knudson Mayne
Okerlund Osmond Reid Robles
Shiozawa Stephenson Stevenson Thatcher
Urquhart Valentine Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Davis Hinkins Madsen

** S.B. 28, UTAH RETIREMENT AMENDMENTS, was read the second time. Senator Weiler explained the bill.

Senator Weiler proposed the following amendment:

1. Page 1, Lines 25 through 26:
   
   25 clarifies reporting provisions for participating employers regarding the employees’ accrual of service credit;

2. Page 2, Lines 55 through 56:
55 Other Special Clauses:

56 { None } This bill takes effect immediately.

3. Page 74, Lines 2278 through 2283:

2278 (1) As used in this section, “qualifying employee” means an employee who is:
2279 (a) in a position that is { receiving }:
2280 (i) receiving retirement benefits under Title 49, Utah State Retirement and Insurance Benefit Act;
2281 and
2282 (ii) accruing paid leave benefits { accrued on a biweekly basis } that can be used in the current and future calendar years; and
2283 (b) not an employee who is reemployed as defined in Section 49−11−102.

4. Page 75, Line 2320:

2320 section.

Section 50. 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.

Senator Weiler’s motion to amend passed on a voice vote.

On motion of Senator Weiler, the bill was circled.

* * *

S.B. 35, ADMINISTRATIVE RULES REAUTHORIZATION, was read the second time. Senator Stephenson explained the bill. The bill passed second reading on the following roll call:

Yeas, 26; Nays, 1; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Harper  Henderson  Hillyard  Jenkins
On motion of Senator Okerlund, the Legislature resolved itself into a Committee of the Whole for the purpose of hearing from Chief Justice Matthew B. Durrant, Utah Supreme Court.

STATE OF THE JUDICIARY

REMARKS BY CHIEF JUSTICE MATTHEW B. DURRANT

Thank you! Speaker Lockhart for the invitation to join you today to report on the state of Utah’s judiciary.

I have with me today Associate Chief Justice Ronald Nehring, Justice Jill Parrish, and Justice Tom Lee. Justice Christine Durham regrets that she cannot be here. I count it a great privilege to serve with such extraordinary jurists. We are joined by our superb court administrator, Dan Becker.

I’d like to begin with a personal story. It concerns the 1984 NBA draft, possibly the greatest draft in NBA history. It included future all-time NBA greats Hakeem Olajuwon, Charles Barkley, and none other than Michael Jordan. And my brother-Devin Durrant. At that time, Dave Checketts was the president and general manager of the Utah Jazz, who had the number 16 pick. As it happened, Dave was a friend of mine from my days in Cambridge, Massachusetts, and he told me that the Jazz were very interested in Devin. And as draft day approached, it looked more and more like the Jazz would pick Devin.

My family and I were of course thrilled at the prospect that Devin would be playing in Utah. But the day before the draft, Dave called and told me that he had some bad news. Very apologetically, he said the Jazz had decided to go another direction. I was devastated and asked him who the Jazz’s pick would be. He replied, “A guard out of Gonzaga named John Stockton.” I was shocked. This
Stockton guy was a nobody. With great emotion, I made this solemn pronouncement: “Dave,” I said, “You’re making a huge mistake.” I tell this story so that you might know that you can have complete confidence in my judgement as Chief Justice . . . or at least perhaps some confidence as to non-basketball matters, such as the ones I’ll be discussing here today.

And the first matter I’d like to discuss is a number – 93. That’s the percentage of people who reported that they agreed with the following statement:

I am satisfied with my experience at court today.

That question was one of 20 included in a survey conducted of litigants, lawyers, witnesses, and others as they concluded their business in courthouses across the state last summer. The survey is administered every other year in an effort to provide feedback to the courts on how we are perceived by those we serve. Keep in mind that a court decision often results in both a winner and a loser, so for 93% of those respondents to say they were satisfied with their experience is remarkable. The most likely explanation for this number is that they must have based their responses on something other than whether they won or lost.

Their responses to other questions might help explain this high level of satisfaction:

I understood what happened in my case - 93%
I know what I should do next in my case - 93%
The judge, commissioner, referee, or mediator listened to all sides - 92%
I finished my business in a reasonable time - 89%
The hearing was fair - 90%
Both sides at the hearing were treated the same - 89%
And one question that I think is particularly important:
I was treated with courtesy and respect - 96%

When people truly believe that they have been treated with respect, they in turn respect the process, regardless of the result. This correlation is one that has been studied closely in the past few years. The term used to describe it is procedural fairness.

The elements of procedural fairness are voice, neutrality, and respect. Voice means the ability of court participants to express their viewpoints. In others words, the judge asks for input and actively listens. Neutrality means just that - consistently applied legal principles, unbiased decision makers, and a “transparency” in how decisions are made. Lastly, respect, meaning individuals are treated with dignity and their rights are affirmatively protected. It means that
judges not only protect the rights of litigants, but explain that is what they are doing. It makes a difference.

When there is procedural fairness, people believe they have an opportunity to speak and are listened to (their voice is heard), they feel they are treated with respect, and they understand what is happening, and why. The judge focuses on them individually, rather than on getting through the court calendar. With heavy dockets, this is no small accomplishment. But we have taken the research in this area to heart. We have educated our judges and helped them hone these skills.

93%. That is a number of which I am extremely proud. It’s a number that our judges and staff are proud of, and it’s one you should be proud of as well.

Of course, I’m not so naïve as to think that everyone who comes to court feels this way. Indeed, the numbers that I have just shared are state-wide figures. When you examine the results courthouse to courthouse, there are various issues in particular locations that we need to address. But that’s why we conduct this survey, to check-in with our court users to see what they see and to hear what they hear, so that we can identify the weak points we need to shore up.

My guess is that from time to time, you hear from constituents who have an unfavorable opinion of their court experience. 93% is not 100% and I would be surprised if you haven’t had some who have sought you out to complain about a decision, a procedure, or a rule. That’s the nature of the legislative process. But their perspectives are not representative of the experience of the vast majority of court participants.

To provide some context for the concerns you might hear, last year our courts, at all levels, handled just under 900,000 cases. Think about the types of issues you’ve directed our courts to handle, the issues our judges and staff are called upon to deal with in these 900,000 cases. They involve commerce, property, families, crime, juveniles, highway safety, drugs, mental health, homelessness; you name it. Our society’s most complex, emotional, and difficult problems and disputes make their way to our courts, and our job is to provide a just and fair resolution.

Among the most emotional cases are divorces, where years of emotional and financial entanglements have to be unraveled, and the expenses of one household have to be spread across two. If children are involved, judges have to decide how to keep them a part of both parents’ lives for years to come. And parents are rarely on their best behavior during a divorce.

Child welfare matters are, unfortunately, brought to us far too often. Our judges are asked to find the truth when there are allegations of child abuse, and when abuse is found, we face the enormously difficult task of balancing the future
safety of vulnerable children with their parents’ fundamental right to continue to parent them. These decisions have to be made expeditiously, so that children don’t languish in foster care, but also judiciously, because a wrong decision can result in harm to or even the death of a child.

Our most serious crimes require a careful judicial balance as well, where the constitutional rights of defendants, presumed innocent, come up against the rights of victims, and society’s collective interest in safety. Sometimes these cases also require the most serious decision one human being can make about another, the decision to order that a person be put to death.

Civil cases don’t reach us unless other ways of resolving disputes have failed. Property disputes fill our dockets. Decisions about our natural resources, energy, air quality, scams that target our elderly, and, yes, ethics and elections issues are all brought to us for fair resolution. We do not go looking for any of these issues. Each is brought to us, and our role is defined by our constitutions and laws.

This business of resolving disputes isn’t easy work, but it’s important work—important to the individuals involved, important to our community, and important to our society. I assure you, we take our work, our oaths, seriously, and I believe we do our work in a way in which the public should, and does, have confidence.

One measure of public opinion is reflected in the courthouse survey results I shared a few moments ago, and those results are consistent with the strong public confidence in our courts found by the broader independent public opinion poll I shared with you last year. In short, when we have asked our constituents how we are doing, they have said “very well, thank you.” My view is that they have confidence in our branch of government because in recent years we have strived to be responsive and have adhered to certain core principles, three of which I would like to explain further: accessibility, efficiency, and transparency.

Accessibility

This is where our greatest challenges lie: increasing numbers of Utahns can’t afford the cost of legal assistance; increasing numbers of litigants choose to represent themselves; increasing minority populations are coming to our courts, some of whom distrust our governmental institutions, others who don’t speak English well enough to understand what is happening in a court proceeding; and, for all of our court users, the cost in time and travel to conduct business at a courthouse can be significant.

This is also where we are seeing tremendous progress, although the amount of work that remains is daunting. Last year I reported to you on the nascent success of
our statewide implementation of the courts’ Self-Help Center. This center is our phone, email, and text-based resource of procedural help for any who contact us. Our staff of specially trained lawyers helped 16,000 people last year. They helped with everything from directions to courthouses to information about how to obtain a domestic violence protective order.

The Self-Help Center staff also frequently direct callers to resources on our website. We have developed increasingly comprehensive and sophisticated forms, both static and interactive, that allow litigants to represent themselves more competently. As an example, our online guardianship and conservatorship resources are very specific. Our guardianship self-help resources include everything from a manual on the responsibilities of guardians to a true-false test for prospective guardians to take so that they may demonstrate their understanding of their statutory responsibilities.

Our Online Court Assistance Program, or OCAP, has been retooled to be even more user-friendly, and now is available to prepare fully fileable documents for divorces, parentage cases, enforcement of domestic orders, garnishment, landlord-tenant cases, guardianships and conservatorships, protective orders, and stalking orders. Last year over 60,000 documents were generated using this tool.

There are, of course, situations when self-help resources aren’t enough, when only a lawyer will do, and the State Bar has stepped up with two important programs. The first is the Pro Bono program, in which lawyers accept cases without any compensation, and the second is the recently developed Modest Means program, in which litigants pay on a sliding fee schedule, based on their ability to pay. Both of these efforts require willing lawyers, as well as coordination to get the willing lawyers together with clients in need. The Bar is providing both, and they deserve our thanks for making legal representation more accessible.

Utah’s increasing ethnic diversity also presents access challenges. All court users have a right to understand their court proceedings, and to that end we provided translators for 47 languages in our courts last year, and they provided almost 20,000 hours of translation. The logistics of this coordination of translators, litigants, facilities, judges, and lawyers is the responsibility of our court staff, and they too have done a remarkable job. We have even adopted technology that allows us to use interpreters in Salt Lake to interpret real-time court sessions in the Uintah Basin, for example, saving taxpayers money and litigants time.

The Judicial Council is also currently studying how best to reduce the time and cost associated with attending some types of proceedings in rural parts of our state. For example, it’s now technologically possible for a judge located in Logan
to conduct a hearing involving people who are in a courtroom in Kanab, providing convenience for the parties and their counsel, while making better use of the judge’s time and substantially reducing travel cost for the litigants and their lawyers. Our committee is sorting out what types of cases lend themselves to these types of remote hearings and what rules or procedures need to be tweaked to facilitate this kind of accessibility. The challenge is to find opportunities for efficiency, without sacrificing the local character and autonomy of our rural communities. We should have more to report to you in this regard next year.

With each of these initiatives, our objective is to not only operate more efficiently, but to actually improve access by reducing costs and improving convenience for those in our state who need the service of their courts. In other words, accessibility.

**Efficiency**

Our courts are leading the way in efficiency. We’ve been informed by the National Center for State Courts, the sister organization to your National Conference of State Legislatures, that Utah’s state courts have the most comprehensive and advanced electronic court record system in the country. No other state has the same statewide implementation of e-filing, e-payments, and e-warrants, combined with real-time, on-line access to not just dockets, but documents and data. The public is well served by the innovations we have promoted and you have supported.

The remarkable progress we have made in implementing the electronic record has also had its intended effect on the nature and quantity of work we ask our court clerks to do. Their jobs have become more about data quality than data entry. And because the data quality work is electronic, their efficiency is higher, and now fewer people can process more casework. This has allowed us to reduce our court clerk workforce by 8% over these last two years of electronic record implementation, which of course reduces our personnel costs. This is in large measure why our budget requests last year and this year have been so limited.

These efficiencies affect not only our staff and your budgeting, but the public as well. Case documents are available on-line, which allows for fewer trips to the courthouse for lawyers, the general public, and yes, the media. Anyone with access to a computer can, without venturing to a courthouse, check for scheduled hearings, make a payment, or review a document. The electronic record allows us to move work to where staff is available, or a court hearing to where a judge is available, and the benefits are substantial.

Moving to an electronic record also means we have lower costs for postage, paper, file folders, and storage equipment. Five years ago we spent $150,000 on
file folders alone. This year, $0. Also, our paper costs have been reduced by $210,000. And with no paper files, another substantial benefit is becoming increasingly apparent - freed up space, previously devoted to records storage.

A very concrete example of this is our experience just this winter in Summit County. Increases in caseloads in this county have required that we begin the process of adding a courtroom to our existing Summit County facility. Normally, we would have come to you for assistance in building and funding a new courtroom. But as we walked through the existing building, it became apparent that there was space that was becoming available - our file storage rooms. Moving to an electronic record has made available sufficient space to allow us to do a much simpler remodel and add a much needed courtroom within the walls of the existing courthouse.

The ability to recover space within other existing courthouses and put that space to new uses should prove to be a money saver in other parts of the state as well, adding to the list of efficiencies gained by our e-everything approach.

**Transparency**

I believe our court system is as transparent, if not more so, than any other part of government. When I say this it sounds boastful, and maybe it is, but let me explain: We have extensive, relevant performance measures, not just at the state level, but right down to the individual courthouse, and this data is available to the public on our website. Public opinion polls and court user surveys have become a part of our routine process of self-evaluation, and a part of what we report to you and to our communities. Published time standards provide guidance for our courts and delimit expectations for the public.

Further, the business of the court is done in open courtrooms, where the public is encouraged to attend. Since April 1st of last year, the media has been permitted to use video cameras in court to cover proceedings. Since that date, trials and hearings in over 100 cases in the district, juvenile, and justice courts have been videotaped by the media. And, in one instance, an entire two week trial was beamed across the world via a real-time broadcast. It is our hope that by allowing cameras into the courtroom we will bring the work of our courts closer to the public and that the trust and confidence of the public in the fairness and effectiveness of Utah’s courts will continue to increase.

In one of the most visible ways in which our courts are transparent, each individual judge has his or her performance as a judge assessed by an independent body, the Judicial Performance Evaluation Commission. The extensive work of that commission is then published and promoted to the public for their use in
individual retention elections. This, to my knowledge, is the most formal, involved, detailed, and transparent evaluation procedure of any public servant, at any level of government.

Now, if I may address one last issue. Our Judicial Council has repeatedly proven its ability to wrestle difficult issues to the ground and advance meaningful change and, on any number of occasions, has brought to this body well thought out recommendations for you to consider. If you have issues or ideas relating to our courts, bring them to the Judicial Council. Work with us on identifying what further improvements are possible.

We are proud of the success of our new business model and of our ability to use existing resources to provide increased access, efficiency, and transparency in everything we do. We are also proud that we have not asked and are not asking you to restore funding cuts of the past few years. But most of all, we are proud of our extraordinary judges and staff.

Are there things that we could further improve upon? Of course. What part of government couldn’t be improved upon? But even John Stockton didn’t shoot 93% from the free throw line. And that was with nobody guarding him. I’m confident my brother Devin would have done better. But it’s probably time I get past that.

So the final numbers read:

John Stockton-83%
Utah Courts-93%

As always, thank you for your gracious attention, thank you for the work you do on behalf of all Utahns, and I wish you a productive session.

***

On motion of Senator Okerlund, the Committee of the Whole was dissolved.

On motion of Senator Mayne, the Senate voted to spread Chief Justice Durrant’s words upon the pages of the Senate Journal.

SECOND READING CALENDAR

S.B. 21, STATE CONSTRUCTION CODE AMENDMENTS, was read the second time. Senator Dayton explained the bill. The bill passed second reading on the following roll call:
Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators

Adams   Bramble   Christensen   Dabakis
Dayton  Harper    Henderson    Hillyard
Hinkins Jenkins  Jones       Knudson
Mayne   Okerlund  Osmond      Reid
Robles  Shiozawa  Stephenson  Stevenson
Thatcher Urquhart  Valentine  Van Tassell
Vickers Weiler    Niederhauser

Absent or not voting were: Senators

Davis    Madsen

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 27, 2014

The House passed, S.B. 10, 401K APPROPRIATION AMENDMENTS, by Senator L. Hillyard, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bill was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

SECOND READING CALENDAR

S.B. 24, AMENDMENT TO PROCUREMENT CODE EXEMPTIONS, was read the second time. Senator Dayton explained the bill. Senator Niederhauser commented. The bill passed second reading on the following roll call:

Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators

Christensen Dabakis Dayton Harper
Henderson  Hillyard Hinkins Jenkins
Jones      Knudson Mayne Okerlund
Osmond     Reid    Shiozawa Stephenson
Stevenson  Thatcher Urquhart Valentine
Van Tassell Vickers Weiler Niederhauser

Absent or not voting were: Senators

Adams Bramble Davis Madsen
Robles
S.B. 29, CONTROLLED SUBSTANCE DATABASE AMENDMENTS, was read the second time. Senator Christensen explained the bill. The bill passed second reading on the following roll call:

**Yeas, 20; Nays, 0; Absent or not voting, 9.**

**Voting in the affirmative were:** Senators

- Christensen
- Dabakis
- Dayton
- Harper
- Hinkins
- Jones
- Knudson
- Mayne
- Okerlund
- Osmond
- Reid
- Shiozawa
- Stephenson
- Stevenson
- Urquhart
- Valentine
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Adams
- Bramble
- Davis
- Henderson
- Hillyard
- Jenkins
- Madsen
- Robles
- Thatcher

S.B. 31, STATE AGENCY REPORTING AMENDMENTS, was read the second time. Senator Osmond explained the bill.

Senator Osmond proposed the following amendment:

1. Page 25, Lines 751 through 753:

   751 1. (1) (a) The corporation shall, following the close of each fiscal year, submit, {—before

   752 November—} by October 1, an annual written report of its activities for the preceding year to the governor and

   753 the {—Legislature—} Retirement and Independent Entities Interim Committee

2. Page 25, Line 771 through Page 26, Line 772:

   771 2. {—(5) The reporting described in this section shall be included in the department’s annual—}

   772 2. {—written report described in Section 35A−1−109—}
Senator Osmond’s motion to amend passed on a voice vote. Senator Weiler commented. The bill passed second reading on the following roll call:

**Yeas, 24; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

- Christensen
- Dabakis
- Dayton
- Harper
- Henderson
- Hillyard
- Hinkins
- Jenkins
- Jones
- Knudson
- Mayne
- Okerlund
- Osmond
- Reid
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Urquhart
- Valentine
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Adams
- Bramble
- Davis
- Madsen
- Robles

* * *

**S.B. 32**, STATE HIGHWAY SYSTEM AMENDMENTS, was read the second time. Senator Van Tassell explained the bill. The bill passed second reading on the following roll call:

**Yeas, 24; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

- Christensen
- Dabakis
- Dayton
- Harper
- Henderson
- Hillyard
- Hinkins
- Jenkins
- Jones
- Knudson
- Mayne
- Okerlund
- Osmond
- Reid
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Urquhart
- Valentine
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Adams
- Bramble
- Davis
- Madsen
- Robles

* * *

On motion of Senator Knudson, **S.B. 33**, REAUTHORIZATION OF VETERANS REINTEGRATION TASK FORCE, was read the second time and circled.

* * *

**S.J.R. 1**, JOINT RESOLUTION ON AMERICAN INDIAN HOLOCAUST MEMORIAL MUSEUM, was read the second time. Senator Reid explained the
bill. Senators Harper, Van Tassell, and Jenkins commented. The bill passed second reading on the following roll call:

**Yeas, 20; Nays, 0; Absent or not voting, 9.**

**Voting in the affirmative were:** Senators

Christensen  
Dabakis  
Dayton  
Hillyard

Hinkins  
Jones  
Knudson  
Mayne

Okerlund  
Osmond  
Reid  
Shiozawa

Stevenson  
Thatcher  
Urquhart  
Valentine

Van Tassell  
Vickers  
Weiler  
Niederhauser

**Absent or not voting were:** Senators

Adams  
Bramble  
Davis  
Harper

Henderson  
Jenkins  
Madsen  
Robles

Stephenson

* * *

On motion of Senator Dayton, the circle was removed from S.B. 17, WATER AND IRRIGATION AMENDMENTS, and it was before the Senate. Senator Dayton explained the bill. The bill passed second reading on the following roll call:

**Yeas, 21; Nays, 0; Absent or not voting, 8.**

**Voting in the affirmative were:** Senators

Christensen  
Dabakis  
Dayton  
Harper

Hillyard  
Hinkins  
Jones  
Knudson

Mayne  
Okerlund  
Osmond  
Reid

Shiozawa  
Stevenson  
Thatcher  
Urquhart

Valentine  
Van Tassell  
Vickers  
Weiler

Niederhauser

**Absent or not voting were:** Senators

Adams  
Bramble  
Davis  
Henderson

Jenkins  
Madsen  
Robles  
Stephenson

* * *

On motion of Senator Knudson, the circle was removed from S.B. 33, REAUTHORIZATION OF VETERANS REINTEGRATION TASK FORCE, and it was before the Senate. Senator Knudson explained the bill.
Senator Knudson proposed the following amendment:

1. Page 4, Lines 100 through 112:

100 Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the
101 following sums of money are appropriated from resources not otherwise appropriated, or
102 reduced from amounts previously appropriated, out of the funds or accounts indicated for the
103 fiscal year beginning July 1, 2013, and ending June 30, 2014. These
104 amounts previously appropriated for fiscal year 2014.
105 To Legislature – Senate
106 From General Fund, one–time {−$4,000} $6,000
107 Schedule of Programs:
108 Administration {−$4,000} $6,000
109 To Legislature – House of Representatives
110 From General Fund, one–time {−$6,000} $9,000
111 Schedule of Programs:
112 Administration {−$6,000} $9,000

Senator Knudson’s motion to amend passed on a voice vote. Senator Mayne commented. The bill passed second reading on the following roll call:

**Yeas, 24; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators
Adams Bramble Christensen Dabakis
Dayton Harper Henderson Hillyard
Hinkins Jones Knudson Mayne
Okerlund Osmond Reid Shiozawa
Stevenson Thatcher Urquhart Valentine
Van Tassell Vickers Weiler Niederhauser

**Absent or not voting were:** Senators
Davis Jenkins Madsen Robles
Stephenson
On motion of Senator Okerlund and at 4:25 p.m., the Senate adjourned until 11:10 a.m., Tuesday, January 28, 2014.
SECOND DAY

JANUARY 28, 2014

The Senate was called to order at 11:15 a.m., with President Wayne Niederhauser presiding.

Prayer – Pastor Rob Bruendle, Trinity United Methodist Church
Pledge of Allegiance – Senator Brian Shiozawa
Roll Call – All Senators present except Senator Vickers, excused

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 65)

INTRODUCTION OF BILLS

S.B. 150, Education Task Force Reauthorization (S. Reid), was read the first time by short title and referred to the Rules Committee.

S.B. 151, Religious Freedom Instruction Requirements (S. Reid), was read the first time by short title and referred to the Rules Committee.

S.B. 152, Homeowner Association Reserve Account Amendments (S. Urquhart), was read the first time by short title and referred to the Rules Committee.

S.B. 153, Association Foreclosure Amendments (S. Urquhart), was read the first time by short title and referred to the Rules Committee.

S.B. 154, All–terrain Vehicle Amendments (S. Jenkins), was read the first time by short title and referred to the Rules Committee.

S.B. 155, Apportionment of Income Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 156, Construction Trades Licensing Act Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 157, School–based Budgeting Amendments (H. Stephenson), was read the first time by short title and referred to the Rules Committee.
THIRD READING CALENDAR

S.B. 13, THEFT AMENDMENTS, was read the third time, explained by Senator Thatcher, and passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudson  Madsen  Mayne  Okerlund
Osmond  Reid  Robles  Shiozawa
Stephenson  Thatcher  Valentine  Van Tassell
Weiler  Niederhauser

**Absent or not voting were:** Senators
Stevenson  Urquhart  Vickers

S.B. 13 was transmitted to the House for consideration.

* * *

S.B. 20, TRUSTEE’S SALE FOR RENTAL PROPERTY, was read the third time, explained by Senator Harper, and passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudson  Madsen  Mayne  Okerlund
Osmond  Reid  Robles  Shiozawa
Stephenson  Thatcher  Valentine  Van Tassell
Weiler  Niederhauser

**Absent or not voting were:** Senators
Stevenson  Urquhart  Vickers

S.B. 20 was transmitted to the House for consideration.

* * *

S.B. 26, AIR CONSERVATION ACT REAUTHORIZATION, was read the third time, explained by Senator Jenkins, and passed on the following roll call:
Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudson  Madsen  Mayne  Okerlund
Osmond  Reid  Robles  Shiozawa
Stephenson  Thatcher  Urquhart  Valentine
Van Tassell  Weiler  Niederhauser

Absent or not voting were: Senators
Stevenson  Vickers

S.B. 26 was transmitted to the House for consideration.

* * *

S.B. 25, CANDIDATE CERTIFICATION AMENDMENTS, was read the third time, explained by Senator Henderson, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudson  Madsen  Mayne  Okerlund
Osmond  Reid  Robles  Shiozawa
Stephenson  Thatcher  Urquhart  Valentine
Van Tassell  Weiler  Niederhauser

Absent or not voting was: Senator
Vickers

S.B. 25 was transmitted to the House for consideration.

* * *

S.B. 18, LOCAL GOVERNMENT GENERAL FUND AMENDMENTS, was read the third time, explained by Senator Thatcher, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.
Voting in the affirmative were: Senators

Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudson  Madsen  Mayne  Okerlund
Osmond  Reid  Robles  Shiozawa
Stephenson  Stevenson  Thatcher  Urquhart
Valentine  Van Tassell  Weiler  Niederhauser

Absent or not voting was: Senator Vickers

S.B. 18 was transmitted to the House for consideration.

***

S.B. 27, REAUTHORIZATION OF MASSAGE THERAPY LICENSURE ACT, was read the third time, explained by Senator Valentine, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators

Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudson  Madsen  Mayne  Okerlund
Osmond  Reid  Robles  Shiozawa
Stephenson  Stevenson  Thatcher  Urquhart
Valentine  Van Tassell  Weiler  Niederhauser

Absent or not voting was: Senator Vickers

S.B. 27 was transmitted to the House for consideration.

***

S.B. 35, ADMINISTRATIVE RULES REAUTHORIZATION, was read the third time, explained by Senator Stephenson, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators

Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
S.B. 35 was transmitted to the House for consideration.

* * *

S.B. 21, STATE CONSTRUCTION CODE AMENDMENTS, was read the third time and explained by Senator Dayton.

Senator Dayton proposed the following amendment:

1. Page 2, Lines 28 through 46:

28 (1) (a) As used in this section:
   (i) “Interior sales floor space” means an interior area of a structure:
   (A) that is generally open to the public during business hours; and
   (B) where a person displays products for sale to the public.
   (ii) “Interior sales floor space” does not include:
   (A) a porch;
   (B) a covered exterior space; or
   (C) space that is used exclusively for storage.
   { (1) (a)– } (b) The State Construction Code is the construction codes adopted with any
   modifications in accordance with this section that the state and each political subdivision of the
   state shall follow.
   29 (b)– } (c) A person shall comply with the applicable provisions of the State Construction
   30 Code when:
   31 (i) new construction is involved; and
   32 (ii) the owner of an existing building, or the owner’s agent, is voluntarily engaged in:
   33 (A) the repair, renovation, remodeling, alteration, enlargement, rehabilitation,
36 conservation, or reconstruction of the building; or
37 (B) changing the character or use of the building in a manner
38 that increases the
39 occupancy loads, other demands, or safety risks of the building.
39 { (e)} (d) On and after July 1, 2010, the State
40 Code in effect on July 1, 2010, until in accordance with this section:
41 (i) a new State Construction Code is adopted; or
42 (ii) one or more provisions of the State Construction Code are
43 amended or repealed in
43 accordance with this section.
44 { (d)} (e) A provision of the State Construction Code
45 may be applicable:
46 (i) to the entire state; or
46 (ii) within a county, city, or town.

2. Page 5, Lines 124 through 125:

124 (8) A structure that contains no more than 300 square feet of
125 interior sales floor space and is used solely for the type of sales
126 described in Subsection 59–12–104(20)
127 is exempt from the permit requirements of the State Construction
128 Code.

Senator Dayton’s motion to amend passed on a voice vote. The bill passed on
the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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Absent or not voting were: Senators
Stephenson       Vickers

S.B. 21, as amended, was transmitted to the House for consideration.

***

S.B. 24, AMENDMENT TO PROCUREMENT CODE EXEMPTIONS, was read the third time and explained by Senator Dayton. Senator Jenkins commented and the bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams          Bramble       Christensen       Dabakis
Davis          Dayton        Harper           Henderson
Hillyard       Hinkins       Jenkins          Jones
Knudson        Madsen        Mayne            Okerlund
Osmond         Reid          Robles           Shiozawa
Stephenson     Stevenson     Thatcher         Urquhart
Valentine      Van Tassell   Weiler           Niederhauser

Absent or not voting was: Senator
Vickers

S.B. 24 was transmitted to the House for consideration.

***

On motion of Senator Okerlund, and at 11:50 a.m., the Senate adjourned until 11:10 a.m., Wednesday, January 29, 2013.
THIRD DAY
January 29, 2014

The Senate was called to order at 11:15 a.m., with President Wayne Niederhauser presiding.

Prayer – Senator Stuart Reid
Pledge of Allegiance – Senator Deidre Henderson
Roll Call – All Senators present, except Senator Vickers, excused.

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 65)

RULES COMMITTEE REPORTS

To the Members of the Senate:

January 29, 2014

The Rules Committee recommends assignment of the following bills to standing committees:

Business and Labor Committee
S.B. 109    Radon Testing for Home Purchase (Sen. A. Osmond)
S.B. 120    Shelter Animal Vaccine Amendments (Sen. S. Jenkins)
S.B. 123    Interlocal Cooperation Act Revisions (Sen. J. Valentine)
S.B. 124    Financial Institution and Services Amendments
            (Sen. C. Bramble)
S.B. 127    Labor Commission Decision Amendments
            (Sen. K. Mayne)
S.B. 129    Insurance Amendments (Sen. C. Bramble)
S.B. 130    Trust Deed Foreclosure Amendments (Sen. W. Harper)
S.B. 133    Benefit Corporation Amendments (Sen. J. Valentine)
S.B. 143    State Building Code Amendments (Sen. T. Weiler)
S.B. 145    Background Check Amendments (Sen. C. Bramble)
S.B. 147    Residential Renters’ Deposits Amendments
            (Sen. P. Jones)

Economic Development and Workforce Services Committee
S.B. 22    Workforce Services Job Listing Amendments
            (Sen. P. Knudson)
S.B. 44    Workers’ Compensation and Employee Misconduct
            (Sen. K. Mayne)
S.B. 45    Military Installation Development Authority
            Amendments (Sen. J. Stevenson)
S.B. 106  Workplace Safety Week Designation (Sen. K. Mayne)
S.C.R. 2  Concurrent Resolution Recognizing the 50th Anniversary of the Ririe–Woodbury Dance Company (Sen. G. Davis)

**Education Committee**

S.B. 34  Governance of the Utah Education and Workforce Alliance (Sen. H. Stephenson)
S.B. 37  Statewide Online Education Program Revisions (Sen. D. Thatcher)
S.B. 38  Rural Superintendent Concurrent Education Program (Sen. R. Okerlund)
S.B. 40  Financial and Economic Literacy Amendments (Sen. P. Jones)
S.B. 42  Early Childhood Education (Sen. A. Osmond)
S.B. 43  Intergenerational Poverty Interventions in Public Schools (Sen. S. Reid)
S.B. 98  Paraeducator Funding (Sen. K. Mayne)
S.B. 101 Public Education Human Resource Management Amendments (Sen. A. Osmond)
S.B. 103 Local Control of Classroom Time Requirements (Sen. A. Osmond)
S.B. 104 Improvement of Reading Instruction (Sen. A. Osmond)
S.B. 111 Education Funding Equalization (Sen. A. Osmond)
S.B. 118 School Funding Through Income Tax Revisions (Sen. P. Jones)
S.B. 122 Parental Rights and Accountability in Public Education (Sen. A. Osmond)
S.B. 131 Student Leadership Grant (Sen. A. Osmond)
S.B. 140 Advanced Placement Test Funding (Sen. K. Mayne)
S.B. 148 Upstart Program Amendments (Sen. J. S. Adams)

**Government Operations and Political Subdivisions Committee**

S.B. 11  Election Offense Amendments (Sen. M. Dayton)
S.B. 23  School Construction Amendments (Sen. S. Jenkins)
S.B. 36  Voter Information Amendments (Sen. K. Mayne)
S.B. 97  Lobbyist Disclosure and Regulation Act Amendments (Sen. T. Weiler)
S.B. 99  Natural Gas State Vehicle Requirements (Sen. S. Jenkins)
S.B. 105  Financial Disclosure Reporting Amendments  
(Sen. M. Dayton)
S.B. 113  Public Meetings Amendments (Sen. K. Mayne)
S.B. 116  Poll Worker Amendments (Sen. M. Dayton)
S.B. 117  Online Voter Registration Revisions (Sen. M. Dayton)
S.B. 141  Lobbyist Disclosure and Regulation Act Revisions  
(Sen. T. Weiler)
S.C.R. 1  Concurrent Resolution Recognizing the 60th Anniversary  
of the Inclusion of Under God in the Pledge of Allegiance  
(Sen. A. Osmond)

Health and Human Services Committee
S.B. 12  Age Limit for Tobacco and Related Products  
(Sen. S. Reid)
S.B. 14  Long−term Care Partnership (Sen. T. Weiler)
S.B. 110  Guardianship Costs for Parents of Disabled Adult Child  
(Sen. A. Osmond)
S.B. 121  Tobacco Settlement Restricted Account Amendments  
(Sen. A. Christensen)
S.B. 125  Retired Volunteer Health Care Practitioner Amendments  
(Sen. D. Henderson)
S.B. 132  Human Services Amendments (Sen. W. Harper)
S.C.R. 3  Concurrent Resolution on the School of Dentistry Serving  
Underprivileged Children (Sen. P. Jones)
S.C.R. 5  Concurrent Resolution Supporting the Master Plan  
(Sen. M. Dayton)

Judiciary, Law Enforcement, and Criminal Justice Committee
S.B. 108  Judiciary Amendments (Sen. L. Hillyard)
S.B. 115  Court Transcript Fees (Sen. P. Jones)

Natural Resources, Agriculture and Environment Committee
S.B. 41  State Tree Change (Sen. R. Okerlund)
S.B. 114  Canal Safety Act (Sen. G. Davis)
S.C.R. 4  Concurrent Resolution on Wildlife Enhancement  
(Sen. A. Christensen)

Retirement and Independent Entities Committee
S.B. 15  Reemployment Restrictions Amendments (Sen. T. Weiler)
Revenue and Taxation Committee

S.J.R. 7 Joint Resolution Regarding Qualifications of State Tax Commission Members (Sen. J. Valentine)
S.B. 19 Appointment and Qualification of Members of the State Tax Commission (Sen. H. Stephenson)
S.B. 134 Taxation Related Referendum Amendments (Sen. J. Valentine)

Transportation, Public Utilities and Technology Committee

S.B. 30 Uniform Driver License Act Amendments (Sen. K. Van Tassell)
S.B. 128 Safety Belt Amendments (Sen. L. Robles)
S.B. 144 Driver License Modifications (Sen. J. Valentine)
S.B. 149 Drowsy Driving Amendments (Sen. A. Osmond)

* * *

Mr. President: January 29, 2014

The Rules Committee recommends that, with the written consent of the sponsor, S.B. 112, Game Fowl Fighting Amendments (Sen. G. Davis) be replaced and favorably recommends that 1st Sub. S.B. 112, Game Fowl Fighting Amendments (Sen. G. Davis) be adopted and assigned to the Judiciary, Law Enforcement, and Criminal Justice Committee.

John L. Valentine
Rules Committee Chair

Reports filed. On motion of Senator Valentine, the committee reports were adopted.

On motion of Senator Valentine, the Senate voted to place S.B. 11, ELECTION OFFENSE AMENDMENTS, and S.J.R. 6, JOINT RESOLUTION AUTHORIZING PAY OF IN–SESSION EMPLOYEES, at the bottom of the Second Reading Calendar.

INTRODUCTION OF BILLS

S.B. 158, Cemetery Amendments (S. Jenkins), was read the first time by short title and referred to the Rules Committee.

S.B. 159, Bail Amendments (S. Jenkins), was read the first time by short title and referred to the Rules Committee.

S.B. 160, Workers’ Compensation Amendments (J. Valentine), was read the first time by short title and referred to the Rules Committee.
S.B. 161, Criminal Surcharge Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 162, Secondhand Sales Amendments (D. Thatcher), was read the first time by short title and referred to the Rules Committee.

S.B. 163, Employee Meal Periods (L. Robles), was read the first time by short title and referred to the Rules Committee.

S.B. 164, Environmental Protection Amendments (G. Davis), was read the first time by short title and referred to the Rules Committee.

S.J.R. 8, Joint Resolution on Term of Appointed Lieutenant Governor (S. Urquhart), was read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

S.B. 29, CONTROLLED SUBSTANCE DATABASE AMENDMENTS, was read the third time and explained by Senator Christensen.

Senator Christensen proposed the following amendment:

1. Page 3, Lines 77 through 84:

77 (e) in accordance with the written agreement entered into with the department and the
78 Department of Health, authorized employees of a managed care organization, as defined in 42
79 C.F.R. Sec. 438, if:
80 (i) the managed care organization contracts with the Department of Health under the
81 provisions of Section 26–18–405 and the contract includes provisions that:
82 (A) require a managed care organization employee who will have access to information from the database to submit to a criminal background check; and
83 (B) limit the authorized employee of the managed care organization to requesting either the division or the Department of Health to conduct a search of the database regarding a specific Medicaid enrollee and to report the results of the search to the authorized employee; and


(ii) the information is requested by an authorized employee of the managed care organization in relation to a person who is enrolled in the Medicaid program with the managed care organization, and the managed care organization suspects the person may be improperly

Senator Christensen’s motion to amend passed on a voice vote and the bill passed on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Hillyard | Stephenson | Van Tassell | Vickers |

**S.B. 29**, as amended, was transmitted to the House for consideration.

***

**S.B. 31**, **STATE AGENCY REPORTING AMENDMENTS**, was read the third time, explained by Senator Osmond, and passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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Absent or not voting were: Senators
Hillyard           Stephenson         Vickers

S.B. 31 was transmitted to the House for consideration.

***

S.B. 32, STATE HIGHWAY SYSTEM AMENDMENTS, was read the third time, explained by Senator Van Tassell, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams                Bramble           Christensen       Davis
Dayton               Harper            Henderson         Hinkins
Jenkins              Jones             Knudson           Mayne
Okerlund             Osmond            Reid              Robles
Shiozawa             Stevenson         Thatcher          Urquhart
Valentine            Van Tassell       Weiler            Niederhauser

Absent or not voting were: Senators
Dabakis             Hillyard          Madsen            Stephenson
Vickers

S.B. 32 was transmitted to the House for consideration.

***

On motion of Senator Reid, S.J.R. 1, JOINT RESOLUTION ON AMERICAN INDIAN HOLOCAUST MEMORIAL MUSEUM, was read the third time and circled.

***

S.B. 17, WATER AND IRRIGATION AMENDMENTS, was read the third time, explained by Senator Dayton, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams                Bramble           Christensen       Dabakis
Davis                Dayton            Harper            Henderson
Hillyard             Hinkins           Jenkins           Jones
Knudson              Mayne             Okerlund          Osmond
Reid
Thatcher
Weiler

Absent or not voting were: Senators
Madsen
Stephenson
Vickers

S.B. 17 was transmitted to the House for consideration.

* * *

S.B. 33, REAUTHORIZATION OF VETERANS REINTEGRATION TASK FORCE, was read the third time, explained by Senator Knudson, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams
Davis
Hinkins
Mayne
Robles
Urquhart
Niederhauser

Absent or not voting were: Senators
Hillyard
Madsen
Stephenson
Vickers

S.B. 33 was transmitted to the House for consideration.

SECOND READING CALENDAR

On motion of Senator Weiler, the circle was removed from S.B. 28, UTAH RETIREMENT AMENDMENTS, and it was before the Senate. Senator Weiler explained the bill. The bill passed second reading on the following roll call:

Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams
Davis
Hinkins
Okerlund
Shiozawa
Valentine

Absent or not voting were: Senators
Hillyard
Madsen
Stephenson
Vickers

S.B. 28 was transmitted to the House for consideration.
Absent or not voting were: Senators
Hillyard Madsen Mayne Stephenson
Vickers

COMMITTEE OF THE WHOLE

On motion of Senator Reid, Caitlin Gochnour, Utah League of Cities and Towns, spoke in Committee of the Whole.

On motion of Senator Reid, the Committee of the Whole was dissolved.

* * *

On motion of Senator Okerlund, and at 11:45 a.m., the Senate adjourned until 11:10 a.m., Thursday, January 30, 2014.

JOINT CONVENTION

President Wayne Niederhauser called the Joint Convention to order at 6:15 p.m. in the Chamber of the Utah House of Representatives and recognized Rebecca Lockhart, Speaker of the House.

President Niederhauser announced that a quorum of the House of Representatives and the Senate was present.

President Niederhauser appointed a Joint Committee comprised of Senators Ralph Okerlund, Stuart Adams and Karen Mayne, and Representatives Brad Dee, Greg Hughes, and Jennifer Seelig to notify Governor Gary R. Herbert that the 2014 General Session of the Sixtieth Legislature is in Joint Convention and ready to hear his State–of–the–State address.

President Niederhauser acknowledged special guests and elected and appointed officials in attendance at the Joint Convention.

Senator Ralph Okerlund 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 Herbert to the House rostrum.

STATE–OF–THE–STATE ADDRESS
BY GOVERNOR GARY R. HERBERT

President Niederhauser, Speaker Lockhart, Legislators, Justices of the Utah Supreme Court, Utah’s First Lady, my wife Jeanette, and my fellow Utahns.
We are joined this evening by our new Lieutenant Governor, Spencer Cox, and our new Attorney General, Sean Reyes. Let me take time to recognize the Lieutenant Governor’s Office, as well as the Legislature, for their recent investigations of campaign and election law violations.

We must continue to require ongoing review of our election laws to ensure strict compliance. Upholding the public trust in elected office starts with demonstrating our election laws must be adhered to and when they are not, there will be serious consequences.

To everyone assembled here tonight, welcome to our State Capitol. This building symbolizes the pride we have in our past and the optimism we share for Utah’s future.

In 1914, when Governor William Spry cemented the cornerstone in place, some wondered why the Capitol needed to be so large when Utah’s population was so small. The answer is simple. They were not building for what they were. They were building for what Utah could become.

Just as they laid a solid foundation to make Utah what it is today, it is our responsibility to continue to build upon that foundation and make Utah even stronger.

We are already seeing significant success in that endeavor.

Two years ago, we set the goal to create 100,000 jobs in 1,000 days. I am pleased to report we are on track.

So far, nearly 70,000 jobs have been created in the private sector and our unemployment rate just dropped to 4.1 percent, the fourth-lowest in the nation.

Our economy is not only growing, it is growing the right way. Utah now has the fourth-most diverse economy in the nation. Our economic growth is remarkable and as someone who spends every day focused on growing Utah’s economy, I assure you this did not happen by chance.

We measure our performance in statistics, but the true impact of those numbers is felt in homes across our state.

Utah’s strong economy means if your son wants to work for Goldman Sachs, he doesn’t have to go to New York City; he can stay here in Salt Lake City. If your daughter wants to work for Adobe or eBay, she doesn’t have to go to Silicon Valley; she can go to the Silicon Slopes of Lehi and Draper. And if you want to work in cutting-edge manufacturing, you don’t have to go to Washington State; you can go to Washington County.
Utah is the place to be and we have worked hard together to make it that way.

It is not only important to bring more dollars into the state, we also need to become more efficient with the dollars we have. So last year, I challenged state employees and agencies to improve their performance by 25 percent over the next four years. And the results are impressive.

Let me give you just one example of many.

The Utah Department of Commerce has implemented strategies to accelerate the speed of issuing business licenses. Over the past year, the department has issued more than 200,000 licenses all within three days of receiving applications. This means people wanting to do business in Utah can get to work without unnecessary delay.

Across state government we are determined to get more from every taxpayer dollar so we don’t need more dollars from every taxpayer.

But we are not here tonight to just talk about our many successes. We have some challenges we must confront as we build upon our foundation for future generations. Tonight, I want to highlight three of them.

The first challenge we face is population growth. Utah is now the second–fastest growing state in the nation. We now number over 2.9 million people, and our population is projected to nearly double in the next 35 years. This population growth impacts everything we do.

Take education, for example.

We have a fast–growing student population, which creates a major funding demand. It costs us nearly $70 million per year in additional money just to pay for our new students. We have a unique challenge in Utah to fund education. For example, nearly 70 percent of Utah’s land is controlled by the federal government, generating no property taxes to help us pay for that growth.

Because our ability to get all the dollars we need is limited, we need to be more innovative with the dollars we have to achieve our educational goals.

This session, Senator Stuart Adams will champion legislation to create a “report card” that will help parents, teachers and administrators understand what our schools are doing right and how they can improve. Along with enhancing accountability in our education system, we must continue to align classroom instruction with changing workforce needs, so our high school graduates are ready for college and the workplace.
Science, technology, engineering and math are essential to prepare our students for high-tech, high-quality and high-paying jobs. Last year we provided $10 million to the STEM Action Center, and my budget this year calls for another $4.5 million. I have also asked Senator Steve Urquhart and Representative Brian King to find ways to encourage more high school students to complete computer science and information technology classes. The private sector is also stepping up. Tomorrow, we will announce a major new campaign, funded by the business community, to promote STEM education in our schools.

As we all know, today’s students have access to a world of information at their fingertips; we need to ensure they also have access to the information that will put them on the path to success. That is why I have proposed another $2 million in my budget to improve high school career counseling.

Of course, teachers have the critical role of educating our children in the classroom. While we cannot thank them enough, we can and should pay them more. Because of our success in growing the economy in challenging times, my budget contains an additional $61.6 million to increase teacher compensation, the largest increase since 2008.

All these efforts drive us toward our goal that 66 percent of adult Utahns will have a degree or post-secondary certificate by 2020, thus securing the foundation for enduring prosperity.

Often, asking the right question is as important as having the right information. A case in point is Angie Blomquist and her fourth-grade class from Monroe Elementary in Sevier County, some of whom are with us tonight.

A few months ago, these fourth-graders asked a question many of us have wondered about for years: “Why is our Utah state tree the Colorado Blue Spruce?” Their persuasive argument has convinced me that with regard to the state tree, it is time to branch out and turn over a new leaf. They have also persuaded Senator Ralph Okerlund and Representative Brad Wilson to introduce legislation to make Utah’s new state tree the Aspen. These fourth-graders exemplify the importance of participation in the political process and the ability we all have in this state to effect change.

Dealing with population growth will certainly require our best efforts.

We must think strategically, look forward, but act now. The “Your Utah, Your Future” initiative I launched in October is the most comprehensive planning effort ever undertaken in our state’s history. This effort, among other things, is aimed at ensuring there is sufficient water and clean air for future generations.
When our pioneer ancestors made the desert blossom as a rose, they understood they could not do it without water. What was true then is also true for us today. To take care of this most precious resource, I have put together a Water Advisory Team to evaluate strategies to secure Utah’s water future.

Another growth-related challenge that is fundamental to our quality of life is the quality of our air. It is a challenge we all share, and we all share in the responsibility to fix it.

We have already implemented a plan to rid our air of 100 tons of pollutants a day, and we now require industries to install new technology to eliminate an additional 4,600 tons of pollution per year. I have further required state agencies to reduce travel, to restructure our entire fleet, prohibit idling in state vehicles, and we have provided transit passes to state employees at no extra cost to taxpayers.

I recently organized the Clean Air Action Team, made up of stakeholders from across the spectrum, to act as a clearinghouse for the best public input and strongest science to make recommendations and help guide our policy decisions. Taking seriously the word “action” in their title, team members have already identified two significant steps that will make a big difference, and we will begin implementing those recommendations tonight.

First, we will accelerate the transition to cleaner Tier 3 gasoline and the next generation of lower-emission vehicles. Because nearly 60 percent of our pollution during inversions comes from tailpipes, and the technology already exists to do something about it, there is absolutely no reason to wait. By taking initiative, we ensure these cleaner gasolines and lower-emission vehicles, which burn 80 percent cleaner than current models, are made available in Utah as soon as possible.

Second, University of Utah research has shown wood smoke alone makes up approximately 5 percent of the particulates in our winter air and endangers public health. We have learned that burning one log for an hour is equivalent to driving an automobile from Salt Lake City to St. George and back again. So tonight, I call on the Air Quality Board to limit wood burning in non-attainment areas during our entire inversion season.

These two steps are among the most significant and effective we can take immediately to clean our air. But there is more we can do. During this session, let us start to replace older school buses and state vehicles with lower-emission models. These actions, and others, will have real costs and real impacts on all of us. But I’m convinced the benefits to our economy, to our communities and, most importantly, to our public health, will justify the costs.
Addressing population growth also involves improving our criminal justice system and providing structure for individuals to become productive members of society. There has been a great deal of discussion about relocating the state prison. This is a discussion worth having, but it must be done in the larger context of reforming our criminal justice system as a whole.

I have asked for a full review of our current system to develop a plan to reduce recidivism, maximize offenders’ success in becoming law-abiding citizens, and provide judges with the tools they need to accomplish these goals. The prison gates through which people re-enter society must be a permanent exit, and not just a revolving door.

Our second challenge is asserting our rightful role as a sovereign state.

James Madison, the father of our Constitution, said: “The powers delegated by the proposed Constitution to the federal government are few and defined. Those which are to remain in the state governments are numerous and indefinite.”

Unfortunately, our nation has strayed from what our founding fathers intended. Whether the issue is marriage, Medicaid or management of our public lands, our right to find Utah solutions to Utah issues is being hindered by federal overreach.

In Utah, we understand state sovereignty, and we will do everything in our power to represent the will of the people while respecting the democratic and judicial processes. Let me be clear that while I support traditional marriage and will continue to defend Amendment 3, there is no place in our society for hatred and bigotry.

Most importantly, let us all remember that although these issues may be controversial, they need not be contentious. As this important issue works its way through the courts, let Utah be a model of how to work through honest disagreements with civility and respect.

This challenge of self-determination also extends to how we address the health care needs of families and individuals in our state. Because of a flaw in the Affordable Care Act, we have about 60,000 Utahns living below the poverty line who receive less assistance through Medicaid than many who live above the poverty line.

This is not fair, and it is not right.

Assisting the poor in our state is a moral obligation that must be addressed. I look forward to working with you in the Legislature to create a Utah model for
fixing this hole in the safety net one that is based on four principles: first, those who can work, do work; second, support private markets; third, maximize state flexibility in administering federal programs; and fourth, serve the best interest of the Utah taxpayer.

This debate should not be about federal dollars versus state dollars. They are all taxpayer dollars. Every dollar the government spends comes from the people, and whatever we do in Utah should be in the best interests of the people of Utah.

We did not create the problem, but we can and must find a Utah solution.

By the way, caring for those in need is not just a function of government. Everyone has a role. No one personifies this more than Jon Huntsman, Sr. The Huntsman Cancer Institute has saved lives and made Utah a center of excellence for cancer research. Let us work together this session and make expanding this facility a top priority.

More effective management of our public lands is also critical to our state. At no time was this more evident than during the federal government shutdown. Our national parks were closed, tourists were turned away and the livelihoods of Utah business owners were put in peril. Yet we were told by many in Washington there was nothing we could do to solve this problem.

We do a lot of things well in Utah, but “doing nothing” is not one of them. I was determined to open the parks, and I told Interior Secretary Sally Jewel we simply had to find a way and that’s exactly what we did. It took a little common sense and a lot of hard work. It took people of good will, including Representative Brad Dee, and legislators on both sides of the aisle working together to find the solution.

As our parks re-opened, cheers resounded throughout the state and frankly, from across the nation and around the globe. The Fasoli family of Massachusetts was able to fulfill their dream to visit Zion National Park. My chief of staff, Derek Miller, en route with his family to Natural Bridges, joined other Utahns in breathing a sigh of relief knowing they would not be denied access to our national parks and recreation areas. There were cheers at Ruby’s Inn, where the Syrett family has welcomed visitors to Bryce Canyon for five generations.

As the opening of our national parks proved, Utah is in the best position to optimize the use of our public lands. That is why I signed House Bill 148 and also why I am working with Congressman Rob Bishop on his Public Lands Initiative. This initiative presents us with a unique opportunity to resolve this issue by identifying public lands for multiple-use such as energy development, farming
and ranching, and protecting our iconic vistas and venues. Again, we are finding Utah solutions to Utah challenges.

Our third major challenge is to continue to expand our economy.

Utah is doing very well, but the demand for more and higher-quality jobs continues. I have set the goal to increase our exports by an additional $9 billion by the end of 2015. We will accomplish this goal with continued outreach to big businesses as well as smaller start-ups businesses along the Wasatch Front as well as those in rural Utah.

Take, for example, Phillip and Holly Clingo. They needed employment if they were to fulfill their dream of raising their family in Wayne County. So they founded Signature Log Furniture and they are now selling custom-made products across North America from our soon-to-be state tree, the Utah Aspen.

You know, there is a reason why the Clingos and thousands of other small-business owners choose Utah. There is a reason why the most requested transfer destination for Oracle employees is Utah. And there is a reason why Boeing calls its Utah workers the “Can Do Team.”

The reason is not because we don’t have challenges; the reason is because we know how to overcome them.

So yes, we face the challenge of a growing student population. But we are solving it, and as we do, we will secure the youngest and best-educated workforce in the nation. And yes, we face the challenge of protecting our water supply and cleaning our air. But we are solving it, and as we do, Utah will continue to provide “Life Elevated” for our children and our grandchildren.

And yes, we face the challenge of federal overreach. But we will preserve our right to chart our own path forward to a better future. And yes, we face the challenge of accelerating our economic development efforts. But as we overcome that challenge, we will become the nexus for new ideas, and new businesses and new jobs.

I have no doubt we will overcome our challenges. We are blessed with a solid foundation. We have a proud heritage. We have a shared vision of where we are going and what we must do to get there. Tonight, I ask you to join with me in building upon the foundation laid by those who came before us a century ago.

As elected officials, we are entrusted by the people to manage the affairs of the state, and to provide vision and leadership. Let us set aside any personal agenda and work to benefit the Utahns we serve.
Let us renew our commitment to the principles of good governance, of fiscal prudence and of individual responsibility to continue to make Utah the best place to live, the best place to raise a family and the best place to do business.

The state of our state is strong.

And you and I remain committed to making it even stronger.

May God bless you, May God bless this great nation, and may God continue to bless 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 30, 2014.
FOURTH DAY

January 30, 2014

The Senate was called to order at 11:20 a.m., with President Wayne Niederhauser presiding.

Prayer – President Robert Lingard, Woods Cross Utah Stake
Pledge of Allegiance – Senator Hinkins
Roll Call – All Senators present, except Senators Bramble and Davis, excused.

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 65)

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 29, 2014

The House passed H.B. 15, DRIVER LICENSE SUSPENSION AMENDMENTS, by Representative D. Sagers, and it is transmitted for consideration; and

The House passed H.B. 18, DRIVER LICENSE AMENDMENTS, by Representative S. Handy, and it is transmitted for consideration; and

The House passed H.B. 22, WORKFORCE SERVICES AMENDMENTS, by Representative R. Edwards, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: January 29, 2014

The Rules Committee recommends assignment of the following bills to standing committees:

Business and Labor Committee
S.B. 152 Homeowner Association Reserve Account Amendments (Sen. S. Urquhart)
S.B. 153 Association Foreclosure Amendments (Sen. S. Urquhart)
S.B. 156 Construction Trades Licensing Act Amendments (Sen. C. Bramble)
S.B. 160  Workers’ Compensation Amendments (Sen. J. Valentine)
S.B. 162  Secondhand Sales Amendments (Sen. D. Thatcher)

Education Committee
S.B. 150  Education Task Force Reauthorization (Sen. S. Reid)
S.B. 157  School−based Budgeting Amendments
           (Sen. H. Stephenson)

Government Operations and Political Subdivisions Committee
S.B. 158  Cemetery Amendments (Sen. S. Jenkins)
S.J.R. 8  Joint Resolution on Term of Appointed Lieutenant
           Governor (Sen. S. Urquhart)

Judiciary, Law Enforcement, and Criminal Justice Committee
S.B. 159  Bail Amendments (Sen. S. Jenkins)
S.B. 161  Criminal Surcharge Amendments (Sen. W. Harper)

Revenue and Taxation Committee
S.B. 155  Apportionment of Income Amendments
           (Sen. C. Bramble)

Transportation, Public Utilities and Technology Committee
S.B. 154  All−terrain Vehicle Amendments (Sen. S. Jenkins)

John L. Valentine
Rules Committee Chair

Report filed. On motion of Senator Valentine, the committee report was
adopted.

INTRODUCTION OF BILLS

S.B. 46, Administrative Subpoena Requirement Modifications
       (M. Madsen), was read the first time by short title and referred to the Rules
       Committee.

S.B. 47, Emergency Management Act Amendments (W. Harper), was read
       the first time by short title and referred to the Rules Committee.

S.B. 165, Trial Hunting Authorization (R. Okerlund), was read the first
time by short title and referred to the Rules Committee.

S.B. 166, Energy Amendments (M. Madsen), was read the first time by short
title and referred to the Rules Committee.
S.B. 167, Regulation of Drones (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

S.B. 168, Charity Care Amendments (A. Christensen), was read the first time by short title and referred to the Rules Committee.

S.B. 169, Public Meetings Materials Requirements (D. Henderson), was read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

S.B. 28, UTAH RETIREMENT AMENDMENTS, was read the third time, explained by Senator Weiler, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams    Christensen    Dabakis    Harper
Henderson Hillyard      Hinkins    Jenkins
Jones     Knudson       Madsen    Mayne
Okerlund  Osmond        Reid      Shiozawa
Stephenson Stevenson    Thatcher  Urquhart
Valentine Van Tassell    Vickers   Weiler
Niederhauser

Absent or not voting were: Senators
Bramble  Davis         Dayton    Robles

S.B. 28 was transmitted to the House for consideration.

SECOND READING CALENDAR

On motion of Senator Okerlund, S.B. 11, ELECTION OFFENSE AMENDMENTS, was read the second time and circled.

* * *

On motion of Senator Okerlund, under suspension of the rules, S.J.R. 6, JOINT RESOLUTION AUTHORIZING PAY OF IN–SESSION EMPLOYEES, was considered read the second and third times. Senator Okerlund explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.
Voting in the affirmative were: Senators
Adams                 Christensen        Dabakis          Harper
Henderson             Hillyard           Hinkins          Jenkins
Jones                 Knudsen            Madsen           Mayne
Okerlund              Osmond             Reid             Robles
Shiozawa              Stephenson         Stevenson        Thatcher
Urquhart              Valentine           Van Tassell      Vickers
Weiler                Niederhauser

Absent or not voting were: Senators
Bramble               Davis              Dayton

S.J.R. 6 was transmitted to the House.

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On motion of Senator Okerlund, and at 11:50 a.m., the Senate adjourned until 11:10 a.m., Friday, January 31, 2014.
FIFTH DAY
January 31, 2014

The Senate was called to order at 11:15 a.m., with President Wayne Niederhauser presiding.

Prayer – Artuto Morales
Pledge of Allegiance – Senator Jim Dabakis
Roll Call – All Senators present except Senator Bramble, excused.

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 65)

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 30, 2014
The House passed, as amended, H.B. 10, INJURED WORKER REEMPLOYMENT AMENDMENTS, by Representative J. Dunnigan, and it is transmitted for consideration; and

The House passed, as amended, H.B. 11, OVERDOSE REPORTING AMENDMENTS, by Representative C. Moss, and it is transmitted for consideration; and

The House passed, as amended, H.B. 13, RURAL WASTE DISPOSAL, by Representative R. Menlove, and it is transmitted for consideration; and

The House passed H.B. 27, INTERLOCAL COOPERATION ACT AMENDMENTS, by Representative R. Barrus, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk
Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: January 31, 2014
The Rules Committee recommends assignment of the following bills to standing committees:

Business and Labor Committee
S.B. 163 Employee Meal Periods (Sen. L. Robles)
Economic Development and Workforce Services Committee
H.B. 22 Workforce Services Amendments (Rep. R. Edwards) (Sen. A. Osmond)

Government Operations and Political Subdivisions Committee
S.B. 47 Emergency Management Act Amendments (Sen. W. Harper)
S.B. 167 Regulation of Drones (Sen. H. Stephenson)
S.B. 169 Public Meetings Materials Requirements (Sen. D. Henderson)

Health and Human Services Committee
S.B. 168 Charity Care Amendments (Sen. A. Christensen)

Judiciary, Law Enforcement, and Criminal Justice Committee
S.B. 46 Administrative Subpoena Requirement Modifications (Sen. M. Madsen)

Natural Resources, Agriculture and Environment Committee
S.B. 164 Environmental Protection Amendments (Sen. G. Davis)
S.B. 165 Trial Hunting Authorization (Sen. R. Okerlund)

Transportation, Public Utilities and Technology Committee
S.B. 166 Energy Amendments (Sen. M. Madsen)
H.B. 18 Driver License Amendments (Rep. S. Handy) (Sen. J. Stevenson)

John L. Valentine
Rules Committee Chair

Report filed. On motion of Senator Valentine, the committee report was adopted.

INTRODUCTION OF BILLS

S.B. 48, Emergency Telephone Service Law Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 170, Education Loan Amendments (P. Knudson), was read the first time by short title and referred to the Rules Committee.
S.B. 171, **Student–centered Learning Pilot Program** (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

S.B. 172, **Capital Improvement and Capital Development Project Amendments** (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 173, **Child Protection Amendments** (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 174, **Emergency Fiscal Procedures Counties** (D. Henderson), was read the first time by short title and referred to the Rules Committee.

S.B. 175, **Law Enforcement Services Account Amendments** (S. Jenkins), was read the first time by short title and referred to the Rules Committee.

S.B. 176, **Local Funding for Rural Health Care Amendments** (R. Okerlund), was read the first time by short title and referred to the Rules Committee.

S.B. 177, **Sex Offender Amendments** (J. Stevenson), was read the first time by short title and referred to the Rules Committee.

S.C.R. 6, **Concurrent Resolution Calling on Congress to Fully Fund the Payments in Lieu of Taxes Program** (R. Okerlund), was read the first time by short title and referred to the Rules Committee.

S.J.R. 11, **Joint Rules Resolution on Bill Numbering** (J. Valentine), was read the first time by short title and referred to the Rules Committee.

**SPECIAL ORDER OF BUSINESS**

Senator Okerlund recognized members of the Small Business Development Center.

**COMMITTEE OF THE WHOLE**


On motion of Senator Okerlund, the Committee of the Whole was dissolved.

**THIRD READING CALENDAR**

On motion of Senator Reid, the circle was removed from S.J.R. 1, **JOINT RESOLUTION ON AMERICAN INDIAN HOLOCAUST MEMORIAL MUSEUM**, and it was before the Senate.
Senator Harper proposed the following amendment:

1. Page 1, Line 13:

13 { fund } support, establish, or construct a National American Indian Holocaust Memorial Museum.

2. Page 1, Lines 16 through 18:

16 strongly urges the United States Congress to take action to { fund } support, establish, or construct a commemorative monument to recognize atrocities through an American Indian Holocaust Memorial
18 Museum;

3. Page 1, Lines 20 through 22:

20 strongly urges American Indian tribes to call upon Congress to { fund } support, establish, or construct the museum and to support similar resolutions in the states in which they reside.
22 Special Clauses:

4. Page 3, Lines 61 through 70:

61 NOW, THEREFORE, BE IT RESOLVED that the Legislature of the state of Utah
62 strongly urges the United States Congress to take action to { fund } support, establish, or construct a commemorative monument to recognize these atrocities through an American Indian Holocaust Memorial Museum.
64 BE IT FURTHER RESOLVED that the Legislature of the state of Utah strongly urges
65 each of the states to pass a similar resolution urging the United States Congress to { fund and } support, establish, or construct an American Indian Holocaust Memorial Museum.
67 BE IT FURTHER RESOLVED that the Legislature of the state of Utah strongly urges
68 each American Indian tribe to call upon the United States Congress to { fund and } support, establish, or construct an
American Indian Holocaust Memorial Museum and to support the resolutions for this purpose in the states in which the tribes reside.

Senator Harper’s motion to amend passed on a voice vote.

On motion of Senator Reid, S.J.R. 1, JOINT RESOLUTION ON AMERICAN INDIAN HOLOCAUST MEMORIAL MUSEUM, will be considered February 13, 2014 at 10:30 a.m.

***

On motion of Senator Okerlund, and at 12:00 noon, the Senate adjourned until 11:10 a.m., Monday, February 3, 2014.
There was called to order at 11:14 a.m., with President Wayne Niederhauser presiding.

Prayer – Senator Stuart Adams
Pledge of Allegiance – Senator Stephen Urquhart
Roll Call – All Senators present except Senator Madsen, excused.

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 65)

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 31, 2014
The House passed, S.J.R. 6, JOINT RESOLUTION AUTHORIZING PAY OF IN-SESSION EMPLOYEES, by Senator R. Okerlund, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bill was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

* * *

Mr. President: January 31, 2014
The House passed H.B. 28, WILDLIFE LICENSE EXPIRATION AMENDMENTS, by Representative M. Noel, and it is transmitted for consideration; and

The House passed H.B. 32, COLLEGE CREDIT FOR VETERANS, by Representative T. Cosgrove, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 3, 2014
The Rules Committee recommends assignment of the following bills to standing committees:
Business and Labor Committee
H.B. 10 Injured Worker Reemployment Amendments
(Rep. J. Dunnigan)
S.B. 170 Education Loan Amendments (Sen. P. Knudson)

Education Committee
S.B. 39 Home School Amendments (Sen. A. Osmond)
S.B. 171 Student–centered Learning Pilot Program
(Sen. H. Stephenson)

Government Operations and Political Subdivisions Committee
S.B. 172 Capital Improvement and Capital Development Project Amendments (Sen. W. Harper)
S.B. 174 Emergency Fiscal Procedures Counties
(Sen. D. Henderson)

Health and Human Services Committee
S.B. 176 Local Funding for Rural Health Care Amendments
(Sen. R. Okerlund)

Judiciary, Law Enforcement, and Criminal Justice Committee
H.B. 11 Overdose Reporting Amendments (Rep. C. Moss)
S.B. 173 Child Protection Amendments (Sen. T. Weiler)
S.B. 175 Law Enforcement Services Account Amendments
(Sen. S. Jenkins)
S.B. 177 Sex Offender Amendments (Sen. J. Stevenson)

Natural Resources, Agriculture and Environment Committee
H.B. 13 Rural Waste Disposal (Rep. R. Menlove)
S.C.R. 6 Concurrent Resolution Calling on Congress to Fully Fund the Payments in Lieu of Taxes Program
(Sen. R. Okerlund)

Transportation, Public Utilities and Technology Committee
H.B. 27 Interlocal Cooperation Act Amendments (Rep. R. Barrus)
S.B. 48 Emergency Telephone Service Law Amendments
(Sen. W. Harper)

John L. Valentine
Rules Committee Chair

Report filed. On motion of Senator Valentine, the committee report was adopted.
INTRODUCTION OF BILLS

S.B. 49, Parental Permission to Release Student Information (J. Valentine), was read the first time by short title and referred to the Rules Committee.

S.B. 50, Transition for Repealed Navajo Trust Fund Act (D. Hinkins), was read the first time by short title and referred to the Rules Committee.

S.B. 89, Amendments to Definition of Public Utility (S. Urquhart), was read the first time by short title and referred to the Rules Committee.

S.B. 90, Residency Amendments (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 91, School District Modifications (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 95, Revisor’s Statute (R. Okerlund), was read the first time by short title and referred to the Rules Committee.

S.J.R. 12, Joint Resolution on State Superintendent of Public Instruction (S. Reid), was read the first time by short title and referred to the Rules Committee.

SECOND READING CALENDAR

On motion of Senator Dayton, the circle was removed from S.B. 11, ELECTION OFFENSE AMENDMENTS, and it was before the Senate. Senator Dayton explained the bill.

Senator Dayton proposed the following amendment:

1. Page 5, Lines 123 through 124:

123 (vii) whether additional investigation, as part of a civil proceeding in relation to the

124 { opinion } petition , is desirable;

Senator Dayton’s motion to amend passed on a voice vote. The bill, as amended, passed second reading on the following roll call:

Y eas, 26; Nays, 0; Absent or not voting, 3.
**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Bramble | Christensen | Madsen |

* * *

On motion of Senator Okerlund, and at 11:30 a.m., the Senate adjourned until 10:00 a.m., Tuesday, February 4, 2014.
NINTH DAY
February 4, 2014

The Senate was called to order at 10:15 a.m., with President Wayne Niederhauser presiding.

Prayer – President Paul Mackley, North Ogden Coldwater Stake
Pledge of Allegiance – Senator Allen Christensen
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 65)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 3, 2014

The House passed, S.B. 25, CANDIDATE CERTIFICATION AMENDMENTS, by Senator D. Henderson, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bill was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

***

Mr. President: February 3, 2014

The House passed H.B. 14, ADMINISTRATIVE RULEMAKING AMENDMENTS, by Representative C. Oda, and it is transmitted for consideration; and

The House passed, as amended, H.B. 21, SYSTEM OF CARE FOR MINORS IN STATE CUSTODY, by Representative D. Sanpei, and it is transmitted for consideration; and

The House passed H.B. 33, REAUTHORIZATION OF UTAH COMMISSION ON SERVICE AND VOLUNTEERISM, by Representative R. Edwards, and it is transmitted for consideration; and

The House passed, as amended, H.B. 35, REAUTHORIZATION OF UTAH HEALTH DATA AUTHORITY ACT, by Representative J. Dunnigan, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.
To the Members of the Senate: February 3, 2014

The Rules Committee recommends assignment of the following bills to standing committees:

**Education Committee**
- S.B. 49 Parental Permission to Release Student Information (Sen. J. Valentine)
- S.B. 91 School District Modifications (Sen. W. Harper)
- S.J.R. 12 Joint Resolution on State Superintendent of Public Instruction (Sen. S. Reid)
- H.B. 32 College Credit for Veterans (Rep. T. Cosgrove)

**Government Operations and Political Subdivisions Committee**
- S.B. 50 Transition for Repealed Navajo Trust Fund Act (Sen. D. Hinkins)
- S.B. 90 Residency Amendments (Sen. T. Weiler)

**Natural Resources, Agriculture and Environment Committee**

**Transportation, Public Utilities and Technology Committee**
- S.B. 89 Amendments to Definition of Public Utility (Sen. S. Urquhart)

John L. Valentine
Rules Committee Chair

Report filed. On motion of Senator Valentine, the committee report was adopted.

To the Members of the Senate: February 3, 2014

The Rules Committee recommends that the following bills be placed at the bottom of the Second Reading Calendar:

- S.B. 95 Revisor’s Statute (Sen. R. Okerlund)
S.J.R. 11

Joint Rules Resolution on Bill Numbering
(Sen. J. Valentine)

John L. Valentine
Rules Committee Chair

Report filed. On motion of Senator Valentine, the committee report was adopted.

On motion of Senator Valentine, H.B. 11 was lifted from the Judiciary, Law Enforcement and Criminal Justice Standing Committee and referred to the Business and Labor Standing Committee.

* * *

On motion of Senator Hillyard, under suspension of the rules, the Senate voted to lift S.B. 1, HIGHER EDUCATION BASE BUDGET, from Rules and place it at the top of the Second Reading Calendar.

On motion of Senator Hillyard, under suspension of the rules, the Senate voted to lift S.B. 4, BUSINESS, ECONOMIC DEVELOPMENT, AND LABOR BASE BUDGET, from Rules and place it at the bottom of the Second Reading Calendar.

On motion of Senator Hillyard, under suspension of the rules, the Senate voted to lift S.B. 5, EXECUTIVE OFFICES AND CRIMINAL JUSTICE BASE BUDGET, from Rules and place it at the bottom of the Second Reading Calendar.

On motion of Senator Hillyard, under suspension of the rules, the Senate voted to lift S.B. 6, INFRASTRUCTURE AND GENERAL GOVERNMENT BASE BUDGET, from Rules and place it at the bottom of the Second Reading Calendar.

On motion of Senator Hillyard, under suspension of the rules, the Senate voted to lift S.B. 7, NATIONAL GUARD, VETERANS’ AFFAIRS, AND LEGISLATURE BASE BUDGET, from Rules and place it at the bottom of the Second Reading Calendar.

On motion of Senator Hillyard, under suspension of the rules, the Senate voted to lift S.B. 8, SOCIAL SERVICES BASE BUDGET, from Rules and place it at the bottom of the Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Okerlund, the Senate voted to lift S.B. 95 to the top of the Second Reading Calendar.
S.B. 95, REVISOR’S STATUTE, was read the second time. Senator Okerlund explained the bill. The bill passed second reading on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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* * *

On motion of Senator Hillyard, **S.B. 1**, HIGHER EDUCATION BASE BUDGET, was read the second time and circled.

* * *

**S.B. 4, BUSINESS, ECONOMIC DEVELOPMENT, AND LABOR BASE BUDGET**, was read the second time.

On motion of Senator Hillyard, the following substitute bill replaced the original bill:

(B. Shiozawa)

On motion of Senator Hillyard, the bill was circled.

* * *

**S.B. 5, EXECUTIVE OFFICES AND CRIMINAL JUSTICE BASE BUDGET**, was read the second time.

On motion of Senator Hillyard, the following substitute bill replaced the original bill:
1st Sub. S.B. 5 Executive Offices and Criminal Justice Base Budget
(D. Thatcher)

On motion of Senator Hillyard, the bill was circled.

***

On motion of Senator Hillyard, S.B. 6, INFRASTRUCTURE AND GENERAL GOVERNMENT BASE BUDGET, was read the second time and circled.

***

S.B. 7, NATIONAL GUARD, VETERANS’ AFFAIRS, AND LEGISLATURE BASE BUDGET, was read the second time.

On motion of Senator Hillyard, the following substitute bill replaced the original bill:

1st Sub. S.B. 7 National Guard, Veterans’ Affairs, and Legislature Base Budget (L. Hillyard)

On motion of Senator Hillyard, the bill was circled.

***

S.B. 8, SOCIAL SERVICES BASE BUDGET, was read the second time.

On motion of Senator Hillyard, the following substitute bill replaced the original bill:

1st Sub. S.B. 8 Social Services Base Budget (A. Christensen)

On motion of Senator Hillyard, the bill was circled.

***

S.J.R. 11, JOINT RULES RESOLUTION ON BILL NUMBERING, was read the second time. Senator Valentine explained the bill. The bill passed second reading on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hinkins  Jenkins  Jones  Knudson
Mayne  Okerlund  Osmond  Reid
Robles  Shiozawa  Stephenson  Stevenson
Thatcher  Urquhart  Valentine  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Hillyard  Madsen

THIRD READING CALENDAR

S.B. 11, ELECTION OFFENSE AMENDMENTS, was read the third time, explained by Senator Dayton, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hinkins  Jenkins  Jones  Knudson
Madsen  Mayne  Okerlund  Osmond
Reid  Robles  Shiozawa  Stephenson
Stevenson  Thatcher  Urquhart  Valentine
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator
Hillyard

S.B. 11 was transmitted to the House for consideration.

INTRODUCTION OF BILLS

S.B. 51, Local Government Entities Amendments (J. Stevenson), was read the first time by short title and referred to the Rules Committee.

S.B. 92, Metal Theft Amendments (G. Davis), was read the first time by short title and referred to the Rules Committee.

S.B. 93, Internal Audit Amendments (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

S.B. 135, Voter Registration Amendments (S. Jenkins), was read the first time by short title and referred to the Rules Committee.
S.B. 136, Local Elections Amendments (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

S.B. 137, Health Care Professional Truth in Advertising (T. Weiler), was read the first time by short title and referred to the Rules Committee.

On motion of Senator Okerlund, and at 10:52 a.m., the Senate sauntered.

The Senate was called to order at 11:25 a.m., with President Niederhauser presiding.

SECOND READING CALENDAR

On motion of Senator Shiozawa, the circle was removed from 1st Sub. S.B. 4, BUSINESS, ECONOMIC DEVELOPMENT, AND LABOR BASE BUDGET, and it was before the Senate. Senator Shiozawa explained the bill.

On motion of Senator Shiozawa, the Senate, by a constitutional 2/3 vote, voted to suspend the constitutional three readings requirement.

On motion of Senator Shiozawa, under suspension of the rules, 1st Sub. S.B. 4, BUSINESS, ECONOMIC DEVELOPMENT, AND LABOR BASE BUDGET, was considered read the second and third times. The bill passed on the following roll call:

Y eas, 26; Nays, 1; Absent or not voting, 2.

Voting in the affirmative were: Senators

Adams  Bramble  Christensen  Dabakis
Davis  Harper  Henderson  Hillyard
Hinkins  Jenkins  Jones  Knudson
Mayne  Okerlund  Osmond  Robles
Shiozawa  Stephenson  Stevenson  Thatcher
Urquhart  Valentine  Van Tassell  Vickers
Weiler  Niederhauser

Voting in the negative was: Senator

Reid

Absent or not voting were: Senators

Dayton  Madsen

1st Sub. S.B. 4 was transmitted to the House.
** On motion of Senator Urquhart, the circle was removed from **S.B. 1**, HIGHER EDUCATION BASE BUDGET, and it was before the Senate. Senator Urquhart explained the bill.

On motion of Senator Urquhart, the Senate, by a constitutional 2/3 vote, voted to suspend the constitutional three readings requirement.

On motion of Senator Urquhart, under suspension of the rules, **S.B. 1**, HIGHER EDUCATION BASE BUDGET, was considered read the second and third times. The bill passed on the following roll call:

**Yeas, 29; Nays, 0; Absent or not voting, 0.**

**Voting in the affirmative were:** Senators

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**S.B. 1** was transmitted to the House.

** On motion of Senator Thatcher, the circle was removed from **1st Sub. S.B. 5**, EXECUTIVE OFFICES AND CRIMINAL JUSTICE BASE BUDGET, and it was before the Senate.

Senator Thatcher proposed the following amendment:

1. **Page 2, Line 61:**
   After Line 61 insert:
   
   **ITEM 1A To Governor’s Office – Commission on Criminal and Juvenile Justice**
   
   **From General Fund, One-time (65,000)**
   **From Crime Victims Reparations Fund (387,000)**
   **Schedule of Programs:**
   **Utah Office for Victims of Crime (200,000)**
   **Gang Reduction Grant Program (187,000)**
   **Sexual Exploitation of Children (65,000)**
2. Page 4, Line 107
After Line 107 insert:
Subsection 1(b). Expendable Funds and Accounts. The Legislature has reviewed the following expendable funds. Where applicable, the Legislature authorizes the State Division of Finance to transfer amounts among funds and accounts as indicated. Outlays and expenditures from the recipient funds or accounts may be made without further legislative action according to a fund or account’s applicable authorizing statute.

GOVERNOR’S OFFICE
ITEM 10A To Governor’s Office – Commission on Criminal and Juvenile Justice – Crime Victim Reparations Fund
From General Fund, One–time 490,000
Schedule of Programs:
Crime Victims Reparations Fund 490,000

Senator Thatcher’s motion to amend passed on a voice vote.

On motion of Senator Thatcher, the Senate, by a constitutional 2/3 vote, voted to suspend the constitutional three readings requirement.

On motion of Senator Thatcher, under suspension of the rules, 1st Sub. S.B. 5, EXECUTIVE OFFICES AND CRIMINAL JUSTICE BASE BUDGET, was considered read the second and third times. The bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent or not voting, 0.

Voting in the affirmative were: Senators
Adams
Bramble
Christensen
Dabakis
Davis
Dayton
Harper
Henderson
Hillyard
Hinkins
Jenkins
Jones
Knudson
Madsen
Mayne
Okerlund
Osmond
Reid
Robles
Shiozawa
Stephenson
Stevenson
Thatcher
Urquhart
Valentine
Van Tassell
Vickers
Weiler
Niederhauser

1st Sub. S.B. 5 was transmitted to the House.

***

On motion of Senator Harper, the circle was removed from S.B. 6, INFRASTRUCTURE AND GENERAL GOVERNMENT BASE BUDGET, and it was before the Senate. Senator Harper explained the bill.
On motion of Senator Harper, the Senate, by a constitutional 2/3 vote, voted to suspend the constitutional three readings requirement.

On motion of Senator Harper, under suspension of the rules, S.B. 6, INFRASTRUCTURE AND GENERAL GOVERNMENT BASE BUDGET, was considered read the second and third times. The bill passed on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

Adams  Bramble  Christensen  Dabakis  
Davis  Dayton  Harper  Henderson  
Hillyard  Hinkins  Jenkins  Jones  
Madsen  Mayne  Okerlund  Osmond  
Reid  Robles  Shiozawa  Stevenson  
Valentine  Van Tassell  Vickers  Weiler  
Niederhauser

**Absent or not voting were:** Senators

Knudson  Stephenson  Thatcher  Urquhart

S.B. 6 was transmitted to the House.

***

On motion of Senator Christensen, the circle was removed from 1st Sub. S.B. 8, SOCIAL SERVICES BASE BUDGET, and it was before the Senate. Senator Christensen explained the bill.

Senator Christensen proposed the following amendment:

1. Page 3, Line 99:
   Between “to” and “health” insert “one-time”

Senator Christensen’s motion to amend passed on a voice vote.

On motion of Senator Christensen, the Senate, by a constitutional 2/3 vote, voted to suspend the constitutional three readings requirement.

On motion of Senator Christensen, under suspension of the rules, 1st Sub. S.B. 8, SOCIAL SERVICES BASE BUDGET, was considered read the second and third times. The bill passed on the following roll call:
Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Dayton Harper Henderson
Hillyard Hinkins Jenkins Jones
Madsen Mayne Okerlund Osmond
Reid Robles Shiozawa Stephenson
Stevenson Urquhart Valentine Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Knudson Thatcher

1st Sub. S.B. 8 was transmitted to the House.

* * *

On motion of Senator Hillyard, the circle was removed from 1st Sub. S.B. 7, NATIONAL GUARD, VETERANS’ AFFAIRS, AND LEGISLATURE BASE BUDGET, and it was before the Senate. Senator Hillyard explained the bill.

On motion of Senator Hillyard, the Senate, by a constitutional 2/3 vote, voted to suspend the constitutional three readings requirement.

On motion of Senator Hillyard, under suspension of the rules, 1st Sub. S.B. 7, NATIONAL GUARD, VETERANS’ AFFAIRS, AND LEGISLATURE BASE BUDGET, was considered read the second and third times. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Dayton Harper Henderson Hillyard
Hinkins Jenkins Jones Knudson
Madsen Mayne Okerlund Osmond
Reid Robles Shiozawa Stephenson
Stevenson Urquhart Valentine Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Davis Thatcher
**1st Sub. S.B. 7** was transmitted to the House.

* * *

On motion of Senator Okerlund, and at 12:00 noon, the Senate adjourned until 10:00 a.m., Wednesday, February 5, 2014.
TENTH DAY
February 5, 2014

The Senate was called to order at 10:10 a.m., with President Wayne Niederhauser presiding.

Prayer – Dr. John Dayton, son of Senator Margaret Dayton
Pledge of Allegiance – Senator Wayne Harper
Roll Call – All Senators present except Senator Valentine, excused.

READING OF TITLES OF BILLS AND RESOLUTIONS
(Please refer to Day 1, Page 65)

COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 4, 2014

The House passed, as substituted, 2nd Sub. H.B. 1, PUBLIC EDUCATION BASE BUDGET AMENDMENTS, by Representative B. Last, and it is transmitted for consideration; and

The House passed H.B. 5, NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENTAL QUALITY BASE BUDGET, by Representative J. Mathis, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 6, RETIREMENT AND INDEPENDENT ENTITIES BASE BUDGET, by Representative K. Powell, and it is transmitted for consideration; and

The House passed, as amended, H.B. 20, EMERGENCY VEHICLE OPERATOR DUTY OF CARE REVISIONS, by Representative B. Dee, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 24, INSURANCE RELATED AMENDMENTS, by Representative J. Dunnigan, and it is transmitted for consideration; and

The House passed H.B. 34, TOURISM MARKETING PERFORMANCE ACCOUNT AMENDMENTS, by Representative B. Wilson, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.
RULES COMMITTEE REPORTS

To the Members of the Senate: February 4, 2014

The Rules Committee recommends assignment of the following bills to standing committees:

Business and Labor Committee
S.B. 137 Health Care Professional Truth in Advertising (Sen. T. Weiler)

Government Operations and Political Subdivisions Committee
S.B. 51 Local Government Entities Amendments (Sen. J. Stevenson)
S.B. 93 Internal Audit Amendments (Sen. H. Stephenson)
S.B. 135 Voter Registration Amendments (Sen. S. Jenkins)

Judiciary, Law Enforcement, and Criminal Justice Committee
S.B. 92 Metal Theft Amendments (Sen. G. Davis)

Revenue and Taxation Committee
S.B. 136 Local Elections Amendments (Sen. H. Stephenson)

Report filed. On motion of Senator Van Tassell, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President: February 4, 2014

The Business and Labor Committee reports a favorable recommendation on S.B. 123, INTERLOCAL COOPERATION ACT REVISIONS, by Senator J. Valentine, with the following amendments:

1. Page 2, Lines 40 through 45:

(ii) [Before and on May 1, 2014, “taxed” “Taxed interlocal entity” includes an interlocal entity that:

(A) [−(I)−] was created before 1981 for the purpose of providing power supply at wholesale

43 to its members; [−(R)−]
(II) is described in Subsection 11–13–204(7); }

(B) does not receive a payment of funds from a federal agency or office, state agency or; and

The Business and Labor Committee reports a favorable recommendation on S.B. 129, INSURANCE AMENDMENTS, by Senator C. Bramble; and

The Business and Labor Committee reports a favorable recommendation on S.B. 130, TRUST DEED FORECLOSURE AMENDMENTS, by Senator W. Harper, with the following amendments:

1. Page 6, Lines 153 through 154:

153 (b) a beneficiary of the trust deed after the beneficiary sells the trust property is sold to a bona fide purchaser. ; and

154 fide purchaser. ; and

The Business and Labor Committee reports a favorable recommendation on S.B. 133, BENEFIT CORPORATION AMENDMENTS, by Senator J. Valentine; and

The Business and Labor Committee reports a favorable recommendation on S.B. 145, BACKGROUND CHECK AMENDMENTS, by Senator C. Bramble; and

The Business and Labor Committee recommends S.B. 147, RESIDENTIAL RENTERS’ DEPOSITS AMENDMENTS, by Senator P. Jones, be replaced and favorably recommends 1st Sub. S.B. 147, RESIDENTIAL RENTERS’ DEPOSITS AMENDMENTS; and

The Business and Labor Committee reports a favorable recommendation on S.B. 160, WORKERS’ COMPENSATION AMENDMENTS, by Senator J. Valentine.

Curtis S. Bramble, Chair

Mr. President: February 4, 2014

The Economic Development and Workforce Services Committee reports a favorable recommendation on H.B. 22, WORKFORCE SERVICES AMENDMENTS, by Representative R. Edwards; and
The Economic Development and Workforce Services Committee reports a favorable recommendation on **S.B. 106**, WORKPLACE SAFETY WEEK DESIGNATION, by Senator K. Mayne.

Aaron Osmond, Chair

Mr. President: February 4, 2014

The Education Committee recommends **S.B. 103**, LOCAL CONTROL OF CLASSROOM TIME REQUIREMENTS, by Senator A. Osmond, be replaced and favorably recommends **1st Sub. S.B. 103**, LOCAL CONTROL OF CLASSROOM TIME REQUIREMENTS.

Stuart C. Reid, Chair

Mr. President: February 4, 2014

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **S.B. 23**, SCHOOL CONSTRUCTION AMENDMENTS, by Senator S. Jenkins; and

The Government Operations and Political Subdivisions Committee recommends **S.B. 36**, VOTER INFORMATION AMENDMENTS, by Senator K. Mayne be replaced and favorably recommends **1st Sub. S.B. 36**, VOTER INFORMATION AMENDMENTS; and

The Government Operations and Political Subdivisions Committee recommends **S.B. 99**, NATURAL GAS STATE VEHICLE REQUIREMENTS, by Senator S. Jenkins, be replaced and favorably recommends **1st Sub. S.B. 99**, STATE VEHICLE EFFICIENCY REQUIREMENTS; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **S.B. 105**, FINANCIAL DISCLOSURE REPORTING AMENDMENTS, by Senator M. Dayton, with the following amendments:

1. Page 2, Line 31:
   After “mail” Delete “or postal mail”
   Insert “unless postal mail is requested”; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **S.C.R. 1**, CONCURRENT RESOLUTION

Margaret Dayton, Chair

Mr. President:

The Health and Human Services Committee reports a favorable recommendation on S.B. 14, LONG-TERM CARE PARTNERSHIP, by Senator T. Weiler; and

The Health and Human Services Committee reports a favorable recommendation on S.B. 121, TOBACCO SETTLEMENT RESTRICTED ACCOUNT AMENDMENTS, by Senator A. Christensen; and

The Health and Human Services Committee reports a favorable recommendation on S.B. 125, RETIRED VOLUNTEER HEALTH CARE PRACTITIONER AMENDMENTS, by Senator D. Henderson; and

The Health and Human Services Committee reports a favorable recommendation on S.B. 126, CHILD WELFARE AMENDMENTS, by Senator W. Harper; and

The Health and Human Services Committee reports a favorable recommendation on S.B. 132, HUMAN SERVICES AMENDMENTS, by Senator W. Harper; and

The Health and Human Services Committee reports a favorable recommendation on S.B. 168, CHARITY CARE AMENDMENTS, by Senator A. Christensen; and

The Health and Human Services Committee reports a favorable recommendation on S.C.R. 5, CONCURRENT RESOLUTION SUPPORTING THE MASTER PLAN, by Senator M. Dayton.

Evan J. Vickers, Chair

Mr. President:

The Revenue and Taxation Committee reports a favorable recommendation on S.B. 19, APPOINTMENT AND QUALIFICATION OF MEMBERS OF THE STATE TAX COMMISSION, by Senator H. Stephenson, with the following amendments:

1. Page 3, Lines 67 through 78:
67 (1) [Members] (Approved) Each member of the commission [shall have]:

68 (a) shall have significant tax experience that is relevant to holding office as a

69 commissioner;

70 (b) shall have knowledge of tax administration or tax compliance; [and]

71 (c) shall have executive and administrative experience[.]; and

72 (d) except for one member who has substantial knowledge and expertise in the theory

73 and practice of ad valorem taxation as described in Subsection (2)(a), shall have substantial

74 knowledge and experience in one or more of the following:

75 (i) the theory and practice of excise taxation;

76 (ii) the theory and practice of income taxation;

77 (iii) the theory and practice of sales and use taxation; and

78 (iv) the theory and practice of corporate taxation.; and

The Revenue and Taxation Committee reports a favorable recommendation on S.J.R. 7, JOINT RESOLUTION REGARDING QUALIFICATIONS OF STATE TAX COMMISSION MEMBERS, by Senator J. Valentine.

Deidre M. Henderson, Chair

Mr. President: February 4, 2014

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on H.B. 15, DRIVER LICENSE SUSPENSION AMENDMENTS, by Representative D. Sagers; and

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on S.B. 144, DRIVER LICENSE MODIFICATIONS, by Senator J. Valentine; and

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on S.B. 154, ALL-TERRAIN VEHICLE AMENDMENTS, by Senator S. Jenkins; and
The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on S.B. 166, ENERGY AMENDMENTS, by Senator M. Madsen.

Kevin T. Van Tassell, Chair

On motion of Senator Van Tassell, the committee reports were adopted. The bills were placed on Second Reading Calendar.

STANDING COMMITTEE REPORTS

Mr. President: February 4, 2014
The Business and Labor Committee reports a favorable recommendation on S.B. 127, LABOR COMMISSION DECISION AMENDMENTS, by Senator K. Mayne, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Business and Labor Committee reports a favorable recommendation on S.B. 156, CONSTRUCTION TRADES LICENSING ACT AMENDMENTS, by Senator C. Bramble, and recommends it be considered read for the second time and placed on the Consent Calendar.

Curtis S. Bramble, Chair

Mr. President: February 4, 2014
The Government Operations and Political Subdivisions Committee reports a favorable recommendation on S.B. 116, POLL WORKER AMENDMENTS, by Senator M. Dayton, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on S.B. 117, ONLINE VOTER REGISTRATION REVISIONS, by Senator M. Dayton, and recommends it be considered read for the second time and placed on the Consent Calendar.

Margaret Dayton, Chair

Mr. President: February 4, 2014
The Revenue and Taxation Committee reports a favorable recommendation on S.B. 155, APPORTIONMENT OF INCOME AMENDMENTS, by Senator
C. Bramble, and recommends it be considered read for the second time and placed on the Consent Calendar.

Deidre M. Henderson, Chair

On motion of Senator Van Tassell, the committee reports were adopted. The bills were read the second time and placed on Consent Calendar.

INTRODUCTION OF BILLS

S.B. 52, Utility Relocation on Highway Projects (K. Van Tassell), was read the first time by short title and referred to the Rules Committee.

S.B. 53, Amendments to Private Investigator Regulations (M. Dayton), was read the first time by short title and referred to the Rules Committee.

S.B. 54, Elections Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 94, Security Personnel Licensing Act Amendments (M. Dayton), was read the first time by short title and referred to the Rules Committee.

S.B. 96, Veterans’ Assistance Registry (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.B. 138, Controlled Substances Act Amendments (E. Vickers), was read the first time by short title and referred to the Rules Committee.

S.J.R. 13, Joint Rules Resolution Modifying Eligibility Requirements for Independent Legislative Ethics Commission Members (J. Valentine), was read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

S.B. 95, REVISOR’S STATUTE, was read the third time, explained by Senator Okerlund, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators

Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Madsen  Mayne  Okerlund  Osmond
Reid Robles Shiozawa Stevenson
Thatcher Urquhart Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Knudson Stephenson Valentine

S.B. 95 was transmitted to the House for consideration.

* * *

On motion of Senator Hillyard, under suspension of the rules, the Senate voted to lift 1st Sub. H.B. 6, RETIREMENT AND INDEPENDENT ENTITIES BASE BUDGET, from Rules and place it at the top of the Second Reading Calendar.

On motion of Senator Hillyard, under suspension of the rules, the Senate voted to lift 2nd Sub. H.B. 1, PUBLIC EDUCATION BASE BUDGET AMENDMENTS, from Rules and place it on the Second Reading Calendar.

On motion of Senator Hillyard, under suspension of the rules, the Senate voted to lift H.B. 5, NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENTAL QUALITY BASE BUDGET, from Rules and place it on the Second Reading Calendar.

SECOND READING CALENDAR

1st Sub. H.B. 6, RETIREMENT AND INDEPENDENT ENTITIES BASE BUDGET, was read the second time. Senator Weiler explained the bill.

Senator Weiler proposed the following amendment:

1. Page 2, Line 31:
   Strike “This bill takes effect on July 1, 2014.” and insert “Section 1 of this bill takes effect immediately. Section 2 of this bill takes effect on July 1, 2014.”

Senator Weiler’s motion to amend passed on a voice vote.

On motion of Senator Weiler, the Senate, by a constitutional 2/3 vote, voted to suspend the constitutional three readings requirement.

On motion of Senator Weiler, under suspension of the rules, 1st Sub. H.B. 6, RETIREMENT AND INDEPENDENT ENTITIES BASE BUDGET, was considered read the second and third times and passed on the following roll call:
Yeas, 28; Nays, 0; Absent or not voting, 1.

**Voting in the affirmative were:** Senators

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<tr>
<th>Senator</th>
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**Absent or not voting was:** Senator Valentine

**1st Sub. H.B. 6** was returned to the House for further consideration.

**SPECIAL ORDER OF BUSINESS**

Senator Jenkins had a citation read honoring Terry Schow on his retirement as Director of the Utah Division of Veteran’s Affairs. Senators Knudson, Davis, Harper, Mayne, Robles, and Jones commented.

**SECOND READING CALENDAR**

On motion of Senator Stephenson, **2nd Sub. H.B. 1**, PUBLIC EDUCATION BASE BUDGET AMENDMENTS, was read the second time and circled.

* * *

On motion of Senator Hinkins, **H.B. 5**, NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENTAL QUALITY BASE BUDGET, was read the second time and circled.

* * *

On motion of Senator Okerlund, **S.B. 123**, INTERLOCAL COOPERATION ACT REVISIONS, was read the second time and circled.

* * *

**H.B. 22**, WORKFORCE SERVICES AMENDMENTS, was read the second time. Senator Osmond explained the bill. The bill passed second reading on the following roll call:
Yeas, 26; Nays, 0;Absent or not voting, 3.

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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<tr>
<th>Hillyard</th>
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On motion of Senator Vickers, **H.B. 15**, DRIVER LICENSE SUSPENSION AMENDMENTS, was read the second time and circled.

***

**S.B. 129**, INSURANCE AMENDMENTS, was read the second time. Senator Bramble explained the bill. The bill passed second reading on the following roll call:

Yeas, 24; Nays, 0; Absent or not voting, 5.

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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<tr>
<th>Christensen</th>
<th>Hillyard</th>
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***

**S.B. 130**, TRUST DEED FORECLOSURE AMENDMENTS, was read the second time. Senator Harper explained the bill. The bill passed second reading on the following roll call:
Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Dayton Harper Henderson
Hinkins Jenkins Jones Knudson
Madsen Mayne Okerlund Osmond
Reid Robles Shiozawa Stephenson
Stevenson Thatcher Urquhart Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Hillyard Valentine Van Tassell

***

On motion of Senator Adams, S.B. 133, BENEFIT CORPORATION AMENDMENTS, was read the second time and circled.

***

S.B. 145, BACKGROUND CHECK AMENDMENTS, was read the second time. Senator Bramble explained the bill. The bill passed second reading on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Dayton Harper Henderson
Hinkins Jenkins Jones Knudson
Madsen Mayne Okerlund Osmond
Reid Robles Shiozawa Stephenson
Stevenson Thatcher Urquhart Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Hillyard Valentine Van Tassell

***

On motion of Senator Jones, 1st Sub. S.B. 147, RESIDENTIAL RENTERS’ DEPOSITS AMENDMENTS, was read the second time and circled.
On motion of Senator Okerlund, S.B. 160, WORKERS’ COMPENSATION
AMENDMENTS, was read the second time and circled.

S.B. 106. WORKPLACE SAFETY WEEK DESIGNATION, was read the
second time. Senator Mayne explained the bill. The bill passed second reading on
the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams           Bramble           Christensen       Dabakis
Davis           Dayton           Harper            Henderson
Jenkins         Jones            Knudson           Madsen
Mayne           Okerlund         Osmond            Reid
Robles          Shiozawa         Stephenson        Stevenson
Thatcher         Urquhart         Vickers           Weiler
Niederhauser

Absent or not voting were: Senators
Hillyard        Hinkins          Valentine         Van Tassell

1st Sub. S.B. 103, LOCAL CONTROL OF CLASSROOM TIME
REQUIREMENTS, was read the second time. Senator Osmond explained the bill.
Senators Jones, Dabakis, Madsen, Reid, and Harper commented. The bill passed
second reading on the following roll call:

Yeas, 23; Nays, 2; Absent or not voting, 4.

Voting in the affirmative were: Senators
Bramble         Christensen       Davis            Dayton
Henderson       Hillyard          Jenkins          Jones
Knudson         Madsen            Mayne            Okerlund
Osmond          Reid              Robles           Shiozawa
Stephenson      Stevenson         Thatcher         Urquhart
Vickers         Weiler           Niederhauser

Voting in the negative were: Senators
Dabakis             Harper
Absent or not voting were: Senators
Adams  Hinkins  Valentine  Van Tassell

* * *

S.B. 23, SCHOOL CONSTRUCTION AMENDMENTS, was read the second time. Senator Jenkins explained the bill. The bill passed second reading on the following roll call:

Yeas, 23; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Senators
Christensen  Dabakis  Davis  Dayton
Harper  Henderson  Hillyard  Jenkins
Jones  Knudson  Madsen  Mayne
Okerlund  Osmond  Reid  Robles
Shiozawa  Stephenson  Stevenson  Urquhart
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Adams  Bramble  Hinkins  Thatcher
Valentine  Van Tassell

* * *

On motion of Senator Stephenson, the circle was removed from 2nd Sub. H.B. 1, PUBLIC EDUCATION BASE BUDGET AMENDMENTS, and it was before the Senate. Senator Stephenson explained the bill.

On motion of Senator Stephenson, the Senate, by a constitutional 2/3 vote, voted to suspend the constitutional three readings requirement.

On motion of Senator Stephenson, under suspension of the rules, 2nd Sub. H.B. 1, PUBLIC EDUCATION BASE BUDGET AMENDMENTS, was considered read the second and third times and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Davis
Dayton  Harper  Henderson  Hillyard
Hinkins  Jenkins  Jones  Knudson
Madsen  Mayne  Okerlund  Osmond
Reid  Robles  Shiozawa  Stephenson
Stevenson  Thatcher  Urquhart  Vickers
Weiler  Niederhauser
Absent or not voting were: Senators
Dabakis        Valentine        Van Tassell

2nd Sub. H.B. 1 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Hinkins, the circle was removed from H.B. 5, NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENTAL QUALITY BASE BUDGET, and it was before the Senate. Senator Hinkins explained the bill.

On motion of Senator Hinkins, the Senate, by a constitutional 2/3 vote, voted to suspend the constitutional three readings requirement.

On motion of Senator Hinkins, under suspension of the rules, H.B. 5, NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENTAL QUALITY BASE BUDGET, was considered read the second and third times and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams            Bramble           Christensen         Davis
Dayton           Harper            Henderson          Hillyard
Hinkins          Jenkins           Jones             Knudson
Madsen           Mayne             Okerlund          Osmond
Reid             Robles            Shiozawa         Stephenson
Stevenson        Thatcher          Urquhart         Vickers
Weiler           Niederhauser

Absent or not voting were: Senators
Dabakis        Valentine        Van Tassell

H.B. 5 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

SPECIAL RECOGNITION

Senator Hillyard recognized and thanked the Legislative Fiscal Analyst Office. Senator Weiler commented.

SECOND READING CALENDAR

On motion of Senator Vickers, the circle was removed from H.B. 15, DRIVER LICENSE SUSPENSION AMENDMENTS, and it was before the
Senate. Senator Vickers explained the bill. The bill passed second reading on the following roll call:

**Yeas, 22; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Senators

Bramble  
Harper  
Knudson  
Osmond  
Stevensoon  
Weiler  

Christensen  
Henderson  
Madsen  
Reid  
Thatcher  
Niederhauser  

Davis  
Jenkins  
Mayne  
Shiozawa  
Urquhart  

Dayton  
Jones  
Okerlund  
Stephenson  
Vickers  

**Absent or not voting were:** Senators

Adams  
Robles  

Dabakis  
Valentine  

Hillyard  
Van Tassell  

Hinkins  

***

On motion of Senator Mayne, **1st Sub. S.B. 36,** VOTER INFORMATION AMENDMENTS, was read the second time and circled.

***

On motion of Senator Okerlund, **1st Sub. S.B. 99,** STATE VEHICLE EFFICIENCY REQUIREMENTS, was read the second time and circled.

***

**S.B. 105,** FINANCIAL DISCLOSURE REPORTING AMENDMENTS, was read the second time. Senator Dayton explained the bill. The bill passed second reading on the following roll call:

**Yeas, 22; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Senators

Bramble  
Harper  
Knudson  
Osmond  
Stephenson  
Weiler  

Christensen  
Henderson  
Madsen  
Reid  
Stevenson  
Niederhauser  

Davis  
Jenkins  
Mayne  
Robles  
Thatcher  

Dayton  
Jones  
Okerlund  
Shiozawa  
Urquhart  

**Absent or not voting were:** Senators

Adams  
Valentine  

Dabakis  
Van Tassell  

Hillyard  
Vickers  

Hinkins  

***
On motion of Senator Jenkins, the circle was removed from 1st Sub. S.B. 99, STATE VEHICLE EFFICIENCY REQUIREMENTS, and it was before the Senate. Senator Jenkins explained the bill. Senators Okerlund, Knudson, Jones, and Adams commented. The bill passed second reading on the following roll call:

**Yeas, 22; Nays, 2; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

| Dayton | Stephenson |

**Absent or not voting were:** Senators

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<tr>
<th>Dabakis</th>
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**On motion of Senator Okerlund, the Senate voted to lift from Rules S.B. 53, AMENDMENTS TO PRIVATE INVESTIGATOR REGULATIONS, and S.B. 94, SECURITY PERSONNEL LICENSING ACT AMENDMENTS, and assign them to the Government Operations and Political Subdivisions Committee.**

**On motion of Senator Okerlund, and at 11:55 a.m., the Senate adjourned until 10:00 a.m., Thursday, February 6, 2014.**
ELEVENTH DAY
February 6, 2014

The Senate was called to order at 10:07 a.m., with President Wayne Niederhauser presiding.

Prayer – Rabbi Benny Zippel, Chabad Lubavitch of Utah
Pledge of Allegiance – Senator Karen Mayne
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 65)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 5, 2014

The House passed, S.B. 1, HIGHER EDUCATION BASE BUDGET, by Senator S. Urquhart, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, 1st Sub. S.B. 4, BUSINESS, ECONOMIC DEVELOPMENT, AND LABOR BASE BUDGET, by Senator B. Shiozawa, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, 1st Sub. S.B. 5, EXECUTIVE OFFICES AND CRIMINAL JUSTICE BASE BUDGET, by Senator D. Thatcher, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 6, INFRASTRUCTURE AND GENERAL GOVERNMENT BASE BUDGET, by Senator W. Harper, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, 1st Sub. S.B. 7, NATIONAL GUARD, VETERANS’ AFFAIRS, AND LEGISLATURE BASE BUDGET, by Senator L. Hillyard, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, 1st Sub. S.B. 8, SOCIAL SERVICES BASE BUDGET, by Senator A. Christensen, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.
Mr. President:

February 5, 2014

The House concurred in the Senate amendments and passed 1st Sub. H.B. 6, RETIREMENT AND INDEPENDENT ENTITIES BASE BUDGET, by Representative K. Powell, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bill was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

Mr. President:

February 5, 2014

The House passed, as amended, H.B. 25, EMINENT DOMAIN AMENDMENTS, by Representative L. Perry, and it is transmitted for consideration; and

The House passed H.B. 57, ANIMAL SHELTER AMENDMENTS, by Representative A. Romero, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 64, UTAH HISTORY DAY, by Representative J. Draxler, and it is transmitted for consideration; and

The House passed, as amended, H.B. 238, LOCAL REFERENDUM REQUIREMENTS AMENDMENTS, by Representative K. Powell, and it is transmitted for consideration; and

The House passed, as amended, H.C.R. 2, CONCURRENT RESOLUTION DESIGNATING IDENTIFY YOUR PET DAY, by Representative A. Romero, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

STANDING COMMITTEE REPORTS

Mr. President:

February 4, 2014

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 108, JUDICIARY AMENDMENTS, by Senator L. Hillyard; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 115, COURT TRANSCRIPT FEES, by Senator P. Jones; and
The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **S.B. 177**, SEX OFFENDER AMENDMENTS, by Senator J. Stevenson.

Mark B. Madsen, Chair

Mr. President: February 4, 2014

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.B. 41**, STATE TREE CHANGE, by Senator R. Okerlund; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.B. 114**, CANAL SAFETY ACT, by Senator G. Davis; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.C.R. 4**, CONCURRENT RESOLUTION ON WILDLIFE ENHANCEMENT, by Senator A. Christensen.

Scott K. Jenkins, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were placed on Second Reading Calendar.

**INTRODUCTION OF BILLS**

**S.B. 55**, Pharmaceutical Dispensing Amendments (E. Vickers), was read the first time by short title and referred to the Rules Committee.

**S.B. 56**, Risk Management Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.

**S.B. 139**, Transportation Funding Revisions (W. Harper), was read the first time by short title and referred to the Rules Committee.

**S.B. 178**, Controlled Substance Database Modifications (E. Vickers), was read the first time by short title and referred to the Rules Committee.

**THIRD READING CALENDAR**

**S.J.R. 11**, JOINT RULES RESOLUTION ON BILL NUMBERING, was read the third time, explained by Senator Valentine, and passed on the following roll call:
Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
- Adams
- Bramble
- Christensen
- Dabakis
- Davis
- Dayton
- Harper
- Henderson
- Hinkins
- Jenkins
- Jones
- Knudson
- Madsen
- Mayne
- Okerlund
- Osmond
- Reid
- Shiozawa
- Stevenson
- Urquhart
- Valentine
- Van Tassell
- Vickers
- Weiler
- Niederhauser

Absent or not voting were: Senators
- Hillyard
- Robles
- Stephenson
- Thatcher

S.J.R. 11 was transmitted to the House for consideration.

* * *

H.B. 22, WORKFORCE SERVICES AMENDMENTS, was read the third time, explained by Senator Osmond, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
- Adams
- Bramble
- Christensen
- Dabakis
- Davis
- Dayton
- Harper
- Henderson
- Hillyard
- Hinkins
- Jenkins
- Jones
- Knudson
- Madsen
- Mayne
- Okerlund
- Osmond
- Reid
- Shiozawa
- Stevenson
- Urquhart
- Valentine
- Van Tassell
- Vickers
- Weiler
- Niederhauser

Absent or not voting was: Senator
- Robles

H.B. 22 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

S.B. 129, INSURANCE AMENDMENTS, was read the third time, explained by Senator Bramble, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent or not voting, 0.
Voting in the affirmative were: Senators

Adams Bramble Christensen Dabakis
Davis Dayton Harper Henderson
Hillyard Hinkins Jenkins Jones
Knudson Madsen Mayne Okerlund
Osmond Reid Robles Shiozawa
Stephenson Stevenson Thatcher Urquhart
Valentine Van Tassell Vickers Weiler
Niederhauser

S.B. 129 was transmitted to the House for consideration.

* * *

S.B. 130, TRUST DEED FORECLOSURE AMENDMENTS, was read the third time, explained by Senator Harper, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators

Adams Bramble Christensen Dabakis
Davis Dayton Harper Henderson
Hillyard Hinkins Jenkins Jones
Knudson Madsen Mayne Okerlund
Osmond Reid Shiozawa Stevenson
Thatcher Urquhart Valentine Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Robles Stephenson Van Tassell

S.B. 130 was transmitted to the House for consideration.

* * *

S.B. 145, BACKGROUND CHECK AMENDMENTS, was read the third time, explained by Senator Bramble, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators

Adams Bramble Christensen Dabakis
Davis Dayton Harper Henderson
Hillyard Hinkins Jenkins Jones
S.B. 145 was transmitted to the House for consideration.

***

On motion of Senator Jones, S.B. 106, WORKPLACE SAFETY WEEK DESIGNATION, was read the third time and circled.

***

1st Sub. S.B. 103, LOCAL CONTROL OF CLASSROOM TIME REQUIREMENTS, was read the third time and explained by Senator Osmond.

Senator Osmond proposed the following amendment:

1. Page 3, Lines 75 through 77:
   
   75 (ii) A reallocation of instructional hours or school days under Subsection (4)(d)(i) is
   76 subject to the approval of 2/3 of the members of a local school board or charter school
   77 governing board voting in a meeting:

   Senator Osmond’s motion to amend passed on a voice vote. Senators Hillyard, Dabakis, Jones, and Vickers commented and the bill passed on the following roll call:

**Yeas, 21; Nays, 6; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

<table>
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Voting in the negative were: Senators
Dabakis          Harper          Hillyard  Hinkins
Jenkins          Knudson

Absent or not voting were: Senators
Bramble          Stevenson

1st Sub. S.B. 103 was transmitted to the House for consideration.

*S B. 23, SCHOOL CONSTRUCTION AMENDMENTS, was read the third time and explained by Senator Jenkins. Senator Vickers commented and the bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams            Bramble        Christensen  Dabakis
Davis            Dayton         Harper      Henderson
Hillyard         Hinkins        Jenkins    Jones
Knudson          Madsen        Mayne      Okerlund
Osmond           Reid           Robles     Shiozawa
Stephenson       Thatcher       Urquhart  Valentine
Van Tassell      Vickers        Weiler     Niederhauser

Absent or not voting was: Senator
Stevenson

S.B. 23 was transmitted to the House for consideration.

* * *

On motion of Senator Mayne, the circle was removed from S.B. 106, WORKPLACE SAFETY WEEK DESIGNATION, and it was before the Senate. Senator Mayne explained the bill. The bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent or not voting, 0.

Voting in the affirmative were: Senators
Adams            Bramble        Christensen  Dabakis
Davis            Dayton         Harper      Henderson
Hillyard         Hinkins        Jenkins    Jones
Knudson          Madsen        Mayne      Okerlund
S.B. 106 was transmitted to the House for consideration.

***

On motion of Senator Jenkins, the Senate voted to reconsider its action on S.B. 23, SCHOOL CONSTRUCTION AMENDMENTS.

S.B. 23, SCHOOL CONSTRUCTION AMENDMENTS, was before the Senate.

On motion of Senator Jenkins, the bill was circled.

***

H.B. 15, DRIVER LICENSE SUSPENSION AMENDMENTS, was read the third time, explained by Senator Vickers, and passed on the following roll call:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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**Absent or not voting was:** Senator

Robles

**H.B. 15** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

S.B. 105, FINANCIAL DISCLOSURE REPORTING AMENDMENTS, was read the third time, explained by Senator Dayton, and passed on the following roll call:
Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators

Bramble Christensen Dabakis Davis
Dayton Harper Henderson Hillyard
Hinkins Jenkins Jones Knudson
Madsen Mayne Okerlund Osmond
Reid Robles Shiozawa Stephenson
Stevenson Thatcher Urquhart Valentine
Van Tassell Vickers Weiler Niederhauser

Absent or not voting was: Senator Adams

S.B. 105 was transmitted to the House for consideration.

* * *

1st Sub. S.B. 99, STATE VEHICLE EFFICIENCY REQUIREMENTS, was read the third time and explained by Senator Jenkins. Senator Valentine commented.

On motion of Senator Jenkins, the bill was circled.

* * *

On motion of Senator Jenkins, the circle was removed from S.B. 23, SCHOOL CONSTRUCTION AMENDMENTS, and it was before the Senate.

Senator Jenkins proposed the following amendment:

1. Page 2, Lines 42 through 45:

42 (2) Except as provided in Subsection (4), the design, construction, and maintenance projects for a public school or other public school facility shall follow all procurement, source selection, construction, public notice, and contracting procedures provided in Title 63G, Chapter 6a, Utah Procurement Code.

2. Page 4, Lines 94 through 99:
[(9) A local school board member may not have a direct or indirect financial interest in the construction project contract.]

{ (4) (a) An LEA may self-perform work on a construction project up to $100,000.

(b) A construction project over $100,000 shall be procured in accordance with the requirements of Title 63G, Chapter 6a, Utah Procurement Code. }

Section 2. Section 63G–6a–103 is amended to read:

Senator Jenkins’ motion to amend passed on a voice vote.

On motion of Senator Jenkins, the bill was circled.

SECOND READING CALENDAR

On motion of Senator Valentine, the circle was removed from S.B. 123, INTERLOCAL COOPERATION ACT REVISIONS, and it was before the Senate. Senator Valentine explained the bill. The bill second reading passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators

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Absent or not voting were: Senators

| Madsen | Stevenson | Thatcher |

***

On motion of Senator Valentine, the circle was removed from S.B. 133, BENEFIT CORPORATION AMENDMENTS, and it was before the Senate. Senator Valentine explained the bill. Senators Hillyard, Jones, Madsen, and Weiler commented. The bill passed second reading on the following roll call:
Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Davis
Dayton  Harper  Henderson  Hillyard
Hinkins  Jenkins  Jones  Knudson
Madsen  Mayne  Okerlund  Osmond
Reid  Robles  Shiozawa  Stephenson
Stevenson  Thatcher  Valentine  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Dabakis  Urquhart  Van Tassell

SPECIAL ORDER OF BUSINESS

A citation was read honoring the life of Sgt. Derek Johnson of the Draper Police Department who lost his life in the line of duty September 1, 2013.

SECOND READING CALENDAR

S.C.R. 1, CONCURRENT RESOLUTION RECOGNIZING THE 60TH ANNIVERSARY OF THE INCLUSION OF UNDER GOD IN THE PLEDGE OF ALLEGIANCE, was read the second time. Senator Osmond explained the bill. Senators Weiler, Valentine, Dabakis, Thatcher, Madsen, and Dayton commented. The bill passed second reading on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Davis
Dayton  Harper  Henderson  Hillyard
Hinkins  Jenkins  Jones  Knudson
Madsen  Mayne  Okerlund  Osmond
Reid  Robles  Shiozawa  Stephenson
Thatcher  Valentine  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Dabakis  Stephenson  Urquhart

On motion of Senator Valentine, the circle was removed from S.B. 160, WORKERS’ COMPENSATION AMENDMENTS, and it was before the Senate. Senator Valentine explained the bill. The bill passed on the following roll call:
Yeas, 25; Nays, 0; Absent or not voting, 4.

**Voting in the affirmative were:** Senators

- Adams
- Bramble
- Christensen
- Dabakis
- Davis
- Dayton
- Harper
- Henderson
- Hillyard
- Hinkins
- Jenkins
- Jones
- Knudson
- Madsen
- Mayne
- Okerlund
- Osmond
- Reid
- Robles
- Shiozawa
- Stevenson
- Valentine
- Van Tassell
- Vickers
- Niederhauser

**Absent or not voting were:** Senators

- Stephenson
- Thatcher
- Urquhart
- Weiler

* * *

On motion of Senator Okerlund, **S.B. 41, STATE TREE CHANGE**, will be considered Monday, February 10, 2014 at 11:00 a.m.

On motion of Senator Okerlund, and at 11:50 a.m., the Senate adjourned until 10:00 a.m., Friday, February 7, 2014.
TWELFTH DAY

February 7, 2014

The Senate was called to order at 10:05 a.m., with President Wayne Niederhauser presiding.

Prayer – Reverend Patty C. Willis, South Valley Unitarian Universalist Society
Pledge of Allegiance – Senator Lyle Hillyard
Roll Call – All Senators present except Senator Robles, excused.

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 65)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 6, 2014

The House passed, as amended, H.B. 23, SUICIDE PREVENTION REVISIONS, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed, as amended, H.B. 40, BEER EXCISE TAX REVENUE AMENDMENTS, by Representative J. Draxler, and it is transmitted for consideration; and

The House passed H.B. 45, IN–STATE TUITION FOR MILITARY SERVICEMEMBERS AND VETERANS, by Representative C. Oda, and it is transmitted for consideration; and

The House passed H.B. 226, SEVERANCE TAX AMENDMENTS, by Representative J. Nielson, and it is transmitted for consideration; and

The House passed H.B. 241, SCHOOL RECORDS AMENDMENTS, by Representative G. Froerer, and it is transmitted for consideration; and

The House passed 1st Sub. H.B. 291, STATE LABORATORY DRUG TESTING ACCOUNT AMENDMENTS by Representative R. Menlove, and it is transmitted for consideration; and

The House passed H.J.R. 9, JOINT RESOLUTION ON UTAH EPILEPSY PUBLIC EDUCATION, OUTREACH, AND AWARENESS, by Representative M. Poulson, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.
RULES COMMITTEE REPORTS

To the Members of the Senate: February 6, 2014

The Rules Committee recommends assignment of the following bills to standing committees:

Business and Labor Committee
S.B. 54   Elections Amendments (Sen. C. Bramble)
S.B. 56   Risk Management Amendments (Sen. C. Bramble)
S.J.R. 13 Joint Rules Resolution Modifying Eligibility Requirements for Independent Legislative Ethics Commission Members (Sen. J. Valentine)

Economic Development and Workforce Services Committee
S.B. 96   Veterans’ Assistance Registry (Sen. K. Mayne)
H.B. 33   Reauthorization of Utah Commission on Service and Volunteerism (Rep. R. Edwards)
H.B. 34   Tourism Marketing Performance Account Amendments (Rep. B. Wilson)
1st Sub. H.B. 64 Utah History Day (Rep. J. Draxler)

Government Operations and Political Subdivisions Committee
H.B. 14   Administrative Rulemaking Amendments (Rep. C. Oda)
H.B. 25   Eminent Domain Amendments (Rep. L. Perry)

Health and Human Services Committee
S.B. 55   Pharmaceutical Dispensing Amendments (Sen. E. Vickers)
H.B. 21   System of Care for Minors in State Custody (Rep. D. Sanpei)
H.B. 35   Reauthorization of Utah Health Data Authority Act (Rep. J. Dunnigan)

Judiciary, Law Enforcement, and Criminal Justice Committee
S.B. 138  Controlled Substances Act Amendments (Sen. E. Vickers)
S.B. 178  Controlled Substance Database Modifications (Sen. E. Vickers)
Natural Resources, Agriculture and Environment Committee
H.B. 57 Animal Shelter Amendments (Rep. A. Romero)
H.C.R. 2 Concurrent Resolution Designating Identify Your Pet Day (Rep. A. Romero)

Revenue and Taxation Committee
S.J.R. 2 Joint Resolution on Legislative Power (Sen. A. Osmond)

Transportation, Public Utilities and Technology Committee
S.B. 52 Utility Relocation on Highway Projects (Sen. K. Van Tassell)
S.B. 139 Transportation Funding Revisions (Sen. W. Harper)

John L. Valentine
Rules Committee Chair

Report filed. On motion of Senator Valentine, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President: February 5, 2014

The Business and Labor Committee reports a favorable recommendation on H.B. 10, INJURED WORKER REEMPLOYMENT AMENDMENTS, by Representative J. Dunnigan; and

The Business and Labor Committee recommends S.B. 124, FINANCIAL INSTITUTION AND SERVICES AMENDMENTS, by Senator C. Bramble, be replaced and favorably recommends 1st Sub. S.B. 124, FINANCIAL INSTITUTION AND SERVICES AMENDMENTS.

Curtis S. Bramble, Chair

Mr. President: February 6, 2014

The Economic Development and Workforce Services Committee recommends S.B. 45, MILITARY INSTALLATION DEVELOPMENT AUTHORITY AMENDMENTS, by Senator J. Stevenson, be replaced and
favorsably recommends 1st Sub. S.B. 45, MILITARY INSTALLATION DEVELOPMENT AUTHORITY AMENDMENTS.

Aaron Osmond, Chair

Mr. President:

The Education Committee reports a favorable recommendation on H.B. 32, COLLEGE CREDIT FOR VETERANS, by Representative T. Cosgrove; and

The Education Committee recommends S.B. 38, RURAL SUPERINTENDENT CONCURRENT EDUCATION PROGRAM, by Senator R. Okerlund, be replaced and favorably recommends, 1st Sub. S.B. 38, SNOW COLLEGE CONCURRENT EDUCATION PROGRAM and recommends the bill be read for the first time due to a short title change; and

The Education Committee reports a favorable recommendation on S.B. 98, PARAEDUCATOR FUNDING, by Senator K. Mayne, with the following amendments:

1. Page 1, Lines 14 through 16:
   14 This bill appropriates:
   15 to the Related to Basic Program, as an ongoing appropriation:
   16 • from the Education Fund,

   \[ -$100,000 \] \$50,000 .

2. Page 3, Lines 67 through 70:
   67 To Related to Basic Program
   68 From Education Fund \[ -$100,000 \] \$50,000
   69 Schedule of Programs:
   70 Title 1 Priority Schools Paraeducator Program \[ -$100,000 \] \$50,000 ; and

The Education Committee reports a favorable recommendation on S.B. 140, ADVANCED PLACEMENT TEST FUNDING, by Senator K. Mayne; and

The Education Committee reports a favorable recommendation on S.B. 148, UPSTART PROGRAM AMENDMENTS, by Senator J. S. Adams.

Stuart C. Reid, Chair

Mr. President:

The Government Operations and Political Subdivisions Committee recommends S.B. 53, AMENDMENTS TO PRIVATE INVESTIGATOR
REGULATIONS, by Senator M. Dayton, be replaced and favorably recommends **1st Sub. S.B. 53, AMENDMENTS TO PRIVATE INVESTIGATOR REGULATIONS;** and

The Government Operations and Political Subdivisions Committee recommends **S.B. 90, RESIDENCY AMENDMENTS,** by Senator T. Weiler, be replaced and favorably recommends **1st Sub. S.B. 90, RESIDENCY AMENDMENTS;** and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **S.B. 158, CEMETERY AMENDMENTS,** by Senator S. Jenkins; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **S.B. 174, EMERGENCY FISCAL PROCEDURES COUNTIES,** by Senator D. Henderson.

Margaret Dayton, Chair

Mr. President: February 6, 2014

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 13, RURAL WASTE DISPOSAL,** by Representative R. Menlove; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 28, WILDLIFE LICENSE EXPIRATION AMENDMENTS,** by Representative M. Noel; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.B. 165, TRIAL HUNTING AUTHORIZATION,** by Senator R. Okerlund; and

The Natural Resources, Agriculture, and Environment Committee recommends **S.C.R. 6, CONCURRENT RESOLUTION CALLING ON CONGRESS TO FULLY FUND THE PAYMENTS IN LIEU OF TAXES PROGRAM,** by Senator R. Okerlund, be replaced and favorably recommends **1st Sub. S.C.R. 6, CONCURRENT RESOLUTION CALLING ON CONGRESS TO**
PROVIDE PERMANENT MULTIYEAR FUNDING FOR THE PAYMENT IN LIEU OF TAXES PROGRAM.

Scott K. Jenkins, Chair

Mr. President: February 6, 2014

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on H.B. 27, INTERLOCAL COOPERATION ACT AMENDMENTS, by Representative R. Barrus; and

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on S.B. 89, AMENDMENTS TO DEFINITION OF PUBLIC UTILITY, by Senator S. Urquhart.

Kevin T. Van Tassell, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were placed on Second Reading Calendar.

STANDING COMMITTEE REPORTS

Mr. President: February 6, 2014

The Economic Development and Workforce Services Committee reports a favorable recommendation on S.C.R. 2, CONCURRENT RESOLUTION RECOGNIZING THE 50TH ANNIVERSARY OF THE RIRIE–WOODBURY DANCE COMPANY, by Senator G. Davis, and recommends it be considered read for the second time and placed on the Consent Calendar.

Aaron Osmond, Chair

On motion of Senator Valentine, the committee report was adopted. The bill was considered read the second time and placed on the Consent Calendar.

INTRODUCTION OF BILLS

S.B. 57, Autism Services Amendments (B. Shiozawa), was read the first time by short title and referred to the Rules Committee.

S.B. 58, Carbon Monoxide Detection Amendments (J. Dabakis), was read the first time by short title and referred to the Rules Committee.

S.B. 59, Independent Entities Financial Transparency Disclosure (D. Henderson), was read the first time by short title and referred to the Rules Committee.
S.B. 179, Procurement Revisions (S. Jenkins), was read the first time by short title and referred to the Rules Committee.

S.B. 180, Property Tax Modifications (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 181, Online Course Reporting Requirements (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

S.B. 182, Motor Fuel Tax Revisions (J. Dabakis), was read the first time by short title and referred to the Rules Committee.

S.B. 183, Proficiency Levels of Statewide Assessments (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

S.J.R. 14, Joint Resolution on the Protection of the Greater Canyonlands Region (J. Dabakis), was read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

S.B. 123, INTERLOCAL COOPERATION ACT REVISIONS, was read the third time, explained by Senator Valentine, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams
Davis
Hillyard
Knudson
Osmond
Stevenson
Vickers
Bramble
Dayton
Hinkins
Madsen
Reid
Thatcher
Weiler
Christensen
Harper
Jenkins
Mayne
Shiozawa
Valentine
Niederhauser
Dabakis
Henderson
Jones
Okerlund
Stephenson
Van Tassell

Absent or not voting were: Senators
Robles
Urquhart

S.B. 123 was transmitted to the House for consideration.

SPECIAL ORDER OF BUSINESS

Senator Adams honored Davis High School on their 100th Anniversary. Senator Stevenson and Hillyard commented.
THIRD READING CALENDAR

S.B. 133, BENEFIT CORPORATION AMENDMENTS, was read the third time, explained by Senator Valentine, and passed on the following roll call:

Yea, 26; Nay, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams           Bramble           Christensen          Dabakis
Davis           Dayton           Harper             Henderson
Hinkins         Jenkins          Jones              Knudson
Madsen          Mayne            Okerlund           Osmond
Reid            Shiozawa         Stevenson          Thatcher
Urquhart        Valentine        Van Tassell        Vickers
Weiler          Niederhauser

Absent or not voting were: Senators
Hillyard        Robles           Stephenson

S.B. 133 was transmitted to the House for consideration.

***

S.C.R. 1, CONCURRENT RESOLUTION RECOGNIZING THE 60TH ANNIVERSARY OF THE INCLUSION OF UNDER GOD IN THE PLEDGE OF ALLEGIANCE, was read the third time, explained by Senator Osmond, and passed on the following roll call:

Yea, 27; Nay, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams           Bramble           Christensen          Dabakis
Davis           Dayton           Harper             Henderson
Hinkins         Jenkins          Jones              Knudson
Madsen          Mayne            Okerlund           Osmond
Reid            Shiozawa         Stevenson          Thatcher
Thatcher         Urquhart         Valentine          Van Tassell
Vickers         Weiler           Niederhauser

Absent or not voting were: Senators
Hillyard        Robles

S.C.R. 1 was transmitted to the House for consideration.
S.B. 160, WORKERS’ COMPENSATION AMENDMENTS, was read the third time, explained by Senator Valentine, and passed on the following roll call:

Y eas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators

Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudson  Madsen  Mayne  Okerlund
Osmond  Reid  Shiozawa  Stephenson
Stevenson  Thatcher  Urquhart  Valentine
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator Robles

S.B. 160 was transmitted to the House for consideration.

SPECIAL ORDER OF BUSINESS

Senator Shiozawa paid recognition to members of the American Heart Association and individuals who performed lifesaving services to heart attack victims.

THIRD READING CALENDAR

On motion of Senator Jenkins, the circle was removed from S.B. 23, SCHOOL CONSTRUCTION AMENDMENTS, and it was before the Senate. Senator Jenkins explained the bill.

Senator Jenkins proposed the following amendment:

1. Page 2, Lines 42 through 45:

42  (2)  { Except as provided in Subsection (4), the— }  The
design, construction, and maintenance
43  projects for a public school or other public school facility shall
follow all procurement, source
44  selection, construction, public notice, and contracting procedures
provided in Title 63G,
45 Chapter 6a, Utah Procurement Code.

2. Page 4, Lines 94 through 99:

94 [(9) A local school board member may not have a direct or indirect financial interest in
95 the construction project contract.]
96 { (4) (a) An LEA may self-perform work on a construction
97 project up to $100,000.
98 (b) A construction project over $100,000 shall be procured in accordance with the
99 requirements of Title 63G, Chapter 6a, Utah Procurement Code. }

Section 2. Section 63G−6a−103 is amended to read:

Senator Jenkins’ motion to amend passed on a voice vote. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams       Bramble         Christensen    Dabakis
Davis       Dayton          Harper         Henderson
Hillyard    Hinkins         Jenkins        Jones
Knudson     Madsen          Mayne          Okerlund
Osmond      Reid            Shiozawa       Stephenson
Stevenson   Thatcher        Urquhart       Valentine
Van Tassell Vickers         Weiler         Niederhauser

Absent or not voting was: Senator
Robles

S.B. 23 was transmitted to the House for consideration.

***

On motion of Senator Jenkins, the circle was removed from 1st Sub. S.B. 99, STATE VEHICLE EFFICIENCY REQUIREMENTS, and it was before the Senate. Senator Jenkins explained the bill. Senator Valentine commented. The bill passed on the following roll call:
Yeas, 27; Nays, 1; Absent or not voting, 1.

Voting in the affirmative were: Senators

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Voting in the negative was: Senator

Dayton

Absent or not voting was: Senator

Robles

1st Sub. S.B. 99 was transmitted to the House for consideration.

SECOND READING CALENDAR

S.B. 14, LONG–TERM CARE PARTNERSHIP, was read the second time. Senator Weiler explained the bill. The bill passed second reading on the following roll call:

Yeas, 26; Nays, 1; Absent or not voting, 2.

Voting in the affirmative were: Senators

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Voting in the negative was: Senator

Christensen

Absent or not voting were: Senators

Robles Urquhart

* * *

S.B. 121, TOBACCO SETTLEMENT RESTRICTED ACCOUNT AMENDMENTS, was read the second time. Senator Dayton explained the bill. The bill passed second reading on the following roll call:
Yeas, 25; Nays, 2; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams    Bramble    Christensen    Dabakis
Davis    Harper    Hillyard    Hinkins
Jenkins  Jones    Knudson    Madsen
Mayne    Okerlund    Osmond    Reid
Shiozawa  Stephenson    Stevenson    Thatcher
Valentine  Van Tassell    Vickers    Weiler
Niederhauser

Voting in the negative were: Senators
Dayton    Henderson

Absent or not voting were: Senators
Robles    Urquhart

***

S.B. 125, RETIRED VOLUNTEER HEALTH CARE PRACTITIONER AMENDMENTS, was read the second time. Senator Henderson explained the bill. The bill passed second reading on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams    Bramble    Christensen    Dabakis
Davis    Dayton    Harper    Henderson
Hillyard  Hinkins    Jenkins    Jones
Knudson    Madsen    Mayne    Okerlund
Osmond    Reid    Shiozawa    Stephenson
Stevenson    Thatcher    Valentine    Van Tassell
Vickers    Weiler    Niederhauser

Absent or not voting were: Senators
Robles    Urquhart

***

On motion of Senator Harper, S.B. 126, CHILD WELFARE AMENDMENTS, was read the second time and circled.

***

S.B. 132, HUMAN SERVICES AMENDMENTS, was read the second time. Senator Harper explained the bill. Senator Hillyard commented. The bill passed second reading on the following roll call:
Yeas, 18; Nays, 7; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dayton
Harper  Henderson  Hinkins  Jenkins
Knudson  Mayne  Okerlund  Osmond
Reid  Shiozawa  Stevenson  Vickers
Weiler  Niederhauser

Voting in the negative were: Senators
Dabakis  Davis  Hillyard  Jones
Thatcher  Valentine  Van Tassell

Absent or not voting were: Senators
Madsen  Robles  Stephenson  Urquhart

* * *

S.B. 168, CHARITY CARE AMENDMENTS, was read the second time. Senator Christensen explained the bill. The bill passed second reading on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudson  Mayne  Okerlund  Osmond
Reid  Shiozawa  Stevenson  Thatcher
Valentine  Van Tassell  Vickers  Weiler
Niederhauser

Absent or not voting were: Senators
Madsen  Robles  Stephenson  Urquhart

* * *

S.C.R. 5, CONCURRENT RESOLUTION SUPPORTING THE MASTER PLAN, was read the second time. Senator Dayton explained the bill. Senators Jones, Van Tassell, Dabakis, and Valentine commented. The bill passed second reading on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.
Voting in the affirmative were: Senators
Adams     Bramble     Christensen     Dabakis
Davis     Dayton      Harper       Henderson
Hillyard  Hinkins     Jenkins      Jones
Knudson   Madsen     Mayne       Okerlund
Osmond    Reid        Shiozawa    Stevenson
Thatcher  Valentine   Van Tassell  Vickers
Weiler    Niederhauser

Absent or not voting were: Senators
Robles   Stephenson   Urquhart

***

On motion of Senator Valentine, S.B. 19, APPOINTMENT AND QUALIFICATION OF MEMBERS OF THE STATE TAX COMMISSION, was read the second time and circled.

***

On motion of Senator Valentine, S.J.R. 7, JOINT RESOLUTION REGARDING QUALIFICATIONS OF STATE TAX COMMISSION MEMBERS, was read the second time and circled.

***

S.B. 144, DRIVER LICENSE MODIFICATIONS, was read the second time. Senator Valentine explained the bill. The bill passed second reading on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams     Bramble     Christensen     Dabakis
Davis     Dayton      Harper       Henderson
Hillyard  Hinkins     Jenkins      Jones
Knudson   Madsen     Mayne       Okerlund
Osmond    Reid        Shiozawa    Stevenson
Thatcher  Valentine   Van Tassell  Vickers
Weiler    Niederhauser

Absent or not voting were: Senators
Robles   Stephenson   Urquhart
On motion of Senator Okerlund, S.B. 154, ALL-TERAIN VEHICLES AMENDMENTS, was read the second time and circled.

S.B. 166, ENERGY AMENDMENTS, was read the second time. Senator Madsen explained the bill. Senators Reid and Mayne commented. The bill passed second reading on the following roll call:

Yeas, 22; Nays, 3; Absent or not voting, 4.

Voting in the affirmative were: Senators
- Adams
- Bramble
- Christensen
- Harper
- Henderson
- Hillyard
- Hinkins
- Jenkins
- Jones
- Knudson
- Madsen
- Okerlund
- Osmond
- Reid
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

Voting in the negative were: Senators
- Dabakis
- Davis
- Mayne

Absent or not voting were: Senators
- Dayton
- Robles
- Urquhart
- Valentine

S.B. 108, JUDICIARY AMENDMENTS, was read the second time. Senator Hillyard explained the bill. The bill passed second reading on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
- Adams
- Bramble
- Christensen
- Dabakis
- Davis
- Dayton
- Harper
- Henderson
- Hillyard
- Hinkins
- Jenkins
- Jones
- Knudson
- Madsen
- Mayne
- Okerlund
- Osmond
- Reid
- Shiozawa
- Stevenson
- Thatcher
- Urquhart
- Valentine
- Van Tassell
- Vickers
- Weiler
- Niederhauser
Absent or not voting were: Senators
Robles  Stephenson

***

On motion of Senator Jenkins, the circle was removed from S.B. 154, ALL–TERRAIN VEHICLE AMENDMENTS, and it was before the Senate. Senator Jenkins explained the bill. The bill passed second reading on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudson  Madsen  Mayne  Okerlund
Osmond  Reid  Shiozawa  Stevenson
Thatcher  Urquhart  Valentine  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Robles  Stephenson

***

S.B. 115, COURT TRANSCRIPT FEES, was read the second time. Senator Jones explained the bill. Senators Harper and Valentine commented. The bill passed second reading on the following roll call:

Yeas, 24; Nays, 2; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Mayne  Okerlund  Osmond  Reid
Shiozawa  Stevenson  Thatcher  Urquhart
Van Tassell  Vickers  Weiler  Niederhauser

Voting in the negative were: Senators
Harper  Valentine

Absent or not voting were: Senators
Jenkins  Robles  Stephenson
On motion of Senator Okerlund, and at 11:50 a.m., the Senate adjourned until 10:00 a.m., Monday, February 10, 2014.
FIFTEENTH DAY

February 10, 2014

The Senate was called to order at 10:10 a.m., with President Wayne Niederhauser presiding.

Prayer – Utah Attorney General Sean Reyes
Pledge of Allegiance – Senator Todd Weiler
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 65)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 7, 2014

The House passed, 1st Sub. S.B. 5, EXECUTIVE OFFICES AND CRIMINAL JUSTICE BASE BUDGET, by Senator D. Thatcher, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bill was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 7, 2014

The House passed, as substituted, 1st Sub. H.B. 26, ASSOCIATION LIEN AMENDMENTS, by Representative J. Stanard, and it is transmitted for consideration; and

The House passed H.B. 30, CONTROLLED SUBSTANCES AMENDMENTS, by Representative P. Ray, and it is transmitted for consideration; and

The House passed, as amended, H.B. 39, ELECTION LAW – INDEPENDENT EXPENDITURES AMENDMENTS, by Representative D. Sagers, and it is transmitted for consideration; and

The House passed H.B. 48, REPORTS ON ALTERNATIVE SENTENCING, by Representative S. Duckworth, and it is transmitted for consideration; and
The House passed, as substituted, **1st Sub. H.B. 59**, NATIONAL GUARD PROGRAM AMENDMENTS, by Representative V. Peterson, and it is transmitted for consideration; and

The House passed **H.B. 62**, RECREATIONAL VEHICLE TITLE AMENDMENTS, by Representative D. Ipson, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 75**, RESTORATION OF CIVIL RIGHTS FOR NONVIOLENT FELONS, by Representative C. Oda, and it is transmitted for consideration; and

The House passed **H.B. 80**, SPEED LIMIT AMENDMENTS, by Representative J. Dunnigan, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 245**, STATE FIRE CODE AMENDMENTS, by Representative J. Dunnigan, and it is transmitted for consideration; and

The House passed **H.B. 270**, PEACE OFFICER CERTIFICATES, by Representative R. Greenwood, and it is transmitted for consideration; and

The House passed **H.B. 287**, ARBITRATION FOR DOG BITES AMENDMENTS, by Representative L. Christensen, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

**RULES COMMITTEE REPORTS**

To the Members of the Senate: February 7, 2014

The Rules Committee recommends assignment of the following bills to standing committees:

**Business and Labor Committee**

**S.B. 58** Carbon Monoxide Detection Amendments (Sen. J. Dabakis)

**H.B. 40** Beer Excise Tax Revenue Amendments (Rep. J. Draxler)

**Education Committee**

**S.B. 181** Online Course Reporting Requirements (Sen. H. Stephenson)
S.B. 183  Proficiency Levels of Statewide Assessments  
(Sen. H. Stephenson)

H.B. 23  Suicide Prevention Revisions (Rep. S. Eliason)

H.B. 45  In-state Tuition for Military Service Members and 
Veterans (Rep. C. Oda)


**Government Operations and Political Subdivisions Committee**

S.B. 179  Procurement Revisions (Sen. S. Jenkins)

**Health and Human Services Committee**

S.B. 57  Autism Services Amendments (Sen. B. Shiozawa)

H.J.R. 9  Joint Resolution on Utah Epilepsy Public Education, 
Outreach, and Awareness (Rep. M. Poulson)

**Judiciary, Law Enforcement, and Criminal Justice Committee**

1st Sub. H.B. 291  State Laboratory Drug Testing Account Amendments  
(Rep. R. Menlove)

**Natural Resources, Agriculture and Environment Committee**

S.J.R. 14  Joint Resolution on the Protection of the Greater  
Canyonlands Region (Sen. J. Dabakis)

**Retirement and Independent Entities Committee**

S.B. 59  Independent Entities Financial Transparency Disclosure  
(Sen. D. Henderson)

**Revenue and Taxation Committee**

S.B. 180  Property Tax Modifications (Sen. W. Harper)

S.B. 182  Motor Fuel Tax Revisions (Sen. J. Dabakis)


John L. Valentine  
Rules Committee Chair

Report filed. On motion of Senator Valentine, the committee report was adopted.
STANDING COMMITTEE REPORTS

Mr. President: February 7, 2014

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on 1st Sub. S.B. 112, GAME FOWL FIGHTING AMENDMENTS, by Senator G. Davis; and

The Judiciary, Law Enforcement, and Criminal Justice Committee recommends S.B. 173, CHILD PROTECTION AMENDMENTS, by Senator T. Weiler, be replaced and favorably recommends 1st Sub. S.B. 173, CHILD PROTECTION AMENDMENTS with the following amendments:

1. Page 1, Line 14:

   14 identified by a law enforcement officer agency as the primary suspect in an investigation for

2. Page 2, Line 47:

   47 (B) is identified by a law enforcement officer agency as the primary suspect in an investigation

3. Page 10, Line 290:

   290 (B) is identified by a law enforcement officer agency as the primary suspect in an investigation

4. Page 15, Line 447:

   447 (B) is identified by a law enforcement officer agency as the primary suspect in an investigation

5. Page 21, Line 643:

   643 (B) is identified by a law enforcement officer agency as the primary suspect in an investigation

6. Page 25, Line 739:

   739 (B) is identified by a law enforcement officer agency as the primary suspect in an investigation; and

Mark B. Madsen, Chair

Mr. President: February 7, 2014

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 57**, ANIMAL SHELTER AMENDMENTS, by Representative A. Romero; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.C.R. 2**, CONCURRENT RESOLUTION DESIGNATING IDENTIFY YOUR PET DAY, by Representative A. Romero.

Scott K. Jenkins, Chair

Mr. President: February 6, 2014

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 134**, TAXATION RELATED REFERENDUM AMENDMENTS, by Senator J. Valentine, with the following amendments:

1. Page 4, Lines 91 through 98:

91 (14) (a) An election officer shall include on a ballot a referendum that has not yet qualified for placement on the ballot, if:

92 (i) sponsors file an application for a referendum described in this section;

93 (ii) the ballot will be used for the election for which the sponsors are attempting to qualify the referendum; and

95 (iii) the deadline for qualifying the referendum for placement on the ballot occurs after the day on which the ballot will be printed.

(b) If an election officer includes on a ballot a referendum described in Subsection (14)(a), the ballot title shall comply with Subsection (12).
If an election officer includes on a ballot a referendum described in Subsection

Deidre M. Henderson, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were placed on Second Reading Calendar.

STANDING COMMITTEE REPORTS

Mr. President: February 7, 2014

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 138, CONTROLLED SUBSTANCES ACT AMENDMENTS, by Senator E. Vickers, and recommends it be considered read for the second time and placed on the Consent Calendar.

Mark B. Madsen, Chair

On motion of Senator Valentine, the committee report was adopted. The bill was considered read the second time and placed on the Consent Calendar.

INTRODUCTION OF BILLS

S.B. 60, Fuel Excise Tax Amendments (J. Valentine), was read the first time by short title and referred to the Rules Committee.

S.B. 84, Amendments to Governor’s Rural Boards (R. Okerlund), was read the first time by short title and referred to the Rules Committee.

S.B. 85, Driving Under the Influence Sentencing Revisions (S. Jenkins), was read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

S.B. 127, LABOR COMMISSION DECISION AMENDMENTS, was read the third time, explained by Senator Mayne, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators

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<tr>
<th>Christensen</th>
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<td>Vickers</td>
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<td>Niederhauser</td>
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Absent or not voting were: Senators
Adams  Bramble  Robles  Stephenson
Thatcher

S.B. 127 was transmitted to the House for consideration.

* * *

S.B. 156, CONSTRUCTION TRADES LICENSING ACT AMENDMENTS, was read the third time, explained by Senator Bramble, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Bramble  Christensen  Dabakis  Davis
Dayton  Harper  Henderson  Hillyard
Hinkins  Jenkins  Jones  Knudson
Madsen  Mayne  Okerlund  Osmond
Reid  Shiozawa  Stephenson  Stevenson
Urquhart  Valentine  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Adams  Robles  Thatcher

S.B. 156 was transmitted to the House for consideration.

* * *

S.B. 116, POLL WORKER AMENDMENTS, was read the third time, explained by Senator Dayton, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Bramble  Christensen  Dabakis  Davis
Dayton  Harper  Henderson  Hillyard
Hinkins  Jenkins  Jones  Knudson
Madsen  Mayne  Okerlund  Osmond
Reid  Shiozawa  Stephenson  Stevenson
Urquhart  Valentine  Van Tassell  Vickers
Weiler  Niederhauser
Absent or not voting were: Senators
Adams Robles Thatcher

S.B. 116 was transmitted to the House for consideration.

***

S.B. 117, ONLINE VOTER REGISTRATION REVISIONS, was read the third time, explained by Senator Dayton, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Bramble Christensen Dabakis Davis
Dayton Harper Henderson Hillyard
Hinkins Jenkins Jones Knudson
Madsen Mayne Okerlund Osmond
Reid Shiozawa Stephenson Stevenson
Valentine Van Tassell Vickers Weiler
Niederhauser

Absent or not voting were: Senators
Adams Robles Thatcher Urquhart

S.B. 117 was transmitted to the House for consideration.

***

S.B. 155, APPORTIONMENT OF INCOME AMENDMENTS, was read the third time, explained by Senator Bramble, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Bramble Christensen Davis
Dayton Harper Henderson Hillyard
Hinkins Jenkins Jones Knudson
Madsen Mayne Okerlund Osmond
Reid Shiozawa Stephenson Stevenson
Valentine Van Tassell Vickers Weiler
Niederhauser

Absent or not voting were: Senators
Dabakis Robles Thatcher
S.B. 155 was transmitted to the House for consideration.

THIRD READING CALENDAR

On motion of Senator Weiler, S.B. 14, LONG−TERM CARE PARTNERSHIP, was read the third time and circled.

* * *

On motion of Senator Reid, the Senate voted to lift S.J.R.1, JOINT RESOLUTION ON AMERICAN INDIAN HOLOCAUST MEMORIAL MUSEUM, to the top of the Third Reading Calendar.

S.J.R. 1, JOINT RESOLUTION ON AMERICAN INDIAN HOLOCAUST MEMORIAL MUSEUM, was before the Senate. Senator Henderson commented.

On motion of Senator Reid, the following substitute bill replaced the original bill:

1st Sub. S.J.R. 1 Joint Resolution on Museum Recognizing Atrocities Against American Indians (S. Reid)

On motion of Senator Reid, 1st Sub. S.J.R. 1, JOINT RESOLUTION ON MUSEUM RECOGNIZING ATROCITIES AGAINST AMERICAN INDIANS, will be considered Thursday, February 13, 2014 at 10:05 a.m.

* * *

S.B. 121, TOBACCO SETTLEMENT RESTRICTED ACCOUNT AMENDMENTS, was read the third time, explained by Senator Christensen, and passed on the following roll call:

Yeas, 24; Nays, 2; Absent or not voting, 3.

Voting in the affirmative were: Senators

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<th>Adams</th>
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<th>Dabakis</th>
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Voting in the negative were: Senators

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<tr>
<th>Dayton</th>
<th>Henderson</th>
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</table>
Absent or not voting were: Senators
Robles  Thatcher  Urquhart

S.B. 121 was transmitted to the House for consideration.

***

S.B. 125, RETIRED VOLUNTEER HEALTH CARE PRACTITIONER AMENDMENTS, was read the third time, explained by Senator Henderson, and passed on the following roll call:

Y eas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Dayton  Harper  Henderson  Hillyard
Hinkins  Jenkins  Jones  Knudson
Madsen  Mayne  Okerlund  Osmond
Reid  Shiozawa  Stephenson  Stevenson
Valentine  Van Tassell  Vickers  Weiler
Niederhauser

Absent or not voting were: Senators
Davis  Robles  Thatcher  Urquhart

S.B. 125 was transmitted to the House for consideration.

***

On motion of Senator Harper, S.B. 132, HUMAN SERVICES AMENDMENTS, was read the third time and circled.

***

S.B. 168, CHARITY CARE AMENDMENTS, was read the third time, explained by Senator Christensen, and passed on the following roll call:

Y eas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudson  Madsen  Mayne  Okerlund
S.B. 168 was transmitted to the House for consideration.

* * *

S.C.R. 5, CONCURRENT RESOLUTION SUPPORTING THE MASTER PLAN, was read the third time, explained by Senator Dayton. Senator Valentine commented.

On motion of Senator Dayton, the bill was circled.

* * *

S.B. 144, DRIVER LICENSE MODIFICATIONS, was read the third time, explained by Senator Valentine, and passed on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

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</tbody>
</table>

**Absent or not voting were:** Senators

<table>
<thead>
<tr>
<th>Bramble</th>
<th>Christensen</th>
<th>Robles</th>
<th>Thatcher</th>
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</thead>
</table>

S.B. 144 was transmitted to the House for consideration.

* * *

S.B. 166, ENERGY AMENDMENTS, was read the third time, explained by Senator Madsen, and passed on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**
Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudson  Madsen  Mayne  Okerlund
Osmond  Reid  Shiozawa  Stephenson
Stevenson  Thatcher  Valentine  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Robles  Urquhart

S.B. 166 was transmitted to the House for consideration.

* * *

On motion of Senator Dayton, the circle was removed from S.C.R. 5, CONCURRENT RESOLUTION SUPPORTING THE MASTER PLAN, and it was before the Senate. Senator Dayton explained the bill. Senators Valentine, Jenkins, and Bramble commented.

On motion of Senator Dayton, the bill was circled.

TIME CERTAIN CALENDAR

On motion of Senator Okerlund, the Senate, by a constitutional 2/3 vote, voted to suspend the constitutional three readings requirement.

On motion of Senator Okerlund, under suspension of the rules, S.B. 41, STATE TREE CHANGE, was considered read the second and third times. Senator Okerlund explained the bill. Senators Jones, Dabakis, Van Tassell, and Davis commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Davis
Dayton  Harper  Henderson  Hillyard
Hinkins  Jenkins  Jones  Knudson
Madsen  Mayne  Okerlund  Osmond
Reid  Robles  Shiozawa  Stevenson
Thatcher  Valentine  Van Tassell  Vickers
Weiler  Niederhauser
Absent or not voting were: Senators
Dabakis    Stephenson    Urquhart

S.B. 41 was transmitted to the House.

THIRD READING CALENDAR

S.B. 108, JUDICIARY AMENDMENTS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams    Bramble    Christensen    Davis
Dayton    Harper    Henderson    Hillyard
Hinkins    Jenkins    Jones    Knudson
Madsen    Mayne    Okerlund    Osmond
Reid    Robles    Shiozawa    Stephenson
Stevenson    Thatcher    Valentine    Van Tassell
Vickers    Weiler    Niederhauser

Absent or not voting were: Senators
Dabakis    Urquhart

S.B. 108 was transmitted to the House for consideration.

* * *

S.B. 154, ALL−TERRAIN VEHICLE AMENDMENTS, was read the third time, explained by Senator Jenkins, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams    Bramble    Christensen    Davis
Dayton    Harper    Henderson    Hillyard
Hinkins    Jenkins    Jones    Knudson
Madsen    Mayne    Okerlund    Osmond
Reid    Robles    Shiozawa    Stephenson
Stevenson    Thatcher    Valentine    Van Tassell
Vickers    Weiler    Niederhauser

Absent or not voting were: Senators
Dabakis    Urquhart
S.B. 154 was transmitted to the House for consideration.

***

S.B. 115, COURT TRANSCRIPT FEES, was read the third time and explained by Senator Jones.

Senator Jones proposed the following amendment:

1. Page 1, Lines 26 through 27:

26 (2) (a) The fee for a transcript of a court session, or any part of a court session, { shall be } may not exceed
27 [$3.50] $5.00 per page, which includes the initial preparation of the transcript and one certified

Senator Jones’ motion to amend passed on a voice vote. Senator Valentine commented and the bill passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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S.B. 115, as amended, was transmitted to the House for consideration.

***

On motion of Senator Dayton, the circle was removed from S.C.R. 5, CONCURRENT RESOLUTION SUPPORTING THE MASTER PLAN, and it was before the Senate. Senator Dayton explained the bill. The bill passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**
Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Davis
Dayton  Harper  Henderson  Hillyard
Hinkins  Jenkins  Knudson  Madsen
Mayne  Okerlund  Osmond  Reid
Robles  Shiozawa  Stephenson  Stevenson
Thatcher  Valentine  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Dabakis  Jones  Urquhart

S.C.R. 5 was transmitted to the House for consideration.

***

On motion of Senator Knudson, legislative staff was authorized to draft a bill regarding Quagga mussels infestation.

***

On motion of Senator Weiler, the circle was removed from S.B. 14, LONG-TERM CARE PARTNERSHIP, and it was before the Senate. Senator Weiler explained the bill. Senator Christensen commented. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Davis
Dayton  Harper  Henderson  Hillyard
Hinkins  Jenkins  Jones  Knudson
Madsen  Mayne  Okerlund  Osmond
Reid  Robles  Shiozawa  Stephenson
Stevenson  Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Dabakis  Thatcher  Urquhart  Valentine
Van Tassell

S.B. 14 was transmitted to the House for consideration.

SECOND READING CALENDAR

On motion of Senator Mayne, the circle was removed from 1st Sub. S.B. 36, VOTER INFORMATION AMENDMENTS, and it was before the Senate.
Senator Mayne explained the bill. Senators Vickers, Weiler, Madsen, and Harper commented. The bill passed second reading on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Osmond   | Stephenson | Van Tassell |

* * *

On motion of Senator Okerlund, and at 11:55 a.m., the Senate adjourned until 10:00 a.m., Tuesday, February 11, 2014.
SIXTEENTH DAY

February 11, 2014

The Senate was called to order at 10:08 a.m., with President Wayne Niederhauser presiding.

Prayer – Pastor France Davis, Calvary Baptist Church
Pledge of Allegiance – Senator Evan Vickers
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(Please refer to Day 1, Page 65)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 10, 2014
The House passed, as amended, H.B. 16, WRONGFUL LIEN AMENDMENTS, by Representative R. C. Webb, and it is transmitted for consideration; and

The House passed H.B. 29, COUNTY RECORDER INDEX AMENDMENTS, by Representative R. C. Webb, and it is transmitted for consideration; and

The House passed H.B. 50, INVOLUNTARY FEEDING AND HYDRATION OF INMATES AMENDMENTS, by Representative R. Greenwood, and it is transmitted for consideration; and

The House passed, as amended, H.B. 53, RESTITUTION AMENDMENTS, by Representative J. Peterson, and it is transmitted for consideration; and

The House passed H.B. 95, APPLIED TECHNOLOGY COLLEGE GOVERNANCE AMENDMENTS, by Representative D. Ipson, and it is transmitted for consideration; and

The House passed H.B. 219, VETERAN’S SEPARATION AMENDMENTS, by Representative V. Peterson, and it is transmitted for consideration; and

The House passed, as amended, H.B. 260, LOCAL SCHOOL BOARD CANDIDATE REPORTING AMENDMENTS, by Representative K. Powell, and it is transmitted for consideration; and
The House passed **H.B. 264**, DISABLED PARKING FINE AMENDMENTS, by Representative J. Seelig, and it is transmitted for consideration; and

The House passed **H.B. 274**, COMMITTEE SUBPOENA POWERS AMENDMENT, by Representative J. Bird, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 282**, AMENDMENTS TO ELECTION LAWS, by Representative K. Powell, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 283**, NONPROFIT ENTITY RECEIPT OF GOVERNMENT MONEY, by Representative R. Menlove, and it is transmitted for consideration; and

The House passed **H.B. 289**, TRAFFIC−CONTROL SIGNAL AMENDMENTS, by Representative Johnny Anderson, and it is transmitted for consideration; and

The House passed **H.B. 290**, CRIMINAL CODE − GENERAL PROVISIONS, by Representative C. Moss, and it is transmitted for consideration; and

The House passed, as amended, **H.J.R. 5**, UNIFORM BUILDING CODE COMMISSION REVIEW OF PROPOSED BUILDING CODE CHANGES JOINT RESOLUTION, by Representative J. Nielson, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

**RULES COMMITTEE REPORTS**

To the Members of the Senate: February 10, 2014

The Rules Committee recommends assignment of the following bills to standing committees:

**Business and Labor Committee**  

**Government Operations and Political Subdivisions Committee**  
S.B. 84   Amendments to Governor’s Rural Boards  
(Sen. R. Okerlund)
1st Sub. H.B. 59  National Guard Program Amendments (Rep. V. Peterson)

Judiciary, Law Enforcement, and Criminal Justice Committee
S.B. 85  Driving Under the Influence Sentencing Revisions (Sen. S. Jenkins)
H.B. 30  Controlled Substances Amendments (Rep. P. Ray)
H.B. 270  Peace Officer Certificates (Rep. R. Greenwood)
H.B. 287  Arbitration for Dog Bites Amendments (Rep. L. Christensen)

Revenue and Taxation Committee
S.B. 60  Fuel Excise Tax Amendments (Sen. J. Valentine)

Transportation, Public Utilities and Technology Committee
H.B. 62  Recreational Vehicle Title Amendments (Rep. D. Ipson)
H.B. 80  Speed Limit Amendments (Rep. J. Dunnigan)

John L. Valentine
Rules Committee Chair

Report filed. On motion of Senator Valentine, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President:  February 10, 2014

The Business and Labor Committee recommends 1st Sub. H.B. 24, INSURANCE RELATED AMENDMENTS, by Representative J. Dunnigan, be replaced and favorably recommends 2nd Sub. H.B. 24, INSURANCE RELATED AMENDMENTS; and

The Business and Labor Committee reports a favorable recommendation on S.B. 58, CARBON MONOXIDE DETECTION AMENDMENTS, by Senator J. Dabakis; and

The Business and Labor Committee recommends S.B. 137, HEALTH CARE PROFESSIONAL TRUTH IN ADVERTISING, by Senator T. Weiler, be replaced
and favorably recommends 1st Sub. S.B. 137, HEALTH CARE PROFESSIONAL TRUTH IN ADVERTISING with the following amendments:

1. Page 3, Lines 64 through 65:

   64 (g) “Patient encounter” means an interaction in a health care facility, health care clinic or office, or other location as defined by the division by rule, in which a patient can see a health care provider delivering services directly to a patient.

2. Page 3, Lines 68 through 72:

   68 (3) A health care provider’s identification may be covered if required under sterilization or isolation protocols.

   70 (4) A health care provider is not required to wear identification:

   71 (a) if wearing identification would jeopardize the health care provider’s safety; or

   72 (b) (i) in an office in which:

3. Page 3, Lines 78 through 83:

   78 (A) of a solo health care provider; or

   79 (B) of a single type of health care provider

   80 (C) with no more than two types of health care providers in which each patient is seen by only one health care provider in the office, a patient does not receive services from another health care provider in the office, and the health care providers do not provide cross coverage of services for the patients of other health care providers in the office.

Curtis S. Bramble, Chair

Mr. President: February 10, 2014

The Economic Development and Workforce Services Committee reports a favorable recommendation on H.B. 33, REAUTHORIZATION OF UTAH COMMISSION ON SERVICE AND VOLUNTEERISM, by Representative R. Edwards; and
The Economic Development and Workforce Services Committee reports a favorable recommendation on 1st Sub. H.B. 64, UTAH HISTORY DAY, by Representative J. Draxler; and

The Economic Development and Workforce Services Committee recommends S.B. 44, WORKERS’ COMPENSATION AND EMPLOYEE MISCONDUCT, by Senator K. Mayne, be replaced and favorably recommends 1st Sub. S.B. 44, WORKERS’ COMPENSATION AND EMPLOYEE MISCONDUCT; and

The Economic Development and Workforce Services Committee reports a favorable recommendation on S.B. 96, VETERANS’ ASSISTANCE REGISTRY, by Senator K. Mayne.

Aaron Osmond, Chair

Mr. President: February 10, 2014

The Education Committee reports a favorable recommendation on S.B. 43, INTERGENERATIONAL POVERTY INTERVENTIONS IN PUBLIC SCHOOLS, by Senator S. Reid, with the following amendments:

1. Page 3, Lines 70 through 73:

70  (c) the number of students the LEA plans to serve, categorized by age and
71  intergenerational poverty status, free or reduced price school lunch status, and English language learner status;
72  (d) the number of students, eligible students, and schools the LEA plans to fund with;

The Education Committee recommends S.B. 111, EDUCATION FUNDING EQUALIZATION, by Senator A. Osmond, be replaced and favorably recommends 2nd Sub. S.B. 111, EDUCATION FUNDING EQUALIZATION with the following amendments:

1. Page 15, Lines 448 through 457:

448  (1) (a) Except as provided in Subsection (1)(b), as used in this section, “basic levy increment rate” means a rate equal to the lesser of:
(i) the difference between:

(A) a rate of 0.001691; and

(B) the certified revenue levy; and

(ii) a rate that:

(A) provides an amount of ad valorem property tax revenue equal to $100,000,000; and

(B) is calculated in the same manner as the certified revenue levy.

(b) If the difference calculated in Subsection (1)(a)(i) is less than zero, “basic levy increment rate” means a rate equal to {the rate described in Subsection (1)(a)(ii)} zero; and

The Education Committee recommends S.B. 118, SCHOOL FUNDING THROUGH INCOME TAX REVISIONS, by Senator P. Jones, be replaced and favorably recommends 1st Sub. S.B. 118, SCHOOL FUNDING THROUGH INCOME TAX REVISIONS; and

The Education Committee reports a favorable recommendation on S.B. 150, EDUCATION TASK FORCE REAUTHORIZATION, by Senator S. Reid.

Stuart C. Reid, Chair

Mr. President: February 10, 2014

The Government Operations and Political Subdivisions Committee recommends S.B. 97, LOBBYIST DISCLOSURE AND REGULATION ACT AMENDMENTS, by Senator T. Weiler, be replaced and favorably recommends 2nd Sub. S.B. 97, LOBBYIST DISCLOSURE AND REGULATION ACT AMENDMENTS; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on S.B. 135, VOTER REGISTRATION AMENDMENTS, by Senator S. Jenkins; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on S.B. 172, CAPITAL IMPROVEMENT AND CAPITAL DEVELOPMENT PROJECT AMENDMENTS, by Senator W. Harper, with the following amendments:

1. Page 1, Line 18:
and infrastructure to capital improvements;

prohibits the Legislature from funding the programming, design, and construction of a new building or facility in phases over more than one year unless the Legislature has approved each phase of the funding for the construction of the new building or facility by the affirmative vote of two-thirds of all the members elected to each house;

2. Page 7, Lines 199 through 200:

be reduced to 0.9% of the replacement cost of state facilities.

(8) It is the policy of the Legislature that a new building or facility be approved and funded for construction in a single budget action, therefore the Legislature may not fund the programming, design, and construction of a new building or facility in phases over more than one year unless the Legislature has approved each phase of the funding for the construction of the new building or facility by the affirmative vote of two-thirds of all the members elected to each house.

3. Page 7, Line 209:

(a) The State Building Board may adopt a rule allocating to institutions and

4. Page 8, Line 217:

It is the intent of the Legislature that in funding capital improvement requirements

5. Page 8, Line 220:

(a) Subject to Subsection (b), at least 80% of the state funds appropriated for

6. Page 8, Lines 223 through 224:

(b) The State Building Board may modify the requirement described in Subsection
Mr. President: February 10, 2014

The Health and Human Services Committee reports a favorable recommendation on H.B. 21, SYSTEM OF CARE FOR MINORS IN STATE CUSTODY, by Representative D. Sanpei; and

The Health and Human Services Committee reports a favorable recommendation on H.B. 35, REAUTHORIZATION OF UTAH HEALTH DATA AUTHORITY ACT, by Representative J. Dunnigan; and

The Health and Human Services Committee reports a favorable recommendation on H.J.R. 9, JOINT RESOLUTION ON UTAH EPILEPSY PUBLIC EDUCATION, OUTREACH, AND AWARENESS, by Representative M. Poulson.

On motion of Senator Valentine, the committee reports were adopted as read. The bills were placed on Second Reading Calendar.

STANDING COMMITTEE REPORTS

Mr. President: February 10, 2014

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on S.B. 50, TRANSITION FOR REPEALED NAVAJO TRUST FUND ACT, by Senator D. Hinkins, and recommends it be considered read for the second time and placed on the Consent Calendar.

Margaret Dayton, Chair

On motion of Senator Valentine, the committee report was adopted. The bill was considered read the second time and placed on the Consent Calendar.

On motion of Senator Valentine, S.B. 57 was lifted from the Health and Human Services Standing Committee and referred to the Business and Labor Standing Committee.

INTRODUCTION OF BILLS

S.B. 61, Revisions to Property Tax (D. Henderson), was read the first time by short title and referred to the Rules Committee.
S.B. 62, Utah Science Technology and Research Governing Authority Amendments (B. Shiozawa), was read the first time by short title and referred to the Rules Committee.

S.B. 63, Compact for Interstate Sharing of Putative Father Registry Information (L. Robles), was read the first time by short title and referred to the Rules Committee.

S.B. 64, Air Quality Rules and Penalties (L. Robles), was read the first time by short title and referred to the Rules Committee.

S.B. 65, Sales and Use Tax Exemption Modifications (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

S.B. 86, Legislative per Diem Revision (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

SPECIAL ORDER OF BUSINESS

Senator Henderson read a citation honoring Utah All State Art Show winners.

THIRD READING CALENDAR

On motion of Senator Mayne, 1st Sub. S.B. 36, VOTER INFORMATION AMENDMENTS, was read the third time and circled.

SECOND READING CALENDAR

S.B. 177, SEX OFFENDER AMENDMENTS, was read the second time. Senator Stevenson explained the bill. The bill passed second reading on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Bramble  Christensen  Dabakis  Davis
Dayton  Harper  Henderson  Hillyard
Hinkins  Jenkins  Jones  Knudson
Madsen  Mayne  Okerlund  Osmond
Reid  Shiozawa  Stephenson  Stevenson
Thatcher  Urquhart  Valentine  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Adams  Robles  Van Tassell
On motion of Senator Davis, S.B. 114, CANAL SAFETY ACT, was read the second time and circled.

S.C.R. 4, CONCURRENT RESOLUTION ON WILDLIFE ENHANCEMENT, was read the second time. Senator Christensen explained the bill. The bill passed second reading on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

Adams  Bramble  Christensen  Davis  Dayton  Harper  Henderson  Hillyard  Hinkins  Jenkins  Jones  Knudson  Madsen  Mayne  Okerlund  Osmond  Reid  Robles  Shiozawa  Stephenson  Stevenson  Thatcher  Valentine  Van Tassell  Vickers  Weiler  Niederhauser

**Absent or not voting were:** Senators

Dabakis  Urquhart

On motion of Senator Valentine, the circle was removed from S.J.R. 7, JOINT RESOLUTION REGARDING QUALIFICATIONS OF STATE TAX COMMISSION MEMBERS, and it was before the Senate. Senator Valentine explained the bill. Senator Hillyard commented. The bill passed second reading on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

Adams  Bramble  Christensen  Davis  Dayton  Harper  Henderson  Hillyard  Hinkins  Jenkins  Jones  Knudson  Madsen  Mayne  Okerlund  Osmond  Reid  Robles  Shiozawa  Stephenson  Stevenson  Thatcher  Urquhart  Valentine  Van Tassell  Vickers  Weiler  Niederhauser
Absent or not voting were: Senators
Dabakis       Vickers

* * *

On motion of Senator Stephenson, the circle was removed from S.B. 19, APPOINTMENT AND QUALIFICATION OF MEMBERS OF THE STATE TAX COMMISSION, and it was before the Senate. Senator Stephenson explained the bill. Senators Valentine, Hillyard, and Harper commented. Senator Bramble declared a conflict of interest. The bill passed second reading on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams       Bramble       Christensen       Dabakis
Dayton      Harper        Henderson       Hillyard
Hinkins     Jenkins       Jones          Knudson
Madsen      Mayne         Okerlund       Osmond
Reid        Shiozawa      Stephenson     Stevenson
Thatcher    Urquhart      Valentine      Van Tassell
Vickers     Weiler        Niederhauser

Absent or not voting were: Senators
Davis       Robles

* * *

1st Sub. S.B. 124, FINANCIAL INSTITUTION AND SERVICES AMENDMENTS, was read the second time. Senator Bramble explained the bill. The bill passed second reading on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams       Bramble       Christensen       Dabakis
Davis       Dayton        Harper          Henderson
Hillyard    Hinkins       Jenkins        Jones
Knudson     Madsen        Mayne          Okerlund
Osmond      Reid          Shiozawa       Stephenson
Stevenson   Thatcher      Urquhart       Valentine
Van Tassell Vickers       Weiler          Niederhauser

Absent or not voting was: Senator
Robles
**1st Sub. S.B. 45, MILITARY INSTALLATION DEVELOPMENT AUTHORITY AMENDMENTS,** was read the second time. Senator Stevenson explained the bill. Senators Valentine, Dabakis, Dayton, Hillyard, Adams, Harper, Madsen, and Henderson commented. The bill passed second reading on the following roll call:

**Yeas, 22; Nays, 7; Absent or not voting, 0.**

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

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**1st Sub. S.B. 38, SNOW COLLEGE CONCURRENT EDUCATION PROGRAM,** was read the second time. Senator Okerlund explained the bill. The bill passed second reading on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Dayton | Robles | Thatcher |

**S.B. 98, PARAEDUCATOR FUNDING,** was read the second time. Senator Mayne explained the bill. Senator Hillyard commented. The bill passed second reading on the following roll call:
Y eas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams    Bramble    Christensen    Dabakis
Davis    Dayton    Harper    Henderson
Hillyard    Hinkins    Jones    Knudson
Madsen    Mayne    Okerlund    Osmond
Reid    Shiozawa    Stevenson    Thatcher
Urquhart    Valentine    Vickers    Weiler
Niederhauser

Absent or not voting were: Senators
Jenkins    Robles    Stephenson    Van Tassell

* * *

S.B. 140, ADVANCED PLACEMENT TEST FUNDING, was read the second time. Senator Mayne explained the bill.

Senator Mayne proposed the following amendment:

1. Page 1, Line 15:
   15 eligible low-income students;

2. Page 1, Lines 18 through 19:
   18 Accelerated Students Program be used for advanced placement test fees of eligible low-income students.

3. Page 2, Lines 33 through 34:
   33 53A–17a–165. Enhancement for Accelerated Students Program.
   (1) As used in this section, “eligible low-income student” means a student who:
   (a) takes an Advanced Placement test;
   (b) has applied for an Advanced Placement test fee reduction; and
   (c) qualifies for free or reduced lunch.

4. Page 2, Line 38:
A distribution formula adopted under Subsection (1) may include an allocation of

(b) Advanced Placement test fees of eligible low-income students;

The greater of 1.5% or $100,000 of the appropriation for the Enhancement for

A school district or charter school shall use money distributed under this section to

The State Board of Education shall develop performance criteria to measure the

to the Public Education Appropriations Subcommittee on the effectiveness of the program.

In the report required by Subsection (6)(a), the State Board of Education shall include data showing the use and impact of money allocated for Advanced Placement test fees of eligible low-income students.

Students Program be used for Advanced Placement test fees of eligible low-income students as defined in Section 53A–17a–165.

Senator Mayne’s motion to amend passed on a voice vote.

Senator Knudson proposed a verbal amendment as follows:

After “(c) qualifies for” insert “a”
After “or” delete “reduced lunch” and insert “a lunch provided at reduced cost.”

Senator Knudson’s motion to amend passed on a voice vote. Senators Hillyard, Knudson, Robles, and Christensen commented. The bill passed second reading on the following roll call:

**Yeas, 27; Nays, 1; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

Adams  Bramble  Dabakis  Davis  
Harper  Henderson  Hillyard  Hinkins  
Jenkins  Jones  Knudson  Madsen  
Mayne  Okerlund  Osmond  Reid  
Robles  Shiozawa  Stephenson  Stevenson  
Thatcher  Urquhart  Valentine  Van Tassell  
Vickers  Weiler  Niederhauser

**Voting in the negative was:** Senator Christensen

**Absent or not voting was:** Senator Dayton

***

**S.B. 148, UPSTART PROGRAM AMENDMENTS,** was read the second time. Senator Adams explained the bill. Senator Jones commented. The bill passed second reading on the following roll call:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

Adams  Bramble  Christensen  Dabakis  
Davis  Dayton  Harper  Henderson  
Hillyard  Jenkins  Jones  Knudson  
Madsen  Mayne  Okerlund  Osmond  
Reid  Robles  Shiozawa  Stephenson  
Stevenson  Thatcher  Urquhart  Valentine  
Van Tassell  Vickers  Weiler  Niederhauser

**Absent or not voting was:** Senator Hinkins
1st Sub. S.B. 53, AMENDMENTS TO PRIVATE INVESTIGATOR REGULATIONS, was read the second time. Senator Dayton explained the bill. Senators Stephenson, Robles, and Jones commented. The bill passed second reading on the following roll call:

Y eas, 21; Nays, 4;Absent or not voting, 4.

**Voting in the affirmative were:** Senators
Adams    Dabakis    Davis    Dayton
Harper   Hillyard  Jenkins  Knudson
Madsen  Mayne     Okerlund Osmond
Reid     Shiozawa  Stephenson Stevenson
Thatcher Valentine Van Tassell Weiler
Niederhauser

**Voting in the negative were:** Senators
Jones    Robles  Urquhart  Vickers

**Absent or not voting were:** Senators
Bramble  Christensen  Henderson  Hinkins

* * *

On motion of Senator Okerlund, and at 11:55 a.m., the Senate adjourned until 10:00 a.m., Wednesday, February 12, 2014.
SEVENTEENTH DAY

February 12, 2014

The Senate was called to order at 10:05 a.m., with President Wayne Niederhauser presiding.

Prayer – Father Michael Kouremetis, Prophet Elias Greek Orthodox Church
Pledge of Allegiance – Senator Scott Jenkins
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 65)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 11, 2014

The House passed, as amended, **H.B. 36**, CHARTER SCHOOL ENROLLMENT AMENDMENTS, by Representative D. Lifferth, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 96**, UTAH SCHOOL READINESS INITIATIVE, by Representative G. Hughes, and it is transmitted for consideration; and

The House passed, as substituted, **2nd Sub. H.B. 275**, VIETNAM VETERANS RECOGNITION DAY, by Representative C. Oda, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.J.R. 10**, JOINT RULES RESOLUTION REGARDING A LONG-TERM PLANNING CONFERENCE, by Representative B. Wilson, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 11, 2014

The Rules Committee recommends assignment of the following bills to standing committees:
Business and Labor Committee

Economic Development and Workforce Services Committee
H.B. 219 Veteran’s Separation Amendments (Rep. V. Peterson)

Education Committee
H.B. 95 Applied Technology College Governance Amendments (Rep. D. Ipson)
H.B. 260 Local School Board Candidate Reporting Amendments (Rep. K. Powell)

Government Operations and Political Subdivisions Committee
S.B. 86 Legislative per Diem Revision (Sen. L. Hillyard)
H.B. 16 Wrongful Lien Amendments (Rep. R. C. Webb)
H.B. 29 County Recorder Index Amendments (Rep. R. C. Webb)
H.B. 274 Committee Subpoena Powers Amendment (Rep. J. Bird)

Health and Human Services Committee
S.B. 63 Compact for Interstate Sharing of Putative Father Registry Information (Sen. L. Robles)

Judiciary, Law Enforcement, and Criminal Justice Committee
S.B. 16 Veterans Tuition Gap Coverage (Sen. L. Robles)
S.J.R. 3 Joint Resolution Regarding Attorney General (Sen. T. Weiler)
H.B. 50 Involuntary Feeding and Hydration of Inmates Amendments (Rep. R. Greenwood)
H.B. 53 Restitution Amendments (Rep. J. Peterson)

Natural Resources, Agriculture and Environment Committee
S.B. 64 Air Quality Rules and Penalties (Sen. L. Robles)

Revenue and Taxation Committee
S.B. 61 Revisions to Property Tax (Sen. D. Henderson)
STANDING COMMITTEE REPORTS

Mr. President: February 11, 2014

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on H.B. 20, EMERGENCY VEHICLE OPERATOR DUTY OF CARE REVISIONS, by Representative B. Dee.

Mark B. Madsen, Chair

Mr. President: February 11, 2014

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on S.B. 164, ENVIRONMENTAL PROTECTION AMENDMENTS, by Senator G. Davis.

Scott K. Jenkins, Chair

Mr. President: February 11, 2014

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on S.B. 52, UTILITY RELOCATION ON HIGHWAY PROJECTS, by Senator K. Van Tassell; and

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on S.B. 149, DROWSY DRIVING AMENDMENTS, by Senator A. Osmond, with the following amendments:

1. Page 1, Lines 15 through 17:

   15 impaired by fatigue that it is unsafe for the person to operate the motor vehicle;
provides that enforcement of the prohibition on driving while the person’s ability or alertness is so impaired by fatigue that it is unsafe for the person to operate the motor vehicle shall be only as a secondary action when the person has been involved in a motor vehicle accident;

provides that the third full week in August shall be commemorated annually as Drowsy Driving Awareness Week; and

2. Page 2, Lines 40 through 44:

(ii) searching for an item in the vehicle; or

(iii) attending to personal hygiene or grooming;

(e) operates the motor vehicle while the person’s ability or alertness is so impaired by fatigue that it is unsafe for the person to operate the motor vehicle.

A violation of this section is a class C misdemeanor.

3. Page 2, Line 44:

(a) A violation of this section is a class C misdemeanor.

(b) Enforcement of Subsection (1)(c) by a state or local law enforcement officer shall be only as a secondary action when the person has been involved in a motor vehicle accident.

4. Page 3, Lines 78 through 79:

The third full week in August shall be commemorated annually as Drowsy Driving Awareness Week to:

Kevin T. Van Tassell, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were placed on Second Reading Calendar.

STANDING COMMITTEE REPORTS

Mr. President:

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on H.B. 18, DRIVER LICENSE AMENDMENTS, by
Representative S. Handy, et al, and recommends it be considered read for the second time and placed on the Consent Calendar.

Kevin T. Van Tassell, Chair

On motion of Senator Valentine, the committee report was adopted. The bill was considered read the second time and placed on the Consent Calendar.

**STANDING COMMITTEE REPORTS**

Mr. President: February 11, 2014

The Natural Resources, Agriculture, and Environment Committee has returned S.J.R. 14, JOINT RESOLUTION ON THE PROTECTION OF THE GREATER CANYONLANDS REGION, by Senator J. Dabakis, to the Rules Committee.

Scott K. Jenkins, Chair

The bill was returned to the Rules Committee.

**INTRODUCTION OF BILLS**

S.B. 66, Community Health Worker Certification Act (L. Robles), was read the first time by short title and referred to the Rules Committee.

S.B. 87, Contractor Employee Amendments (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.C.R. 7, Concurrent Resolution on Comprehensive Statewide Wildland Fire Prevention, Preparedness, and Suppression Policy (E. Vickers), was read the first time by short title and referred to the Rules Committee.

**CONSENT CALENDAR**

S.C.R. 2, CONCURRENT RESOLUTION RECOGNIZING THE 50TH ANNIVERSARY OF THE RIRIE−WOODBURY DANCE COMPANY, was read the third time, explained by Senator Davis, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

**Voting in the affirmative were:** Senators

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Absent or not voting were: Senators
Hinkins  Madsen  Robles  Thatcher

S.C.R. 2 was transmitted to the House for consideration.

***

On motion of Senator Bramble, legislative staff was authorized to draft three bills regarding immigration, election dates for judges, and dates on multi-state tax commission.

THIRD READING CALENDAR

On motion of Senator Stevenson, S.B. 177, SEX OFFENDER AMENDMENTS, was read the third time and circled.

***

On motion of Senator Reid, the Senate voted to lift 1st Sub. S.J.R. 1, JOINT RESOLUTION ON MUSEUM RECOGNIZING ATROCITIES AGAINST AMERICAN INDIANS, from the Time Certain Calendar and place it on the top of the Third Reading Calendar.

1st Sub. S.J.R. 1, JOINT RESOLUTION ON MUSEUM RECOGNIZING ATROCITIES AGAINST AMERICAN INDIANS, was before the Senate.

On motion of Senator Reid, the following substitute bill replaced the original bill:

2nd Sub. S.J.R. 1 Joint Resolution on Museum Recognizing Atrocities Against American Indians (S. Reid)

On motion of Senator Reid, 2nd Sub. S.J.R. 1, JOINT RESOLUTION ON MUSEUM RECOGNIZING ATROCITIES AGAINST AMERICAN INDIANS, will be considered Thursday, February 13, 2014 at 10:05 a.m.

***

S.C.R. 4, CONCURRENT RESOLUTION ON WILDLIFE ENHANCEMENT, was read the third time, explained by Senator Christensen, and passed on the following roll call:
Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Dayton Harper Henderson
Hillyard Hinkins Jenkins Jones
Knudson Mayne Okerlund Osmond
Reid Robles Shiozawa Stephenson
Stevenson Thatcher Urquhart Valentine
Van Tassell Vickers Weiler Niederhauser

Absent or not voting was: Senator
Madsen

S.C.R. 4 was transmitted to the House for consideration.

* * *

S.J.R. 7, JOINT RESOLUTION REGARDING QUALIFICATIONS OF STATE TAX COMMISSION MEMBERS, was read the third time, explained by Senator Valentine, and passed on the following roll call:

Yeas, 26; Nays, 2; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Dayton Harper Henderson Hillyard
Hinkins Jenkins Jones Knudson
Mayne Okerlund Osmond Reid
Shiozawa Stephenson Stevenson Thatcher
Urquhart Valentine Van Tassell Vickers
Weiler Niederhauser

Voting in the negative were: Senators
Davis Robles

Absent or not voting was: Senator
Madsen

S.J.R. 7 was transmitted to the House for consideration.

* * *

S.B. 19, APPOINTMENT AND QUALIFICATION OF MEMBERS OF THE STATE TAX COMMISSION, was read the third time and explained by Senator
Stephenson. Senator Bramble declared a conflict of interest. The bill passed on the following roll call:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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**Absent or not voting was:** Senator Dabakis

*S.B. 19* was transmitted to the House for consideration.

***

**1st Sub. S.B. 124, FINANCIAL INSTITUTION AND SERVICES AMENDMENTS,** was read the third time, explained by Senator Bramble, and passed on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

Hillyard Thatcher

**1st Sub. S.B. 124** was transmitted to the House for consideration.

***

On motion of Senator Stevenson, **1st Sub. S.B. 45, MILITARY INSTALLATION DEVELOPMENT AUTHORITY AMENDMENTS,** was read the third time and circled.
1st Sub. S.B. 38, SNOW COLLEGE CONCURRENT EDUCATION PROGRAM, was read the third time, explained by Senator Okerlund, and passed on the following roll call:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hinkins  Jenkins  Jones  Knudson
Madsen  Mayne  Okerlund  Osmond
Reid  Robles  Shiozawa  Stephenson
Stevenson  Thatcher  Urquhart  Valentine
Van Tassell  Vickers  Weiler  Niederhauser

**Absent or not voting was:** Senator
Hillyard

1st Sub. S.B. 38 was transmitted to the House for consideration.

**S.B. 98, PARAEDUCATOR FUNDING, was read the third time, explained by Senator Mayne, and passed on the following roll call:**

**Yeas, 24; Nays, 1; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators
Adams  Dabakis  Davis  Dayton
Harper  Henderson  Hinkins  Jones
Knudson  Madsen  Mayne  Okerlund
Osmond  Robles  Shiozawa  Stephenson
Stevenson  Thatcher  Urquhart  Valentine
Van Tassell  Vickers  Weiler  Niederhauser

**Voting in the negative was:** Senator
Christensen

**Absent or not voting were:** Senators
Bramble  Hillyard  Jenkins  Reid

S.B. 98 was transmitted to the House for consideration.
S.B. 140, ADVANCED PLACEMENT TEST FUNDING, was read the third time and explained by Senator Mayne. Senators Urquhart and Osmond commented and the bill passed on the following roll call:

**Y** eas, 26; **N** ays, 1; **A** bsent or not voting, 2.

**Voting in the affirmative were:** Senators
- Adams
- Bramble
- Dabakis
- Davis
- Harper
- Henderson
- Hinkins
- Jenkins
- Jones
- Knudson
- Madsen
- Mayne
- Okerlund
- Osmond
- Reid
- Robles
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Urquhart
- Valentine
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Voting in the negative was:** Senator
- Christensen

**Absent or not voting were:** Senators
- Dayton
- Hillyard

S.B. 140 was transmitted to the House for consideration.

S.B. 148, UPSTART PROGRAM AMENDMENTS, was read the third time, explained by Senator Adams, and passed on the following roll call:

**Y** eas, 26; **N** ays, 0; **A** bsent or not voting, 3.

**Voting in the affirmative were:** Senators
- Adams
- Bramble
- Dabakis
- Davis
- Dayton
- Harper
- Henderson
- Hinkins
- Jenkins
- Jones
- Knudson
- Madsen
- Mayne
- Okerlund
- Osmond
- Reid
- Robles
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Urquhart
- Valentine
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators
- Christensen
- Hillyard
- Mayne
S.B. 148 was transmitted to the House for consideration.

* * *

On motion of Senator Dayton, 1st Sub. S.B. 53, AMENDMENTS TO PRIVATE INVESTIGATOR REGULATIONS, was read the third time and circled.

* * *

On motion of Senator Stevenson, the circle was removed from S.B. 177, SEX OFFENDER AMENDMENTS, and it was before the Senate. Senator Stevenson explained the bill. The bill passed on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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S.B. 177 was transmitted to the House for consideration.

**SECOND READING CALENDAR**

On motion of Senator Bramble, H.B. 10, INJURED WORKER REEMPLOYMENT AMENDMENTS, was read the second time and circled.

* * *

H.B. 32, COLLEGE CREDIT FOR VETERANS, was read the second time. Senator Knudson explained the bill. The bill passed second reading on the following roll call:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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On motion of Senator Bramble, the circle was removed from **H.B. 10**, INJURED WORKER REEMPLOYMENT AMENDMENTS, and it was before the Senate. Senator Bramble explained the bill. The bill passed second reading on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators  
Adams  
Bramble  
Christensen  
Dabakis  
Davis  
Dayton  
Harper  
Henderson  
Hinkins  
Jenkins  
Jones  
Knudson  
Mayne  
Okerlund  
Osmond  
Robles  
Shiozawa  
Stephenson  
Thatcher  
Urquhart  
Valentine  
Vickers  
Weiler  
Niederhauser

**Absent or not voting were:** Senators  
Hillyard  
Madsen

**H.B. 13, RURAL WASTE DISPOSAL,** was read the second time. Senator Hinkins explained the bill. Senator Osmond commented. The bill passed second reading on the following roll call:

**Yeas, 24; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators  
Bramble  
Christensen  
Dabakis  
Dayton  
Harper  
Henderson  
Hinkins  
Jenkins  
Jones  
Knudson  
Madsen  
Okerlund  
Osmond  
Reid  
Robles  
Shiozawa  
Stephenson  
Stevenson  
Urquhart  
Valentine  
Vickers  
Weiler  
Niederhauser
Absent or not voting were: Senators
Adams Davis Hillyard Mayne
Thatcher

***

H.B. 28, WILDLIFE LICENSE EXPIRATION AMENDMENTS, was read the second time. Senator Christensen explained the bill. The bill passed second reading on the following roll call:

Yeas, 23; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Senators
Bramble Christensen Dabakis Davis
Dayton Harper Henderson Hinkins
Jenkins Jones Knudson Okerlund
Osmond Reid Robles Shiozawa
Stephenson Stevenson Thatcher Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Adams Hillyard Madsen Mayne
Urquhart Valentine

***

H.B. 27, INTERLOCAL COOPERATION ACT AMENDMENTS, was read the second time. Senator Okerlund explained the bill. The bill passed second reading on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Bramble Christensen Dabakis Davis
Dayton Harper Henderson Hinkins
Jenkins Jones Knudson Mayne
Okerlund Osmond Reid Robles
Shiozawa Stephenson Stevenson Thatcher
Urquhart Valentine Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Adams Hillyard Madsen
** * ***

On motion of Senator Shiozawa, **H.B. 57, ANIMAL SHELTER AMENDMENTS**, was read the second time and circled.

* ***

**H.C.R. 2, CONCURRENT RESOLUTION DESIGNATING IDENTIFY YOUR PET DAY**, was read the second time. Senator Shiozawa explained the bill. The bill passed second reading on the following roll call:

**Yeas, 24; Nays, 2; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

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**Absent or not voting were:** Senators

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On motion of Senator Shiozawa, the circle was removed from **H.B. 57, ANIMAL SHELTER AMENDMENTS**, and it was before the Senate. Senator Shiozawa explained the bill. Senator Christensen commented. The bill passed second reading on the following roll call:

**Yeas, 21; Nays, 7; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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Voting in the negative were: Senators
Christensen    Dayton    Harper    Henderson
Stephenson    Stevenson    Valentine

Absent or not voting was: Senator
Madsen

* * *

2nd Sub. H.B. 24, INSURANCE RELATED AMENDMENTS, was read the second time. Senator Bramble explained the bill. The bill passed second reading on the following roll call:

Y eas, 29; Nays, 0; Absent or not voting, 0.

Voting in the affirmative were: Senators
Adams    Bramble    Christensen    Dabakis
Davis    Dayton    Harper    Henderson
Hillyard    Hinkins    Jenkins    Jones
Knudson    Madsen    Mayne    Okerlund
Osmond    Reid    Robles    Shiozawa
Stephenson    Stevenson    Thatcher    Urquhart
Valentine    Van Tassell    Vickers    Weiler
Niederhauser

* * *

H.B. 33, REAUTHORIZATION OF UTAH COMMISSION ON SERVICE AND VOLUNTEERISM, was read the second time. Senator Osmond explained the bill. The bill passed second reading on the following roll call:

Y eas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams    Bramble    Christensen    Dabakis
Davis    Dayton    Harper    Henderson
Hillyard    Hinkins    Jenkins    Jones
Knudson    Mayne    Okerlund    Osmond
Reid    Robles    Shiozawa    Stephenson
Stevenson    Thatcher    Urquhart    Valentine
Van Tassell    Vickers    Weiler    Niederhauser

Absent or not voting was: Senator
Madsen
1st Sub. H.B. 64, UTAH HISTORY DAY, was read the second time. Senator Hillyard explained the bill. The bill passed second reading on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators

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Absent or not voting were:

On motion of Senator Hillyard, 1st Sub. H.B. 64 was placed on Third Reading Table due to fiscal impact.

On motion of Senator Okerlund, H.B. 21, SYSTEM OF CARE FOR MINORS IN STATE CUSTODY, was read the second time and circled.

On motion of Senator Okerlund, H.B. 35, REAUTHORIZATION OF UTAH HEALTH DATA AUTHORITY ACT, was read the second time and circled.

H.J.R. 9, JOINT RESOLUTION ON UTAH EPILEPSY PUBLIC EDUCATION, OUTREACH, AND AWARENESS, was read the second time. Senator Jones explained the bill. The bill passed second reading on the following roll call:

Yeas, 29; Nays, 0; Absent or not voting, 0.

Voting in the affirmative were: Senators

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On motion of Senator Weiler, **H.B. 20**, **EMERGENCY VEHICLE OPERATOR DUTY OF CARE REVISIONS**, was read the second time and circled.

**1st Sub. S.B. 90**, **RESIDENCY AMENDMENTS**, was read the second time. Senator Weiler explained the bill. The bill passed second reading on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

Christensen, Dabakis, Dayton, Harper
Henderson, Hillyard, Hinkins, Jenkins
Jones, Knudsen, Madsen, Mayne
Okerlund, Osmond, Reid, Robles
Shiozawa, Stevenson, Thatcher, Urquhart
Valentine, Van Tassell, Vickers, Weiler
Niederhauser

**Absent or not voting were:** Senators

Adams, Bramble, Davis, Stephenson

**COMMITTEE OF THE WHOLE**

On motion of Senator Okerlund, James A. Getty portrayed President Abraham Lincoln and addressed the Senate.

On motion of Senator Okerlund, the Committee of the Whole was dissolved.

**SECOND READING CALENDAR**

On motion of Senator Jones, the circle was removed from **1st Sub. S.B. 147**, **RESIDENTIAL RENTERS’ DEPOSITS AMENDMENTS**, and it was before the Senate.
On motion of Senator Jones, the bill was circled.

***

On motion of Senator Christensen, the circle was removed from H.B. 35, REAUTHORIZATION OF UTAH HEALTH DATA AUTHORITY ACT, and it was before the Senate. Senator Christensen explained the bill. The bill passed second reading on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

| Adams    | Bramble | Christensen | Dabakis |
|Davis     | Dayton  | Harper      | Henderson|
|Hillyard  | Hinkins | Jenkins     | Jones    |
|Knudson   | Madsen  | Mayne       | Okerlund |
|Osmond    | Reid    | Robles      | Shiozawa |
|Stevenson | Thatcher| Urquhart    | Van Tassell |
|Vickers   | Weiler  | Niederhauser|         |

**Absent or not voting were:** Senators

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On motion of Senator Christensen, the circle was removed from H.B. 21, SYSTEM OF CARE FOR MINORS IN STATE CUSTODY, and it was before the Senate. Senator Christensen explained the bill. The bill passed second reading on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

| Adams    | Bramble | Christensen | Dabakis |
|Davis     | Dayton  | Harper      | Henderson|
|Hinkins   | Jenkins | Jones       | Knudson  |
|Madsen    | Mayne   | Okerlund    | Osmond   |
|Reid      | Shiozawa| Stevenson   | Thatcher |
|Urquhart  | Van Tassell | Vickers    | Weiler |
|Niederhauser|         |            |         |

**Absent or not voting were:** Senators

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On motion of Senator Okerlund, and at 11:45 a.m., the Senate adjourned until 10:00 a.m., Thursday, February 13, 2014.
EIGHTEENTH DAY

February 13, 2014

The Senate was called to order at 10:08 a.m., with President Wayne Niederhauser presiding.

Prayer – Commissioner Bruce B. Adams, San Juan County Commissioner
Pledge of Allegiance – Senator John Valentine
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(Please refer to Day 1, Page 65)

TIME CERTAIN CALENDAR

2nd Sub. S.J.R. 1, JOINT RESOLUTION ON MUSEUM RECOGNIZING ATROCITIES AGAINST AMERICAN INDIANS, was before the Senate, explained by Senator Reid, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams          Bramble          Dabakis          Davis
Harper         Henderson       Hillyard         Hinkins
Jenkins        Jones           Knudson          Mayne
Okerlund       Osmond          Reid             Robles
Shiozawa       Stephenson      Stevenson        Thatcher
Urquhart       Valentine       Van Tassell      Vickers
Weiler         Niederhauser

Absent or not voting were: Senators
Christensen     Dayton          Madsen

2nd Sub. S.J.R. 1 was transmitted to the House.

COMMITTEE OF THE WHOLE

On motion of Senator Reid, Sheldon Spottedelk, Ute Tribe spoke in Committee of the Whole.

On motion of Senator Reid, the Committee of the Whole was dissolved.
SPECIAL ORDER OF BUSINESS

Senator Weiler recognized participants in the Boys and Girls Clubs of Utah.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 12, 2014

The House passed, **S.B. 11**, ELECTION OFFENSE AMENDMENTS, by Senator M. Dayton, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 13**, THEFT AMENDMENTS, by Senator D. Thatcher, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 17**, WATER AND IRRIGATION AMENDMENTS, by Senator M. Dayton, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 28**, UTAH RETIREMENT AMENDMENTS, by Senator T. Weiler, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 29**, CONTROLLED SUBSTANCE DATABASE AMENDMENTS, by Senator A. Christensen, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 31**, STATE AGENCY REPORTING AMENDMENTS, by Senator A. Osmond, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 32**, STATE HIGHWAY SYSTEM AMENDMENTS, by Senator K. Van Tassell, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 12, 2014

The House passed **H.B. 250**, LOCAL SCHOOL BOARD AMENDMENTS, by Representative J. Draxler, and it is transmitted for consideration; and
The House passed **H.C.R. 4, CONCURRENT RESOLUTION RECOGNIZING THE 20TH ANNIVERSARY OF THE SCHOOL AND INSTITUTIONAL TRUST LANDS ADMINISTRATION**, by Representative M. Brown, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

**RULES COMMITTEE REPORTS**

To the Members of the Senate: February 12, 2014

The Rules Committee recommends assignment of the following bills to standing committees:

**Business and Labor Committee**
S.B. 87 Contractor Employee Amendments (Sen. K. Mayne)

**Economic Development and Workforce Services Committee**

**Education Committee**
H.B. 96 Utah School Readiness Initiative (Rep. G. Hughes)

**Government Operations and Political Subdivisions Committee**

**Health and Human Services Committee**
S.B. 66 Community Health Worker Certification Act (Sen. L. Robles)

**Natural Resources, Agriculture and Environment Committee**

John L. Valentine
Rules Committee Chair

Report filed. On motion of Senator Valentine, the committee report was adopted.
STANDING COMMITTEE REPORTS

Mr. President: February 12, 2014

The Business and Labor Committee reports a favorable recommendation on 1st Sub. H.B. 26, ASSOCIATION LIEN AMENDMENTS, by Representative J. Stanard; and

The Business and Labor Committee reports a favorable recommendation on H.J.R. 5, UNIFORM BUILDING CODE COMMISSION REVIEW OF PROPOSED BUILDING CODE CHANGES JOINT RESOLUTION, by Representative J. Nielson; and

The Business and Labor Committee reports a favorable recommendation on S.B. 162, SECONDHAND SALES AMENDMENTS, by Senator D. Thatcher, with the following amendments:

1. Page 1, Line 14:

14 that is {valued less than $50 –} a retail media item, including recorded music, a movie, or a video game, {and –} that is paid for as specified, and that does not contain:

2. Page 2, Lines 41 through 42:

41 (ii) any {item valued at less than $50 and –} retail media item, including recorded music, a movie, or a video game, that is produced and distributed in hard copy format for retail sale and that is the subject of a transaction with the retail establishment that involves only a credit for future purchases and that does not involve cash, credit or debit cards, or a retail establishment gift card, and that does not {include –} contain :

42 (A) {serial number or other –} identifying numbers {or –} marks, or any indication of ownership ; or ; and

The Business and Labor Committee reports a favorable recommendation on S.J.R. 13, JOINT RULES RESOLUTION MODIFYING ELIGIBILITY REQUIREMENTS FOR INDEPENDENT LEGISLATIVE ETHICS COMMISSION MEMBERS, by Senator J. Valentine.

Curtis S. Bramble, Chair

Mr. President: February 12, 2014

The Education Committee recommends S.B. 40, FINANCIAL AND ECONOMIC LITERACY AMENDMENTS, by Senator P. Jones, be replaced and
favourably recommends 1st Sub. S.B. 40, FINANCIAL AND ECONOMIC LITERACY AMENDMENTS; and

The Education Committee reports a favorable recommendation on S.B. 171, STUDENT–CENTERED LEARNING PILOT PROGRAM, by Senator H. Stephenson.

Stuart C. Reid, Chair

Mr. President: February 12, 2014

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 14, ADMINISTRATIVE RULEMAKING AMENDMENTS, by Representative C. Oda; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 25, EMINENT DOMAIN AMENDMENTS, by Representative L. Perry; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on S.B. 84, AMENDMENTS TO GOVERNOR’S RURAL BOARDS, by Senator R. Okerlund; and


Margaret Dayton, Chair

Mr. President: February 12, 2014

The Health and Human Services Committee recommends S.B. 55, PHARMACEUTICAL DISPENSING AMENDMENTS, by Senator E. Vickers, be replaced and favorably recommends 1st Sub. S.B. 55, PHARMACEUTICAL DISPENSING AMENDMENTS with the following amendments:

1. Page 21, Lines 631 through 632:

631 (2) “Employer sponsored clinic” means an entity that has a medical director who is licensed as a physician as defined in Section 58–67–102 and offers health care only to the employees of an exclusive group of employers and the employees’ dependents.
2. Page 22, Line 653:

653 prescribed by the division and pay a fee established by the division.

3. Page 25, Lines 741 through 749:

741 (1) (a) The division shall:

742 (a) report a violation of this chapter by a dispensing medical practitioner to the dispensing medical practitioner’s appropriate licensing board as designated in Subsection 58−17b−102(23)(a) regarding a violation of this chapter; and

745 (b) the Pharmacy Board shall, if requested by the licensing board of the dispensing medical practitioner, assist the licensing board for the dispensing medical practitioner with reviewing the violations of the provisions of this chapter.

747 (2) The division may take appropriate action against a dispensing medical practitioner, in accordance with this chapter, if the licensing board designated in Subsection 58−17b−102(23)(a) recommends to the division that; and

The Health and Human Services Committee reports a favorable recommendation on S.B. 63, COMPACT FOR INTERSTATE SHARING OF PUTATIVE FATHER REGISTRY INFORMATION, by Senator L. Robles, with the following amendments:

1. Page 2, Lines 42 through 43:

42 (1) “Putative father” means a man who may be the biological father of a child by virtue of having had a sexual relationship with a woman to whom he is not married; and
The Health and Human Services Committee reports a favorable recommendation on **S.B. 176**, LOCAL FUNDING FOR RURAL HEALTH CARE AMENDMENTS, by Senator R. Okerlund.

Evan J. Vickers, Chair

Mr. President: February 12, 2014

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **H.B. 30**, CONTROLLED SUBSTANCES AMENDMENTS, by Representative P. Ray; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **H.B. 48**, REPORTS ON ALTERNATIVE SENTENCING, by Representative S. Duckworth; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **H.B. 270**, PEACE OFFICER CERTIFICATES, by Representative R. Greenwood; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **1st Sub. H.B. 291**, STATE LABORATORY DRUG TESTING ACCOUNT AMENDMENTS, by Representative R. Menlove; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **S.B. 92**, METAL THEFT AMENDMENTS, by Senator G. Davis, with the following amendments:

1. Page 1, Line 13:

   13 regulated metal apply also to persons who refine or melt regulated metals;
   - provides a definition of a metals refiner; and

2. Page 2, Line 48:

   48 metal, but does not include an individual or business that primarily uses ore, concentrate, or other primary materials in refining, melting, or producing any regulated metal.

Mark B. Madsen, Chair

Mr. President: February 12, 2014

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 60**, FUEL EXCISE TAX AMENDMENTS, by Senator J. Valentine; and
The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 136**, LOCAL ELECTIONS AMENDMENTS, by Senator H. Stephenson, with the following amendments:

1. **Page 3, Line 80:**

   80 (15) “Local tax law” means a local law passed by a political subdivision with an annual or biannual calendar fiscal year, that increases a tax or imposes a new tax.

2. **Page 7, Lines 205 through 206:**

   205 (1) An election officer may administer an election on a referendum challenging a local tax law entirely by absentee ballot; and

   206 tax law entirely by absentee ballot.

The Revenue and Taxation Committee recommends **S.B. 180**, PROPERTY TAX MODIFICATIONS, by Senator W. Harper, be replaced and favorably recommends **1st Sub. S.B. 180**, PROPERTY TAX MODIFICATIONS.

Deidre M. Henderson, Chair

Mr. President: February 12, 2014

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 80**, SPEED LIMIT AMENDMENTS, by Representative J. Dunnigan; and

The Transportation and Public Utilities and Technology Committee recommends **S.B. 139**, TRANSPORTATION FUNDING REVISIONS, by Senator W. Harper, be replaced and favorably recommends **1st Sub. S.B. 139**, TRANSPORTATION FUNDING REVISIONS.

Kevin T. Van Tassell, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were placed on Second Reading Calendar.

**STANDING COMMITTEE REPORTS**

Mr. President: February 12, 2014

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 62**, RECREATIONAL VEHICLE TITLE
AMENDMENTS, by Representative D. Ipson, and recommends it be considered read for the second time and placed on the Consent Calendar.

Kevin T. Van Tassell, Chair

On motion of Senator Valentine, the committee report was adopted. The bills were considered read the second time and placed on the Consent Calendar.

* * *

On motion of Senator Valentine, 1st Sub. H.B. 245, STATE FIRE CODE AMENDMENTS, was lifted from the Government Operations and Political Subdivisions Standing Committee and referred to the Business and Labor Standing Committee.

INTRODUCTION OF BILLS

S.B. 67, Amendments to Public Utilities Title (J. S. Adams), was read the first time by short title and referred to the Rules Committee.

S.B. 68, Veterans Centers (P. Knudson), was read the first time by short title and referred to the Rules Committee.

S.B. 69, Prejudgment Interest Revisions (S. Urquhart), was read the first time by short title and referred to the Rules Committee.

S.B. 88, Child Interview Amendments (R. Okerlund), was read the first time by short title and referred to the Rules Committee.

S.B. 184, Local Government Inspection Amendments (J. S. Adams), was read the first time by short title and referred to the Rules Committee.

S.B. 185, Law Enforcement Transparency (D. Henderson), was read the first time by short title and referred to the Rules Committee.

S.B. 186, Contractor Licensing and Continuing Education Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 187, Highway Rights–of–way Amendments (J. S. Adams), was read the first time by short title and referred to the Rules Committee.

S.B. 188, Local Option Sales Tax Amendments (D. Henderson), was read the first time by short title and referred to the Rules Committee.
S.C.R. 8, Concurrent Resolution Recognizing Canyonlands National Park’s 50th Anniversary (D. Hinkins), was read the first time by short title and referred to the Rules Committee.

S.J.R. 10, Joint Resolution Requiring Legislators to Spend Time in Classrooms (J. Dabakis), was read the first time by short title and referred to the Rules Committee.

S.J.R. 15, Joint Resolution on Political Parties and Their Candidates (S. Jenkins), was read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

S.B. 138, CONTROLLED SUBSTANCES ACT AMENDMENTS, was read the third time, explained by Senator Vickers, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Hillyard
Hinkins  Jenkins  Jones  Knudson
Mayne  Okerlund  Osmond  Shiozawa
Stephenson  Thatcher  Urquhart  Valentine
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Henderson  Madsen  Reid  Robles
Stevenson

S.B. 138 was transmitted to the House for consideration.

THIRD READING CALENDAR

H.B. 32, COLLEGE CREDIT FOR VETERANS, was read the third time, explained by Senator Knudson, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jones  Knudson
H.B. 32 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 10, INJURED WORKER REEMPLOYMENT AMENDMENTS, was read the third time, explained by Senator Bramble, and passed on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators
Adams Bramble Christensen Dabakis
Dayton Harper Henderson Hillyard
Hinkins Jones Knudson Madsen
Mayne Okerlund Osmond Robles
Shiozawa Stephenson Stevenson Thatcher
Urquhart Valentine Van Tassell Vickers
Niederhauser

**Absent or not voting were:** Senators
Davis Jenkins Reid Weiler

H.B. 10 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 13, RURAL WASTE DISPOSAL, was read the third time, explained by Senator Hinkins, and passed on the following roll call:

**Yeas, 24; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators
Adams Bramble Christensen Dabakis
Dayton Harper Henderson Hillyard
H.B. 13 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 28, WILDLIFE LICENSE EXPIRATION AMENDMENTS, was read the third time and explained by Senator Christensen. Senator Vickers commented and the bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Dayton  Harper  Henderson  Hillyard
Hinkins  Jones  Knudson  Mayne
Okerlund  Osmond  Robles  Shiozawa
Stephenson  Stevenson  Thatcher  Urquhart
Valentine  Van Tassell  Vickers  Niederhauser

Absent or not voting were: Senators
Davis  Jenkins  Madsen  Reid
Weiler

H.B. 28 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 27, INTERLOCAL COOPERATION ACT AMENDMENTS, was read the third time, explained by Senator Okerlund, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Dayton  Harper  Henderson  Hillyard
Absent or not voting were: Senators
Davis Jenkins Osmond Reid

H.B. 27 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.C.R. 2, CONCURRENT RESOLUTION DESIGNATING IDENTIFY YOUR PET DAY, was read the third time, explained by Senator Shiozawa, and passed on the following roll call:

Yeas, 25; Nays, 1; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Harper Henderson Hillyard Hinkins
Jones Knudson Madsen Mayne
Okerlund Osmond Robles Shiozawa
Stephenson Stevenson Thatcher Urquhart
Valentine Van Tassell Vickers Weiler
Niederhauser

Voting in the negative was: Senator Dayton

Absent or not voting were: Senators
Davis Jenkins Reid

H.C.R. 2 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 57, ANIMAL SHELTER AMENDMENTS, was read the third time and explained by Senator Shiozawa. Senators Valentine and Thatcher commented.

On motion of Senator Shiozawa, the bill was circled.
2nd Sub. H.B. 24, INSURANCE RELATED AMENDMENTS, was read the third time and explained by Senator Bramble.

Senator Bramble proposed the following amendment:

1. Page 75, Lines 2293 through 2300:

   2293 \{ (C) the changes made by this bill to Subsections (10)(a)(ii)(A)(II) and (B)(II) apply to
   2294 any claim submitted to binding arbitration or through litigation on or after May 13, 2014; \}
   2295 \{ (C) \} \{ (D) \} if lost wages, diminished earning capacity, or similar damages are claimed,
   2296 all employers of the covered person for a period of five years preceding the date of the event
   2297 giving rise to the claim for uninsured motorist benefits up to the time the election for
   2298 arbitration or litigation has been exercised;
   2299 \{ (D) \} \{ (E) \} \{ (F) \} other documents to reasonably support the claims being asserted; and
   2300 \{ (E) \} \{ (F) \} all state and federal statutory lienholders including a statement as to whether

2. Page 75, Lines 2304 through 2306:

   2304 (iii) signed authorizations to allow the uninsured motorist carrier to only obtain records
   2305 and billings from the individuals or entities disclosed under Subsections (10)(a)(ii)(A)(I).
   2306 (B)(I), and (C).

3. Page 78, Lines 2390 through 2396:

   2390 (l) (i) The written demand requirement in Subsection (10)(a)(i)(A) does not affect the
   2391 covered person’s requirement to provide a computation of any other economic damages
and the one or more respondents shall have a reasonable time after the receipt of the computation of any other economic damages claimed to conduct fact and expert discovery as to any additional damages claimed. The changes made by this bill to this Subsection (10)(l) and Subsection (10)(a)(i)(A) apply to a claim submitted to binding arbitration or through litigation on or after May 13, 2014.

(ii) The changes made by this bill to Subsections (10)(a)(ii)(A)(II) and (B)(II) apply to any claim submitted to binding arbitration or through litigation on or after May 13, 2014.

4. Page 88, Lines 2712 through 2719:

{-(C) the changes made by this bill under Subsections (9)(a)(ii)(A)(II) and (B)(II) apply to a claim submitted to binding arbitration or through litigation on or after May 13, 2014;--}

{(C) if lost wages, diminished earning capacity, or similar damages are claimed, all employers of the covered person for a period of five years preceding the date of the event giving rise to the claim for underinsured motorist benefits up to the time the election for arbitration or litigation has been exercised;}

{(D) other documents to reasonably support the claims being asserted; and}

{(E) all state and federal statutory lienholders including a statement as to whether}

5. Page 89, Lines 2723 through 2725:

(iii) signed authorizations to allow the underinsured motorist carrier to only obtain records and billings from the individuals or entities disclosed under Subsections
6. Page 91, Line 2810 through Page 92, Line 2816:

2810 (l) (i) The written demand requirement in Subsection (9)(a)(i)(A) does not affect the
2811 covered person’s requirement to provide a computation of any
2812 other economic damages
2813 claimed and the one or more respondents shall have a reasonable time after the receipt of the
2814 computation of any other economic damages claimed to conduct fact and expert discovery as
2815 to any additional damages claimed. The changes made by this
2816 bill to this Subsection (9)(l) and
2817 Subsection (9)(a)(i)(A) apply to a claim submitted to binding
2818 arbitration or through litigation
2819 on or after May 13, 2014.

(ii) The changes made by this bill under Subsections (9)(a)(ii)(A)(II)
2820 and (B)(II) apply to a claim submitted to binding arbitration or through
2821 litigation on or after May 13, 2014.

Senator Bramble’s motion to amend passed on a voice vote.

On motion of Senator Bramble, 2nd Sub. H.B. 24 was placed on Third
Reading Table due to fiscal impact.

* * *

H.B. 33, REAUTHORIZATION OF UTAH COMMISSION ON SERVICE
AND VOLUNTEERISM, was read the third time, explained by Senator Osmond,
and passed on the following roll call:

Yea s, 22; Nays, 1; Absent or not voting, 6.

Voting in the affirmative were: Senators
Bramble Christensen Dabakis Davis
Harper Henderson Hinkins Jones
Knudson Madsen Mayne Okerlund
Osmond Robles Shiozawa Stevenson
Thatcher Urquhart Van Tassell Vickers
Weiler Niederhauser


Voting in the negative was: Senator Dayton

Absent or not voting were: Senators
Adams  Hillyard  Jenkins  Reid
Stephenson  Valentine

H.B. 33 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

SPECIAL ORDER OF BUSINESS

Senator Davis had a citation read honoring Ambassador Elin Suleymanov from the Republic of Azerbaijan.

COMMITTEE OF THE WHOLE


On motion of Senator Davis, the Committee of the Whole was dissolved.

THIRD READING CALENDAR

H.J.R. 9, JOINT RESOLUTION ON UTAH EPILEPSY PUBLIC EDUCATION, OUTREACH, AND AWARENESS, was read the third time, explained by Senator Jones, and passed on the following roll call:

Yeas, 22; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Senators
Bramble  Christensen  Dabakis  Dayton
Harper  Henderson  Hinkins  Jones
Knudson  Madsen  Mayne  Okerlund
Osmond  Robles  Shiozawa  Stevenson
Thatcher  Urquhart  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Adams  Davis  Hillyard  Jenkins
Reid  Stephenson  Valentine

H.J.R. 9 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
SPECIAL ORDER OF BUSINESS

Senator Christensen read a citation honoring members of Intermountain Health Care organization.

THIRD READING CALENDAR

1st Sub. S.B. 90, RESIDENCY AMENDMENTS, was read the third time, explained by Senator Weiler, and passed on the following roll call:

Yeas, 20; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Senators
Bramble Dabakis Dayton Harper
Henderson Hinkins Jones Knudson
Madsen Okerlund Osmond Robles
Shiozawa Stevenson Urquhart Valentine
Van Tassell Vickers Weiler Niederhauser

Absent or not voting were: Senators
Adams Christensen Davis Hillyard
Jenkins Mayne Reid Stephenson
Thatcher

1st Sub. S.B. 90 was transmitted to the House for consideration.

* * *

H.B. 35, REAUTHORIZATION OF UTAH HEALTH DATA AUTHORITY ACT, was read the third time, explained by Senator Christensen, and passed on the following roll call:

Yeas, 22; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Senators
Bramble Christensen Dabakis Dayton
Harper Henderson Hinkins Jones
Knudson Madsen Mayne Okerlund
Osmond Robles Shiozawa Stevenson
Urquhart Valentine Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Adams Davis Hillyard Jenkins
Reid Stephenson Thatcher
H.B. 35 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 21, SYSTEM OF CARE OF MINORS IN STATE CUSTODY, was read the third time, explained by Senator Christensen, and passed on the following roll call:

**Yeas, 20; Nays, 0; Absent or not voting, 9.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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H.B. 21 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Dayton, the circle was removed from 1st Sub. S.B. 53, AMENDMENTS TO PRIVATE INVESTIGATOR REGULATIONS, and it was before the Senate. Senator Dayton explained the bill.

On motion of Senator Dayton, the following substitute bill replaced the original bill:

2nd Sub. S.B. 53 Amendments to Private Investigator Regulations
(M. Dayton)

The bill passed on the following roll call:

**Yeas, 21; Nays, 1; Absent or not voting, 7.**

**Voting in the affirmative were:** Senators

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Voting in the negative was: Senator Vickers

Absent or not voting were: Senators
Adams Davis Hillyard Jenkins
Reid Stephenson Thatcher

2nd Sub. S.B. 53 was transmitted to the House for consideration.

SECOND READING CALENDAR

On motion of Senator Jones, the circle was removed from 1st Sub. S.B. 147, RESIDENTIAL RENTERS’ DEPOSITS AMENDMENTS, and it was before the Senate.

On motion of Senator Jones, the following substitute bill replaced the original bill:

2nd Sub. S.B. 147 Residential Renters’ Deposits Amendments (P. Jones)

Senator Jones explained the bill. Senator Valentine commented. The bill passed second reading on the following roll call:

Yeas, 22; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Senators
Bramble Christensen Dabakis Dayton
Harper Henderson Hillyard Hinkins
Jones Knudson Madsen Mayne
Okerlund Osmond Robles Shiozawa
Stevenson Valentine Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Adams Davis Jenkins Reid
Stephenson Thatcher Urquhart

THIRD READING CALENDAR

On motion of Senator Harper, the circle was removed from S.B. 132, HUMAN SERVICES AMENDMENTS, and it was before the Senate.
Senator Hillyard proposed the following amendment:

1. Page 8, Line 241 through Page 9, Line 247:

   241 (3) {When appointing a private attorney guardian ad litem, the court shall:

242 (a) If the parties stipulate to a private attorney guardian ad litem, the office shall assign the stipulated private attorney guardian ad litem to the case in accordance with this section.

   (b) If, under Subsection (3)(a), the parties have not stipulated to a private attorney guardian ad litem or if the stipulated private attorney guardian ad litem is unable to take the case, the court shall appoint a private attorney guardian ad litem in accordance with Subsection (3)(c).}

   (c) The court shall state in an order that the court is appointing a private attorney guardian ad litem, to

243 be assigned by the [Office of Guardian ad Litem] office, to represent the best interests of the

244 child in the matter.

245 (d) The court shall send the order described in Subsection (3) (c) to the [Director of the Office of

246 Guardian ad Litem] office, in care of the Private Attorney Guardian ad Litem program.

247 (4) The court shall:

2. Page 9, Line 273 through Page 10, Line 276:

   273 (8) (a) Upon receipt of the court’s order, described in Subsections (3)(c) and (d), the

   (b)(i) If, after the initial assignment of a private attorney guardian ad litem, either party objects to the assigned private attorney guardian ad litem, that party may file an objection with the court within seven days after the day on which the party received notice of the assigned private attorney guardian ad litem.
(ii) If, after the initial assignment of a private attorney guardian ad litem, either attorney for a party discovers that the private attorney guardian ad litem represents an adverse party in a separate matter, that attorney may file an objection with the court within seven days after the day on which the attorney received notice of the private attorney guardian ad litem’s representation of an adverse party in a separate matter.

(iii) Upon receipt of an objection, the court shall determine whether grounds exist for the objection, and if grounds exist, the court shall order, without a hearing, the office to assign a new private attorney guardian ad litem, in consultation with the parties and in accordance with this section.

(iv) If no alternative private attorney guardian ad litem is available, the office shall notify the court.

276 (9) (a) When appointing a private attorney guardian ad litem, the court shall:

Senator Hillyard’s motion to amend passed on a voice vote. Senator Harper explained the bill. Senator Valentine commented. The bill passed on the following roll call:

Y eas, 23; Nays, 0; Absent or not voting, 6.

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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S.B. 132 was transmitted to the House for consideration.

***

On motion of Senator Okerlund, and at 11:50 a.m., the Senate adjourned until 10:00 a.m., Friday, February 14, 2014.
NINETEENTH DAY
February 14, 2014

The Senate was called to order at 10:10 a.m., with President Wayne Niederhauser presiding.

Prayer – Captain Brian J. Shiozawa, M.D., son of Senator Shiozawa
Pledge of Allegiance – Senator Peter Knudson
Roll Call – All Senators present, except Senator Reid, excused.

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 65)

On motion of Senator Weiler, legislative staff was authorized to draft a bill regarding license plate scanning.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 13, 2014

The House requests the return of S.B. 28, UTAH RETIREMENT AMENDMENTS, by Senator T. Weiler, for reconsideration.

Sandy D. Tenney, Chief Clerk

Communications filed. On motion of Senator Weiler, the bill was returned to the House for reconsideration.

Mr. President: February 13, 2014

The House passed, S.B. 20, TRUSTEE’S SALE FOR RENTAL PROPERTY – SUNSET ACT AMENDMENTS, by Senator W. Harper, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 24, AMENDMENT TO PROCUREMENT CODE EXEMPTIONS, by Senator M. Dayton, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 13, 2014

The House passed H.B. 203, BAIL BOND RECOVERY LICENSURE BOARD AMENDMENTS, by Representative E. Redd, and it is transmitted for consideration; and
The House passed, as substituted, 1st Sub. H.B. 225, PRIMARY LAW ENFORCEMENT DUTIES FOR SHERIFFS, by Representative P. Ray, and it is transmitted for consideration; and

The House passed, as amended, H.B. 247, COURT PARKING FACILITIES, by Representative L. Wiley, and it is transmitted for consideration; and

The House passed, as amended, H.B. 257, AGGRAVATED SEXUAL ABUSE OF A CHILD AMENDMENTS, by Representative B. Wilson, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.B. 261, DOMESTIC HORSE DISPOSAL, by Representative J. Anderegg, and it is transmitted for consideration; and

The House passed, as amended, H.B. 272, MUNICIPAL ELECTION AMENDMENTS – OFFICE HOURS, by Representative J. Knotwell, and it is transmitted for consideration; and

The House passed, as amended, H.B. 295, WEAPONS LAW EXEMPTIONS, by Representative R. Greenwood, and it is transmitted for consideration; and

The House passed H.B. 296, CONCEALED WEAPON PERMIT EXEMPTIONS AMENDMENTS, by Representative R. Greenwood, and it is transmitted for consideration; and

The House passed, as amended, H.B. 304, LAW ENFORCEMENT VOLUNTEER AMENDMENTS, by Representative R. Greenwood, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 13, 2014

The Rules Committee recommends assignment of the following bills to standing committees:

Business and Labor Committee

S.B. 186 Contractor Licensing and Continuing Education Amendments (Sen. W. Harper)
Education Committee
S.B. 68 Veterans Centers (Sen. P. Knudson)
H.B. 250 Local School Board Amendments (Rep. J. Draxler)

Government Operations and Political Subdivisions Committee
S.B. 184 Local Government Inspection Amendments
(Sen. J. S. Adams)

Judiciary, Law Enforcement, and Criminal Justice Committee
S.B. 69 Prejudgment Interest Revisions (Sen. S. Urquhart)
S.B. 88 Child Interview Amendments (Sen. R. Okerlund)
S.B. 185 Law Enforcement Transparency (Sen. D. Henderson)

Natural Resources, Agriculture and Environment Committee
S.C.R. 8 Concurrent Resolution Recognizing Canyonlands National Park’s 50th Anniversary (Sen. D. Hinkins)
H.C.R. 4 Concurrent Resolution Recognizing the 20th Anniversary of the School and Institutional Trust Lands Administration (Rep. M. Brown)

Revenue and Taxation Committee
S.B. 188 Local Option Sales Tax Amendments
(Sen. D. Henderson)

Transportation, Public Utilities and Technology Committee
S.B. 67 Amendments to Public Utilities Title (Sen. J. S. Adams)
S.B. 187 Highway Rights−of−way Amendments (Sen. J. S. Adams)

John L. Valentine
Rules Committee Chair

Report filed. On motion of Senator Valentine, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President: February 13, 2014

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 39, ELECTION LAW − INDEPENDENT EXPENDITURES AMENDMENTS, by Representative D. Sagers; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on 1st Sub. H.B. 59, NATIONAL GUARD
PROGRAM AMENDMENTS, by Representative V. Peterson, with the following amendments:

1. Page 2, Line 32:

32 39–9–107, Utah Code Annotated 1953
39–9–108, Utah Code Annotated 1953

2. Page 5, Line 124:

124 applicable state and federal law.

Section 8. Section 39–9–108 is enacted to read:

(1) Program operations are not subject to direct taxation by state or local tax authorities.

(2) Retail sales within the program are not subject to state sales and use taxes.

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on S.B. 86, LEGISLATIVE PER DIEM REVISION, by Senator L. Hillyard.

Margaret Dayton, Chair

Mr. President: February 13, 2014

The Revenue and Taxation Committee reports a favorable recommendation on H.B. 226, SEVERANCE TAX AMENDMENTS, by Representative J. Nielson; and

The Revenue and Taxation Committee reports a favorable recommendation on S.B. 61, REVISIONS TO PROPERTY TAX, by Senator D. Henderson; and

The Revenue and Taxation Committee reports a favorable recommendation on S.B. 65, SALES AND USE TAX EXEMPTION MODIFICATIONS, by Senator H. Stephenson, with the following amendments:

1. Page 70, Lines 2151 through 2156:

2151 (14) (a) amounts paid or charged for a purchase or lease:
2152 (i) by a manufacturing facility located in the state; and
2153 (ii) of machinery, equipment, or normal operating repair or replacement parts if the
2154 machinery, equipment, or normal operating repair or replacement parts have an economic life of three or more years and are used ;
2155 (A) {are used} in the manufacturing process to manufacture {or process} an item sold as tangible personal property; {and} or

2156 (B) {have an economic life of three or more years} for a scrap recycler, to process an item sold as tangible personal property.

Deidre M. Henderson, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were placed on Second Reading Calendar.

STANDING COMMITTEE REPORTS

Mr. President: February 13, 2014

The Government Operations and Political Subdivisions Committee recommends S.J.R. 8, JOINT RESOLUTION ON TERM OF APPOINTED LIEUTENANT GOVERNOR, by Senator S. Urquhart, be replaced and favorably recommends 1st Sub. S.J.R. 8, JOINT RESOLUTION ON TERM OF APPOINTED LIEUTENANT GOVERNOR and that it be considered read for the second time and placed on the Consent Calendar.

Margaret Dayton, Chair

On motion of Senator Valentine, the committee report was adopted. The bill was considered read the second time and placed on the Consent Calendar.

INTRODUCTION OF BILLS

S.B. 189, Residence Lien Restriction Amendments (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 190, Utility Fee Limitations (J. Valentine), was read the first time by short title and referred to the Rules Committee.

S.B. 191, Verification of Legal Status Amendments (J. Valentine), was read the first time by short title and referred to the Rules Committee.

S.B. 192, Amendments to Automatic External Defibrillator Restricted Account (S. Jenkins), was read the first time by short title and referred to the Rules Committee.

S.C.R. 9, Concurrent Resolution Concerning Proposed Greenhouse Gas Emission Standards (D. Hinkins), was read the first time by short title and referred to the Rules Committee.
S.J.R. 16, Joint Rules Resolution – Legislative Compensation and Expense Revisions (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

S.J.R. 17, Joint Resolution Supporting the Salt Lake International Airport Terminal Redevelopment Program (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.R. 2, Senate Rules Resolution – Legislative per Diem Amendments (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

S.B. 50, TRANSITION FOR REPEALED NAVAJO TRUST FUND ACT, was read the third time, explained by Senator Hinkins, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Senators
Adams Christensen Dabakis Davis
Dayton Harper Hillyard Hinkins
Jenkins Jones Knudson Madsen
Mayne Okerlund Osmond Shiozawa
Stevenson Thatcher Urquhart Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Bramble Henderson Reid Robles
Stephenson Valentine

S.B. 50 was transmitted to the House for consideration.

***

On motion of Senator Madsen, legislative staff was authorized to draft bills regarding renaming State Road 73 and victim reparations funds.

THIRD READING CALENDAR

2nd Sub. S.B. 147, RESIDENTIAL RENTERS’ DEPOSITS AMENDMENTS, was read the third time, explained by Senator Jones, and passed on the following roll call:
Y eas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams, Christensen, Dabakis, Davis
Dayton, Harper, Henderson, Hillyard
Hinkins, Jenkins, Jones, Knudson
Madsen, Mayne, Okerlund, Osmond
Robles, Shiozawa, Stevenson, Thatcher
Urquhart, Valentine, Van Tassell, Vickers
Weiler, Niederhauser

Absent or not voting were: Senators
Bramble, Reid, Stephenson

2nd Sub. S.B. 147 was transmitted to the House for consideration.

SECOND READING CALENDAR

On motion of Senator Jenkins, S.B. 158, CEMETERY AMENDMENTS, was read the second time and circled.

* * *

S.B 174, EMERGENCY FISCAL PROCEDURES COUNTIES, was read the second time. Senator Henderson explained the bill. The bill passed second reading on the following roll call:

Y eas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams, Bramble, Christensen, Dabakis
Davis, Dayton, Harper, Henderson
Hillyard, Hinkins, Jenkins, Jones
Knudson, Madsen, Mayne, Okerlund
Osmond, Robles, Shiozawa, Stevenson
Thatcher, Urquhart, Valentine, Van Tassell
Vickers, Weiler, Niederhauser

Absent or not voting were: Senators
Reid, Stephenson

* * *

S.B. 165, TRIAL HUNTING AUTHORIZATION, was read the second time. Senator Okerlund explained the bill. Senators Madsen, Jenkins, Shiozawa,
Dayton, Hillyard, Vickers, and Christensen commented. The bill passed second reading on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Bramble | Reid   | Stephenson |

* * *

On motion of Senator Davis, the circle was removed from **S.B. 114, CANAL SAFETY ACT**, and it was before the Senate. Senator Davis explained the bill.

Senator Davis proposed the following amendment:

1. Page 13, Lines 370 through 371:

   370   (1)  (a)  “Canal” means a water conveyance system that is used for transporting **irrigation** water at a

   371   flow of more than 10 cubic feet per second.

   (b) “Canal” does not mean a water conveyance system that is primarily used for culinary, waste, or storm sewer water.

Senator Davis’ motion to amend passed on a voice vote. The bill passed second reading on the following roll call:

**Yeas, 18; Nays, 7; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

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Voting in the negative were: Senators
Christensen  Dayton  Hinkins  Madsen
Stevenson  Van Tassell  Vickers

Absent or not voting were: Senators
Knudsen  Reid  Stephenson  Valentine

* * *

1st Sub. S.C.R. 6, CONCURRENT RESOLUTION CALLING ON CONGRESS TO FULLY FUND THE PAYMENTS IN LIEU OF TAXES PROGRAM, was read the second time. Senator Okerlund explained the bill. Senators Hinkins and Dabakis commented. The bill passed second reading on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudsen  Madsen  Mayne  Okerlund
Osmond  Robles  Shiozawa  Stevenson
Thatcher  Valentine  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Reid  Stephenson  Urquhart

* * *

On motion of Senator Stevenson, S.B. 89, AMENDMENTS TO DEFINITION OF PUBLIC UTILITY, was read the second time and circled.

* * *

On motion of Senator Harper, the circle was removed from S.B. 126, CHILD WELFARE AMENDMENTS, and it was before the Senate. Senator Harper explained the bill.

Senator Harper proposed the following amendment:

1. Page 1, Lines 10 through 15:
Highlighted Provisions:

This bill:

renames, clarifies, and modifies provisions related to in-home services for the preservation of families; and

provides that a parent may not file a petition for restoration or modification of legal custody during the existence of a permanent guardianship.

Utah Code Sections Affected:

AMENDS:

62A−4a−103, as last amended by Laws of Utah 2009, Chapter 75

62A−4a−105, as last amended by Laws of Utah 2013, Chapter 416

62A−4a−202, as last amended by Laws of Utah 2006, Chapter 75

78A−6−117, as last amended by Laws of Utah 2011, Chapter 366

78A−6−1103, as last amended by Laws of Utah 2011, Chapter 208

Delete Lines 187 through 420 and renumber remaining sections accordingly.

Page 15, Lines 433 through 439:

be given to all persons concerned. At the hearing, the court may enter an order continuing,

modifying, or terminating the decree.

A parent may not file a petition under this section during the existence of a permanent guardianship established for the child under Subsection 78A−6−117(2)(y) or after the
parent’s parental rights have been terminated in accordance with
Part 5, Termination of
Parental Rights Act.

(b) A parent may not file a petition for restoration of custody
under this section during the existence of a permanent guardianship
established for the child under Section 78A–6–117(2)(y).

(4) (b) An individual, agency, or institution vested with legal
custody of a child may

Senator Harper’s motion to amend passed on a voice vote. The bill passed
second reading on the following roll call:

Y eas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams  Christensen  Dabakis  Davis
Dayton  Harper  Henderson  Hillyard
Hinkins  Jenkins  Jones  Knudson
Madsen  Mayne  Okerlund  Osmond
Robles  Shiozawa  Stevenson  Thatcher
Valentine  Van Tassell  Vickers  Weiler
Niederhauser

Absent or not voting were: Senators
Bramble  Reid  Stephenson  Urquhart

* * *

On motion of Senator Davis, 1st Sub. S.B. 112, GAME FOWL FIGHTING
AMENDMENTS, was read the second time and circled.

* * *

1st Sub. S.B. 173, CHILD PROTECTION AMENDMENTS, was read the
second time. Senator Weiler explained the bill. Senators Dayton and Hillyard
commented. The bill passed second reading on the following roll call:

Y eas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams  Christensen  Dabakis  Davis
Dayton  Harper  Hillyard  Hinkins
On motion of Senator Hillyard, legislative staff was authorized to draft a bill regarding correcting a base budget bill.

* * *

On motion of Senator Davis, the circle was removed from 1st Sub. S.B. 112, GAME FOWL FIGHTING AMENDMENTS, and it was before the Senate. Senator Davis explained the bill. Senators Christensen, Weiler, Robles, Okerlund, Dayton, Thatcher, Henderson, Hinkins, Jones, and Madsen commented. The bill passed on the following roll call:

**Yeas, 16; Nays, 10; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

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**Absent or not voting were:** Senators

| Reid         | Stephenson  | Urquhart |

* * *

On motion of Senator Okerlund, and at 11:50 a.m., the Senate adjourned until 10:00 a.m., Tuesday, February 18, 2014.
TWENTY–SECOND DAY

February 18, 2014

The Senate was called to order at 10:05 a.m., with President Wayne Niederhauser presiding.

Prayer – Lt. Col. Clay R. Amstead, Chaplain, Utah Army National Guard
Pledge of Allegiance – Senator Kevin Van Tassell
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 65)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 14, 2014

The House passed, as substituted and amended, 1st Sub. H.B. 71, DISTRIBUTION OF INTIMATE IMAGES, by Representative M. Poulson, and it is transmitted for consideration; and

The House passed, as amended, H.B. 76, INSURANCE RELATED REVISIONS, by Representative J. Bird, and it is transmitted for consideration; and

The House passed, as amended, H.B. 273, PROPERTY TAX RESIDENTIAL EXEMPTION AMENDMENTS, by Representative V. L. Snow, and it is transmitted for consideration; and

The House passed, as amended, H.B. 292, SCHOOL GRADING – CALCULATION OF HIGH SCHOOL GRADUATION RATE, by Representative R. Menlove, and it is transmitted for consideration; and

The House passed H.B. 308, CRIMINAL PENALTY AMENDMENTS, by Representative C. Hall, and it is transmitted for consideration; and

The House passed, as amended, H.B. 309, STATE VETERINARIAN AMENDMENTS, by Representative R. Menlove, and it is transmitted for consideration; and

The House passed H.B. 316, FINANCIAL INSTITUTIONS FEE AMENDMENTS, by Representative J. Dunnigan, and it is transmitted for consideration; and
The House passed **H.B. 327**, VETERANS’ EMPLOYMENT OPPORTUNITY AMENDMENTS, by Representative P. Ray, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

**RULES COMMITTEE REPORTS**

To the Members of the Senate: February 14, 2014

The Rules Committee recommends assignment of the following bills to standing committees:

**Business and Labor Committee**

- **S.B. 189** Residence Lien Restriction Amendments (Sen. T. Weiler)
- **S.B. 191** Verification of Legal Status Amendments (Sen. J. Valentine)
- **S.B. 190** Utility Fee Limitations (Sen. J. Valentine)
- **S.J.R. 17** Joint Resolution Supporting the Salt Lake International Airport Terminal Redevelopment Program (Sen. C. Bramble)

**Government Operations and Political Subdivisions Committee**

- **S.J.R. 16** Joint Rules Resolution – Legislative Compensation and Expense Revisions (Sen. L. Hillyard)
- **S.R. 2** Senate Rules Resolution – Legislative per Diem Amendments (Sen. L. Hillyard)
- **H.B. 272** Municipal Election Amendments – Office Hours (Rep. J. Knotwell)

**Health and Human Services Committee**

- **S.B. 192** Amendments to Automatic External Defibrillator Restricted Account (Sen. S. Jenkins)

**Judiciary, Law Enforcement, and Criminal Justice Committee**

- **H.B. 203** Bail Bond Recovery Licensure Board Amendments (Rep. E. Redd)
- **1st Sub. H.B. 225** Primary Law Enforcement Duties for Sheriffs (Rep. P. Ray)
- **H.B. 247** Court Parking Facilities (Rep. L. Wiley)
- **H.B. 257** Aggravated Sexual Abuse of a Child Amendments (Rep. B. Wilson)
H.B. 296  Concealed Weapon Permit Exemptions Amendments
          (Rep. R. Greenwood)
H.B. 304  Law Enforcement Volunteer Amendments
          (Rep. R. Greenwood)

Natural Resources, Agriculture and Environment Committee
S.C.R. 9  Concurrent Resolution Concerning Proposed Greenhouse
          Gas Emission Standards (Sen. D. Hinkins)
2nd Sub. H.B. 261  Domestic Horse Disposal (Rep. J. Anderegg)

John L. Valentine
Rules Committee Chair

Report filed. On motion of Senator Valentine, the committee report was
adopted.

STANDING COMMITTEE REPORTS

Mr. President: February 14, 2014

The Business and Labor Committee reports a favorable recommendation on
S.B. 54, ELECTIONS AMENDMENTS, by Senator C. Bramble, with the
following amendments:

1. Page 2, Lines 45 through 46:

   45 Other Special Clauses:
   46 {None} This bill takes effect on January 1, 2015.

2. Page 27, Lines 805 through 806:

   805 (e) establishes, at 65% or higher, the minimum percentage of
   votes that a candidate
   806 must receive at the party {caucus} convention in order to
   avoid a primary.

3. Page 47, Line 1436:

   1436 political party, political party, or other political group.
   Section 17. Effective date,
   This bill takes effect on January 1, 2015 ; and

The Business and Labor Committee reports a favorable recommendation on
S.B. 56, RISK MANAGEMENT AMENDMENTS, by Senator C. Bramble; and
The Business and Labor Committee reports a favorable recommendation on **S.B. 57**, AUTISM SERVICES AMENDMENTS, by Senator B. Shiozawa; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 87**, CONTRACTOR EMPLOYEE AMENDMENTS, by Senator K. Mayne; and

The Business and Labor Committee recommends **S.B. 143**, STATE BUILDING CODE AMENDMENTS, by Senator T. Weiler, be replaced and favorably recommends **1st Sub. S.B. 143**, NAIL TECHNICIAN PRACTICE AMENDMENTS.

Curtis S. Bramble, Chair

Mr. President: February 14, 2014

The Health and Human Services Committee reports a favorable recommendation on **S.B. 66**, COMMUNITY HEALTH WORKER CERTIFICATION ACT, by Senator L. Robles; and

The Health and Human Services Committee reports a favorable recommendation on **S.C.R. 3**, CONCURRENT RESOLUTION ON THE SCHOOL OF DENTISTRY SERVING UNDERPRIVILEGED CHILDREN, by Senator P. Jones, with the following amendments:

1. Page 2, Lines 51 through 54:

   51 BE IT FURTHER RESOLVED that a copy of this resolution be sent to the University
   52 of Utah School of Dentistry, the Utah Department of Health, the Utah Medical Association, the Utah Dental Association, the Utah Association of Independent Insurance Agents, and the members of Utah’s congressional delegation.

Evan J. Vickers, Chair

Mr. President: February 14, 2014

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **1st Sub. H.B. 75**, RESTORATION OF CIVIL RIGHTS FOR NONVIOLENT FELONS, by Representative C. Oda; and
The Judiciary, Law Enforcement, and Criminal Justice Committee recommends **S.B. 46**, ADMINISTRATIVE SUBPOENA REQUIREMENT MODIFICATIONS, by Senator M. Madsen, be replaced and favorably recommends **2nd Sub. S.B. 46**, ADMINISTRATIVE SUBPOENA MODIFICATIONS; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **S.B. 185**, LAW ENFORCEMENT TRANSPARENCY, by Senator D. Henderson; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **S.J.R. 3**, JOINT RESOLUTION REGARDING ATTORNEY GENERAL, by Senator T. Weiler.

Mark B. Madsen, Chair

Mr. President: February 14, 2014

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.C.R. 4**, CONCURRENT RESOLUTION RECOGNIZING THE 20TH ANNIVERSARY OF THE SCHOOL AND INSTITUTIONAL TRUST LANDS ADMINISTRATION, by Representative M. Brown; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.C.R. 7**, CONCURRENT RESOLUTION ON COMPREHENSIVE STATEWIDE WILDLAND FIRE PREVENTION, PREPAREDNESS, AND SUPPRESSION POLICY, by Senator E. Vickers; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.C.R. 8**, CONCURRENT RESOLUTION RECOGNIZING CANYONLANDS NATIONAL PARK’S 50TH ANNIVERSARY, by Senator D. Hinkins.

Scott K. Jenkins, Chair

Mr. President: February 14, 2014

The Retirement and Independent Entities Committee reports a favorable recommendation on **S.B. 15**, REEMPLOYMENT RESTRICTIONS AMENDMENTS, by Senator T. Weiler, with the following amendments:

1. Page 1, Lines 15 through 16:

   15 exempts an active senior justice court judge appointed to hear cases by the Utah
16 Supreme Court and a part-time appointed board member from postretirement employment restrictions;

2. Page 2, Lines 45 through 46:

45 (ii) The provisions of this section apply to an elected official whose elected position is full time as certified by the participating employer.

(c) (i) This section does not apply to employment as a part-time appointed board member who does not receive any remuneration, stipend, or other benefit for the part-time appointed board member’s service.

(ii) For purposes of this Subsection (1)(c), remuneration, stipend, or other benefit does not include receipt of per diem and travel expenses up to the amounts established by the Division of Finance in:

(A) Section 63A–3–106;
(B) Section 63A–3–107; and
(C) rules made by the Division of Finance according to Sections 63A–3–106 and 63A–3–107.

The Retirement and Independent Entities Committee recommends S.B. 59, INDEPENDENT ENTITIES FINANCIAL TRANSPARENCY DISCLOSURE, by Senator D. Henderson, be replaced and favorably recommends 1st Sub. S.B. 59, INDEPENDENT ENTITIES FINANCIAL TRANSPARENCY DISCLOSURE.

Todd Weiler, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were placed on Second Reading Calendar.

INTRODUCTION OF BILLS

S.B. 83, Local Sales and Use Tax Act Amendments (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

S.B. 193, Naturopathic Practice Act Amendments (J. S. Adams), was read the first time by short title and referred to the Rules Committee.

S.B. 194, Amendments to Tax Provisions (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 195, Executive Offices and Criminal Justice Base Budget Corrections (L. Hillyard), was read the first time by short title and referred to the Rules Committee.
S.B. 196, Medical Waste Incineration Prohibition (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 197, Motor Vehicle Insurance – Settlement of Claims (G. Davis), was read the first time by short title and referred to the Rules Committee.

S.B. 198, Law Enforcement Exemption for Medical Information (J. S. Adams), was read the first time by short title and referred to the Rules Committee.

S.B. 199, Amendments to Emergency Telephone Service Law (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 200, Tax Credit for Employer Purchase of Public Transit Pass (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.J.R. 4, Joint Resolution on Water Rights on Grazing Lands (K. Van Tassell), was read the first time by short title and referred to the Rules Committee.

COMMITTEE OF THE WHOLE

On motion of Senator Okerlund, U. S. Congressman Chris Stewart spoke in Committee of the Whole. Senators Osmond, Dabakis, Robles, Shiozawa and Weiler commented.

On motion of Senator Okerlund, the Committee of the Whole was dissolved.

CONSENT CALENDAR

H.B. 18, DRIVER LICENSE AMENDMENTS, was read the third time, explained by Senator Stevenson, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators

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Absent or not voting were: Senators
Madsen               Thatcher               Weiler

H.B. 18 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Hillyard, the Senate voted to lift S.B. 195, EXECUTIVE OFFICES AND CRIMINAL JUSTICE BASE BUDGET CORRECTIONS, from Rules and place it at the top of the Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Hillyard, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Hillyard, under suspension of the rules, S.B. 195, EXECUTIVE OFFICES AND CRIMINAL JUSTICE BASE BUDGET CORRECTIONS, was considered read the second and third times. Senator Hillyard explained the bill. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams            Bramble            Christensen       Dabakis
David           Dayton            Harper           Henderson
Hillyard         Hinkins           Jenkins          Jones
Knudson         Madsen           Mayne            Okerlund
Osmond          Reid              Shiozawa        Stephenson
Stevenson        Thatcher        Urquhart        Valentine
Van Tassell   Vickers           Weiler            Niederhauser

Absent or not voting was: Senator
Robles

S.B. 195 was transmitted to the House.

THIRD READING CALENDAR

S.B. 174, EMERGENCY FISCAL PROCEDURES COUNTIES, was read the third time, explained by Senator Henderson, and passed on the following roll call:
Yeas, 29; Nays, 0; Absent or not voting, 0.

**Voting in the affirmative were:** Senators

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**S.B. 174** was transmitted to the House for consideration.

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**S.B. 165**, TRIAL HUNTING AUTHORIZATION, was read the third time, explained by Senator Okerlund, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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**S.B. 165** was transmitted to the House for consideration.

***

On motion of Senator Jones, **1st Sub. S.B. 40**, FINANCIAL AND ECONOMIC LITERACY AMENDMENTS, will be considered Wednesday, February 19, 2014 at 11:00 a.m.

***

On motion of Senator Mayne, the circle was removed from **1st Sub. S.B. 36**, VOTER INFORMATION AMENDMENTS, and it was before the Senate.
On motion of Senator Mayne, the following substitute bill replaced the original bill:

3rd Sub. S.B. 36 Voter Information Amendments (K. Mayne)

Senator Mayne explained the bill. The bill passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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3rd Sub. S.B. 36 was transmitted to the House for consideration.

* * *

S.B. 114, CANAL SAFETY ACT, was read the third time and explained by Senator Davis. Senator Jenkins commented and the bill passed on the following roll call:

**Yeas, 16; Nays, 12; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

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**Absent or not voting was:** Senator

Thatcher
S.B. 114 was transmitted to the House for consideration.

* * *

1st Sub. S.C.R. 6, CONCURRENT RESOLUTION CALLING ON CONGRESS TO PROVIDE PERMANENT MULTIYEAR FUNDING FOR THE PAYMENT IN LIEU OF TAXES PROGRAM, was read the third time, explained by Senator Okerlund, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudson  Madsen  Mayne  Okerlund
Osmond  Reid  Robles  Shiozawa
Stephenson  Thatcher  Urquhart  Valentine
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator
Stevenson

1st Sub. S.C.R. 6 was transmitted to the House for consideration.

* * *

S.B. 126, CHILD WELFARE AMENDMENTS, was read the third time, explained by Senator Harper, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudson  Madsen  Mayne  Okerlund
Osmond  Reid  Robles  Shiozawa
Stephenson  Stevenson  Thatcher  Urquhart
Valentine  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator
Van Tassell
S.B. 126 was transmitted to the House for consideration.

* * *

On motion of Senator Bramble, S.B. 54, ELECTIONS AMENDMENTS, will be considered Thursday, February 20, 2014 at 11:00 a.m. Senator Dayton commented.

* * *

1st Sub. S.B. 173, CHILD PROTECTION AMENDMENTS, was read the third time, explained by Senator Weiler, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent or not voting, 0.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudson  Madsen  Mayne  Okerlund
Osmond  Reid  Robles  Shiozawa
Stephenson  Stevenson  Thatcher  Urquhart
Valentine  Van Tassell  Vickers  Weiler
Niederhauser

1st Sub. S.B. 173 was transmitted to the House for consideration.

* * *

1st Sub. S.B. 112, GAME FOWL FIGHTING AMENDMENTS, was read the third time and explained by Senator Davis. Senators Stevenson, Thatcher, Harper, Okerlund, Hillyard, Bramble, and Valentine commented.

On motion of Senator Davis, the bill was circled.

SECOND READING CALENDAR

On motion of Senator Vickers, S.B. 178, CONTROLLED SUBSTANCE DATABASE MODIFICATIONS, was read the second time and circled.

* * *

S.B. 134, TAXATION RELATED REFERENDUM AMENDMENTS, was read the second time. Senator Valentine explained the bill. Senators Henderson and Jones commented. The bill passed second reading on the following roll call:
Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators

| Adams   | Bramble | Christensen | Dabakis
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Absent or not voting was: Senator

Urquhart

***

S.B. 58, CARBON MONOXIDE DETECTION AMENDMENTS, was read the second time. Senator Dabakis explained the bill. Senator Jenkins commented. The bill passed second reading on the following roll call:

Yeas, 26; Nays, 1; Absent or not voting, 2.

Voting in the affirmative were: Senators

| Adams | Bramble | Dabakis | Davis
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Voting in the negative was: Senator

Christensen

Absent or not voting were: Senators

| Shiozawa | Urquhart |

***

1st Sub. S.B. 137, HEALTH CARE PROFESSIONAL TRUTH IN ADVERTISING, was read the second time. Senator Weiler explained the bill. Senators Vickers and Valentine commented. The bill passed second reading on the following roll call:
Yeas, 27; Nays, 1; Absent or not voting, 1.

**Voting in the affirmative were:** Senators

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**Voting in the negative was:** Senator

Henderson

**Absent or not voting was:** Senator

Dabakis

* * *

On motion of Senator Okerlund, and at 11:50 a.m., the Senate adjourned until 10:00 a.m., Wednesday, February 19, 2014.
TWENTY-THIRD DAY

February 19, 2014

The Senate was called to order at 10:07 a.m., with President Wayne Niederhauser presiding.

Prayer – Bishop Ryan E. Roberts, Bountiful Third Ward
Pledge of Allegiance – Senator Daniel Thatcher
Roll Call – All Senators present except Senator Valentine, excused.

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 65)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 18, 2014

The House passed, S.B. 28, UTAH RETIREMENT AMENDMENTS, by Senator T. Weiler, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 105, FINANCIAL DISCLOSURE REPORTING AMENDMENTS, by Senator M. Dayton, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 116, POLL WORKER AMENDMENTS, by Senator M. Dayton, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 117, ONLINE VOTER REGISTRATION REVISIONS, by Senator M. Dayton, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 145, BACKGROUND CHECK AMENDMENTS, by Senator C. Bramble, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 195, EXECUTIVE OFFICES AND CRIMINAL JUSTICE BASE BUDGET CORRECTIONS, by Senator L. Hillyard, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.
Mr. President:

February 18, 2014

The House passed, as amended, **H.B. 88**, AUTISM PROGRAM AMENDMENTS, by Representative R. Menlove, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 92**, UTAH EDUCATION AND TELEHEALTH NETWORK AMENDMENTS, by Representative R. Menlove, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 98**, UTAH OPTOMETRY PRACTICE ACT AMENDMENTS, by Representative P. Ray, and it is transmitted for consideration; and

The House passed **H.B. 212**, DNA COLLECTION AMENDMENTS, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 248**, CRIME VICTIMS RESTITUTION AMENDMENTS, by Representative M. McKell, and it is transmitted for consideration; and

The House passed **H.B. 280**, TECHNICAL REVISIONS TO PAWNSHOP STATUTE, by Representative A. Romero, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.C.R. 1**, CONCURRENT RESOLUTION DESIGNATING CALL YOUR MILITARY HERO DAY, by Representative Janice Fisher, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

**RULES COMMITTEE REPORTS**

To the Members of the Senate:

February 18, 2014

The Rules Committee recommends assignment of the following bills to standing committees:

**Business and Labor Committee**

**S.B. 197**

Motor Vehicle Insurance – Settlement of Claims

(Sen. G. Davis)

**S.B. 199**

Amendments to Emergency Telephone Service Law

(Sen. C. Bramble)
H.B. 76 Insurance Related Revisions (Rep. J. Bird)
H.B. 316 Financial Institutions Fee Amendments
(Rep. J. Dunnigan)

Economic Development and Workforce Services Committee
H.B. 327 Veterans’ Employment Opportunity Amendments
(Rep. P. Ray)

Education Committee
H.B. 292 School Grading – Calculation of High School Graduation Rate (Rep. R. Menlove)

Health and Human Services Committee
S.B. 193 Naturopathic Practice Act Amendments
(Sen. J. S. Adams)

Judiciary, Law Enforcement, and Criminal Justice Committee
S.B. 198 Law Enforcement Exemption for Medical Information
(Sen. J. S. Adams)
H.B. 308 Criminal Penalty Amendments (Rep. C. Hall)

Natural Resources, Agriculture and Environment Committee
S.B. 196 Medical Waste Incineration Prohibition (Sen. T. Weiler)
S.J.R. 4 Joint Resolution on Water Rights on Grazing Lands
(Sen. K. Van Tassell)
H.B. 309 State Veterinarian Amendments (Rep. R. Menlove)

Revenue and Taxation Committee
S.B. 83 Local Sales and Use Tax Act Amendments
(Sen. L. Hillyard)
S.B. 194 Amendments to Tax Provisions (Sen. C. Bramble)
S.B. 200 Tax Credit for Employer Purchase of Public Transit Pass
(Sen. T. Weiler)
H.B. 273 Property Tax Residential Exemption Amendments
(Rep. V. L. Snow)

John L. Valentine
Rules Committee Chair

Report filed. On motion of Senator Van Tassell, the committee report was adopted.
STANDING COMMITTEE REPORTS

Mr. President: February 18, 2014

The Business and Labor Committee reports a favorable recommendation on H.B. 11, OVERDOSE REPORTING AMENDMENTS, by Representative C. Moss; and

The Business and Labor Committee reports a favorable recommendation on S.B. 186, CONTRACTOR LICENSING AND CONTINUING EDUCATION AMENDMENTS, by Senator W. Harper, with the following amendments:

1. Page 1, Line 22 through Page 2, Line 31:

   22 Utah Code Sections Affected:
   23 AMENDS:
   24 58–55–102, as last amended by Laws of Utah 2013, Chapter 36
   25 58–55–302, as last amended by Laws of Utah 2013, Chapters 57, 426, and 430
   26 { 58–55–303, as last amended by Laws of Utah 2013, Chapter 57 – }
   27 58–55–305, as last amended by Laws of Utah 2013, Chapters 430 and 449
   28 { 58–55–501, as last amended by Laws of Utah 2013, Chapter 57 – }
   29 58–55–503, as last amended by Laws of Utah 2013, Chapter 57
   30 { REPEALS:
   31 58–55–302.5, as last amended by Laws of Utah 2013, Chapter 430 – }

2. Page 22, Line 654 through Page 23, Line 695:

   654 { Section 3. Section 58–55–303 is amended to read:
   656 (1) (a) Each license issued under this chapter shall be issued in accordance with a
   657 two–year renewal cycle established by rule.
   658 (b) The division may by rule extend or shorten a renewal period by as much as one year
to stagger the renewal cycle it administers.

(c)(i) Notwithstanding a renewal cycle under Subsection (1)(a) or (b), notwithstanding Title 63G, Chapter 4, Administrative Procedures Act, and subject to Subsection (1)(c)(ii), a license is automatically suspended 60 days after the licensee:

(A) becomes, after the time of licensing, an unincorporated entity that is subject to the ownership status report filing requirements of Subsection 58-55-302(10)(a)(i); or

(B) transfers its license to an unincorporated entity that is subject to the ownership status report filing requirements of Subsection 58-55-302(10)(a)(i).

(ii) An automatic suspension does not occur under Subsection (1)(c)(i) if, before the expiration of the 60-day period in Subsection (1)(c)(i):

(A) the licensee submits an application for renewal of the license; and

(B) the division renews the licensee’s license pursuant to the licensee’s application for renewal.

(iii) Within 30 days after the effective date of a suspension under Subsection (1)(c)(i), the commission shall, in accordance with Title 63G, Chapter 4, Administrative Procedures Act, make a final determination concerning the suspension.

(2) At the time of renewal, the licensee shall show satisfactory evidence of:

(a) continuing financial responsibility as required under Section 58-55-306; and

(b) for a contractor licensee, completion of six hours of approved continuing
education, as required in Section 58–55–302.5; and]
[(c)] [b] if the licensee is an apprentice electrician or plumber, journeyman electrician
or plumber, master electrician or plumber, residential journeyman electrician or plumber, or
residential master electrician or plumber, completion of the number of hours of continuing
education specified under Section 58–55–302.7.
(3) Each license automatically expires on the expiration date shown on the license
unless the licensee renews the license in accordance with Section 58–1–308.
(4) The requirements of Subsection 58–55–302(9) shall also apply to applicants seeking
to renew or reinstate a license.
(5) In addition to any other requirements imposed by law, if a license has been
suspended or revoked for any reason, the applicant:
(a) shall pay in full all fines imposed by the division;
(b) resolve any outstanding citations or disciplinary actions with the division;
(c) satisfy any Section 58–55–503 judgment and sentence or nontrial resolution;
(d) complete a new financial responsibility review as required under Section
58–55–306, using only titled assets; and
(e) pay in full any reimbursement amount as provided in Title 38, Chapter 11;
Residence Lien Restriction and Lien Recovery Fund Act.—

Renumber remaining sections accordingly.

3. Page 27, Line 833 through Page 31, Line 941:

{Section 5. Section 58–55–501 is amended to read:

833
Unlawful conduct. Unlawful conduct includes:

(1) engaging in a construction trade, acting as a contractor, an alarm business or company, or an alarm company agent, or representing oneself to be engaged in a construction trade or to be acting as a contractor in a construction trade requiring licensure, unless the person doing any of these is appropriately licensed or exempted from licensure under this chapter;

(2) acting in a construction trade, as an alarm business or company, or as an alarm company agent beyond the scope of the license held;

(3) hiring or employing in any manner an unlicensed person, other than an employee for wages who is not required to be licensed under this chapter, to engage in a construction trade for which licensure is required or to act as a contractor or subcontractor in a construction trade requiring licensure;

(4) applying for or obtaining a building permit either for oneself or another when not licensed or exempted from licensure as a contractor under this chapter;

(5) issuing a building permit to any person for whom there is no evidence of a current license or exemption from licensure as a contractor under this chapter;

(6) applying for or obtaining a building permit for the benefit of or on behalf of any other person who is required to be licensed under this chapter but who is not licensed or is
otherwise not entitled to obtain or receive the benefit of the building permit;

(7) failing to obtain a building permit when required by law or rule;

(8) submitting a bid for any work for which a license is required under this chapter by a person not licensed or exempted from licensure as a contractor under this chapter;

(9) willfully or deliberately misrepresenting or omitting a material fact in connection with an application to obtain or renew a license under this chapter;

(10) allowing one’s license to be used by another except as provided by statute or rule;

(11) doing business under a name other than the name appearing on the license, except as permitted by statute or rule;

(12) if licensed as a specialty contractor in the electrical trade or plumbing trade, journeyman plumber, residential journeyman plumber, journeyman electrician, master electrician, or residential electrician, failing to directly supervise an apprentice under one’s supervision or exceeding the number of apprentices one is allowed to have under the specialty contractor’s supervision;

(13) if licensed as a contractor or representing oneself to be a contractor, receiving any funds in payment for a specific project from an owner or any other person, which funds are to pay for work performed or materials and services furnished for that specific project, and after receiving the funds to exercise unauthorized control over the funds by failing to pay the full amounts due and payable to persons who performed work or furnished materials or services.
within a reasonable period of time;

(14) employing an unlicensed alarm business or company or an unlicensed individual

as an alarm company agent, except as permitted under the exemption from licensure provisions

under Section 58-1-307;

(15) if licensed as an alarm company or alarm company agent, filing with the division

fingerprint cards for an applicant which are not those of the applicant, or are in any other way

false or fraudulent and intended to mislead the division in its consideration of the applicant for

licensure;

(16) if licensed under this chapter, willfully or deliberately disregarding or violating:

(a) the building or construction laws of this state or any political subdivision;

(b) the safety and labor laws applicable to a project;

(c) any provision of the health laws applicable to a project;

(d) the workers' compensation insurance laws of the state applicable to a project;

(e) the laws governing withholdings for employee state and federal income taxes,

unemployment taxes, Social Security payroll taxes, or other required withholdings; or

(f) reporting, notification, and filing laws of this state or the federal government;

(17) aiding or abetting any person in evading the provisions of this chapter or rules

established under the authority of the division to govern this chapter;

(18) engaging in the construction trade or as a contractor for the construction of
residences of up to two units when not currently registered or exempt from registration as a qualified beneficiary under Title 38, Chapter 11, Residence Lien Restriction and Lien Recovery Fund Act;

(19) failing, as an original contractor, as defined in Section 38−11−102, to include in a written contract the notification required in Section 38−11−108;

(20) wrongfully filing a preconstruction or construction lien in violation of Section 38−1a−308;

(21) if licensed as a contractor, not completing the approved continuing education required under Section 58−55−302.5;

(22) an alarm company allowing an employee with a temporary license under Section 58−55−312 to engage in conduct on behalf of the company outside the scope of the temporary license, as provided in Subsection 58−55−312(3)(a)(ii);

(23) an alarm company agent under a temporary license under Section 58−55−312 engaging in conduct outside the scope of the temporary license, as provided in Subsection 58−55−312(3)(a)(ii);

(24) an unincorporated entity licensed under this chapter having an individual who owns an interest in the unincorporated entity engage in a construction trade in Utah while not lawfully present in the United States; or

(b) an unincorporated entity providing labor to an entity licensed under this chapter by providing an individual who owns an interest in the unincorporated entity to engage in a...
an unincorporated entity failing to provide the following for an individual who engages, or will engage, in a construction trade in Utah for the unincorporated entity, or for an individual who engages, or will engage, in a construction trade in Utah for a separate entity for which the unincorporated entity provides the individual as labor:

(a) workers' compensation coverage:

(i) to the extent required by Title 34A, Chapter 2, Workers' Compensation Act, and Title 34A, Chapter 3, Utah Occupational Disease Act; or

(ii) that would be required under the chapters listed in Subsection [(25)] (24)(a)(i) if the unincorporated entity were licensed under this chapter; and

(b) unemployment compensation in accordance with Title 35A, Chapter 4, Employment Security Act, for an individual who owns, directly or indirectly, less than an 8% interest in the unincorporated entity, as defined by rule made by the division in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act; the failure of a sign installation contractor or nonelectrical outdoor advertising sign contractor, as classified and defined in division rules, to:

(a) display the contractor's license number prominently on a vehicle that:

(i) the contractor uses; and

(ii) displays the contractor's business name; or

(b) carry a copy of the contractor's license in any other vehicle that the contractor uses
931 at a job site, whether or not the vehicle is owned by the contractor;
932 [(27)] (26) (a) an unincorporated entity licensed under this chapter having an individual
933 who owns an interest in the unincorporated entity engage in a construction trade in the state
934 while the individual is using a Social Security number that does not belong to that individual;
935 or
936 (b) an unincorporated entity providing labor to an entity licensed under this chapter by
937 providing an individual, who owns an interest in the unincorporated entity, to engage in a
938 construction trade in the state while the individual is using a Social Security number that does
939 not belong to that individual; or
940 [(28)] (27) a contractor failing to comply with a requirement imposed by a political
941 subdivision, state agency, or board of education under Section 58–55–310. – }
942 Renumber remaining sections accordingly.

4. Page 35, Lines 1052 through 1055:

1052 {—Section 7—Repealer.
1053 This bill repeals:
1054 Section 58–55–302.5, Continuing education requirements of contractor licensees. —
Curtis S. Bramble, Chair

Mr. President: February 18, 2014

The Economic Development and Workforce Services Committee reports a favorable recommendation on 2nd Sub. H.B. 275, VIETNAM VETERANS RECOGNITION DAY, by Representative C. Oda.

Aaron Osmond, Chair

Mr. President: February 18, 2014

The Education Committee reports a favorable recommendation on H.B. 23, SUICIDE PREVENTION REVISIONS, by Representative S. Eliason; and

The Education Committee reports a favorable recommendation on H.B. 45, IN–STATE TUITION FOR MILITARY SERVICEMEMBERS AND VETERANS, by Representative C. Oda; and

The Education Committee reports a favorable recommendation on H.B. 250, LOCAL SCHOOL BOARD AMENDMENTS, by Representative J. Draxler; and

The Education Committee reports a favorable recommendation on S.B. 37, STATEWIDE ONLINE EDUCATION PROGRAM REVISIONS, by Senator D. Thatcher, with the following amendments:

1.  Page 1, Lines 15 through 17:

   15  requires a local education agency that enrolls eligible students to distribute the

   16  notice as a full page  {at the front of}  in a prominent location

   17  in  its registration materials and publish the notice in

   17  a prominent location on its website.

2.  Page 2, Line 54 through Page 3, Line 62:

   54  (3) The State Board of Education shall develop a notice about the Statewide Online

   55  Education Program that includes:

   56  (a) a description of the Statewide Online Education Program, including its purposes:
(b) information on who is eligible to enroll; and
(c) information on how an eligible student may enroll, including how to enroll through
an online course provider directly and any other available enrollment method.

(4) An LEA that enrolls eligible students shall distribute the notice described in
Subsection (3) as a full page in a prominent location in the LEA’s registration materials and publish the
notice in a prominent location on the LEA’s website; and

The Education Committee recommends S.B. 39, HOME SCHOOL AMENDMENTS, by Senator A. Osmond, be replaced and favorably recommends 1st Sub. S.B. 39, HOME SCHOOL AMENDMENTS; and

The Education Committee reports a favorable recommendation on S.B. 42, EARLY CHILDHOOD EDUCATION, by Senator A. Osmond, with the following amendments:

1. Page 1, Lines 14 through 15:

14 establishes the High Quality Preschool Pilot Program to fund certain preschool programs to serve at-risk intergenerational poverty students;

2. Page 2, Lines 30 through 31:

30 Programs, as an ongoing appropriation:
31 from the Education Fund, $6,000,000 $3,000,000.

3. Page 4, Lines 98 through 105:

98 “ Eligible student” means a student who:
99 (a) lives in the attendance boundaries of an eligible LEA;
100 (b) is economically disadvantaged; and
101 (c) is classified as a child affected by intergenerational poverty.
102 (ii) (A) is classified as an English language learner; and
103 (B) scores below average on an age-appropriate pre-assessment selected by an eligible LEA.
105 (6) “Intergenerational poverty” has the same meaning as in Section 35A–9–102.

4. Page 5, Lines 142 through 144:
142 (b) the number of students the eligible LEA plans to serve, categorized by age and intergenerational poverty status, English language learner status, and free or reduced price school lunch status;

5. Page 9, Lines 264 through 269:
264 (4) The board may use up to:
265 (a) 2% per year of the total appropriation under this part to administer and monitor the program; and
266 (b) $250,000 per year of the total appropriation under this part to:
267 (i) contract with an evaluator as required under Subsection 53A–1a–1107(3); and
268 (c) $250,000 per year of the total appropriation under this part to:
269 (ii) select or develop a school readiness assessment as required under Subsection 53A–1a–1104(3)(c).

6. Page 9, Line 274 through Page 10, Line 276:
274 (a) number of students served by the LEA’s preschool, reported by age and intergenerational poverty status, English language learner status, and free or reduced price student lunch status;
276 (b) attendance;

7. Page 11, Line 323 through Page 12, Line 338:
addition to any amounts previously appropriated for fiscal year 2015.

To State Board of Education – Utah State Office of Education – Initiative Programs

From Education Fund \(-\$6,000,000\) \ $3,000,000

Schedule of Programs:

Contracts and Grants \(-\$6,000,000\) \ $3,000,000

The Legislature intends that:

(1) \(-\$5,375,000\) \ $2,625,000 of the appropriation under this section is to be used to carry out the requirements of Title 53A, Chapter 1a, Part 11, High Quality Preschool Pilot Program;

(2) $375,000 of the appropriation under this section is to be used to provide one-time grants to eligible LEAs for computer labs, hardware, and early childhood related software as described in Subsection 53A-1a-1104(9); and

(3) up to $500,000 of the appropriation under this section may be used to:

(a) contract with an evaluator as required under Subsection 53A-1a-1107(3); and

(b) select or develop a school readiness assessment as required under Subsection 53A-1a-1104(3)(c); –

The appropriation under this section is:

(a) ongoing, subject to availability of funds; and

The Education Committee reports a favorable recommendation on S.B. 68, VETERANS CENTERS, by Senator P. Knudson; and

The Education Committee recommends S.B. 131, STUDENT LEADERSHIP GRANT, by Senator A. Osmond, be replaced and favorably recommends 1st Sub. S.B. 131, STUDENT LEADERSHIP GRANT with the following amendments:
Mr. President: February 18, 2014

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **H.B. 16**, WRONGFUL LIEN AMENDMENTS, by Representative R. C. Webb; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **H.B. 29**, COUNTY RECORDER INDEX AMENDMENTS, by Representative R. C. Webb; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **H.B. 274**, COMMITTEE SUBPOENA POWERS AMENDMENT, by Representative J. Bird; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **1st Sub. H.B. 282**, AMENDMENTS TO ELECTION LAWS, by Representative K. Powell; and

The Government Operations and Political Subdivisions Committee recommends **S.B. 47**, EMERGENCY MANAGEMENT ACT AMENDMENTS, by Senator W. Harper, be replaced and favorably recommends **3rd Sub. S.B. 47**, EMERGENCY MANAGEMENT ACT AMENDMENTS; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **S.B. 184**, LOCAL GOVERNMENT INSPECTION AMENDMENTS, by Senator J. S. Adams, with the following amendments:

1. Page 1, Line 17:

   17 prohibits a compliance agency from denying a permit or withdrawing a certificate of occupancy in certain circumstances; and

2. Page 7, Lines 198 through 209:
Section 5. Section 15A–1–104 is enacted to read:

Permit approval required Certificate of occupancy valid.

(1) As used in this section:

(a) “Compliance agency” is as defined in Section 15A–1–202.

(b) “Project” is as defined in Section 15A–1–209.

(2) A compliance agency for a political subdivision may not reject a permit or otherwise withhold approval of a project for failure to comply with the applicable provisions of this title unless the compliance agency:

(a) cites with specificity the applicable provision with which the project has failed to comply; and

(b) describes how the project has failed to comply.

(3) If a compliance agency or a representative of a compliance agency issues a certificate of occupancy, the compliance agency may not withdraw the certificate of occupancy or exert additional jurisdiction over the elements of the project for which the certificate was issued unless additional changes or modifications requiring a building permit are made to elements of the project after the certificate was issued.

Section 6. Section 17–27a–211 is amended to read:

Margaret Dayton, Chair

Mr. President: February 18, 2014

The Health and Human Services Committee reports a favorable recommendation on S.B. 192, AMENDMENTS TO AUTOMATIC EXTERNAL DEFIBRILLATOR RESTRICTED ACCOUNT, by Senator S. Jenkins.

Evan J. Vickers, Chair

Mr. President: February 18, 2014

The Revenue and Taxation Committee reports a favorable recommendation on S.B. 188, LOCAL OPTION SALES TAX AMENDMENTS, by Senator D. Henderson, with the following amendments:
1. Page 3, Line 68:

68 provided in Subsection [(3)] {−(8)−} (9) (b)(i) into the County of the Second Class State Highway

2. Page 3, Line 89:

89 (4) Subject to Subsections (5) {−and (6)−} through (7), a sales and use tax imposed at a rate described

3. Page 4, Line 92:

92 [(4)] (a) deposited as provided in Subsection [(3)] {−(8)−} (9) (b)(i) into the County of the

4. Page 5, Line 139:

139 governments of which the county is a part.

(6) (a) (i) Except as provided in Subsection (6)(b), a county, city, or town that imposes a tax described in Subsection (2)(b) shall deposit the revenue collected from a tax rate of .05% as provided in Subsection (9)(b)(i) into the Local Transportation Corridor Preservation Fund created by Section 72−2−117.5.

(ii) Revenue deposited in accordance with Subsection (6)(a)(i) shall be expended and distributed in accordance with Section 72−2−117.5.

(b) A county, city, or town is not required to make the deposit required by Subsection (6)(a)(i) if the county, city, or town:

(i) imposed a tax described in Subsection (2)(b) on July 1, 2010; or

(ii) has continuously imposed a tax described in Subsection (2)(b) for a five year period that begins the later of:

(A) the date the tax was first imposed; or

(B) July 1, 2010.

5. Page 5, Line 140:

140 [(c)(i)] {−(6)−} (7) (a) Subject to the other provisions of this Subsection [(4)(e)] {−(6)−} (7), a city or

6. Page 5, Line 145:

145 {−(6)−} (7) (b) through (d) if:

7. Page 5, Line 151:

151 from a tax rate of .25% for a purpose described in Subsection [(4)(e)(ii)(B)] {−(6)−} (7) (b)(i) if:
8. Page 6, Line 154:

154 [(B)] (ii) A city or town described in Subsection [(4)(c)(ii)(A)] [(6)–] (7) (b)(i) may expend

9. Page 6, Lines 161 through 166:

161 [(6)–] (7) (b)(i) determines to expend the revenues collected from a tax rate of greater than .10% but
162 not to exceed the revenues collected from a tax rate of .25% for a project or service relating to
163 an airport facility as allowed by Subsection [(4)(e)(ii)] [(6)–] (7) (b), any remaining [revenues that are]
164 revenue that is collected from the sales and use tax imposed at the tax rate described in
165 Subsection [(1)(b)(ii)] (2)(b) that [are] is not expended for the project or service relating to an
166 airport facility as allowed by Subsection [(4)(e)(ii)] [(6)–] (7) (b) shall be expended as follows:

10. Page 6, Line 168:

168 [(3)] [(8)–] (9) (c) into the County of the Second Class State Highway Projects Fund created by

11. Page 6, Line 171:

171 [(3)] [(8)–] (9) (c) into the Local Transportation Corridor Preservation Fund created by Section

12. Page 6, Line 175:

175 accordance with Subsections [(4)(e)(ii) and (iii)] [(6)–] (7) (b) and (c):

13. Page 6, Line 182:

182 [(4)(e)(ii)] [(6)–] (7) (b); and

14. Page 7, Lines 185 through 187:

185 body determines in accordance with Subsection [(4)(e)(iv)(A)(I)] [(6)–] (7) (d)(i)(A);
186 [(B)] (ii) shall, on or before the April 1 immediately following the date the city or town
187 legislative body provides the notice described in Subsection 
{(1)(e)(iv)(A)} (7) (d)(i) to the

15. Page 7, Line 192:

192 [(1)(e)(ii)] (b); and

16. Page 7, Lines 195 through 197:

195 body determines in accordance with Subsection [(1)(e)(iv)(B)(I)]
(7) (d)(ii)(A);

196 [(C)] (iii) shall, on or before April 1 of each year after the April 1
described in

197 Subsection [(1)(e)(iv)(B)] (7) (d)(ii):

17. Page 7, Line 201:

201 [(1)(e)(ii)] (b); and

18. Page 7, Lines 204 through 208:

204 body determines in accordance with Subsection [(1)(e)(iv)(C)(I)]
(7) (d)(iii)(A); and

205 [(D)] (iv) may not change the tax rate the city or town legislative
body determines in

206 accordance with Subsections [(1)(e)(iv)(A) through (C)]
(7) (d)(i) through (iii) more frequently

207 than as prescribed by Subsections [(1)(e)(iv)(A) through (C)]
(7) (d)(i) through (iii).

208 [(2)] (8) Before a city or town legislative body
may impose a sales and use tax under

19. Page 8, Line 214:

214 [(3)] (9) (a) Subject to Subsections [(3)]
(9) (b) through (e) and Section 59−12−2207, the

20. Page 8, Lines 219 through 232:

219 (b) Except as provided in Subsection [(3)] (9) (c)
and subject to Section 59−12−2207, the

220 the commission shall deposit revenues collected within a county, 
city, or town from a sales and
use tax under this section that a county, city, or town legislative body determines to expend for a purpose described in Subsection (3)(a) or (4)(a) into the County of the Second Class State Highway Projects Fund created by Section 72–2–121.2 if the county, city, or town legislative body provides written notice to the commission requesting the deposit.

(i) are required to be expended for a purpose described in Subsection (1)(b)(ii)(A) into the Local Transportation Corridor Preservation Fund created by Section 72–2–117.5; or

(ii) a county, city, or town legislative body determines to expend for a purpose described in Subsection (1)(b)(ii)(A) or (1)(b)(ii)(C)(I) into the County of the Second Class State Highway Projects Fund created by Section 72–2–121.2 if the county, city, or town legislative body provides written notice to the commission requesting the deposit.

(c) Subject to Subsection (3) (8) (9) (d) or (e), if a city or town legislative body provides notice to the commission in accordance with Subsection (1)(c)(iv) (6) (d) or (e), the commission.

(ii) deposit any remaining revenues described in Subsection (1)(c)(iii) (6) (c) in accordance with Subsection (1)(c)(iii) (6) (c).
240  (d) (i) If a city or town legislative body provides the notice described in Subsection
241  [(1)(e)(iv)(A)]  {−(6)−}  (7) (d)(i) to the commission, the commission shall transmit or deposit the
242  revenues collected from the sales and use tax:
243  (A) in accordance with Subsection [(3)]  {−(8)−}  (9) (c);
23. Page 9, Line 247:
247  town legislative body provides the notice described in Subsection [(1)(e)(iv)(B)]  {−(6)−}  (7) (d)(ii) to
24. Page 9, Lines 251 through 255:
251  [(1)(e)(iv)(B) or (C)]  {−(6)−}  (7) (d)(ii) or (iii) to the commission, the commission shall transmit or
252  deposit the revenues collected from the sales and use tax:
253  (A) in accordance with Subsection [(3)]  {−(8)−}  (9) (c);
254  (B) beginning on the July 1 immediately following the date the city or town legislative
255  body provides the notice described in Subsection [(1)(e)(iv)(B) or (C)]  {−(6)−}  (7) (d)(ii) or (iii) to the
25. Page 9, Line 258:
258  legislative body provides the notice described in Subsection [(1)(e)(iv)(B) or (C)]  {−(6)−}  (7) (d)(ii) or
26. Page 9, Lines 262 through 270:
262  in Subsection [(1)(e)(iv)(A)]  {−(6)−}  (7) (d)(i) does not
263  [(1)(e)(iv)(A)]  {−(6)−}  (7) (d)(i) to the commission on or
264  [(1)(e)(iv)]  {−(6)−}  (7) (d) for providing the notice, the commission shall transmit, transfer, or deposit
265  the revenues collected from the sales and use tax within the city or town in accordance with
266  Subsections [(3)]  {−(8)−}  (9) (a) and (b).
(ii) If a city or town legislative body that is required to provide the notice described in Subsection [(1)(c)(iv)(B) or (C)] does not provide the notice described in Subsection [(1)(c)(iv)(B) or (C)] to the commission on or before the date required by Subsection [(1)(c)(iv)] for providing the notice, the commission shall:

273. (A) Subsection [(3)] (9) (c); and
274. (B) the most recent notice the commission received from the city or town legislative body under Subsection [(1)(c)(iv)] (7) (d).

Deidre M. Henderson, Chair

On motion of Senator Van Tassell, the committee reports were adopted as read. The bills were placed on Second Reading Calendar.

**STANDING COMMITTEE REPORTS**

Mr. President: February 18, 2014

The Business and Labor Committee recommends **H.B. 40, BEER EXCISE TAX REVENUE AMENDMENTS**, by Representative J. Draxler, be replaced and favorably recommends **1st Sub. H.B. 40, BEER EXCISE TAX REVENUE AMENDMENTS** and that it be considered read for the second time and placed on the Consent Calendar.

Curtis S. Bramble, Chair

Mr. President: February 14, 2014

The Education Committee reports a favorable recommendation on **H.B. 95, APPLIED TECHNOLOGY COLLEGE GOVERNANCE AMENDMENTS**, by Representative D. Ipson, and recommends it be considered read for the second time and placed on the Consent Calendar.

Stuart C. Reid, Chair

On motion of Senator Van Tassell, the committee reports were adopted. The bills were considered read the second time and placed on the Consent Calendar.
SPECIAL ORDER OF BUSINESS

A citation was read honoring former Lieutenant Governor Greg Bell.

COMMITTEE OF THE WHOLE

On motion of Senator Adams, former Lieutenant Governor Greg Bell spoke in Committee of the Whole.

On motion of Senator Adams, the Committee of the Whole was dissolved.

INTRODUCTION OF BILLS

S.B. 70, State Data Portal Amendments (D. Henderson), was read the first time by short title and referred to the Rules Committee.

S.B. 201, Expungement Modifications (S. Jenkins), was read the first time by short title and referred to the Rules Committee.

S.B. 202, Charter School Funding Amendments (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

S.B. 203, Immigration Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 204, Retirement System Opt–out for Rural Health Care Centers (D. Hinkins), was read the first time by short title and referred to the Rules Committee.

S.B. 205, Controlled Substance Penalty Amendment (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

S.B. 206, Tax, Fee, or Charge Offense and Penalty Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 207, Corporate Franchise and Income Tax Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 208, Public Utility Modifications (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 209, School Grading Revisions (J. S. Adams), was read the first time by short title and referred to the Rules Committee.
S.B. 210, Prescription Synchronization (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.J.R. 9, Joint Resolution Urging Interstate Sharing of Putative Father Registry Information (L. Robles), was read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

H.B. 62, RECREATIONAL VEHICLE TITLE AMENDMENTS, was read the third time, explained by Senator Van Tassell, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hinkins  Jenkins  Jones  Knudson
Madsen  Okerlund  Osmond  Reid
Shiozawa  Stevenson  Thatcher  Urquhart
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Hillyard  Mayne  Robles  Stephenson
Valentine

H.B. 62 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

THIRD READING CALENDAR

On motion of Senator Okerlund, S.B. 134, TAXATION RELATED REFERENDUM AMENDMENTS, was read the third time and circled.

* * *

S.B. 58, CARBON MONOXIDE DETECTION AMENDMENTS, was read the third time, explained by Senator Dabakis, and passed on the following roll call:

Yeas, 21; Nays, 3; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams  Dabakis  Davis  Harper
Henderson  Hinkins  Jenkins  Jones
Voting in the negative were: Senators
Christensen Dayton Madsen

Absent or not voting were: Senators
Bramble Hillyard Stephenson Valentine
Van Tassell

S.B. 58 was transmitted to the House for consideration.

** S.B. 137, HEALTH CARE PROFESSIONAL TRUTH IN ADVERTISING, was read the third time and explained by Senator Weiler.

Senator Weiler proposed the following amendment:

1. Page 3, Lines 64 through 65
   Senate Committee Amendments 2–11–2014:

   64   (g) “Patient encounter” means an interaction in a health care facility, health care clinic, or office in which a patient can see a health care provider delivering services directly to a patient.

   Senator Weiler’s motion to amend passed on a voice vote. The bill passed on the following roll call:

   Yeas, 25; Nays, 1; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Dayton Harper Hinkins
Jenkins Jones Knudsen Madsen
Mayne Okerlund Osmond Reid
Robles Shiozawa Stevenson Thatcher
Urquhart Van Tassell Vickers Weiler
Niederhauser
Voting in the negative was: Senator Henderson

Absent or not voting were: Senators
Hillyard  Stephenson  Valentine

1st Sub. S.B. 137 was transmitted to the House for consideration.

SECOND READING CALENDAR

1st Sub. H.B. 26, ASSOCIATION LIEN AMENDMENTS, was read the second time. Senator Henderson explained the bill. The bill passed second reading on the following roll call:

Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hinkins  Jenkins  Jones  Knudson
Madsen  Mayne  Okerlund  Osmond
Reid  Shiozawa  Stevenson  Urquhart
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Hillyard  Robles  Stephenson  Thatcher
Valentine

* * *

H.J.R. 5, UNIFORM BUILDING CODE COMMISSION REVIEW OF PROPOSED BUILDING CODE CHANGES JOINT RESOLUTION, was read the second time. Senator Adams explained the bill.

Senator Bramble proposed the following amendment:

1. Page 1, Line 20
   House Committee Amendments  2–5–2014:

   20 ▶ recognizes that the state is encouraged to submit any action to change the state construction code {–should be submitted–}

   Senator Bramble’s motion to amend passed on a voice vote. The bill passed second reading on the following roll call:
Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis   Dayton   Harper    Henderson
Hinkins Jenkins  Jones    Knudson
Madsen  Mayne    Okerlund Osmond
Reid    Robles   Shiozawa Stevenson
Urquhart Van Tassell Vickers Weiler
Niederhauser

Absent or not voting were: Senators
Hillyard Stephenson Thatcher Valentine

COMMITTEE OF THE WHOLE

On motion of Senator Okerlund, U. S. Senator Mike Lee spoke in Committee of the Whole. Senators Urquhart, Reid, and Jones commented.

On motion of Senator Okerlund, the Committee of the Whole was dissolved.

TIME CERTAIN CALENDAR

1st Sub. S.B. 40, FINANCIAL AND ECONOMIC LITERACY AMENDMENTS, was read the second time. Senator Jones explained the bill. Senators Bramble, Van Tassell, Osmond, Jenkins, and Madsen commented. The bill passed second reading on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Bramble  Christensen  Dabakis  Davis
Dayton   Harper    Henderson Hillyard
Hinkins Jenkins  Jones    Knudson
Madsen  Mayne    Okerlund Osmond
Reid    Robles   Shiozawa Stevenson
Thatcher Van Tassell Vickers Weiler
Niederhauser

Absent or not voting were: Senators
Adams Stevenson Urquhart Valentine

SECOND READING CALENDAR

On motion of Senator Stephenson, H.B. 14, ADMINISTRATIVE RULEMAKING AMENDMENTS, was read the second time and circled.
H.B. 25, EMINENT DOMAIN AMENDMENTS, was read the second time. Senator Bramble explained the bill. The bill passed second reading on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators
- Bramble
- Christensen
- Dabakis
- Dayton
- Harper
- Henderson
- Hillyard
- Hinkins
- Jenkins
- Jones
- Knudson
- Madsen
- Mayne
- Okerlund
- Osmond
- Reid
- Robles
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler

**Absent or not voting were:** Senators
- Adams
- Davis
- Urquhart
- Valentine

**On motion of Senator Christensen, H.B. 30, CONTROLLED SUBSTANCES AMENDMENTS, was read the second time and circled.**

**On motion of Senator Vickers, H.B. 214, SPECIAL GROUP LICENSE PLATE AMENDMENTS, will be considered Thursday, February 20, 2014 at 10:45 a.m.**

**H.B. 48, REPORTS ON ALTERNATIVE SENTENCING, was read the second time. Senator Madsen explained the bill. Senator Bramble commented. The bill passed second reading on the following roll call:**

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators
- Bramble
- Christensen
- Dabakis
- Dayton
- Harper
- Henderson
- Hillyard
- Hinkins
- Jenkins
- Jones
- Knudson
- Madsen
- Mayne
- Okerlund
- Osmond
- Reid

**Absent or not voting were:** Senators
- Adams
- Davis
- Urquhart
- Valentine
ADVISE AND CONSENT

COMMUNICATIONS FROM THE GOVERNOR

Mr. President: February 3, 2014

In accordance with Utah Code 67–1–1 and 67–1–2, I propose and transmit the following appointments:

Utah Department of Agriculture and Food:

LuAnn Adams is appointed to replace Leonard Blackham as the Commissioner of the Utah Department of Agriculture and Food. See Utah Code 4–2–3.

Utah Valley University Board of Trustees:

Anne–Marie Wright Lampropoulos is appointed to replace Ronald K. Hawkins as a member of the Utah Valley University Board of Trustees, the remaining portion of the term to expire June 30, 2015. See Utah Code 53B–2–104.

Board of Pardons and Parole:

Robert S. Yeates is reappointed as a full–time member of the Board of Pardons and Parole, a term to end February 28, 2019. See Utah Code 77–27–2.

Earl Xaiz is reappointed as a pro tempore member of the Board of Pardons and Parole, a term to end February 28, 2018. See Utah Code 77–27–2.

Jennifer Kearns Bartell is appointed as a pro tempore member of the Board of Pardons and Parole, a term to end February 28, 2019. See Utah Code 77–27–2.

Bradley P. Rich is appointed as a pro tempore member of the Board of Pardons and Parole, a term to end February 28, 2017. See Utah Code 77–27–2.

Utah Athletic Foundation Board of Directors:

John B. Larson is appointed as a member of the Utah Athletic Foundation Board of Directors, a term to expire January 31, 2017. See SJR 1 Passed February 3, 2007 and Bylaws of Utah Athletic Foundation.

Jordan Valley Water Conservancy District Board of Trustees:

Gary C. Swensen is reappointed as a member of the Jordan Valley Water Conservancy District Board of Trustees, a term to expire January 31, 2018. See Utah Code 17B–2a–1005.
Gregory R. Christensen is appointed to replace Royce Gibson as a member of the Jordan Valley Water Conservancy District Board of Trustees, a term to expire January 31, 2018. See Utah Code 17B–2a–1005.

Stephen W. Owens is appointed to replace Richard McDonald as a member of the Jordan Valley Water Conservancy District Board of Trustees, a term to expire January 31, 2018. See Utah Code 17B–2a–1005.

Chad Glen Nichols is appointed to replace Lyle Summers as a member of the Jordan Valley Water Conservancy District Board of Trustees, a term to expire January 31, 2018. See Utah Code 17B–2a–1005.

Weber Basin Water Conservancy District Board of Directors:

Kim Buttschardt is reappointed as a member of the Weber Basin Water Conservancy District Board of Directors, a term to expire January 31, 2018. See Utah Code 17B–2a–1005.

David Ure is reappointed as a member of the Weber Basin Water Conservancy District Board of Directors, a term to expire January 31, 2018. See Utah Code 17B–2a–1005.


Paul C. Summers is appointed to replace Charlene McConkie as a member of the Weber Basin Water Conservancy District Board of Directors, a term to expire January 31, 2018. See Utah Code 17B–2a–1005.

Dee Alan Waldron is appointed to replace Scott F. Peterson as a member of the Weber Basin Water Conservancy District Board of Directors, a term to expire January 31, 2018. See Utah Code 17B–2a–1005.

Central Utah Water Conservancy District Board of Directors:

Michael K. Davis is reappointed as a member of the Central Utah Water Conservancy District Board of Directors, a term to expire January 31, 2018. See Utah Code 17B–2a–1005.

Greg McPhie is appointed to replace Mark Wilson as a member of the Central Utah Water Conservancy District Board of Directors, a term to expire January 31, 2018. See Utah Code 17B–2a–1005.

Larry Ellertson is appointed to replace Stan Smith as a member of the Central Utah Water Conservancy District Board of Directors, a term to expire January 31, 2018. See Utah Code 17B–2a–1005.
Randy Brailsford is reappointed as a member of the Central Utah Water Conservancy District Board of Directors, a term to expire January 31, 2018. See Utah Code 17B–2a–1005.

Boyd Workman is appointed to replace Rondal McKee as a member of the Central Utah Water Conservancy District Board of Directors, a term to expire January 31, 2018. See Utah Code 17B–2a–1005.

Steve Frischknecht is appointed to replace David Cox as a member of the Central Utah Water Conservancy District Board of Directors, a term to expire January 31, 2018. See Utah Code 17B–2a–1005.

Michael H. Jensen is reappointed as a member of the Central Utah Water Conservancy District Board of Directors, a term to expire January 31, 2018. See Utah Code 17B–2a–1005.

Jim Bradley is appointed to replace Jani Iwamoto as a member of the Central Utah Water Conservancy District Board of Directors, a term to expire January 31, 2018. See Utah Code 17B–2a–1005.

David Labrum is appointed to replace Randy Crozier as a member of the Central Utah Water Conservancy District Board of Directors, a term to expire January 31, 2018. See Utah Code 17B–2a–1005.

Grand County Water Conservancy District Board of Directors:
Dan Pyatt is reappointed as a member of the Grand County Water Conservancy District Board of Directors, a term to expire January 31, 2018. See Utah Code 17B–2a–1005.

Rex D. Tanner is reappointed as a member of the Grand County Water Conservancy District Board of Directors, a term to expire January 31, 2018. See Utah Code 17B–2a–1005.

Board of Oil, Gas and Mining:
Gordon Lamont Moon is appointed to replace Jim Jensen as a member of the Board of Oil, Gas and Mining, the remaining portion of the term to expire March 1, 2017. See Utah Code 40–6–4.

Transportation Commission:
Gayle F. McKeachnie is appointed to replace Eddie Cox as a member of the Transportation Commission, the remaining portion of the term to expire April 1, 2017. See Utah Code 72–1–301.
Health Facilities Committee:
Scott Bradley Monson is appointed to replace Todd Fairbanks Cope as a member of the Health Facility Committee the remaining portion of the term to expire July 1, 2016. See Utah Code 26–21–3.

Defined Contribution Risk Adjuster Board:
Nathan T. Johns is appointed to replace James Pinkerton as a member of the Defined Contribution Risk Adjuster Board, the remaining portion of the term to expire May 30, 2014. Also appointed to a term which will expire May 30, 2018. See Utah Code 31A–42–201.

Science, Technology, Engineering, And Mathematics Action Center:
Tamara Lynne Goetz is appointed as the Executive Director of the Science, Technology, Engineering, and Mathematics Action Center. See Utah Code 63M–1–3202.

Thank you for your timely consideration and confirmation of the above appointments.

Gary R. Herbert
Governor

Mr. President: February 14, 2014
At its meeting today, the Senate Law Enforcement and Criminal Justice Confirmation Committee voted unanimously to recommend that the Utah Senate approve the nomination of the following Pro Tempore Members of the Board of Pardons and Parole:

Ms. Jennifer Kearns Bartell
Mr. Bradley P. Rich

Mark B. Madsen, Chair

On motion of Senator Hillyard, the Senate voted to confirm the appointments as read by Joanna MacKay on the following roll call vote:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators

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<tr>
<th>Adams</th>
<th>Bramble</th>
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<th>Dabakis</th>
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<td>Davis</td>
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<td>Vickers</td>
<td>Weiler</td>
<td>Niederhauser</td>
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</table>
Absent or not voting were: Senators
Dayton              Valentine

SECOND READING CALENDAR

On motion of Senator Christensen, the circle was removed from H.B. 30, CONTROLLED SUBSTANCES AMENDMENTS, and it was before the Senate. Senator Christensen explained the bill. The bill passed second reading on the following roll call:

Yeas, 25; Nays, 2; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams          Bramble          Christensen          Davis
Dayton         Harper           Henderson          Hillyard
Hinkins        Jenkins          Jones              Knudson
Mayne          Okerlund         Osmond             Reid
Robles         Shiozawa         Stevenson         Thatcher
Urquhart       Van Tassell      Vickers           Weiler
Niederhauser

Voting in the negative were: Senators
Madsen          Stephenson

Absent or not voting were: Senators
Dabakis         Valentine

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On motion of Senator Stephenson, the circle was removed from H.B. 14, ADMINISTRATIVE RULEMAKING AMENDMENTS, and it was before the Senate. Senator Stephenson explained the bill. The bill passed second reading on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams          Bramble          Christensen          Davis
Dayton         Harper           Hinkins            Jenkins
Jones          Knudson         Madsen             Mayne
Okerlund       Osmond          Reid               Robles
Shiozawa       Stephenson       Stevenson         Thatcher
Urquhart       Van Tassell      Vickers           Weiler
Niederhauser
Absent or not voting were: Senators
Dabakis Henderson Hillyard Valentine

***

H.B. 270, PEACE OFFICER CERTIFICATES, was read the second time. Senator Thatcher explained the bill. The bill passed second reading on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams Bramble Christensen Davis
Dayton Harper Henderson Hillyard
Hinkins Jenkins Jones Knudson
Madsen Mayne Okerlund Osmond
Reid Robles Shiozawa Stephenson
Stevenson Thatcher Urquhart Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Dabakis Valentine

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On motion of Senator Knudson, 2nd Sub. H.B. 275, VIETNAM VETERANS RECOGNITION DAY, will be considered Monday, February 24, 2014 at 10:45 a.m.

***

On motion of Senator Okerlund, and at 11:50 a.m., the Senate adjourned until 10:00 a.m., Thursday, February 20, 2014.
TWENTY-FOURTH DAY
MORNING SESSION
February 20, 2014

The Senate was called to order at 10:09 a.m., with President Wayne Niederhauser presiding.

Prayer – Johan Herrera, Logan High School Student Body President
Pledge of Allegiance – Senator Aaron Osmond
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 65)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 19, 2014

The House substituted, amended, and passed, 1st Sub. S.B. 21, STATE CONSTRUCTION CODE AMENDMENTS, by Senator M. Dayton, and it is transmitted for further consideration; and

The House passed, as amended, 1st Sub. S.B. 99, STATE VEHICLE EFFICIENCY REQUIREMENTS, by Senator S. Jenkins, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.

***

Mr. President: February 19, 2014

The House passed, S.B. 26, AIR CONSERVATION ACT REAUTHORIZATION, by Senator S. Jenkins, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 41, STATE TREE CHANGE, by Senator R. Okerlund, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 95, REVISOR’S STATUTE, by Senator R. Okerlund, which has been signed by the Speaker, and it is transmitted for the signature of the President; and
The House passed, **S.B. 108**, JUDICIARY AMENDMENTS, by Senator L. Hillyard, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 144**, DRIVER LICENSE MODIFICATIONS, by Senator J. Valentine, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 154**, ALL−TERRAIN VEHICLE AMENDMENTS, by Senator S. Jenkins, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 19, 2014

The House passed **H.B. 321**, REFUGEE SERVICES COORDINATION AMENDMENTS, by Representative R. Menlove, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 267**, AGING AND ADULT SERVICES AMENDMENTS, by Representative R. Chavez−Houck, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

**STANDING COMMITTEE REPORTS**

Mr. President: February 19, 2014

The Economic Development and Workforce Services Committee recommends **H.B. 34**, TOURISM MARKETING PERFORMANCE ACCOUNT AMENDMENTS, by Representative B. Wilson, be replaced and favorably recommends **1st Sub. H.B. 34**, TOURISM MARKETING PERFORMANCE ACCOUNT AMENDMENTS; and

The Economic Development and Workforce Services Committee recommends **H.B. 219**, VETERAN’S SEPARATION AMENDMENTS, by Representative V. Peterson, be replaced and favorably recommends **1st Sub. H.B. 219**, VETERAN’S SEPARATION AMENDMENTS; and
The Economic Development and Workforce Services Committee recommends **S.B. 22, WORKFORCE SERVICES JOB LISTING AMENDMENTS**, by Senator P. Knudson, be replaced and favorably recommends **1st Sub. S.B. 22, WORKFORCE SERVICES JOB LISTING AMENDMENTS**.

Aaron Osmond, Chair

Mr. President: February 19, 2014

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **H.B. 272, MUNICIPAL ELECTION AMENDMENTS – OFFICE HOURS**, by Representative J. Knotwell.

Margaret Dayton, Chair

Mr. President: February 19, 2014

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **H.B. 50, INVOLUNTARY FEEDING AND HYDRATION OF INMATES AMENDMENTS**, by Representative R. Greenwood; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **H.B. 53, RESTITUTION AMENDMENTS**, by Representative J. Peterson; and


Mark B. Madsen, Chair

Mr. President: February 19, 2014

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.C.R. 9, CONCURRENT RESOLUTION CONCERNING PROPOSED GREENHOUSE GAS EMISSION STANDARDS**, by Senator D. Hinkins.

Scott K. Jenkins, Chair

Mr. President: February 19, 2014

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 264, DISABLED PARKING FINE AMENDMENTS**, by Representative J. Seelig; and
The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on H.B. 289, TRAFFIC–CONTROL SIGNAL AMENDMENTS, by Representative Johnny Anderson; and

The Transportation and Public Utilities and Technology Committee recommends S.B. 62, UTAH SCIENCE TECHNOLOGY AND RESEARCH GOVERNING AUTHORITY AMENDMENTS, by Senator B. Shiozawa, et al, be replaced and favorably recommends 1st Sub. S.B. 62, UTAH SCIENCE TECHNOLOGY AND RESEARCH GOVERNING AUTHORITY AMENDMENTS.

Kevin T. Van Tassell, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were placed on Second Reading Calendar.

STANDING COMMITTEE REPORTS

Mr. President: February 19, 2014

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on S.J.R. 16, JOINT RULES RESOLUTION – LEGISLATIVE COMPENSATION AND EXPENSE REVISIONS, by Senator L. Hillyard, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on S.R. 2, SENATE RULES RESOLUTION – LEGISLATIVE PER DIEM AMENDMENTS, by Senator L. Hillyard, and recommends it be considered read for the second time and placed on the Consent Calendar.

Margaret Dayton, Chair

Mr. President: February 19, 2014

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on H.B. 290, CRIMINAL CODE – GENERAL PROVISIONS, by Representative C. Moss, and recommends it be considered read for the second time and placed on the Consent Calendar.

Mark B. Madsen, Chair

Mr. President: February 19, 2014

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on 2nd Sub. H.B. 261, DOMESTIC HORSE
DISPOSAL, by Representative J. Anderegg, and recommends it be considered read for the second time and placed on the Consent Calendar.

Scott K. Jenkins, Chair

Mr. President: February 19, 2014

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on S.B. 187, HIGHWAY RIGHTS–OF–WAY AMENDMENTS, by Senator J. S. Adams, and recommends it be considered read for the second time and placed on the Consent Calendar.

Kevin T. Van Tassell, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were considered read the second time and placed on the Consent Calendar.

***

On motion of Senator Valentine, S.B. 16, VETERANS TUITION GAP COVERAGE, was lifted from the Judiciary, Law Enforcement, and Criminal Justice Standing Committee and referred to the Education Standing Committee.

INTRODUCTION OF BILLS

S.B. 82, Property Rights Related to Outdoor Advertising (M. Dayton), was read the first time by short title and referred to the Rules Committee.

S.B. 211, Water Rights Amendments (M. Dayton), was read the first time by short title and referred to the Rules Committee.

S.B. 212, Invasive Species Amendments (P. Knudson), was read the first time by short title and referred to the Rules Committee.

S.B. 213, Compulsory Pooling Amendments (R. Okerlund), was read the first time by short title and referred to the Rules Committee.

S.B. 214, Multistate Tax Compact Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 215, Public School Comprehensive Emergency Response Plan Amendments (A. Osmond), was read the first time by short title and referred to the Rules Committee.

S.B. 216, Municipal Formation Amendments (K. Mayne), was read the first time by short title and referred to the Rules Committee.
S.B. 218, Charter School Amendments (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

S.B. 219, Public Education Utah Professional Practices Advisory Commission (D. Henderson), was read the first time by short title and referred to the Rules Committee.

S.B. 220, Disorderly Conduct Modifications (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 221, Indigent Counsel in Juvenile Court (T. Weiler), was read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

1st Sub. S.J.R. 8, Joint resolution on term of appointed Lieutenant Governor, was read the third time, explained by Senator Urquhart, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Bramble      Christensen      Dabakis      Dayton
Harper       Henderson       Hillyard      Hinkins
Jenkins      Knudson         Madsen        Mayne
Okerlund     Osmond          Reid          Robles
Shiozawa     Stevenson       Urquhart      Valentine
Van Tassell  Vickers         Weiler        Niederhauser

Absent or not voting were: Senators
Adams        Davis           Jones         Stephenson
Thatcher

1st Sub. S.J.R. 8 was transmitted to the House for consideration.

THIRD READING CALENDAR

1st Sub. H.B. 26, Association Lien Amendments, was read the third time, explained by Senator Henderson, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams        Christensen      Dabakis      Dayton
Harper       Henderson       Hillyard      Hinkins
Jenkins    Jones    Knudson    Madsen
Mayne      Okerlund  Osmond    Reid
Robles     Shiozawa  Stephenson Stevenson
Thatcher    Urquhart  Valentine Van Tassell
Vickers    Weiler    Niederhauser

Absent or not voting were: Senators
Bramble    Davis

1st Sub. H.B. 26 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

On motion of Senator Okerlund, H.J.R. 5, UNIFORM BUILDING CODE COMMISSION REVIEW OF PROPOSED BUILDING CODE CHANGES JOINT RESOLUTION, was read the third time and circled.

***

1st Sub. S.B. 40, FINANCIAL AND ECONOMIC LITERACY AMENDMENTS, was read the third time, explained by Senator Jones, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams    Bramble    Christensen    Dabakis
Davis    Dayton    Harper    Henderson
Hinkins    Jenkins    Jones    Knudson
Madsen    Mayne    Okerlund    Osmond
Reid    Robles    Shiozawa    Stephenson
Stevenson    Thatcher    Urquhart    Valentine
Van Tassell    Vickers    Weiler    Niederhauser

Absent or not voting was: Senator
Hillyard

Senator Osmond declared a conflict of interest.

1st Sub. S.B. 40 was transmitted to the House for consideration.

***

H.B. 25, EMINENT DOMAIN AMENDMENTS, was read the third time, explained by Senator Bramble, and passed on the following roll call:
Yeas, 27; Nays, 0; Absent or not voting, 2.

**Voting in the affirmative were:** Senators

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<tr>
<th>Adams</th>
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**Absent or not voting were:** Senators

| Hillyard | Stevenson |

**H.B. 25** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

**H.B. 48**, REPORTS ON ALTERNATIVE SENTENCING, was read the third time, explained by Senator Madsen, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Bramble | Hillyard | Stevenson |

**H.B. 48** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

**H.J.R. 5**, UNIFORM BUILDING CODE COMMISSION REVIEW OF PROPOSED BUILDING CODE CHANGES JOINT RESOLUTION, and it was before the Senate. The bill passed on the following roll call:
Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hinkins  Jenkins  Knudson  Madsen
Mayne  Okerlund  Osmond  Reid
Robles  Shiozawa  Stephenson  Thatcher
Urquhart  Valentine  Van Tassell  Weiler
Niederhauser

Absent or not voting were: Senators
Hillyard  Jones  Stevenson  Vickers

H.J.R. 5 was returned to the House for further consideration.

* * *

H.B. 30, CONTROLLED SUBSTANCES AMENDMENTS, was read the third time, explained by Senator Christensen, and passed on the following roll call:

Yeas, 24; Nays, 2; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hinkins  Jenkins  Jones  Knudson
Mayne  Okerlund  Osmond  Reid
Robles  Shiozawa  Thatcher  Urquhart
Valentine  Van Tassell  Weiler  Niederhauser

Voting in the negative were: Senators
Madsen  Stephenson

Absent or not voting were: Senators
Hillyard  Stevenson  Vickers

H.B. 30 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

COMMITTEE OF THE WHOLE

On motion of Senator Davis, the Committee of the Whole was dissolved.

On motion of Senator Adams, the Senate voted to have Congressman Matheson’s remarks spread upon the pages of the Senate Journal.

REMARKS BY CONGRESSMAN JIM MATHESON

Thank you, gosh, I didn’t know that my mother was going to be here − now the pressure’s on. Thank you, thanks for giving me a little of your time. I know you’ve got a number of folks from the Federal delegation rolling through here and I’m not sure you want to hear all of us speak, but you get to anyway, so there you go. But I do appreciate you giving me the opportunity. This isn’t the first time I’ve been in this chamber and talked to you, but it’s going to be the last time I address you as a member of the U.S. House of Representatives.

You know, for me, there’s still a great deal of work to be done in the remaining ten months of my term. You may have heard me say that I’m going to run through the tape, finishing what I think has been an extraordinary chapter in my life. I’m going to finish strong and serve my constituents and maintain my commitment to the people of this state. After all, isn’t that the way we should all serve as elected officials, with the commitment to leave our state and nation better than the way we found it? I’ve always believed that to accomplish this, it takes foresight, patience, and wisdom. It requires us to look ahead and set worthy goals and not get caught up in the emotions of the moment. It requires us to bring others together, to look for common ground, and know that our system of government rewards those who work together, not those who seek to exclude opposing points of view. For me, the wisdom of placing priority on working together toward the common good is something that I hope will take hold broadly, more so in the coming years than it has in the past few.

We all know how poorly politicians are perceived these days. And the approval ratings of elected officials, as a group, are at all−time lows. I believe the public is fed up. They’re fed up with the polarized partisan bickering that seems to dominate our politics today because when you have polarization, it gives you gridlock. Regular folks, the ones who elect us, would rather see elected officials getting something done. That’s why voters are parting ways with both political parties and giving low marks to the most partisan federal legislative branch in our country’s history. The reality is, more people in America today now identify as Independent instead of Democrat or Republican than at any time since the Gallop organization began polling in this country. And yet, most elected officials, in both parties, are going the opposite direction.

We’re not supposed to be a parliamentary system of government for office holders simply voting the party line. We’re supposed to be a representative form of
government. And I believe the future of this country depends on changing this trend of polarization. I’m not here today to extol my own virtues, but I think I know a thing or two about the direction politics should be going in our state and in our country. And if my own approval rating is a good measure, a solid majority of Utahans agree with me. Throughout my career, my approach has been to bring people together to solve problems and achieve progress. This frame of mind is the way we move forward and overcome the all or none mentality that plagues modern politics. To limit consideration of today’s issues to a simplistic paradigm where the positions of the two parties are the only points of view on the table is absurd. The issues that face today’s leaders aren’t simple and it’s a disservice when they are distilled into a sound bite or a bumper sticker.

During the time I have been fortunate enough to be a representative of this state, I’ve tried to tackle this problem head on and serve in a way that acknowledges the complexities we face as a country and to seek constructive solutions. I appreciate that there aren’t just two points of view on any given issue. There can be dozens and I’ve been willing to listen to each one and consider their merits. I truly believe that good ideas can come from either political party or from people who don’t care a thing about politics. And being a leader means placing the highest value on making these good ideas a reality. Now I don’t believe in playing political games. The way to move forward is to extend a hand, not to draw a line in the sand. I think I’ve been pretty successful. I’ve partnered with local officials to plan for future growth to the I–15 corridor and channeled federal resources to help build airports, roads, and public spaces for our growing communities. I’ve advocated for Downwinders to receive compensation for their sacrifices and fought to make sure that nuclear weapons and nuclear waste never threaten the safety of Utah families again. I’ve insisted that the Federal government clean up the messes it has made in places like Moab and brought together wide ranging interests to preserve the pristine beauty of our state for future generations. I spent hours listening to the needs of a large group of diverse stake holders and worked across the aisle and across the United States Capitol building to pass the first major Utah Public Lands bill in almost 30 years. I’ve championed policies, programs, and legislation that make our economy stronger and make it easier to do business. And I’ve worked every day to address the needs of the men and women who place their trust in my stewardship to solve their problems and make government work better for them.

As I conclude this phase of my service this year, I hope all elected officials will embrace the wisdom and have the fortitude to come together to get things done. Quite frankly, representative government only functions when we do just that. The reality is, each of us in this building have some belief in the intrinsic value of this type of governing or we wouldn’t have sought elected office. I hope
you remember and share worthy parts of government that motivated us and inspired us to service. And as a representative of this state, I hope we collectively take up the mantel of leading in the way that shows what can be done rather than what can’t. Our constituents deserve nothing less. Thank you.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 20, 2014

The House passed H.B. 214, SPECIAL GROUP LICENSE PLATE AMENDMENTS, by Representative P. Ray, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

On direction of President Niederhauser H.B. 214 was lifted from Rules and placed at the top of the Second Reading Calendar.

On motion of Senator Vickers, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Vickers, under suspension of the rules, H.B. 214, SPECIAL GROUP LICENSE PLATE AMENDMENTS, was considered read the second and third times. Senator Jones commented and the bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams           Bramble            Christensen          Dabakis
Davis           Dayton            Henderson           Hinkins
Jenkins          Jones            Knudson            Mayne
Okerlund        Osmond            Reid               Robles
Shiozawa        Stephenson         Thatcher          Urquhart
Valentine       Van Tassell       Vickers         Weiler
Niederhauser

Absent or not voting were: Senators
Harper           Hillyard          Madsen          Stevenson

H.B. 214 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
TIME CERTAIN CALENDAR

S.B. 54, ELECTIONS AMENDMENTS, was read the second time. Senator Bramble explained the bill. Senators Dayton, Weiler, Hillyard, Urquhart, Valentine, Jenkins, Jones, Henderson, Mayne, Robles, and Dabakis commented. The bill passed second reading on the following roll call:

Yeas, 26; Nays, 2; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams    Bramble    Christensen    Davis
Dayton   Harper    Henderson    Hillyard
Hinkins  Jenkins   Knudson    Madsen
Mayne    Okerlund  Reid    Robles
Shiozawa  Stephenson   Stevenson    Thatcher
Urquhart  Valentine   Van Tassell    Vickers
Weiler   Niederhauser

Voting in the negative were: Senators
Dabakis    Jones

Absent or not voting was: Senator
Osmond

SPECIAL ORDER OF BUSINESS

A citation was read honoring Melanie Stoker, Utah Mother of the Year; Breanne Meline, Utah Young Mother of the Year; and Lynn Clark Callister, Utah Mother of Achievement for 2014.

***

On motion of Senator Okerlund, and at 12:10 p.m., the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:20 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 20, 2014

The House passed, S.B. 127, LABOR COMMISSION DECISION AMENDMENTS, by Senator K. Mayne, which has been signed by the Speaker, and it is transmitted for the signature of the President; and
The House passed, **S.B. 133**, BENEFIT CORPORATION AMENDMENTS, by Senator J. Valentine, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 156**, CONSTRUCTION TRADES LICENSING ACT AMENDMENTS, by Senator C. Bramble, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 160**, WORKERS’ COMPENSATION AMENDMENTS, by Senator J. Valentine, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.C.R. 1**, CONCURRENT RESOLUTION RECOGNIZING THE 60TH ANNIVERSARY OF THE INCLUSION OF UNDER GOD IN THE PLEDGE OF ALLEGIANCE, by Senator A. Osmond, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 20, 2014

The House passed, as amended, **S.B. 18**, LOCAL GOVERNMENT GENERAL FUND AMENDMENTS, by Senator D. Thatcher, and it is transmitted for further consideration; and

The House passed, as amended, **1st Sub. S.B. 90**, RESIDENCY AMENDMENTS, by Senator T. Weiler, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.

* * *

Mr. President: February 20, 2014

The House has rejected **S.B. 23**, SCHOOL CONSTRUCTION AMENDMENTS, by Senator S. Jenkins, and it is transmitted for filing.

Sandy D. Tenney, Chief Clerk

The bill was filed.
RULES COMMITTEE REPORTS

To the Members of the Senate: February 20, 2014

The Rules Committee recommends assignment of the following bills to standing committees:

Business and Labor Committee
S.B. 203 Immigration Amendments (Sen. C. Bramble)
S.B. 208 Public Utility Modifications (Sen. C. Bramble)
S.B. 210 Prescription Synchronization (Sen. C. Bramble)
S.B. 216 Municipal Formation Amendments (Sen. K. Mayne)

Economic Development and Workforce Services Committee
H.B. 321 Refugee Services Coordination Amendments (Rep. R. Menlove)

Education Committee
S.B. 202 Charter School Funding Amendments (Sen. H. Stephenson)
S.B. 209 School Grading Revisions (Sen. J. S. Adams)
S.B. 215 Public School Comprehensive Emergency Response Plan Amendments (Sen. A. Osmond)
S.B. 218 Charter School Amendments (Sen. H. Stephenson)

Government Operations and Political Subdivisions Committee
S.B. 70 State Data Portal Amendments (Sen. D. Henderson)
S.B. 82 Property Rights Related to Outdoor Advertising (Sen. M. Dayton)
S.B. 211 Water Rights Amendments (Sen. M. Dayton)

Health and Human Services Committee
S.J.R. 9 Joint Resolution Urging Interstate Sharing of Putative Father Registry Information (Sen. L. Robles)
H.B. 88 Autism Program Amendments (Rep. R. Menlove)
H.B. 98 Utah Optometry Practice Act Amendments (Rep. P. Ray)
Judiciary, Law Enforcement, and Criminal Justice Committee
S.B. 201  Expungement Modifications (Sen. S. Jenkins)
S.B. 205  Controlled Substance Penalty Amendment (Sen. L. Hillyard)
S.B. 221  Indigent Counsel in Juvenile Court (Sen. T. Weiler)
H.B. 212  DNA Collection Amendments (Rep. S. Eliason)
H.B. 280  Technical Revisions to Pawnshop Statute (Rep. A. Romero)

Natural Resources, Agriculture and Environment Committee
S.B. 212  Invasive Species Amendments (Sen. P. Knudson)
S.B. 213  Compulsory Pooling Amendments (Sen. R. Okerlund)

Retirement and Independent Entities Committee

Revenue and Taxation Committee
S.B. 206  Tax, Fee, or Charge Offense and Penalty Amendments (Sen. C. Bramble)
S.B. 207  Corporate Franchise and Income Tax Amendments (Sen. C. Bramble)
S.B. 214  Multistate Tax Compact Amendments (Sen. C. Bramble)

John L. Valentine
Rules Committee Chair
Report filed. On motion of Senator Valentine, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President:  February 20, 2014

The Business and Labor Committee reports a favorable recommendation on H.B. 76, INSURANCE RELATED REVISIONS, by Representative J. Bird; and

The Business and Labor Committee reports a favorable recommendation on H.B. 316, FINANCIAL INSTITUTIONS FEE AMENDMENTS, by Representative J. Dunnigan; and
The Business and Labor Committee recommends **S.B. 109**, RADON TESTING FOR HOME PURCHASE, by Senator A. Osmond, be replaced and favorably recommends **2nd Sub. S.B. 109**, RADON AWARENESS CAMPAIGN.

The Business and Labor Committee reports a favorable recommendation on **S.B. 189**, RESIDENCE LIEN RESTRICTION AMENDMENTS, by Senator T. Weiler.

Curtis S. Bramble, Chair

Mr. President: February 20, 2014

The Education Committee reports a favorable recommendation on **H.B. 36**, CHARTER SCHOOL ENROLLMENT AMENDMENTS, by Representative D. Lifferth; and

The Education Committee reports a favorable recommendation on **H.B. 260**, LOCAL SCHOOL BOARD CANDIDATE REPORTING AMENDMENTS, by Representative K. Powell; and

The Education Committee reports a favorable recommendation on **S.B. 101**, PUBLIC EDUCATION HUMAN RESOURCE MANAGEMENT AMENDMENTS, by Senator A. Osmond.

Stuart C. Reid, Chair

Mr. President: February 20, 2014

The Health and Human Services Committee reports a favorable recommendation on **S.B. 12**, AGE LIMIT FOR TOBACCO AND RELATED PRODUCTS, by Senator S. Reid, with the following amendments:

1. Page 1, Line 27 through Page 2, Line 28:
   
   “Other Special Clauses:
   
   This bill takes effect on July 1, 2016.
   
2. Page 19, Lines 576 through 579:
   
   (iv) the name and description of the cashier or proprietor from whom the individual attempted the purchase;
   
   (v) the name and address of the retail establishment; and
   
   (vi) the date and time of the attempted purchase.

   **Section 16. Effective date.**
   
   This bill takes effect on July 1, 2016. ; and
The Health and Human Services Committee reports a favorable recommendation on **S.B. 193**, **NATUROPATHIC PRACTICE ACT AMENDMENTS**, by Senator J. S. Adams, with the following amendments:

1. Page 3, Lines 70 through 72:
   
   70 (iv) if approved by the United States Food and Drug Administration, percutaneous injection into skin, tendons, ligaments, muscles, and joints with:
   
   71 (A) local anesthetics and nonscheduled prescription medications ; and
   
   72 United States Food and Drug Administration for administration by injection ;

2. Page 4, Lines 103 through 104:
   
   103 (i) under the general supervision of a physician licensed as described in Subsection 104 58−71−202(2)(d)− ; and
   
   104 58−71−202(2)(d)− Section 58−67−102

Evan J. Vickers, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were placed on Second Reading Calendar.

**STANDING COMMITTEE REPORTS**

Mr. President: February 20, 2014

The Business and Labor Committee recommends **1st Sub. H.B. 245**, **STATE FIRE CODE AMENDMENTS**, by Representative J. Dunnigan, be replaced and favorably recommends **2nd Sub. H.B. 245**, **STATE FIRE CODE AMENDMENTS** and that it be considered read for the second time and placed on the Consent Calendar.

Curtis S. Bramble, Chair

On motion of Senator Valentine, the committee report was adopted. The bill was considered read the second time and placed on the Consent Calendar.

**INTRODUCTION OF BILLS**

**S.B. 217, Public Utilities Amendments** (K. Van Tassell), was read the first time by short title and referred to the Rules Committee.
S.B. 222, Automatic License Plate Reader System Amendments (T. Weiler), was read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

On motion of Senator Valentine, H.B. 14, ADMINISTRATIVE RULEMAKING AMENDMENTS, was read the third time and circled.

***

On motion of Senator Valentine, H.B. 270, PEACE OFFICER CERTIFICATES, was read the third time and circled.

SECOND READING CALENDAR

On motion of Senator Christensen, 1st Sub. H.B. 291, STATE LABORATORY DRUG TESTING ACCOUNT AMENDMENTS, was read the second time and circled.

***

H.B. 80, SPEED LIMIT AMENDMENTS, was read the second time. Senator Jenkins explained the bill. Senators Robles and Davis commented. The bill passed second reading on the following roll call:

Yeas, 23; Nays, 4; Absent or not voting, 2.

**Voting in the affirmative were:** Senators
Adams Brady Christensen Davis
Dayton Harper Henderson Hinkins
Jenkins Knudson Madsen Mayne
Okerlund Osmond Reid Stephenson
Thatcher Urquhart Valentine Van Tassell
Vickers Weiler Niederhauser

**Voting in the negative were:** Senators
Dabakis Jones Robles Shiozawa

**Absent or not voting were:** Senators
Hillyard Stevenson

***

On motion of Senator Christensen, the circle was removed from 1st Sub. H.B. 291, STATE LABORATORY DRUG TESTING ACCOUNT
AMENDMENTS, and it was before the Senate. Senator Christensen explained the bill. The bill passed second reading on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Hillyard | Okerlund | Stevenson |

* * *

**H.B. 39, ELECTION LAW – INDEPENDENT EXPENDITURES AMENDMENTS,** was read the second time. Senator Vickers explained the bill. Senators Mayne, Reid, and Henderson commented. The bill passed second reading on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Hillyard | Stevenson |

On motion of Senator Vickers, **H.B. 39** was placed on Third Reading Table due to fiscal impact.

* * *

**1st Sub. H.B. 59, NATIONAL GUARD PROGRAM AMENDMENTS,** was read the second time. Senator Bramble explained the bill. The bill passed second reading on the following roll call:
Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hinkins  Jenkins  Jones  Knudson
Madsen  Mayne  Okerlund  Reid
Robles  Shiozawa  Stephenson  Thatcher
Valentine  Van Tassell  Vickers  Weiler
Niederhauser

Absent or not voting were: Senators
Hillyard  Osmond  Stevenson  Urquhart

* * *

H.B. 226, SEVERANCE TAX AMENDMENTS, was read the second time. Senator Valentine explained the bill. The bill passed second reading on the following roll call:

Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Bramble  Christensen  Dabakis  Davis
Dayton  Harper  Henderson  Hinkins
Jenkins  Knudson  Madsen  Mayne
Okerlund  Osmond  Reid  Robles
Shiozawa  Stephenson  Thatcher  Valentine
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Adams  Hillyard  Jones  Stevenson
Urquhart

On motion of Senator Valentine, H.B. 226 was placed on Third Reading Table due to fiscal impact.

* * *

On motion of Senator Madsen, 1st Sub. H.B. 75, RESTORATION OF CIVIL RIGHTS FOR NONVIOLENT FELONS, was read the second time and circled.

* * *

On motion of Senator Valentine, H.C.R. 4, CONCURRENT RESOLUTION RECOGNIZING THE 20TH ANNIVERSARY OF THE SCHOOL AND
INSTITUTIONAL TRUST LANDS ADMINISTRATION, was read the second time and circled.

* * *

H.B. 11, OVERDOSE REPORTING AMENDMENTS, was read the second time. Senator Bramble explained the bill. The bill passed second reading on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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H.B. 23, SUICIDE PREVENTION REVISIONS, was read the second time. Senator Stephenson explained the bill. The bill passed second reading on the following roll call:

**Yeas, 23; Nays, 1; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

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**Voting in the negative was:** Senator

Dayton

**Absent or not voting were:** Senators

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H.B. 45, IN-STATE TUITION FOR MILITARY SERVICEMEMBERS AND VETERANS, was read the second time. Senator Stephenson explained the bill. The bill passed second reading on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Hillyard| Stevenson | Urquhart |

* * *

On motion of Senator Madsen, the circle was removed from 1st Sub. H.B. 75, RESTORATION OF CIVIL RIGHTS FOR NONVIOLENT FELONS, and it was before the Senate. Senator Madsen explained the bill. Senator Jenkins commented. The bill passed second reading on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Hillyard| Stevenson | Urquhart |

* * *

On motion of Senator Valentine, the circle was removed from H.C.R. 4, CONCURRENT RESOLUTION RECOGNIZING THE 20TH ANNIVERSARY
OF THE SCHOOL AND INSTITUTIONAL TRUST LANDS ADMINISTRATION, and it was before the Senate. Senator Valentine explained the bill. The bill passed second reading on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators
Adams    Bramble    Christensen    Dabakis
Davis    Dayton    Harper    Henderson
Hinkins    Jenkins    Jones    Knudson
Madsen    Mayne    Okerlund    Osmond
Reid    Shiozawa    Stephenson    Thatcher
Valentine    Van Tassell    Vickers    Weiler
Niederhauser

**Absent or not voting were:** Senators
Hillyard    Robles    Stevenson    Urquhart

***

**H.B. 250, LOCAL SCHOOL BOARD AMENDMENTS, was read the second time. Senator Reid explained the bill. Senators Valentine and Madsen commented. The bill passed second reading on the following roll call:**

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators
Adams    Christensen    Dabakis    Davis
Dayton    Harper    Henderson    Hinkins
Jenkins    Jones    Knudson    Madsen
Mayne    Okerlund    Osmond    Reid
Robles    Shiozawa    Stephenson    Thatcher
Urquhart    Valentine    Van Tassell    Vickers
Weiler    Niederhauser

**Absent or not voting were:** Senators
Bramble    Hillyard    Stevenson

***

On motion of Senator Urquhart, **H.B. 16, WRONGFUL LIEN AMENDMENTS, was read the second time and circled.**
H.B. 29, COUNTY RECORDER INDEX AMENDMENTS, was read the second time. Senator Okerlund explained the bill. The bill passed second reading on the following roll call:

**Yeas, 23; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators

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H.B. 274, COMMITTEE SUBPOENA POWERS AMENDMENTS, was read the second time. Senator Osmond explained the bill. The bill passed second reading on the following roll call:

**Yeas, 23; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators

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1st Sub. H.B. 282, AMENDMENTS TO ELECTION LAWS, was read the second time. Senator Van Tassell explained the bill. Senator Valentine commented.
On motion of Senator Van Tassell, the bill was circled.

* * *

1st Sub. H.B. 34, TOURISM MARKETING PERFORMANCE ACCOUNT AMENDMENTS, was read the second time. Senator Jenkins explained the bill. Senators Jones, Osmond, and Valentine commented. The bill passed second reading on the following roll call:

**Yeas, 23; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators

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1st Sub. H.B. 219, VETERAN’S SEPARATION AMENDMENTS, was read the second time. Senator Knudson explained the bill. The bill passed second reading on the following roll call:

**Yeas, 21; Nays, 0; Absent or not voting, 8.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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**H.B. 272, MUNICIPAL ELECTION AMENDMENTS – OFFICE HOURS,**
was read the second time. Senator Weiler explained the bill. The bill passed second reading on the following roll call:

**Yeas, 21; Nays, 0; Absent or not voting, 8.**

**Voting in the affirmative were:** Senators

| Christensen | Davis | Dayton | Harper |
| Henderson   | Hinkins | Jenkins | Jones |
| Knudson     | Madsen | Mayne   | Okerlund |
| Osmond      | Reid   | Robles  | Shiozawa |
| Thatcher    | Valentine | Van Tassell | Weiler |
| Niederhauser |        |         |        |

**Absent or not voting were:** Senators

| Adams | Bramble | Dabakis | Hillyard |
| Stephenson | Stevenson | Urquhart | Vickers |

* * *

**H.B. 50, INVOLUNTARY FEEDING AND HYDRATION OF INMATES AMENDMENTS,** was read the second time. Senator Madsen explained the bill. The bill passed second reading on the following roll call:

**Yeas, 22; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Senators

| Christensen | Davis | Dayton | Harper |
| Henderson   | Hinkins | Jenkins | Jones |
| Knudson     | Madsen | Mayne   | Okerlund |
| Osmond      | Reid   | Robles  | Shiozawa |
| Thatcher    | Valentine | Van Tassell | Vickers |
| Weiler      | Niederhauser |        |        |

**Absent or not voting were:** Senators

| Adams | Bramble | Dabakis | Hillyard |
| Stephenson | Stevenson | Urquhart | Vickers |

* * *

**H.B. 53, RESTITUTION AMENDMENTS,** was read the second time. Senator Valentine explained the bill. The bill passed second reading on the following roll call:
Y eas, 23; Nays, 0; Absent or not voting, 6.

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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On motion of Senator Okerlund, and at 4:00 p.m., the Senate adjourned until 10:00 a.m., Friday, February 21, 2014.
TWENTY–FIFTH DAY

February 21, 2014

The Senate was called to order at 10:07 a.m., with President Wayne Niederhauser presiding.

Prayer – Former Senator Scott Howell
Pledge of Allegiance – Senator Jerry Stevenson
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 65)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 20, 2014

The House requests the return of S.B. 23, SCHOOL CONSTRUCTION AMENDMENTS, by Senator S. Jenkins, for reconsideration.

Sandy D. Tenney, Chief Clerk

The bill was returned to the House for reconsideration.

* * *

Mr. President: February 20, 2014

The House passed, S.B. 121, TOBACCO SETTLEMENT RESTRICTED ACCOUNT AMENDMENTS, by Senator A. Christensen, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 177, SEX OFFENDER AMENDMENTS, by Senator J. Stevenson, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.C.R. 4, CONCURRENT RESOLUTION ON WILDLIFE ENHANCEMENT, by Senator A. Christensen, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.
Mr. President:  

February 20, 2014

The House passed, as substituted and amended, 1st Sub. H.B. 17, INTERLOCAL ACT AMENDMENTS, by Representative Johnny Anderson, and it is transmitted for consideration; and

The House passed H.B. 97, LIMITATION ON LOCAL GOVERNMENT REGULATION OF ANIMALS, by Representative B. King, and it is transmitted for consideration; and

The House passed, as amended, H.B. 99, COUNTY OFFICER ELECTION REVISIONS, by Representative J. Draxler, and it is transmitted for consideration; and

The House passed H.B. 115, CONDOMINIUM AND COMMUNITY ASSOCIATION LIEN AMENDMENTS, by Representative C. Moss, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 215, PUBLIC SCHOOL EMPLOYEE BACKGROUND CHECKS, by Representative S. Handy, and it is transmitted for consideration; and

The House passed, as amended, H.B. 217, SERVICE ANIMALS, by Representative R. Wilcox, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.B. 220, LAND USE AMENDMENTS, by Representative G. Froerer, and it is transmitted for consideration; and

The House passed, as amended, H.B. 222, VETERAN’S PREFERENCE AMENDMENTS, by Representative V. Peterson, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 253, STATE FAIR CORPORATION BOARD AMENDMENTS, by Representative M. McKell, and it is transmitted for consideration; and

The House passed H.B. 301, CONCEALED WEAPON PERMIT FOR SERVICEMEMBERS, by Representative V. Peterson, and it is transmitted for consideration; and

The House passed H.J.R. 3, JOINT RESOLUTION RECOGNIZING SISTER CITY RELATIONSHIP BETWEEN MAGNA, UTAH, AND YUZAWA,
NIIGATA, JAPAN, by Representative S. Duckworth, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk
Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

* * *

INTRODUCTION OF BILLS

S.B. 71, Informed Consent Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 223, Billboard Related Amendments (S. Urquhart), was read the first time by short title and referred to the Rules Committee.

S.B. 224, Renewable Energy Tax Credit Amendments (R. Okerlund), was read the first time by short title and referred to the Rules Committee.

S.B. 225, Repeal of Business Development for Disadvantaged Rural Communities Account (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

S.B. 226, Professional Licensing Amendments (J. Valentine), was read the first time by short title and referred to the Rules Committee.

S.B. 227, Exposure of Children to Pornography (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 228, Geographic Diversity Amendments (S. Reid), was read the first time by short title and referred to the Rules Committee.

COMMITTEE OF THE WHOLE

On motion of Senator Knudson, LuAnn Adams, Utah Commissioner of Agriculture spoke in Committee of the Whole.

On motion of Senator Knudson, the Committee of the Whole was dissolved.

CONCURRENCE CALENDAR

On motion of Senator Dayton, the Senate voted to concur in the House amendments to 1st Sub. S.B. 21, STATE CONSTRUCTION CODE AMENDMENTS. The bill, as amended, passed on the following roll call:
Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Bramble Christensen Dabakis Davis
Dayton Harper Henderson Hillyard
Hinkins Jenkins Jones Mayne
Okerlund Osmond Reid Robles
Shiozawa Stevenson Thatcher Urquhart
Valentine Van Tassell Vickers Weiler
Niederhauser

Absent or not voting were: Senators
Adams Knudson Madsen Stephenson

1st Sub. S.B. 21 was returned to the House for the signature of the Speaker.

***

On motion of Senator Jenkins, the Senate refused to concur in the House amendments. 1st Sub. S.B. 99, STATE VEHICLE EFFICIENCY REQUIREMENTS, was returned to the House.

***

On motion of Senator Thatcher, the Senate voted to concur in the House amendments to S.B. 18, LOCAL GOVERNMENT GENERAL FUND AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Bramble Christensen Dabakis Dayton
Harper Henderson Hillyard Hinkins
Jenkins Jones Mayne Okerlund
Osmond Reid Robles Shiozawa
Stephenson Thatcher Urquhart Valentine
Van Tassell Vickers Weiler Niederhauser

Absent or not voting were: Senators
Adams Davis Knudson Madsen
Stephenson

S.B. 18 was returned to the House for the signature of the Speaker.
On motion of Senator Weiler, the Senate voted to concur in the House amendments to **1st Sub. S.B. 90**, RESIDENCY AMENDMENTS. The bill, as amended, passed on the following roll call:

**Yeas, 24; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

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**1st Sub. S.B. 90** was returned to the House for the signature of the Speaker.

**THIRD READING CALENDAR**

On motion of Senator Thatcher, the circle was removed from **H.B. 270**, PEACE OFFICER CERTIFICATES, and it was before the Senate. Senator Valentine commented and the bill passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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**H.B. 270** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
S.B. 54, ELECTIONS AMENDMENTS, was read the third time.

On motion of Senator Bramble, the following substitute bill replaced the original bill:

1st Sub. S.B. 54 Election Amendments (C. Bramble)

On motion of Senator Bramble, the bill was circled.

On motion of Senator Valentine, the circle was removed from S.B. 134, TAXATION RELATED REFERENDUM AMENDMENTS, and it was before the Senate. Senator Valentine explained the bill.

Senator Valentine proposed a verbal amendment as follows:

1. Page 2, Line 44:
   After than delete “32” and insert “42”

Senator Valentine’s motion to amend passed on a voice vote. Senators Harper and Dayton commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Bramble    Christensen    Dabakis    Davis
Dayton     Harper         Henderson   Hinkins
Jenkins    Jones          Knudson    Mayne
Okerlund   Osmond         Reid       Robles
Shiozawa   Stephenson     Thatcher   Urquhart
Valentine  Van Tassell    Vickers    Weiler
Niederhauser

Absent or not voting were: Senators
Adams      Hillyard       Madsen     Stevenson

S.B. 134 was transmitted to the House for consideration.

H.B. 80, SPEED LIMIT AMENDMENTS, was read the third time, explained by Senator Jenkins, and passed on the following roll call:
Yeas, 21; Nays, 4; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams    Bramble    Christensen    Davis
Dayton   Harper     Henderson    Hinkins
Jenkins  Knudson    Mayne       Okerlund
Osmond   Reid       Stephenson  Thatcher
Valentine Van Tassell Vickers     Weiler
Niederhauser

Voting in the negative were: Senators
Dabakis  Jones      Robles      Shiozawa

Absent or not voting were: Senators
Hillyard Madsen     Stevenson  Urquhart

H.B. 80 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

COMMITTEE OF THE WHOLE


On motion of Senator Okerlund, the Committee of the Whole was dissolved.

THIRD READING CALENDAR

1st Sub. H.B. 291, STATE LABORATORY DRUG TESTING ACCOUNT AMENDMENTS, was read the third time, explained by Senator Christensen, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Senators
Adams    Bramble    Christensen    Dabakis
Davis    Dayton     Harper       Henderson
Hinkins  Jones      Knudson     Okerlund
Osmond   Reid       Robles      Shiozawa
Stephenson Thatcher  Urquhart  Valentine
Vickers  Weiler     Niederhauser

Absent or not voting were: Senators
Hillyard Jenkins  Madsen     Mayne
Stevenson Van Tassell
1st Sub. H.B. 291 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

1st Sub. H.B. 59, NATIONAL GUARD PROGRAM AMENDMENTS, was read the third time and explained by Senator Bramble.

On motion of Senator Bramble, the following substitute bill replaced the original bill:

2nd Sub. H.B. 59 National Guard Program Amendments (V. Peterson)

Senator Bramble proposed the following amendment:

1. Page 1, Lines 22 through 23:
   
   Other Special Clauses:

   {None} This bill takes effect on July 1, 2014.

2. Page 31, Line 949:

   949 Recreation Program.
   Section 9. Effective date.
   This bill takes effect on July 1, 2014.

Senator Bramble’s motion to amend passed on a voice vote.

On motion of Senator Bramble, 2nd Sub. H.B. 59 was placed on Third Reading Table due to fiscal impact.

* * *

On motion of Senator Davis, the circle was removed from 1st Sub. S.B. 112, GAME FOWL FIGHTING AMENDMENTS, and it was before the Senate. Senator Davis explained the bill.

Senator Davis proposed the following amendment:

1. Page 1, Lines 12 through 13:

   provides that game fowl fighting and specified acts related to game fowl fighting are class A misdemeanors on the first offense, and
13 third degree felonies on second and subsequent offenses;

2. Page 6, Line 170:

170 (3) (a) A person who violates Subsection (2) is guilty of a class A misdemeanor, except under Subsection (3)(b).
(b) A second or subsequent violation of Subsection (2) is a third degree felony.

Senator Davis’ motion to amend passed on a voice vote.

###

Senator Harper proposed the following verbal amendment:

1. Page 1, Line 12: Senate Floor Amendments
   After “on the first” insert “and second offenses”

2. Page 1, Line 13: Senate Floor Amendments
   Delete “second” and insert “third”

3. Page 6, Line 170 (b) Senate Floor Amendments
   Delete “second” and insert “third”

Senator Harper’s motion to amend failed on a voice vote.

Senators Valentine, Henderson, Bramble commented and the bill passed on the following roll call vote:

**Yeas, 18; Nays, 5; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators
Adams  Bramble  Dabakis  Davis
Dayton  Jones  Knudson  Mayne
Okerlund  Osmond  Reid  Robles
Shiozawa  Thatcher  Urquhart  Valentine
Weiler  Niederhauser

**Voting in the negative were:** Senators
Harper  Henderson  Hinkins  Stephenson
Vickers

**Absent or not voting were:** Senators
Christensen  Hillyard  Jenkins  Madsen
Stevenson  Van Tassell
1st Sub. S.B. 112, as amended, was transmitted to the House for consideration.

* * *

H.B. 11, OVERDOSE REPORTING AMENDMENTS, was read the third time, explained by Senator Bramble, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams            Bramble            Christensen        Dabakis
Davis           Dayton            Harper            Henderson
Hinkins         Jones             Knudson           Okerlund
Osmond          Reid              Robles            Shiozawa
Stephenson      Thatcher         Urquhart         Valentine
Van Tassell     Vickers          Weiler            Niederhauser

Absent or not voting were: Senators
Hillyard  Jenkins           Madsen            Mayne
Steinenson

H.B. 11 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 23, SUICIDE PREVENTION REVISIONS, was read the third time, explained by Senator Stephenson, and passed on the following roll call:

Yeas, 22; Nays, 1; Absent or not voting, 6.

Voting in the affirmative were: Senators
Adams             Bramble            Dabakis           Davis
Harper           Henderson         Hinkins           Jenkins
Jones            Knudson           Osmond            Reid
Robles           Shiozawa         Stephenson        Thatcher
Urquhart         Valentine        Van Tassell       Vickers
Weiler           Niederhauser

Voting in the negative was: Senator
Dayton

Absent or not voting were: Senators
Christensen  Hillyard           Madsen            Mayne
Okerlund      Stevenson
H.B. 23 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 45, IN–STATE TUITION FOR MILITARY SERVICEMEMBERS AND VETERANS, was read the third time, explained by Senator Stephenson, and passed on the following roll call:

**Yeas, 23; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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H.B. 45 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Bramble, the circle was removed from 1st Sub. S.B. 54, ELECTION AMENDMENTS, and it was before the Senate. Senator Bramble explained the bill. Senator Weiler commented. The bill passed on the following roll call:

**Yeas, 22; Nays, 4; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

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Absent or not voting were: Senators
Hillyard       Madsen       Stevenson

1st Sub. S.B. 54 was transmitted to the House for consideration.

INTRODUCTION OF BILLS

S.B. 72, Uninsured Motorist Provisions (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

S.B. 229, Adoption Act Amendments (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 230, Insurance Modifications (J. Stevenson), was read the first time by short title and referred to the Rules Committee.

* * *

On motion of Senator Okerlund, and at 12:00 noon, the Senate adjourned until 10:00 a.m., Monday, February 24, 2014.
The Senate was called to order at 10:10 a.m., with President Wayne Niederhauser presiding.

**Prayer** – Marc Briggs, American Heart Association Board of Directors  
**Pledge of Allegiance** – Senator Patricia Jones  
**Roll Call** – All Senators present

**READING OF TITLES OF BILLS AND RESOLUTIONS**  
(PLEASE REFER TO DAY 1, PAGE 65)

**COMMUNICATIONS FROM THE HOUSE**

Mr. President: February 21, 2014

The Speaker of the House has signed **S.B. 18**, LOCAL GOVERNMENT GENERAL FUND AMENDMENTS, by Senator D. Thatcher, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 21**, STATE CONSTRUCTION CODE AMENDMENTS, by Senator M. Dayton, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 90**, RESIDENCY AMENDMENTS, by Senator T. Weiler, and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 124**, FINANCIAL INSTITUTION AND SERVICES AMENDMENTS, by Senator C. Bramble, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.
Mr. President: February 21, 2014

The House passed, as amended, **S.B. 123**, INTERLOCAL COOPERATION ACT REVISIONS, by Senator J. Valentine, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bill was placed on the Concurrence Calendar.

* * *

Mr. President: February 21, 2014

The House passed, as substituted, **2nd Sub. H.B. 44**, INTERSTATE ELECTRIC TRANSMISSION LINES, by Representative S. Handy, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 93**, PROPERTY TAX ASSESSMENT AMENDMENTS, by Representative B. Greene, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 249**, GRANTS FOR DIGITAL TEXTBOOKS, by Representative J. Anderegg, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

**RULES COMMITTEE REPORTS**

To the Members of the Senate: February 21, 2014

The Rules Committee recommends assignment of the following bills to standing committees:

**Business and Labor Committee**

**S.B. 226**  Professional Licensing Amendments (Sen. J. Valentine)

**H.B. 115**  Condominium and Community Association Lien Amendments (Rep. C. Moss)

**Economic Development and Workforce Services Committee**

**S.B. 225**  Repeal of Business Development for Disadvantaged Rural Communities Account (Sen. L. Hillyard)
S.B. 228  Geographic Diversity Amendments (Sen. S. Reid)
H.B. 222  Veteran’s Preference Amendments (Rep. V. Peterson)
H.J.R. 3  Joint Resolution Recognizing Sister City Relationship Between Magna, Utah, and Yuzawa, Niigata, Japan (Rep. S. Duckworth)

Education Committee
1st Sub. H.B. 215  Public School Employee Background Checks (Rep. S. Handy)

Government Operations and Political Subdivisions Committee
S.B. 223  Billboard Related Amendments (Sen. S. Urquhart)
H.B. 97  Limitation on Local Government Regulation of Animals (Rep. B. King)
H.B. 99  County Officer Election Revisions (Rep. J. Draxler)
H.B. 217  Service Animals (Rep. R. Wilcox)

Health and Human Services Committee
S.B. 71  Informed Consent Amendments (Sen. W. Harper)

Judiciary, Law Enforcement, and Criminal Justice Committee
S.B. 222  Automatic License Plate Reader System Amendments (Sen. T. Weiler)
S.B. 227  Exposure of Children to Pornography (Sen. T. Weiler)
H.B. 301  Concealed Weapon Permit for Servicemembers (Rep. V. Peterson)

Natural Resources, Agriculture and Environment Committee

Revenue and Taxation Committee
S.B. 224  Renewable Energy Tax Credit Amendments (Sen. R. Okerlund)
TRANSPORTATION, PUBLIC UTILITIES AND TECHNOLOGY COMMITTEE
S.B. 217 Public Utilities Amendments (Sen. K. Van Tassell)

John L. Valentine
Rules Committee Chair

Report filed. On motion of Senator Valentine, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President: February 21, 2014

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on S.B. 51, LOCAL GOVERNMENT ENTITIES AMENDMENTS, by Senator J. Stevenson, with the following amendments:

1. Page 27, Line 828 through Page 28, Line 850:

828  (g) accept a grant, contribution, or loan, directly through the sale of securities or
829  equipment trust certificates or otherwise, from the United States, or
830  instrumentality, or agency of the United States ;
831  (i) sell or lease property;
832  (ii) assist in or operate transit-oriented or transit-supportive developments;
833  (iii) establish, finance, participate as a limited partner or member in a development
834  with limited liabilities in accordance with Subsection (1)(l), construct, improve, maintain, or
835  operate transit facilities, equipment, and transit-oriented developments or transit-supportive developments;
837  (iv) study and plan transit facilities in accordance with any legislation passed by
838  Congress;
839  (i) cooperate with and enter into an agreement with the state or an agency of the state
or otherwise contract to finance to establish transit facilities and equipment or to study or plan transit facilities;

issue bonds as provided in and subject to Chapter 1, Part 11, Local District Bonds, to carry out the purposes of the district;

from bond proceeds or any other available funds, reimburse the state or an agency of the state for an advance or contribution from the state or state agency;

do anything necessary to avail itself of any aid, assistance, or cooperation available under federal law, including complying with labor standards and making arrangements for employees required by the United States or a department, instrumentality, or agency of the United States; and

sell or lease property;

assist in or operate transit-oriented or transit-supportive developments;

establish, finance, participate as a limited partner or member in a development with limited liabilities in accordance with Subsection (1)(p), construct, improve, maintain, or operate transit facilities, equipment, and transit-oriented developments or transit-supportive developments; and

subject to the restriction in Subsection (2), assist in a transit-oriented development.

A public transit district may only assist in the economic development of areas in the manner described in Subsection (1)(i) or (ii); and on no more than transit-oriented developments or transit-supportive
3. Page 29, Line 864:

864 provisions of Subsection (1) (l) (i), unless the partners, developer, or other investor in the entity,

4. Page 29, Line 869:

869 pursuant to Subsection (1) (l) (i) or (ii), except as may be required by the board member’s

5. Page 47, Lines 1442 through 1446:

1442 (g) a qualifying entity for employment background checks for their own employees and
1443 persons who have applied for employment with the qualifying entity; (i) and (j)
1444 (h) a public transit district for purposes of complying with background check
1445 provisions in Subsection 62A−5−103.5(7); and
1446 (h) other agencies and individuals as the commissioner authorizes and finds

6. Page 48, Lines 1482 through 1484:

1482 (4) (a) Any criminal history record information obtained from division files may be
1483 used only for the purposes for which it was provided and may not be further disseminated,
1484 except under Subsections Subsection (4)(b) (c) or (d).

7. Page 49, Lines 1492 through 1493:

1492 criminal case.
1493 (d) A public transit district, as described in Title 17B, Chapter 2a, Part 8, Public Transit District Act, that is under contract with a state agency to provide services may, for the purposes of complying with Subsection 62A−5−103.5(7), provide a criminal history record to the state agency or the agency’s designee.
1493 (5) If an individual has no prior criminal convictions, criminal history record; and
The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **S.B. 211**, WATER RIGHTS AMENDMENTS, by Senator M. Dayton.

Margaret Dayton, Chair

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Mr. President: February 21, 2014

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **H.B. 295**, WEAPONS LAW EXEMPTIONS, by Representative R. Greenwood; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **H.B. 296**, CONCEALED WEAPON PERMIT EXEMPTIONS AMENDMENTS, by Representative R. Greenwood.

Mark B. Madsen, Chair

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Mr. President: February 21, 2014

The Natural Resources, Agriculture, and Environment Committee recommends **S.B. 196**, MEDICAL WASTE INCINERATION PROHIBITION, by Senator T. Weiler, be replaced and favorably recommends **1st Sub. S.B. 196**, MEDICAL WASTE INCINERATION PROHIBITION; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.J.R. 4**, JOINT RESOLUTION ON WATER RIGHTS ON GRAZING LANDS, by Senator K. Van Tassell.

Scott K. Jenkins, Chair

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Mr. President: February 21, 2014

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 273**, PROPERTY TAX RESIDENTIAL EXEMPTION AMENDMENTS, by Representative V. L. Snow.

Deidre M. Henderson, Chair

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Mr. President: February 21, 2014

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on **S.B. 67**, AMENDMENTS TO PUBLIC UTILITIES TITLE, by Senator J. S. Adams.

Kevin T. Van Tassell, Chair

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On motion of Senator Valentine, the committee reports were adopted. The bills were placed on Second Reading Calendar.
STANDING COMMITTEE REPORTS

Mr. President: February 21, 2014

The Economic Development and Workforce Services Committee reports a favorable recommendation on **H.B. 321**, **REFUGEE SERVICES COORDINATION AMENDMENTS**, by Representative R. Menlove, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Economic Development and Workforce Services Committee reports a favorable recommendation on **H.B. 327**, **VETERANS’ EMPLOYMENT OPPORTUNITY AMENDMENTS**, by Representative P. Ray, and recommends it be considered read for the second time and placed on the Consent Calendar.

Aaron Osmond, Chair

Mr. President: February 21, 2014

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **H.B. 203**, **BAIL BOND RECOVERY LICENSURE BOARD AMENDMENTS**, by Representative E. Redd, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **H.B. 247**, **COURT PARKING FACILITIES**, by Representative L. Wiley, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **H.B. 304**, **LAW ENFORCEMENT VOLUNTEER AMENDMENTS**, by Representative R. Greenwood, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **S.B. 198**, **LAW ENFORCEMENT EXEMPTION FOR MEDICAL INFORMATION**, by Senator J. S. Adams, and recommends it be considered read for the second time and placed on the Consent Calendar.

Mark B. Madsen, Chair

Mr. President: February 21, 2014

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 309**, **STATE VETERINARIAN**
AMENDMENTS, by Representative R. Menlove, and recommends it be considered read for the second time and placed on the Consent Calendar.

Scott K. Jenkins, Chair

Mr. President: February 21, 2014

The Revenue and Taxation Committee reports a favorable recommendation on S.B. 83, LOCAL SALES AND USE TAX ACT AMENDMENTS, by Senator L. Hillyard, and recommends it be considered read for the second time and placed on the Consent Calendar.

Deidre M. Henderson, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were considered read the second time and placed on the Consent Calendar.

**INTRODUCTION OF BILLS**

S.B. 73, Agricultural Environmental Amendments (R. Okerlund), was read the first time by short title and referred to the Rules Committee.

S.B. 74, Career and Technical Education Funding for Charter Schools (J. S. Adams), was read the first time by short title and referred to the Rules Committee.

S.B. 231, Agricultural Amendments (D. Hinkins), was read the first time by short title and referred to the Rules Committee.

S.B. 232, School Safety Tip Line (D. Thatcher), was read the first time by short title and referred to the Rules Committee.

S.B. 233, Utah Small Business Jobs Act (J. Valentine), was read the first time by short title and referred to the Rules Committee.

S.B. 234, Cory B. Wride Memorial Highway (M. Madsen), was read the first time by short title and referred to the Rules Committee.

**CONSENT CALENDAR**

1st Sub. H.B. 40, BEER EXCISE TAX REVENUE AMENDMENTS, was read the third time, explained by Senator Christensen, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.
Voting in the affirmative were: Senators
Bramble            Christensen   Dabakis        Davis
Dayton             Harper         Henderson      Hillyard
Hinkins            Jenkins        Jones          Knudson
Madsen             Mayne          Okerlund      Osmond
Reid               Shiozawa       Stephenson    Stevenson
Thatcher           Urquhart       Van Tassell  Vickers
Weiler             Niederhauser

Absent or not voting were: Senators
Adams              Robles         Valentine

1st Sub. H.B. 40, as amended, was returned to the House for further consideration.

* * *

H.B. 95, APPLIED TECHNOLOGY COLLEGE GOVERNANCE AMENDMENTS, was read the third time, explained by Senator Urquhart, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams              Bramble        Christensen  Dabakis
Davis              Dayton         Harper        Henderson
Hillyard           Hinkins        Jenkins      Jones
Knudson            Madsen         Mayne        Okerlund
Osmond             Reid           Shiozawa     Stephenson
Stevenson          Urquhart       Van Tassell  Vickers
Niederhauser

Absent or not voting were: Senators
Robles            Thatcher       Valentine    Weiler

H.B. 95 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

THIRD READING CALENDAR

1st Sub. H.B. 75, RESTORATION OF CIVIL RIGHTS FOR NONVIOLENT FELONS, was read the third time, explained by Senator Madsen, and passed on the following roll call:
Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Dayton Harper Henderson
Hinkins Jenkins Jones Knudson
Madsen Mayne Okerlund Osmond
Reid Shiozawa Stephenson Stevenson
Thatcher Urquhart Valentine Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Hillyard Robles

1st Sub. H.B. 75 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.C.R. 4, CONCURRENT RESOLUTION RECOGNIZING THE 20TH ANNIVERSARY OF THE SCHOOL AND INSTITUTIONAL TRUST LANDS ADMINISTRATION, was read the third time, explained by Senator Valentine, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Dayton Harper Henderson
Hinkins Jenkins Jones Knudson
Madsen Mayne Okerlund Osmond
Reid Shiozawa Stephenson Stevenson
Thatcher Urquhart Valentine Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Hillyard Robles

H.C.R. 4 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Stephenson, the circle was removed from H.B. 14, ADMINISTRATIVE RULEMAKING AMENDMENTS, and it was before the Senate. The bill passed on the following roll call:
Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Dayton Harper Henderson
Hinkins Jenkins Jones Knudson
Madsen Mayne Okerlund Osmond
Reid Shiozawa Stephenson Stevenson
Thatcher Urquhart Valentine Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Hillyard Robles

H.B. 14 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 250, LOCAL SCHOOL BOARD AMENDMENTS, was read the third time and explained by Senator Reid. Senator Davis commented and the bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Dayton Harper Henderson
Hillyard Hinkins Jenkins Jones
Knudson Madsen Mayne Okerlund
Osmond Reid Shiozawa Stephenson
Stevenson Thatcher Urquhart Valentine
Van Tassell Vickers Weiler Niederhauser

Absent or not voting was: Senator
Robles

H.B. 250 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 29, COUNTY RECORDER INDEX AMENDMENTS, was read the third time, explained by Senator Okerlund, and passed on the following roll call:
Yeas, 28; Nays, 0; Absent or not voting, 1.

**Voting in the affirmative were:** Senators

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**Absent or not voting was:** Senator

Davis

**H.B. 29** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

**H.B. 274**, COMMITTEE SUBPOENA POWERS AMENDMENTS, was read the third time, explained by Senator Osmond, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent or not voting, 0.

**Voting in the affirmative were:** Senators

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H.B. 274 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

1st Sub. H.B. 34, TOURISM MARKETING PERFORMANCE ACCOUNT AMENDMENTS, was read the third time and explained by Senator Jenkins. Senator Hillyard commented.
On motion of Senator Jenkins, **1st Sub. H.B. 34** was placed on Third Reading Table due to fiscal impact.

* * *

On motion of Senator Knudson, **1st Sub. H.B. 219**, VETERAN’S SEPARATION AMENDMENTS, was read the third time and circled.

* * *

**H.B. 272**, MUNICIPAL ELECTION AMENDMENTS, was read the third time, explained by Senator Weiler, and passed on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

- Adams
- Christensen
- Dabakis
- Davis
- Dayton
- Harper
- Henderson
- Hillyard
- Hinkins
- Jenkins
- Jones
- Knudson
- Madsen
- Mayne
- Okerlund
- Osmond
- Reid
- Robles
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Urquhart
- Valentine
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Bramble
- Van Tassell

**H.B. 272** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Knudson, the circle was removed from **1st Sub. H.B. 219**, VETERAN’S SEPARATION AMENDMENTS, and it was before the Senate. The bill passed on the following roll call:

**Yeas, 29; Nays, 0; Absent or not voting, 0.**

**Voting in the affirmative were:** Senators

- Adams
- Bramble
- Christensen
- Dabakis
- Davis
- Dayton
- Harper
- Henderson
- Hillyard
- Hinkins
- Jenkins
- Jones
- Knudson
- Madsen
- Mayne
- Okerlund
- Osmond
- Reid
- Robles
- Shiozawa
1st Sub. H.B. 219, as amended, was returned to the House for further consideration.

COMMITTEE OF THE WHOLE


On motion of Senator Okerlund, the Committee of the Whole was dissolved.

TIME CERTAIN CALENDAR

On motion of Senator Knudson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Knudson, under suspension of the rules, 2nd Sub. H.B. 275, VIETNAM VETERANS RECOGNITION DAY, was considered read the second and third times. Senator Dayton commented and the bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudson  Madsen  Mayne  Okerlund
Osmond  Reid  Shiozawa  Stephenson
Stevenson  Thatcher  Urquhart  Valentine
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator Robles

2nd Sub. H.B. 275 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

COMMITTEE OF THE WHOLE

On motion of Senator Knudson, Representative Curt Oda spoke in Committee of the Whole.
On motion of Senator Knudson, the Committee of the Whole was dissolved.

**THIRD READING CALENDAR**

**H.B. 50**, INVOLUNTARY FEEDING AND HYDRATION OF INMATES AMENDMENTS, was read the third time, explained by Senator Madsen, and passed on the following roll call:

**Yeas, 22; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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<td>Robles</td>
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**H.B. 50** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

**H.B. 53**, RESTITUTION AMENDMENTS, was read the third time and explained by Senator Valentine. Senator Hillyard commented.

On motion of Senator Hillyard, the bill was circled.

* * *

On motion of Senator Stevenson, the circle was removed from **1st Sub. S.B. 45**, MILITARY INSTALLATION DEVELOPMENT AUTHORITY AMENDMENTS, and it was before the Senate.

On motion of Senator Stevenson, the following substitute bill replaced the original bill:

**2nd Sub. S.B. 45 Military Installation Development Authority Amendments** (J. Stevenson)
Senator Stevenson explained the bill. Senators Henderson, Jenkins, Harper, Dabakis, and Madsen commented.

On motion of Senator Madsen, the bill was circled.

INTRODUCTION OF BILLS

S.B. 235, Transportation Revisions (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 236, Higher Education Admission Amendments (A. Osmond), was read the first time by short title and referred to the Rules Committee.

***

On motion of Senator Adams, and at 12:00 noon, the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:10 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 24, 2014

The House passed, S.B. 106, WORKPLACE SAFETY WEEK DESIGNATION, by Senator K. Mayne, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 138, CONTROLLED SUBSTANCES ACT AMENDMENTS, by Senator E. Vickers, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

***

Mr. President: February 24, 2014

The House concurred in the Senate amendments and passed H.J.R. 5, UNIFORM BUILDING CODE COMMISSION REVIEW OF PROPOSED BUILDING CODE CHANGES JOINT RESOLUTION, by Representative J. Nielson, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bill was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
Mr. President: February 24, 2014

The House passed, as amended, **H.B. 42**, CONSTRUCTION LIENS AMENDMENTS, by Representative R. C. Webb, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 239**, FRONT−LINE TEACHERS DATA PROGRAM, by Representative J. Nielson, and it is transmitted for consideration; and

The House passed **H.B. 315**, JUDGMENT LIEN AMENDMENTS, by Representative R. C. Webb, and it is transmitted for consideration; and

The House passed **H.B. 339**, COUNTY BUDGET AMENDMENTS, by Representative J. Seelig, and it is transmitted for consideration; and

The House passed **H.B. 341**, FEDERAL LAND ACQUISITION AMENDMENTS, by Representative M. Noel, and it is transmitted for consideration; and

The House passed **H.B. 350**, REMOVAL OF DIRECTORS OF NONPROFIT CORPORATIONS, by Representative D. Pitcher, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

INTRODUCTION OF BILLS

**S.B. 237**, Urban Farming Amendments (J. S. Adams), was read the first time by short title and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 24, 2014

The Rules Committee recommends assignment of the following bills to standing committees:

**Business and Labor Committee**

**S.B. 72**  Uninsured Motorist Provisions (Sen. L. Hillyard)

**S.B. 230**  Insurance Modifications (Sen. J. Stevenson)

**S.B. 233**  Utah Small Business Jobs Act (Sen. J. Valentine)
**Education Committee**

S.B. 74  
Career and Technical Education Funding for Charter Schools (Sen. J. Adams)

S.B. 232  
School Safety Tip Line (Sen. D. Thatcher)

1st Sub. H.B. 249  
Grants for Digital Textbooks (Rep. J. Anderegg)

**Government Operations and Political Subdivisions Committee**

S.J.R. 15  
Joint Resolution on Political Parties and Their Candidates  
(Sen. S. Jenkins)

H.B. 238  
Local Referendum Requirements Amendments  
(Rep. K. Powell)

**Judiciary, Law Enforcement and Criminal Justice Committee**

S.B. 229  
Adoption Act Amendments (Sen. T. Weiler)

**Natural Resources, Agriculture and Environment Committee**

S.B. 73  
Agricultural Environmental Amendments  
(Sen. R. Okerlund)

S.B. 231  
Agricultural Amendments (Sen. D. Hinkins)

**Revenue and Taxation Committee**

H.B. 93  
Property Tax Assessment Amendments (Rep. B. Greene)

**Transportation, Public Utilities and Technology Committee**

2nd Sub. H.B. 44  
Interstate Electric Transmission Lines (Rep. S. Handy)

S.B. 234  
Cory B. Wride Memorial Highway (Sen. M. Madsen)

John L. Valentine  
Rules Committee Chair

Report filed. On motion of Senator Valentine, the committee report was adopted.

**STANDING COMMITTEE REPORTS**

Mr. President:  
February 24, 2014

The Business and Labor Committee recommends **S.B. 120**, SHELTER ANIMAL VACCINE AMENDMENTS, by Senator S. Jenkins, be replaced and favorably recommends **2nd Sub. S.B. 120**, SHELTER ANIMAL VACCINE AMENDMENTS; and
The Business and Labor Committee reports a favorable recommendation on **S.B. 190, UTILITY FEE LIMITATIONS**, by Senator J. Valentine, with the following amendments:

1. Page 1, Lines 12 through 13:

   12 This bill:
   
   ► authorizes a municipality, in certain circumstances, to enact a per address utility fee to cover costs related to the utility if the municipality has established a procedure for a person who is economically indigent to opt out of the fee; and
   
   13 ► clarifies that any other means by which a municipality may not cross subsidize its

2. Page 1, Lines 20 through 21:

   20 AMENDS:
   
   10–8–14, as last amended by Laws of Utah 2013, Chapter 242
   21 10–18–303, as last amended by Laws of Utah 2009, Chapter 388

3. Page 1, Line 23:

   23 Be it enacted by the Legislature of the state of Utah:

   Section 1. Section 10–8–14 is amended to read:

   10–8–14. Water, sewer, gas, electricity, and public transportation — Service beyond municipal limits — Retainage — Notice of service and agreement — Cable television and public telecommunications services.

   (1) A municipality may:

   (a) construct, maintain, and operate waterworks, sewer collection, sewer treatment systems, gas works, electric light works, telecommunications lines, cable television lines, or public transportation systems;

   (b) authorize the construction, maintenance and operation of the works or systems listed in Subsection (1)(a) by others;

   (c) purchase or lease the works or systems listed in Subsection (1)(a) from any person or corporation; and

   (d) sell and deliver the surplus product or service capacity of any works or system listed in Subsection (1)(a), not required by the municipality or the municipality’s inhabitants, to others beyond the limits of the municipality, except the sale and delivery of:
(i) retail electricity beyond the municipal boundary is governed by Subsections (3) through (8); and
(ii) cable television services or public telecommunications services is governed by Subsection (11).

(2) If any payment on a contract with a private person, firm, or corporation to construct waterworks, sewer collection, sewer treatment systems, gas works, electric works, telecommunications lines, cable television lines, or public transportation systems is retained or withheld, it shall be retained or withheld and released as provided in Section 13–8–5.

(3) (a) Except as provided in Subsection (3)(b), (5), or (9), a municipality may not sell or deliver the electricity produced or distributed by its electric works constructed, maintained, or operated in accordance with Subsection (1) to a retail customer located beyond its municipal boundary.

(b) A municipality that provides retail electric service to a customer beyond its municipal boundary on or before June 15, 2013, may continue to serve that customer if:

(i) on or before December 15, 2013, the municipality provides the electrical corporation, as defined in Section 54–2–1, that is obligated by its certificate of public convenience and necessity to serve the customer with an accurate and complete verified written notice described in Subsection (3)(c) that identifies each customer served by the municipality beyond its municipal boundary;

(ii) no later than June 15, 2014, the municipality enters into a written filing agreement for the provision of electric service with the electrical corporation; and

(iii) the Public Service Commission approves the written filing agreement in accordance with Section 54–4–40.

(c) The municipality shall include in the written notice required in Subsection (3)(b)(i) for each customer:

(i) the customer’s meter number;

(ii) the location of the customer’s meter by street address, global positioning system coordinates, metes and bounds description, or other similar method of meter location;

(iii) the customer’s class of service; and

(iv) a representation that the customer was receiving service from the municipality on or before June 15, 2013.

(4) The written filing agreement entered into in accordance with Subsection (3)(b)(ii) shall require the following:
(a) The municipality shall provide electric service to a customer identified in accordance with Subsection (3)(b)(i) unless the municipality and the electrical corporation subsequently agree in writing that the electrical corporation will provide electric service to the customer.

(b) If a customer who is located outside the municipal boundary and who is not identified in accordance with Subsection (3)(b)(i) requests service from the municipality after June 15, 2013, the municipality may not provide that customer electric service unless the municipality submits a request to and enters into a written agreement with the electric corporation in accordance with Subsection (5).

(5) (a) A municipality may submit to the electrical corporation a request to provide electric service to an electric customer described in Subsection (4)(b).

(b) If a municipality submits a request, the electrical corporation shall respond to the request within 60 days.

(c) If the electrical corporation agrees to allow the municipality to provide electric service to the customer:

(i) the electrical corporation and the municipality shall enter into a written agreement;

(ii) the municipality shall agree in the written agreement to subsequently transfer service to the customer described in Subsection (4)(b) if the electrical corporation notifies, in writing, the municipality that the electrical corporation has installed a facility capable of providing electric service to the customer; and

(iii) the municipality may provide the service if the Public Service Commission approves the agreement in accordance with Section 54−4−40.

(d) The municipality or the electrical corporation may terminate the agreement for the provision of electric service if the Public Service Commission imposes a condition authorized in Section 54−4−40 that is a material change to the agreement.

(6) If the municipality and electrical corporation make a transfer described in Subsection (5)(c)(ii):

(a) (i) the municipality shall transfer the electric service customer to the electrical corporation; and

(ii) the electrical corporation shall provide electric service to the customer; and

(b) the municipality shall transfer a facility in accordance with and for the value as provided in Section 10−2−421.
(7) (a) In accordance with Subsection (7)(b), the municipality shall establish a reasonable mechanism for resolving potential future complaints by an electric customer located outside its municipal boundary.

(b) The mechanism shall require:

(i) that the rates and conditions of service for a customer outside the municipality’s boundary are at least as favorable as the rates and conditions of service for a similarly situated customer within the municipality’s boundary; and

(ii) if the municipality provides a general rebate, refund, or other payment to a customer located within the municipality’s boundary, that the municipality also provide the same general rebate, refund, or other payment to a similarly situated customer located outside the municipality’s boundary.

(8) The municipality is relieved of any obligation to transfer a customer described in Subsection (4)(b) or facility used to serve the customer in accordance with Subsection (5)(c)(ii) if the municipality annexes the property on which the customer is being served.

(9) (a) A municipality may provide electric service outside of its municipal boundary to a facility that is solely owned and operated by the municipality for municipal service.

(b) A municipality’s provision of electric service to a facility that is solely owned and operated by the municipality does not expand the municipality’s electric service area.

(10) Nothing in this section expands or diminishes the ability of a municipality to enter into a wholesale electrical sales contract with another municipality that serves electric customers to sell and deliver wholesale electricity to the other municipality.

(11) Except as provided in Subsection (12), a municipality’s actions under this section related to works or systems involving public telecommunications services or cable television services are subject to the requirements of Chapter 18, Municipal Cable Television and Public Telecommunications Services Act.

(12) A municipality that constructs telecommunication lines and related facilities, and operates them as a communications utility that is open to providers, may enact a per address utility fee to cover costs related to the utility if the municipality has established a procedure for a person who is economically indigent to opt out of the fee.
The Business and Labor Committee reports a favorable recommendation on **S.B. 208**, PUBLIC UTILITY MODIFICATIONS, by Senator C. Bramble; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 210**, PRESCRIPTION SYNCHRONIZATION, by Senator C. Bramble.

Curtis S. Bramble, Chair

Mr. President:  
February 24, 2014

The Education Committee reports a favorable recommendation on **S.B. 202**, CHARTER SCHOOL FUNDING AMENDMENTS, by Senator H. Stephenson; and

The Education Committee reports a favorable recommendation on **S.B. 209**, SCHOOL GRADING REVISIONS, by Senator J. S. Adams; and

The Education Committee reports a favorable recommendation on **S.B. 215**, PUBLIC SCHOOL COMPREHENSIVE EMERGENCY RESPONSE PLAN AMENDMENTS, by Senator A. Osmond; and

The Education Committee reports a favorable recommendation on **S.B. 218**, CHARTER SCHOOL AMENDMENTS, by Senator H. Stephenson, with the following amendments:

1. Page 1, Lines 17 through 19:

   requires a charter school that is approved with high priority status after May 13, 2014, and is located in a high growth area to give an enrollment preference to students who reside within a two-mile radius of the charter school.

2. Page 3, Lines 67 through 73:

   Except as provided in Subsection (5)(b) or (6)(b) in approving an increase in charter school enrollment capacity for new charter schools and expanding charter schools, the State Board of Education shall give:

   high priority to approving a new charter school or a charter school expansion in a
high growth area; and

(b) An applicant seeking to establish a charter school in a high growth area may elect to not receive high priority status as provided in Subsection (6)(a)(i).

3. Page 4, Lines 103 through 105:

(5) (a) A charter school that is approved by the State Board of Education after May 13, 2014, and is located in a high growth area shall give an enrollment preference to students who reside within a two-mile radius of the charter school.

(b) The requirement to give an enrollment preference under Subsection (5)(a) does not apply to a charter school that was approved without a high priority status pursuant to Subsection 53A–1a–502.5(6)(b).

Stuart C. Reid, Chair

Mr. President: February 24, 2014

The Health and Human Services Committee reports a favorable recommendation on H.B. 88, AUTISM PROGRAM AMENDMENTS, by Representative R. Menlove; and

The Health and Human Services Committee reports a favorable recommendation on 1st Sub. H.B. 92, UTAH EDUCATION AND TELEHEALTH NETWORK AMENDMENTS, by Representative R. Menlove; and

The Health and Human Services Committee reports a favorable recommendation on H.B. 98, UTAH OPTOMETRY PRACTICE ACT AMENDMENTS, by Representative P. Ray.

Evan J. Vickers, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were placed on Second Reading Calendar.
STANDING COMMITTEE REPORTS

Mr. President: February 24, 2014

The Business and Labor Committee reports a favorable recommendation on S.B. 199, AMENDMENTS TO EMERGENCY TELEPHONE SERVICE LAW, by Senator C. Bramble, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Business and Labor Committee reports a favorable recommendation on S.B. 203, IMMIGRATION AMENDMENTS, by Senator C. Bramble, and recommends it be considered read for the second time and placed on the Consent Calendar.

Curtis S. Bramble, Chair

Mr. President: February 24, 2014

The Health and Human Services Committee reports a favorable recommendation on 1st Sub. H.B. 267, AGING AND ADULT SERVICES AMENDMENTS, by Representative R. Chavez–Houck, and recommends it be considered read for the second time and placed on the Consent Calendar.

Evan J. Vickers, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were considered read the second time and placed on the Consent Calendar.

SECOND READING CALENDAR

On motion of Senator Jenkins, the circle was removed from SB. 158, CEMETARY AMENDMENTS, and it was before the Senate. Senator Jenkins explained the bill.

Senator Jenkins proposed the following amendment:

1. Page 1, Lines 13 through 15:

   13 requires an executive officer or an individual owner of a cemetery:
   14 to provide a purchaser of a lot or burial right a certificate of a burial right {—and
   15 record that certificate} ; and

2. Page 3, Line 59:
An executive officer of an organization in control of a cemetery, including a county recorder of the county within which the cemetery is situated.

An executive officer or individual owner described in Subsection (1) shall in accordance with Section 8–3–3 file and record a certificate of burial rights with the county recorder of the county within which the cemetery is situated.

Section 3. Section 8–3–3 is amended to read:

Senator Jenkins’ motion to amend passed on a voice vote. The bill passed second reading on the following roll call:

**Yeas, 24; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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**On motion of Senator Weiler, the circle was removed from H.B. 20, EMERGENCY VEHICLE OPERATOR DUTY OF CARE REVISIONS, and it was before the Senate. Senator Weiler explained the bill.**

On motion of Senator Weiler, the following substitute bill replaced the original bill:

Senator Hillyard commented.

On motion of Senator Weiler, the bill was circled.

* * *

On motion of Senator Vickers, the circle was removed from **S.B. 178, CONTROLLED SUBSTANCE DATABASE**, and it was before the Senate.

Senator Vickers proposed the following amendment:

1. Page 1, Line 13:

   13 allows the pharmacist—in—charge to designate up to three licensed pharmacy technicians to have

2. Page 6, Lines 177 through 178:

   177 (3) (a) (i) A practitioner described in Subsection (2)(e) may designate up to three employees to access information from the database under Subsection (2)(f), (2)(g), (2)(i), or

3. Page 6, Line 179:

   179 (4)(c).

   (ii) A pharmacist described in Subsection (2)(h) who is a pharmacist—in—charge may designate up to three employees to access information from the database under Subsection (2)(i).

Senator Vickers’ motion to amend passed on a voice vote. Senator Vickers explained the bill. Senator Dayton commented. The bill passed second reading on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

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**Day 28**  
**Monday, February 24, 2014**  
**393**
Absent or not voting were: Senators
Jenkins          Madsen          Robles          Van Tassell

* * *

1st Sub. S.B. 44, WORKERS’ COMPENSATION AND EMPLOYEE MISCONDUCT, was read the second time. Senator Mayne explained the bill. The bill passed second reading on the following roll call:

Yeas, 22; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Senators
Adams          Christensen          Dabakis          Davis
Dayton         Harper              Henderson         Hinkins
Jenkins        Jones              Knudson           Mayne
Okerlund       Osmond             Reid              Shiozawa
Stevenson      Thatcher           Urquhart         Valentine
Vickers        Weiler

Absent or not voting were: Senators
Bramble        Hillyard           Madsen          Robles
Stephenson     Van Tassell        Niederhauser

* * *

S.B. 96, VETERANS’ ASSISTANCE REGISTRY, was read the second time. Senator Mayne explained the bill. The bill passed second reading on the following roll call:

Yeas, 23; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Senators
Adams          Christensen          Dabakis          Davis
Dayton         Harper              Henderson         Hillyard
Hinkins        Jenkins            Jones             Knudson
Madsen         Mayne              Okerlund          Shiozawa
Reid           Shiozawa           Stevenson         Thatcher
Valentine      Vickers            Weiler

Absent or not voting were: Senators
Bramble        Robles             Stephenson        Urquhart
Van Tassell    Niederhauser

* * *

S.B. 43, INTERGENERATIONAL POVERTY INTERVENTIONS IN PUBLIC SCHOOLS, was read the second time. Senator Reid explained the bill.
Senators Christensen, and Dayton commented. The bill passed second reading on the following roll call:

**Yeas, 20; Nays, 3; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators

- Adams
- Dabakis
- Davis
- Harper
- Henderson
- Hillyard
- Hinkins
- Jenkins
- Jones
- Knudson
- Madsen
- Mayne
- Okerlund
- Osmond
- Reid
- Shiozawa
- Stevenson
- Thatcher
- Vickers
- Weiler

**Voting in the negative were:** Senators

- Christensen
- Dayton
- Valentine

**Absent or not voting were:** Senators

- Bramble
- Robles
- Stephenson
- Urquhart
- Van Tassell
- Niederhauser

* * *

2nd Sub. S.B. 111, EDUCATION FUNDING EQUALIZATION, was read the second time.

Senator Osmond proposed the following amendment:

1. Page 9, Line 264:

   264 (B) the interest accrued on money in the Interest and Dividends Account in the

2. Page 11, Line 305:

   305 to each school within the district on an equal per student basis; and

3. Page 15, Lines 448 through 455

   Senate Committee Amendments 2–11–2014:

   448 (1) (a) Except as provided in Subsection (1)(b), as used in this section, “basic levy

   449 increment rate” means a rate equal to the lesser of:

   450 (i) the difference between:

   451 (A) a rate of {\underline{.001691}} {\underline{.001535}} ; and
Day 28396 SENATE JOURNAL

452 (B) the certified revenue levy; {and} or
453 (ii) a rate that:
454 (A) provides an amount of ad valorem property tax revenue equal to $100,000,000; and
455 (B) is calculated in the same manner as the certified revenue levy.

Senator Osmond’s motion to amend passed on a voice vote.

###

Senator Harper proposed the following amendment:

1. Page 7, Lines 192 through 194:

   192 (3) The school improvement plan shall focus on {–}:
   (a) the school’s most critical academic needs {but may include other actions to enhance or improve} {; and}
   (b) enhancing and improving academic achievement and community environment for students {; through:}
   (i) hiring additional instructional staff and technology specialists;
   (ii) purchasing and integrating technology into the student learning process;
   (iii) classroom programs that promote one-on-one contact with students;
   (iv) targeting professional development for educators on how to integrate technology into the student learning process; or
   (v) purchasing or developing interactive classroom programs.

2. Page 12, Line 346:

   346 Program money, the plan is adopted.
   (iii) Before adopting a plan, a school community council shall:
   (A) inform parents of the amount and proposed uses of money received by the school under this section; and
   (B) conduct a meeting, to which all parents and faculty are invited, to discuss the proposed uses of the money received under this section.

Senator Harper’s motion to amend passed on a voice vote. Senator Osmond explained the bill. Senators Jones, Hillyard, and Mayne commented.
On motion of Senator Osmond, the bill was circled.

***

On motion of Senator Urquhart, the circle was removed from **S.B. 89, AMENDMENTS TO DEFINITION OF PUBLIC UTILITY**, and it was before the Senate. Senator Urquhart explained the bill.

Senator Urquhart proposed the following amendment:

1. Page 6, Lines 165 through 173:

   165 (II) the potential for future changes in amounts paid by the customer for energy
   166 received from the public utility and the possibility of changes to the customer fees or charges to
   167 the customer associated with net metering and generation;
   168 **{and}**
   169 **(E) enters into and performs in accordance with an interconnection agreement with a**
   170 public utility providing retail electric service where the real property on which the customer
   171 generation system is located, with the rates, terms, and conditions of the retail service and
   172 **{−−−} interconnection agreement subject to approval by the governing authority of the public utility,**
   173 **{−−−} as defined in Subsection 54–15–102(8) **{−−−}** ; and **{−−−} {−−−}
   173 **{−−−} (F) installs the relevant customer generation system by December 31, **{−−−} 2021** . {−−−}

Senator Urquhart’s motion to amend passed on a voice vote. Senator Valentine commented. The bill passed second reading on the following roll call:

**Yeas, 23; Nays, 1; Absent or not voting, 5.**

**Voting in the affirmative were: Senators**

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On motion of Senator Jones, 1st Sub. S.B. 118, SCHOOL FUNDING THROUGH INCOME TAX REVISIONS, was read the second time and circled.

S.B. 150, EDUCATION TASK FORCE REAUTHORIZATION, was read the second time. Senator Reid explained the bill. The bill passed second reading on the following roll call:

** Yeas, 25; Nays, 0; Absent or not voting, 4. **

Voting in the affirmative were: Senators
- Adams
- Bramble
- Christensen
- Dabakis
- Davis
- Dayton
- Harper
- Hillyard
- Hinkins
- Jenkins
- Jones
- Knudson
- Madsen
- Mayne
- Okerlund
- Osmond
- Reid
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Urquhart
- Valentine
- Weiler

Absent or not voting were: Senators
- Henderson
- Robles
- Van Tassell
- Niederhauser

2nd Sub. S.B. 97, LOBBYIST DISCLOSURE AND REGULATION ACT AMENDMENTS, was read the second time. Senator Weiler explained the bill.

Senator Weiler proposed the following amendment:
1. Page 3, Line 81:

81 lobbyist, without charge or at a reduced rate \( \dashv \) for the benefit of a prospective appointee.

2. Page 10, Line 291:

291 dedicated credit \( \dashv \) to be used by the lieutenant governor to administer the licensing program.

3. Page 11, Line 329:

329 searching for the prospective appointee’s name from the same location on the lieutenant governor’s

Senator Weiler’s motion to amend passed on a voice vote.

###

Senator Valentine proposed a verbal amendment as follows:

1. Page 8, Line 232:

After “and not” insert “primarily”

Senator Valentine’s motion to amend passed on a voice vote. Senators Mayne, Hillyard, and Valentine commented. The bill passed second reading on the following roll call:

**Yeas, 24; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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**S.B. 135, VOTER REGISTRATION AMENDMENTS, was read the second time.**
On motion of Senator Jenkins, the following substitute bill replaced the original bill:

**1st Sub. S.B. 135 Voter Registration Amendments** (S. Jenkins)

Senator Jenkins explained the bill. Senator Henderson commented. The bill passed second reading on the following roll call:

**Yea, 23; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators

Adams  Bramble  Christensen  Dabakis  
Davis   Dayton   Harper    Henderson  
Hillyard Hinkins  Jenkins  Jones    
Knudson Madsen  Mayne    Okerlund  
Osmond  Reid     Shiozawa Stevenson  
Thatcher Valentine Weiler  

**Absent or not voting were:** Senators

Robles Stephenson Urquhart Van Tassell  
Vickers Niederhauser  

* * *

On motion of Senator Okerlund, and at 4:00 p.m., the Senate adjourned until 10:00 a.m., Tuesday, February 25, 2014.
TWENTY–NINTH DAY

MORNING SESSION

February 25, 2014

The Senate was called to order at 10:08 a.m., with President Wayne Niederhauser presiding.

Prayer – Patrick Painter
Pledge of Allegiance – Senator Gene Davis
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(Please refer to Day 1, page 65)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 24, 2014

The House passed, as substituted and amended, 2nd Sub. H.B. 38, RESOURCE STEWARDSHIP AMENDMENTS, by Representative P. Arent, and it is transmitted for consideration; and

The House passed, as amended, H.B. 101, ROADWAY AND SIDEWALK SAFETY AMENDMENTS, by Representative J. Nielson, and it is transmitted for consideration; and

The House passed, as amended, H.B. 127, CONSUMER LENDING AMENDMENTS, by Representative J. Dunnigan, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 211, SUBSTANCE ABUSE AMENDMENTS, by Representative M. Kennedy, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 254, HUMAN TRAFFICKING VICTIM AMENDMENTS, by Representative J. Seelig, and it is transmitted for consideration; and

The House passed H.B. 314, AMENDMENTS TO VEHICLE IMMOBILIZATION DEVICE PROVISIONS, by Representative R. C. Webb, and it is transmitted for consideration; and
The House passed **H.B. 334**, BAIL BONDSDMEN AMENDMENTS, by Representative E. Redd, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

**STANDING COMMITTEE REPORTS**

Mr. President: February 24, 2014

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **1st Sub. H.B. 71**, DISTRIBUTION OF INTIMATE IMAGES, by Representative M. Poulson, with the following amendments:

1. Page 3a, Lines 79 through 79a
   House Floor Amendments 2–14–2014:

   79 (5) (a) Distribution of an intimate image is a class A misdemeanor {and} except under Subsection (5)(b)
   (b) Distribution of an intimate image is a third degree felony on {upon} a second
   79a {separate incident} or subsequent conviction {is} for an offense under this section that arises from a separate criminal episode as defined in Section 76–1–401 {a third degree felony} ; and

   The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **1st Sub. H.B. 225**, PRIMARY LAW ENFORCEMENT DUTIES FOR SHERIFFS, by Representative P. Ray, with the following amendments:

1. Page 1, Line 13:

   13 enacts language designating with certain exceptions, the sheriff as the primary law enforcement authority of

2. Page 2, Line 26:

   26 The sheriff is the primary law enforcement authority of state law on federal land except as otherwise assigned by law to the authority of a state or municipal law enforcement agency ; and
The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 201, EXPUNGEMENT MODIFICATIONS, by Senator S. Jenkins; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 205, CONTROLLED SUBSTANCE PENALTY AMENDMENT, by Senator L. Hillyard.

Mark B. Madsen, Chair

Mr. President: February 24, 2014

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on 1st Sub. H.B. 253, STATE FAIR CORPORATION BOARD AMENDMENTS, by Representative M. McKell; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on S.B. 212, INVASIVE SPECIES AMENDMENTS, by Senator P. Knudson; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on S.B. 213, COMPULSORY POOLING AMENDMENTS, by Senator R. Okerlund.

Scott K. Jenkins, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were placed on Second Reading Calendar.

STANDING COMMITTEE REPORTS

Mr. President: February 24, 2014

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on 1st Sub. H.B. 248, CRIME VICTIMS RESTITUTION AMENDMENTS, by Representative M. McKell, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on H.B. 308, CRIMINAL PENALTY
AMENDMENTS, by Representative C. Hall, and recommends it be considered read for the second time and placed on the Consent Calendar.

Mark B. Madsen, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were considered read the second time and placed on the Consent Calendar.

INTRODUCTION OF BILLS

S.B. 75, Primary Care Grants Amendments (A. Christensen), was read the first time by short title and referred to the Rules Committee.

S.B. 238, Repeal of Substance Abuse Donation Fund (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

S.B. 240, Carson Smith Scholarship Amendments (J. S. Adams), was read the first time by short title and referred to the Rules Committee.

S.B. 241, County Jail Contracting Amendments (S. Jenkins), was read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

S.J.R. 16, JOINT RULES RESOLUTION − LEGISLATIVE COMPENSATION AND EXPENSE REVISIONS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Y eas, 23; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Senators

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Absent or not voting were: Senators

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S.J.R. 16 was transmitted to the House for consideration.
* * *

**S.R. 2, SENATE RULES RESOLUTION – LEGISLATIVE PER DIEM AMENDMENTS**, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators  
Adams, Christensen, Dabakis, Davis  
Dayton, Harper, Henderson, Hillyard  
Hinkins, Jones, Knudson, Mayne  
Okerlund, Osmond, Reid, Robles  
Shiozawa, Stevenson, Thatcher, Urquhart  
Valentine, Van Tassell, Vickers, Weiler  
Niederhauser

**Absent or not voting were:** Senators  
Bramble, Jenkins, Madsen, Stephenson

**S.R. 2** was signed by the President and sent to the staff for enrolling.

* * *

**H.B. 290, CRIMINAL CODE – GENERAL PROVISIONS**, was read the third time, explained by Senator Jones, and passed on the following roll call:

**Yeas, 23; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators  
Adams, Christensen, Dabakis, Davis  
Dayton, Harper, Henderson, Hillyard  
Hinkins, Jones, Knudson, Okerlund  
Osmond, Reid, Robles, Shiozawa  
Stevenson, Urquhart, Valentine, Van Tassell  
Vickers, Weiler, Niederhauser

**Absent or not voting were:** Senators  
Bramble, Jenkins, Madsen, Mayne  
Stephenson, Thatcher

**H.B. 290** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
**Day 29406**

**SENATE JOURNAL**

2nd Sub. H.B. 261, DOMESTIC HORSE DISPOSAL, was read the third time, explained by Senator Hinkins, and passed on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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2nd Sub. H.B. 261 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

---

S.B. 187, HIGHWAY RIGHTS—OF—WAY AMENDMENTS, was read the third time, explained by Senator Adams, and passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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S.B. 187 was transmitted to the House for consideration.

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On motion of Senator Adams, 2nd Sub. H.B. 245, STATE FIRE CODE AMENDMENTS, was read the third time and circled.
CONCURRENCE CALENDAR

S.B. 123, INTERLOCAL COOPERATION ACT REVISIONS, was before the Senate. On motion of Senator Valentine the bill was circled.

THIRD READING CALENDAR

S.B. 158, CEMETERY AMENDMENTS, was read the third time, explained by Senator Jenkins, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators

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Absent or not voting were: Senators

Bramble Madsen

S.B. 158 was transmitted to the House for consideration.

***

On motion of Senator Osmond, S.B. 215, PUBLIC SCHOOL COMPREHENSIVE EMERGENCY RESPONSE PLAN AMENDMENTS, will be considered Friday, February 28, 2014 at 2:30 p.m.

***

S.B. 178, CONTROLLED SUBSTANCE DATABASE MODIFICATIONS, was read the third time, explained by Senator Vickers, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators

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Senators present and voting were:

Mayne  Okerlund  Osmond  Reid
Robles  Shiozawa  Stephenson  Stevenson
Thatcher  Urquhart  Valentine  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were:
Senators
Bramble  Madsen

S.B. 178 was transmitted to the House for consideration.

* * *

1st Sub. S.B. 44, WORKERS’ COMPENSATION AND EMPLOYEE MISCONDUCT, was read the third time, explained by Senator Mayne, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were:
Senators
Adams  Bramble  Dabakis  Davis
Dayton  Harper  Henderson  Hillyard
Hinkins  Jenkins  Jones  Knudson
Mayne  Okerlund  Osmond  Reid
Robles  Shiozawa  Stephenson  Stevenson
Thatcher  Urquhart  Valentine  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were:
Senators
Christensen  Madsen

1st Sub. S.B. 44 was transmitted to the House for consideration.

* * *

S.B. 96, VETERANS’ ASSISTANCE REGISTRY, was read the third time, explained by Senator Mayne, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were:
Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudson  Mayne  Okerlund  Osmond
Absent or not voting was: Senator Madsen

S.B. 96 was transmitted to the House for consideration.

***

S.B. 43, INTERGENERATIONAL POVERTY INTERVENTIONS IN PUBLIC SCHOOLS, was read the third time and explained by Senator Reid. Senator Jenkins commented and the bill passed on the following roll call:

Yeas, 25; Nays, 1; Absent or not voting, 3.

Voting in the affirmative were: Senators

Adams  Bramble  Christensen  Davis
Harper  Henderson  Hillyard  Hinkins
Jenkins  Knudson  Mayne  Okerlund
Osmond  Reid  Robles  Shiozawa
Stephenson  Stevenson  Thatcher  Urquhart
Valentine  Van Tassell  Vickers  Weiler
Niederhauser

Voting in the negative was: Senator Dayton

Absent or not voting were: Senators

Dabakis  Jones  Madsen

S.B. 43 was transmitted to the House for consideration.

***

On motion of Senator Urquhart, S.B. 89, AMENDMENTS TO DEFINITION OF PUBLIC UTILITY, was read the third time and circled.

***

S.B. 150, EDUCATION TASK FORCE REAUTHORIZATION, was read the third time, explained by Senator Reid, and passed on the following roll call:
Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators

Adams  Bramble  Christensen  Davis
Dayton  Harper  Henderson  Hillyard
Hinkins  Jenkins  Knudson  Mayne
Okerlund  Osmond  Reid  Robles
Shiozawa  Stephenson  Stevenson  Thatcher
Urquhart  Valentine  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators

Dabakis  Jones  Madsen

S.B. 150 was transmitted to the House for consideration.

* * *

2nd Sub. S.B. 97, LOBBYIST DISCLOSURE AND REGULATION ACT AMENDMENTS, was read the third time.

On motion of Senator Weiler, the following substitute bill replaced the original bill:

3rd Sub. S.B. 97 Lobbyist Disclosure and Regulation Act Amendments
(T. Weiler)

Senator Weiler proposed the following amendment:

1. Page 8, Lines 231 through 236:

231 (24) “Tour” means visiting a location, for a purpose relating to the duties of a public official, and not primarily for entertainment, including:

232 (a) viewing a facility;

234 (b) viewing the sight of a natural disaster; or

235 (c) assessing a circumstance in relation to which a public official may need to take action within the scope of the public official’s duties.

Senator Weiler’s motion to amend passed on a voice vote. Senators Valentine, Jenkins, and Adams commented and the bill passed on the following roll call:
Yeas, 28; Nays, 0; Absent or not voting, 1.

**Voting in the affirmative were:** Senators

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**Absent or not voting was:** Senator

Madsen

*3rd Sub. S.B. 97* was transmitted to the House for consideration.

* * *

**1st Sub. S.B. 135**, VOTER REGISTRATION AMENDMENTS, was read the third time.

On motion of Senator Jenkins, the following substitute bill replaced the original bill:

**2nd Sub. S.B. 135 Voter Registration Amendments** (S. Jenkins)

Senator Jenkins explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 1; Absent or not voting, 2.

**Voting in the affirmative were:** Senators

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**Voting in the negative was:** Senator

Dayton

**Absent or not voting were:** Senators

Bramble Madsen
2nd Sub. S.B. 135 was transmitted to the House for consideration.

***

On motion of Senator Stevenson, the circle was removed from 2nd Sub. S.B. 45, MILITARY INSTALLATION DEVELOPMENT AUTHORITY AMENDMENTS, and it was before the Senate.

Senator Henderson proposed the following amendment:

1. Page 1, Line 23:
   
   
   23  { — repeals the MIDA energy tax; } and

2. Page 2, Lines 39 through 41:
   
   39  REPEALS:
   40  19–6–504, as renumbered and amended by Laws of Utah 1991, Chapter 112
   41  { 63H–1–204, as enacted by Laws of Utah 2013, Chapter 362— }

3. Page 6, Line 161 through Page 7, Line 183:
   
   161  { — } { (8)— } (9) “Military Installation Development Authority energy tax” or “MIDA energy tax”
   162  means the tax levied under Section 63H–1–204. { — }
   163  { (9)— } (10) “Military land” means land or a facility, including leased land or a leased facility,
   164  that is part of or affiliated with a base, camp, post, station, yard, center, or installation under the
   165  jurisdiction of the U.S. Department of Defense or the Utah National Guard.
   166  { (10)— } (11) “Municipal energy tax” means a municipal energy sales and use tax under Title
   168  { (11)— } (12) “Municipal services revenue” means revenue that the authority:
   169  (a) collects from the authority’s:
(i) levy of a municipal energy tax;
(ii) levy of a MIDA energy tax;
(iii) levy of a telecommunications tax;
(iv) imposition of a transient room tax; and
(v) imposition of a resort communities tax;
(b) receives under Subsection 59–12–205(2)(b)(ii); and
(c) receives as dedicated tax collections.

“Municipal tax” means a municipal energy tax, MIDA energy tax, telecommunications tax, transient room tax, or resort communities tax.

“Project area” means the land, including military land, whether consisting of a single contiguous area or multiple noncontiguous areas, described in a project area plan or draft project area plan, where the development project set forth in the project area plan or draft project area plan takes place or is proposed to take place.

“Project area budget” means a multiyear projection of annual or cumulative

“Project area plan” means a written plan that, after its effective date, guides and controls the development within a project area.

“Property tax” includes a privilege tax, except as described in Subsection

(a) “Property tax” includes a privilege tax, except as described in Subsection

(b) and each levy on an ad valorem basis on tangible or intangible personal or real property.

(b) “Property tax” does not include a privilege tax on the taxable value attributable to a portion of a facility leased to the military for a calendar year when:
(i) a lessee of military land has constructed a facility on the military land that is part of
a project area;
(ii) the lessee leases space in the facility to the military for the entire calendar year; and
(iii) the lease rate paid by the military for the space is $1 or less for the entire calendar year, not including any common charges that are reimbursements for actual expenses.

“Public entity” means:
(a) the state, including each department or agency of the state; or
(b) a political subdivision of the state, including a county, city, town, school district, local district, special service district, or interlocal cooperation entity.

“Publicly owned infrastructure and improvements” means water, sewer, storm drainage, electrical, telecommunications, and other similar systems and lines, streets, roads, curb, gutter, sidewalk, walkways, parking facilities, public transportation facilities, and other buildings, facilities, infrastructure, and improvements that:

(a) benefit the public; and
(b) are:
(i) publicly owned or owned by a utility; or
(ii) publicly maintained or operated by the authority or another public entity.

“Publicly owned infrastructure and improvements” means infrastructure, improvements, facilities, or buildings that benefit the public and are:
(i) publicly owned by the military, the authority, or another public entity;
(ii) owned by a utility; or
(iii) publicly maintained or operated by the military, the authority, or another public entity.

(b) “Publicly owned infrastructure and improvements” includes:

(i) facilities, lines, or systems that provide water, chilled water, steam, sewer, storm drainage, natural gas, electricity, or telecommunications; and
(ii) streets, roads, curb, gutter, sidewalk, walkways, solid waste facilities, parking facilities, and public transportation facilities.

“Remaining municipal services revenue” means municipal services revenue that the authority has not spent during its fiscal year for municipal services as provided in Subsection 63H−1−503(1).

“Resort communities tax” means a sales and use tax imposed under Section 59−12−401.

“Taxable value” means the value of property as shown on the last equalized assessment roll as certified by the county assessor.

“Tax increment” means the difference between:

(a) the amount of property tax revenues generated each tax year by all taxing entities from the area within a project area designated in the project area plan as the area from which the tax increment is to be collected, using the current assessed value of the property; and

(b) the amount of property tax revenues that would be generated from that same area.
using the base taxable value of the property.

“Taxing entity” means a public entity that levies a tax on property within a project area.

“Telecommunications tax” means a telecommunications license tax under Title 10, Chapter 1, Part 4, Municipal Telecommunications License Tax Act.

“Transient room tax” means a tax under Section 59–12–352.

5. Page 10, Lines 285 through 288:

Levy of a municipal tax — Direct tax payment to MIDA.

(1) A levy of a municipal energy tax, MIDA energy tax, telecommunications tax, transient room tax, or resort communities tax, including an increase in the applicable tax rate, requires the affirmative vote of:

6. Page 12, Lines 340 through 351:

(3) For purposes of Subsection (1), the authority may use:

(a) tax revenues received under Subsection 59–12–205(2)(b)(ii);

(b) resort communities tax revenues generated from a project area that contains private land;

(c) MIDA energy tax revenue, received under Section 63H–1–204, which does not have to be used in the project area where the revenue was generated.

(4) The determination of the authority board under Subsection (1)(e) regarding benefit to the project area is final.
348  Section 7. Repealer.
349  This bill repeals:
350  Section 19–6–504, Assurance of sufficient revenue to pay bonds.
351  {Section 63H–1–204, MIDA energy tax—}

Senator Henderson’s motion to amend passed on a voice vote. Senator Stevenson explained the bill. The bill passed on the following roll call:

**Yeas, 23; Nays, 4; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

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**Absent or not voting were:** Senators

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**2nd Sub. S.B. 45** was transmitted to the House for consideration.

* * *

On motion of Senator Valentine, the Senate voted to move to Concurrence Calendar.

**CONCURRENCE CALENDAR**

On motion of Senator Valentine, the circle was removed from **S.B. 123, INTERLOCAL COOPERATION ACT REVISIONS**, and it was before the Senate.

On motion of Senator Valentine, the Senate voted to concur in the House amendments to **S.B. 123, INTERLOCAL COOPERATION ACT REVISIONS**. The bill, as amended, passed on the following roll call:
Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams          Christensen          Dabakis          Davis
Dayton         Harper              Henderson          Hinkins
Jenkins        Knudson            Mayne             Okerlund
Osmond         Reid                Robles            Shiozawa
Stephenson     Stevenson          Thatcher          Urquhart
Valentine      Van Tassell        Vickers           Weiler
Niederhauser

Absent or not voting were: Senators
Bramble        Hillyard           Jones            Madsen

S.B. 123 was returned to the House for the signature of the Speaker.

SECOND READING CALENDAR

S.B. 172. CAPITAL IMPROVEMENT AND CAPITAL DEVELOPMENT PROJECT AMENDMENTS, was read the second time. Senator Harper explained the bill. Senator Valentine commented. The bill passed second reading on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams          Christensen          Dabakis          Davis
Dayton         Harper              Henderson          Hillyard
Hinkins        Jenkins            Jones             Knudson
Mayne          Okerlund           Osmond            Reid
Robles         Shiozawa           Stephenson        Thatcher
Urquhart       Valentine          Van Tassell       Vickers
Weiler         Niederhauser

Absent or not voting were: Senators
Bramble        Madsen             Stevenson

* * *

On motion of Senator Davis, S.B. 164, ENVIRONMENTAL PROTECTION AMENDMENTS, was read the second time and circled.

* * *

S.B. 52, UTILITY RELOCATION ON HIGHWAY PROJECTS, was read the second time. Senator Van Tassell explained the bill. The bill passed second reading on the following roll call:
Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators

Christensen  Dabakis  Davis  Dayton
Harper  Henderson  Hillyard  Hinkins
Jenkins  Jones  Knudson  Okerlund
Osmond  Reid  Robles  Shiozawa
Stephenson  Thatcher  Urquhart  Valentine
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting were: Senators

Adams  Bramble  Madsen  Mayne
Stevenson

* * *

S.B. 149, DROWSY DRIVING AMENDMENTS, was read the second time. Senator Osmond explained the bill.

On motion of Senator Osmond, the following substitute bill replaced the original bill:

1st Sub. S.B. 149 Drowsy Driving Amendments (A. Osmond)

Senator Hillyard commented. The bill passed second reading on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators

Christensen  Dabakis  Davis  Dayton
Harper  Henderson  Hillyard  Hinkins
Jenkins  Jones  Knudson  Mayne
Okerlund  Osmond  Reid  Robles
Shiozawa  Stephenson  Stevenson  Thatcher
Valentine  Van Tassell  Vickers  Weiler
Niederhauser

Absent or not voting were: Senators

Adams  Bramble  Madsen  Urquhart

* * *

S.B. 162, SECONDHAND SALES AMENDMENTS, was read the second time. Senator Thatcher explained the bill.
On motion of Senator Thatcher, the following substitute bill replaced the original bill:

1st Sub. S.B. 162 Secondhand Sales Amendments (D. Thatcher)

Senators Hillyard and Mayne commented. The bill passed second reading on the following roll call:

**Yeas, 24; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

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S.J.R. 13, JOINT RULES RESOLUTION MODIFYING ELIGIBILITY REQUIREMENTS FOR INDEPENDENT LEGISLATIVE ETHICS COMMISSION MEMBERS, was read the second time. Senator Valentine explained the bill. The bill passed second reading on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

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S.B. 171, STUDENT–CENTERED LEARNING PILOT PROGRAM, was read the second time. Senator Stephenson explained the bill. Senators Hillyard and Jones commented. The bill passed second reading on the following roll call:

**Yeas, 18; Nays, 6; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators
Bramble  Dayton  Henderson  Hillyard
Jenkins  Knudson  Okerlund  Osmond
Reid  Shiozawa  Stephenson  Stevenson
Thatcher  Urquhart  Valentine  Vickers
Weiler  Niederhauser

**Voting in the negative were:** Senators
Dabakis  Davis  Harper  Jones
Mayne  Robles

**Absent or not voting were:** Senators
Adams  Christensen  Hinkins  Madsen
Van Tassell

S.B. 84, AMENDMENTS TO GOVERNOR’S RURAL BOARDS, was read the second time. Senator Okerlund explained the bill. The bill passed second reading on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators
Bramble  Christensen  Dabakis  Davis
Dayton  Harper  Henderson  Hillyard
Hinkins  Jenkins  Jones  Knudson
Mayne  Okerlund  Osmond  Reid
Robles  Shiozawa  Stephenson  Stevenson
Valentine  Van Tassell  Vickers  Weiler
Niederhauser

**Absent or not voting were:** Senators
Adams  Madsen  Thatcher  Urquhart

2nd Sub. S.B. 169, PUBLIC MEETINGS MATERIALS REQUIREMENTS, was read the second time.
Senator Henderson proposed the following amendment:

1. Page 3, Line 70:

   who, at an open meeting of the public body, publicly presents or provides electronic information relating to an item on the public body’s meeting agenda.

Senator Henderson’s motion to amend passed on a voice vote. Senator Henderson explained the bill. Senators Jenkins and Okerlund commented. The bill passed second reading on the following roll call:

**Yea, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

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**CONSENT CALENDAR**

On motion of Senator Bramble, the circle was removed from 2nd Sub. H.B. 245, STATE FIRE CODE AMENDMENTS, and it was before the Senate. The bill passed on the following roll call:

**Yea, 23; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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2nd Sub. H.B. 245, as amended, was returned to the House for further consideration.

INTRODUCTION OF BILLS

S.B. 239, Credit Report Protection for Minors (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 242, Alternative Energy Amendments (J. S. Adams), was read the first time by short title and referred to the Rules Committee.

S.B. 243, Air Quality Programs (J. S. Adams), was read the first time by short title and referred to the Rules Committee.

S.B. 244, Modifications to Property Tax (A. Osmond), was read the first time by short title and referred to the Rules Committee.

S.B. 245, Internet Voting Pilot Project Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 246, Parental Rights of Biological Fathers (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 247, Utah Navajo Royalties Amendments (K. Van Tassell), was read the first time by short title and referred to the Rules Committee.

S.B. 248, Judicial Retention Election Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.

* * *

On motion of Senator Okerlund, and at 12:00 noon, the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:15 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President:  
February 25, 2014

The Speaker of the House has signed S.B. 123, INTERLOCAL COOPERATION ACT REVISIONS, by Senator J. Valentine, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bill was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.
Mr. President: February 25, 2014

The House concurred in the Senate amendments and passed 1st Sub. H.B. 40, BEER EXCISE TAX REVENUE AMENDMENTS, by Representative J. Draxler, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed 1st Sub. H.B. 219, VETERAN’S SEPARATION AMENDMENTS, by Representative V. Peterson, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

Mr. President: February 25, 2014

The House passed, as amended, H.B. 31, POLLUTION CONTROL AMENDMENTS, by Representative R. Wilcox, and it is transmitted for consideration; and

The House passed, as amended, H.B. 72, HIGHER EDUCATION GRIEVANCE PROCEDURE AMENDMENTS, by Representative M. Wheatley, and it is transmitted for consideration; and

The House passed, as amended, H.B. 74, ENERGY EFFICIENT VEHICLE TAX CREDITS, by Representative V. L. Snow, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 81, PARENTAL REVIEW OF STATEWIDE SUMMATIVE TEST QUESTIONS, by Representative M. Kennedy, and it is transmitted for consideration; and

The House passed, as amended, H.B. 103, STATE MONEY MANAGEMENT ACT AMENDMENTS, by Representative R. Cunningham, and it is transmitted for consideration; and

The House passed, as amended, H.B. 221, SCHOOL COMMUNITY COUNCIL REVISIONS, by Representative R. Cunningham, and it is transmitted for consideration; and

The House passed, as substituted and amended, 2nd Sub. H.B. 262, LOCAL GOVERNING BODY VOTING AMENDMENTS, by Representative K. Powell, and it is transmitted for consideration; and
The House passed **H.B. 333**, PAYROLL SERVICES AMENDMENTS, by Representative R. Spendlove, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 346**, FOSTER CHILDREN AMENDMENTS, by Representative Johnny Anderson, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

**RULES COMMITTEE REPORTS**

To the Members of the Senate: February 25, 2014

The Rules Committee recommends assignment of the following bills to standing committees:

**Business and labor Committee**

- **H.B. 42** Construction Liens Amendments (Rep. R. Webb)
- **H.B. 127** Consumer Lending Amendments (Rep. J. Dunnigan)

**Education Committee**

- **S.B. 236** Higher Education Admission Amendments (Sen. A. Osmond)
- **S.B. 240** Carson Smith Scholarship Amendments (Sen. J. Adams)
- **H.B. 239** Front-line Teachers Data Program (Rep. J. Nielson)

**Government Operations and Political Subdivisions Committee**

- **H.B. 339** County Budget Amendments (Rep. J. Seelig)

**Health and Human Services Committee**

- **S.B. 75** Primary Care Grants Amendments (Sen. A. Christensen)
- **S.B. 238** Repeal of Substance Abuse Donation Fund (Sen. L. Hillyard)
- **1st Sub. H.B. 211** Substance Abuse Amendments (Rep. M. Kennedy)

**Judiciary, Law Enforcement, and Criminal Justice Committee**

- **S.B. 241** County Jail Contracting Amendments (Sen. S. Jenkins)
- **H.B. 315** Judgment Lien Amendments (Rep. R. Webb)
- **H.B. 334** Bail Bondsmen Amendments (Rep. E. Redd)
Natural Resources, Agriculture and Environment Committee
S.B. 237 Urban Farming Amendments (Sen. J. Adams)
H.B. 341 Federal Land Acquisition Amendments (Rep. M. Noel)

Transportation, Public Utilities and Technology Committee

John L. Valentine
Rules Committee Chair

Report filed. On motion of Senator Valentine, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President: February 25, 2014

The Economic Development and Workforce Services Committee reports a favorable recommendation on S.B. 225, REPEAL OF BUSINESS DEVELOPMENT FOR DISADVANTAGED RURAL COMMUNITIES ACCOUNT, by Senator L. Hillyard; and

The Economic Development and Workforce Services Committee reports a favorable recommendation on S.B. 228, GEOGRAPHIC DIVERSITY AMENDMENTS, by Senator S. Reid.

Aaron Osmond, Chair

Mr. President: February 25, 2014

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 217, SERVICE ANIMALS, by Representative R. Wilcox; and

The Government Operations and Political Subdivisions Committee recommends 1st Sub. H.B. 283, NONPROFIT ENTITY RECEIPT OF GOVERNMENT MONEY, by Representative R. Menlove, be replaced and favorably recommends 3rd Sub. H.B. 283, NONPROFIT ENTITY RECEIPT OF GOVERNMENT MONEY with the following amendments:

1. Page 4, Line 118 through Page 5, Line 129:
irrespective of the one or more names by which the codes of rules are designated.

(2)(a) “Grant” means the furnishing by a state entity of state money to a nonprofit entity.

(b) “Grant” does not include a contract between a state entity and a nonprofit entity to purchase goods or services from the nonprofit entity that was subject to the state procurement process provided in Title 63G, Chapter 6a, Utah Procurement Code.

(3) “Nonprofit entity” means an entity that:

(a) is operated primarily for a scientific purpose, educational purpose, religious purpose, charitable purpose, or similar purpose in the public interest;

(b) is not organized primarily for profit; and

(c) no part of the net earnings of which inures to the benefit of any private shareholder or individual holding an interest in the entity.

(4) “State entity” means a department, commission, board, council, agency, institution, officer, corporation, fund, division, office, committee, authority, laboratory, library, unit, bureau, panel, or other administrative unit of the state.

(5)(a) “State money” means money that is owned, held, or administered by a state entity and derived from state fee or tax revenues.

(b) “State money” does not include contributions or donations received by a state entity.

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on S.B. 70, STATE DATA PORTAL AMENDMENTS, by Senator D. Henderson; and

The Government Operations and Political Subdivisions Committee recommends S.B. 93, INTERNAL AUDIT AMENDMENTS, by Senator H. Stephenson, be replaced and favorably recommends 1st Sub. S.B. 93, INTERNAL AUDIT AMENDMENTS with the following amendments:

1. Page 4, Lines 97 through 102:
“Agency internal audit director” or “audit director” means the person appointed by the agency head, with the approval of the audit committee if one has been established, to direct the internal audit function for the state agency, who:

(a) directs the internal audit program for the state agency; and

(b) is appointed by the agency head with approval of the audit committee, or, if no audit committee has been established, by the agency head.

2. Page 4, Lines 103 through 107

“Appointing authority” means:

(a) the governor, for state agencies other than the State Tax Commission;

(b) the Judicial Council, for judicial branch agencies;

(c) the Board of Regents, for higher education entities;

(d) the State Board of Education, for the State Office of Education; and

(e) the four tax commissioners, for the State Tax Commission.

3. Page 5, Lines 138 through 140:

(b) “State agency” does not mean:

(i) a legislative branch agency;

(ii) an independent state agency as defined in Section 63E−1−102;

4. Page 6, Line 177:

state program described in Subsection (1) at the request of the governor or the lieutenant; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on S.B. 113, PUBLIC MEETINGS AMENDMENTS, by Senator K. Mayne, with the following amendments:
1. Page 4, Lines 97 through 98:

97 (c) includes at least one member who is {an elected official of the state or of a political subdivision of the state} ;
98 (i) a legislator; and
(ii) officially appointed to the body by the President of the Senate, Speaker of the House of Representatives, or governor ; and


Margaret Dayton, Chair

Mr. President: February 25, 2014

The Revenue and Taxation Committee reports a favorable recommendation on S.B. 224, RENEWABLE ENERGY TAX CREDIT AMENDMENTS, by Senator R. Okerlund.

Deidre M. Henderson, Chair

Mr. President: February 24, 2014

The Transportation and Public Utilities and Technology Committee recommends S.B. 48, EMERGENCY TELEPHONE SERVICE LAW AMENDMENTS, by Senator W. Harper, be replaced and favorably recommends 1st Sub. S.B. 48, EMERGENCY TELEPHONE SERVICE LAW AMENDMENTS.

Kevin T. Van Tassell, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were placed on Second Reading Calendar.

STANDING COMMITTEE REPORTS

Mr. President: February 25, 2014

The Economic Development and Workforce Services Committee reports a favorable recommendation on H.B. 222, VETERAN’S PREFERENCE AMENDMENTS, by Representative V. Peterson, and recommends it be considered read for the second time and placed on the Consent Calendar; and
The Economic Development and Workforce Services Committee reports a favorable recommendation on **H.J.R. 3**, JOINT RESOLUTION RECOGNIZING SISTER CITY RELATIONSHIP BETWEEN MAGNA, UTAH, AND YUZAWA, NIIGATA, JAPAN, by Representative S. Duckworth, and recommends it be considered read for the second time and placed on the Consent Calendar.

Aaron Osmond, Chair

Mr. President: February 25, 2014

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **H.B. 99**, COUNTY OFFICER ELECTION REVISIONS, by Representative J. Draxler, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **1st Sub. H.J.R. 10**, JOINT RULES RESOLUTION REGARDING A LONG−TERM PLANNING CONFERENCE, by Representative B. Wilson, and recommends it be considered read for the second time and placed on the Consent Calendar.

Margaret Dayton, Chair

Mr. President: February 25, 2014

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 207**, CORPORATE FRANCHISE AND INCOME TAX AMENDMENTS, by Senator C. Bramble, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 214**, MULTISTATE TAX COMPACT AMENDMENTS, by Senator C. Bramble, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 206**, TAX, FEE, OR CHARGE OFFENSE AND PENALTY AMENDMENTS, by Senator C. Bramble, with the following amendments and recommends it be considered read for the second time and placed on the Consent Calendar:

1. Page 11, Lines 318 through 323:

   318 (c) (i) [A person who, with intent to evade a tax, fee, or charge or requirement of this]
title or any lawful requirement of the commission[,] With respect to a tax, fee, or charge, a

person who knowingly and intentionally , and without a good faith basis, fails to make, render, sign, or verify a return within the time required by law or to

supply information within the time required by law, or who makes, renders, signs, or verifies a

false or fraudulent return or statement, or who supplies false or fraudulent information, is guilty of a third degree felony.

2. Page 13, Line 395 through Page 14, Line 401:

(c) (i) [Any person who, with intent to evade any tax, fee, or charge as defined in Section 59–1–401 or requirement of Title 59, Revenue and Taxation, or any lawful requirement of the State Tax Commission[,] With respect to a tax, fee, or charge as defined in Section 59–1–401, any person who knowingly and intentionally , and without a good faith basis, fails to make, render, sign, or verify any

return within the time required by law or to supply any information within the time required by law, or who makes, renders,

signs, or verifies any false or fraudulent return or statement, or who supplies any false or

fraudulent information, is guilty of a third degree felony.

Deidre M. Henderson, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were considered read the second time and placed on the Consent Calendar.

THIRD READING CALENDAR

On motion of Senator Urquhart, the circle was removed from S.B. 89, AMENDMENTS TO DEFINITION OF PUBLIC UTILITY, and it was before the Senate. Senator Urquhart explained the bill. The bill passed on the following roll call:
Yeas, 24; Nays, 0; Absent or not voting, 5.

**Voting in the affirmative were:** Senators

Adams Dabakis Davis Dayton
Harper Henderson Hillyard Hinkins
Knudson Madsen Okerlund Osmond
Reid Robles Shiozawa Stephenson
Stevenson Thatcher Urquhart Valentine
Van Tassell Vickers Weiler Niederhauser

**Absent or not voting were:** Senators

Bramble Christensen Jenkins Jones
Mayne

*S.B. 89* was transmitted to the House for consideration.

**SECOND READING CALENDAR**

1st Sub. S.B. 55, PHARMACEUTICAL DISPENSING AMENDMENTS, was read the second time.

Senator Vickers proposed the following amendment:

1. Page 21, Line 629
   Senate Committee Amendments 2–13–2014:
   
   629 (iii) prescribed \textit{for} or used \{−for−\} by the patient for the purpose of diagnosing, curing, or

2. Page 21, Line 633
   a. Senate Committee Amendments
   b. 2–13–2014:
   
   633 (3) “Health care” is as defined in Section 31A–1–301

3. Page 23, Line 694:
   
   694 68, Utah Osteopathic Medical Practice Act

4. Page 24, Lines 719 through 721:
   
   719 (ii) a drug used to support cancer treatment, including a drug used to treat, alleviate, or minimize physical and psychological symptoms or pain, \{−or−\} to improve patient tolerance of


721 cancer treatments or to prepare a patient for a subsequent course of therapy.

Senator Vickers’ motion to amend passed on a voice vote. Senator Vickers explained the bill. The bill passed second reading on the following roll call:

**Yeas, 24; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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<tr>
<th>Bramble</th>
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**S.B. 63, COMPACT FOR INTERSTATE SHARING OF PUTATIVE FATHER REGISTRY INFORMATION,** was read the second time. Senator Robles explained the bill. Senators Hillyard and Valentine commented. The bill passed second reading on the following roll call:

**Yeas, 25; Nays, 3; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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<tr>
<th>Adams</th>
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<th>Davis</th>
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**Voting in the negative were:** Senators

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<th>Dayton</th>
<th>Harper</th>
<th>Stephenson</th>
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**Absent or not voting was:** Senator

Bramble
S.B. 176, LOCAL FUNDING FOR RURAL HEALTH CARE AMENDMENTS, was read the second time. Senator Okerlund explained the bill. Senators Hillyard, Van Tassell, Hinkins, and Harper commented. The bill passed second reading on the following roll call:

Yea, 26; Nays, 0; Absent or not voting, 3.

**Voting in the affirmative were:** Senators
Adams  Christensen  Dabakis  Davis
Dayton  Harper  Henderson  Hillyard
Hinkins  Jenkins  Jones  Knudson
Madsen  Mayne  Okerlund  Osmond
Reid  Robles  Shiozawa  Stephenson
Stevenson  Thatcher  Valentine  Van Tassell
Vickers  Weiler

**Absent or not voting were:** Senators
Bramble  Urquhart  Niederhauser

S.B. 92, METAL THEFT AMENDMENTS, was read the second time. Senator Davis explained the bill. Senator Jenkins commented. The bill passed second reading on the following roll call:

Yea, 24; Nays, 1; Absent or not voting, 4.

**Voting in the affirmative were:** Senators
Christensen  Dabakis  Davis  Dayton
Harper  Henderson  Hillyard  Hinkins
Jones  Knudson  Madsen  Mayne
Okerlund  Osmond  Reid  Robles
Shiozawa  Stephenson  Stevenson  Thatcher
Valentine  Van Tassell  Vickers  Weiler

**Voting in the negative was:** Senator
Jenkins

**Absent or not voting were:** Senators
Adams  Bramble  Urquhart  Niederhauser

S.B. 60, FUEL EXCISE TAX AMENDMENTS, was read the second time. Senator Valentine explained the bill.
Senator Valentine proposed the following amendment:

1. Page 6, Lines 175 through 179:

175 (iv) The commission shall annually:
176 (A) determine the statewide average rack price of a gallon of
motor fuel in accordance
177 with Subsection (1)(b)(ii); and
178 (B) adjust the fuel tax imposed under Subsection (1)(b)(i),
rounded to the nearest
179 one−tenth of a cent, based on the determination under Subsection
(1)(b)(ii) ; and
180 (C) post or otherwise make public the adjusted fuel tax rate as
determined in Subsection (1)(b)(iv)(B) no later than 60 days prior to the
annual effective date under Subsection (1)(b)(v) .

Senator Valentine’s motion to amend passed on a voice vote. Senators Hillyard, Dabakis, and Van Tassell commented. The bill passed second reading on the following roll call:

**Yeas, 25; Nays, 1; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators
Bramble Christensen Dabakis Davis
Harper Henderson Hillyard Hinkins
Jenkins Jones Knudson Madsen
Mayne Okerlund Osmond Reid
Robles Shiozawa Stephenson Stevenson
Valentine Van Tassell Vickers Weiler
Niederhauser

**Voting in the negative was:** Senator Dayton

**Absent or not voting were:** Senators
Adams Thatcher Urquhart

* * *

**S.B. 136, LOCAL ELECTIONS AMENDMENTS, was read the second time.** Senator Stephenson explained the bill. The bill passed second reading on the following roll call:
Yeas, 24; Nays, 1; Absent or not voting, 4.

Voting in the affirmative were: Senators
Bramble Christensen Dabakis Davis
Harper Henderson Hillyard Hinkins
Jenkins Jones Knudson Madsen
Okerlund Osmond Reid Robles
Shiozawa Stephenson Stevenson Thatcher
Valentine Van Tassell Vickers Weiler

Voting in the negative was: Senator Dayton

Absent or not voting were: Senators
Adams Mayne Urquhart Niederhauser

* * *

1st Sub. S.B. 180, PROPERTY TAX MODIFICATIONS, was read the second time. Senator Harper explained the bill. Senator Hillyard commented. The bill passed second reading on the following roll call:

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

Voting in the affirmative were: Senators
Bramble Christensen Dabakis Davis
Dayton Harper Henderson Hillyard
Jenkins Jones Knudson Madsen
Mayne Okerlund Osmond Shiozawa
Stephenson Stevenson Thatcher Vickers
Weiler

Voting in the negative were: Senators
Hinkins Reid Robles Van Tassell

Absent or not voting were: Senators
Adams Urquhart Valentine Niederhauser

* * *

On motion of Senator Harper, 1st Sub. S.B. 139, TRANSPORTATION FUNDING REVISIONS, was read the second time and circled.

* * *

S.B. 86, LEGISLATIVE PER DIEM REVISION, was read the second time. Senator Hillyard explained the bill. The bill passed second reading on the following roll call:
Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators

- Christensen
- Dabakis
- Davis
- Dayton
- Harper
- Henderson
- Hillyard
- Hinkins
- Jones
- Knudson
- Madsen
- Mayne
- Okerlund
- Reid
- Robles
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Urquhart
- Valentine
- Van Tassell
- Vickers
- Weiler

Absent or not voting were: Senators

- Adams
- Bramble
- Jenkins
- Osmond
- Niederhauser

***

S.B. 61, REVISIONS TO PROPERTY TAX, was read the second time.

Senator Henderson proposed the following amendment:

1. Page 14, Lines 401 through 403:

401 taxing entity’s budgetary process for (the) a fiscal year that begins on or after July 1, 2014; or

402 (b) actions a calendar year taxing entity is required to take with respect to the calendar

403 year taxing entity’s budgetary process for (the) a fiscal year that begins on or after January 1, 2015.

Senator Henderson’s motion to amend passed on a voice vote.

###

Senator Henderson proposed the following amendment:

1. Page 4, Line 112 through Page 5, Line 121:

112 [(II) (iv) provides [a] notice by mail:

113 [(Aa) on or no earlier than 14 days before the date the treasurer furnishes the notice

114 required by Section 59–2–1317 for the calendar year immediately preceding the calendar year.
for which the calendar year taxing entity seeks to levy a tax rate that exceeds the calendar year taxing entity’s certified tax rate;]

[(Bb) before the calendar year taxing entity conducts the public meeting at which the calendar year taxing entity’s annual budget is adopted; and]

[(Ce) as provided in Subsection (3)(b); and]

(A) seven or more days before the regular general election or municipal general election held in the current calendar year; and

Senator Henderson’s motion to amend passed on a voice vote. Senator Henderson explained the bill. The bill passed second reading on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

- Christensen
- Dabakis
- Davis
- Dayton
- Harper
- Henderson
- Hillyard
- Hinkins
- Jenkins
- Jones
- Knudson
- Madsen
- Mayne
- Okerlund
- Osmond
- Reid
- Robles
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Urquhart
- Valentine
- Van Tassell
- Vickers
- Weiler

**Absent or not voting were:** Senators

- Adams
- Bramble
- Niederhauser

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**S.B. 65.** SALES AND USE TAX EXEMPTION MODIFICATIONS, was read the second time. Senator Stephenson explained the bill. Senators Hillyard and Dabakis commented. The bill passed second reading on the following roll call:

**Yeas, 19; Nays, 5; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

- Adams
- Bramble
- Christensen
- Dayton
- Harper
- Hinkins
- Jenkins
- Knudson
Madsen  Okerlund  Osmond  Reid
Shiozawa  Stephenson  Thatcher  Urquhart
Van Tassell  Vickers  Weiler

Voting in the negative were: Senators
Dabakis  Davis  Hillyard  Jones
Robles

Absent or not voting were: Senators
Henderson  Mayne  Stevenson  Valentine
Niederhauser

* * *

S.B. 56, RISK MANAGEMENT AMENDMENTS, was read the second time.

On motion of Senator Bramble, the following substitute bill replaced the original bill:

1st Sub. S.B. 56 Risk Management Amendments (C. Bramble)

Senator Bramble explained the bill. Senator Dayton commented. The bill passed second reading on the following roll call:

Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Hillyard
Hinkins  Jenkins  Jones  Knudson
Madsen  Mayne  Okerlund  Osmond
Reid  Robles  Shiozawa  Stevenson
Thatcher  Van Tassell  Vickers  Weiler

Absent or not voting were: Senators
Henderson  Stephenson  Urquhart  Valentine
Niederhauser

* * *

On motion of Senator Okerlund, and at 4:00 p.m., the Senate adjourned until 10:00 a.m., Wednesday, February 26, 2014.
THIRTIETH DAY

MORNING SESSION

February 26, 2014

The Senate was called to order at 10:05 a.m., with President Wayne Niederhauser presiding.

Prayer – Reverend Debi Paulsen, Tooele United Methodist Church
Pledge of Allegiance – Senator Stuart Adams
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(Please refer to Day 1, Page 65)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 25, 2014

The House passed, as amended, H.B. 41, CLEAN FUEL SCHOOL BUSES AND INFRASTRUCTURE, by Representative S. Handy, and it is transmitted for consideration; and

The House passed, as substituted and amended, 2nd Sub. H.B. 56, MECHANICS LIEN REVISIONS, by Representative M. McKell, and it is transmitted for consideration; and

The House passed, as amended, H.B. 83, LOCAL GOVERNMENT RESIDENTIAL REIMBURSEMENT AUTHORITY, by Representative Johnny Anderson, and it is transmitted for consideration; and

The House passed H.B. 86, UTAH ENERGY INFRASTRUCTURE AUTHORITY ACT AMENDMENTS, by Representative R. Barrus, and it is transmitted for consideration; and

The House passed H.B. 114, MAIL–ORDER WHOLESALe DRUG AMENDMENTS, by Representative S. Barlow, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 119, OPIATE OVERDOSE EMERGENCY TREATMENT, by Representative C. Moss, and it is transmitted for consideration; and
The House passed, as amended, **H.B. 209**, EXTENSION OF SALES AND USE TAX EXEMPTION, by Representative R. Wilcox, and it is transmitted for consideration; and

The House passed **H.B. 279**, JUDICIARY INTERIM COMMITTEE SUNSET PROVISIONS, by Representative K. McIff, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 311**, BUDGETING AMENDMENTS, by Representative B. Wilson, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 323**, DIVORCE ORIENTATION COURSE TIMING, by Representative J. Nielsion, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 325**, JUDICIAL PERFORMANCE EVALUATION COMMISSION AMENDMENTS, by Representative E. Hutchings, and it is transmitted for consideration; and

The House passed **H.B. 337**, TEACHER SALARY SUPPLEMENT PROGRAM AMENDMENTS, by Representative B. Last, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.J.R. 11**, JOINT RULES RESOLUTION ON BUDGET PROCESS AMENDMENTS, by Representative B. Wilson, and it is transmitted for consideration; and

The House passed **H.J.R. 14**, JOINT RESOLUTION ON CAREGIVING, by Representative R. Chavez–Houck, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

**STANDING COMMITTEE REPORTS**

Mr. President: February 25, 2014

The Business and Labor Committee recommends **S.B. 153**, ASSOCIATION FORECLOSURE AMENDMENTS, by Senator S. Urquhart, be replaced and favorably recommends **2nd Sub. S.B. 153**, ASSOCIATION FORECLOSURE AMENDMENTS; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 197**, MOTOR VEHICLE INSURANCE – SETTLEMENT OF CLAIMS, by Senator G. Davis; and
The Business and Labor Committee reports a favorable recommendation on **S.B. 230**, INSURANCE MODIFICATIONS, by Senator J. Stevenson, with the following amendments:

1. Page 7, Lines 192 through 196:

   192 (1) “Limited lines travel insurance producer” means one of the following designated by
   193 an insurer as the travel insurance supervising entity as provided in Subsection 31A−23a−905(4):
   194 (a) a licensed managing general underwriter; or
   195 (b) a licensed managing general agent or third party administrator; or
   196 (c) a licensed insurance producer, including a limited lines producer; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 233**, UTAH SMALL BUSINESS JOBS ACT, by Senator J. Valentine, with the following amendments:

1. Page 2, Lines 31 through 32:

   31 Other Special Clauses:
   32 This bill takes effect on {July 1} September 2, 2014.

2. Page 4, Lines 105 through 107:

   105 (2) An entity may claim a nonrefundable tax credit against a tax liability under this
   106 chapter in accordance with this section if the entity is issued a tax credit certificate by the office
   107 under Subsection 63M−1−3403(11). The office shall issue a tax credit certificate to an entity that is allocated tax credits under Subsection 63M−1−3403(11)(e).

3. Page 4, Lines 114 through 116:

   114 (5) An entity required to pay a retaliatory tax levied under this chapter for a reason
   115 other than claiming the tax credit may claim the tax credit after the retaliatory tax amount is
and the tax credit may be used to offset retaliatory tax liability.

4. Page 8, Lines 223 through 227:

(4) “Credit allowance date” means with respect to a qualified equity investment:

(a) the January 1 immediately following the date on which the qualified equity investment is initially made; and

(b) the January 1 immediately following each of the six anniversary dates of the date on which the qualified equity investment is initially made—}

5. Page 8, Lines 236 through 238:

(7) “Pass-through entity” is as defined in Section 59-10-1402.

(8) “Pass-through entity taxpayer” is as defined in Section 59-10-1402—}

(9) “Purchase price” means the amount paid to the qualified community development

6. Page 8, Line 242:

(10) “Qualified active low-income community business” is as defined in Section

7. Page 9, Line 247:

(11) “qualified active low-income community

8. Page 9, Line 260:

(12) “Qualified community development entity” is as defined in Section 45D.
“(a) “Qualified equity investment” means an equity investment in, or long–term
10. Page 9, Lines 272 through 273:

(i) is acquired on or after September 2, 2014, at its original issuance solely in exchange for cash;

11. Page 10, Lines 280 through 282:

(b) Notwithstanding Subsection (a), “qualified equity investment” includes a qualified equity investment that does not meet the provisions of Subsection (a) if the investment was a qualified equity investment in the hands of a prior holder.

12. Page 10, Line 283:

“(1) “Qualified low–income community investment” means a capital or equity

13. Page 10, Line 292:

“(12) “Tax credit certificate” is a certificate issued by the office under Subsection

14. Page 10, Lines 302 through 306:

(1) A qualified community development entity that seeks to have an equity investment or long–term debt security certified as a qualified equity investment and as eligible for tax credits under Section 59–9–107 shall apply to the office. The office shall begin accepting applications on September 2, 2014. The qualified community development entity shall include the

15. Page 11, Lines 311 through 315:
(c) a certificate executed by an executive officer of the applicant attesting that:

(i) the allocation agreement remains in effect and has not been revoked or cancelled by the Community Development Financial Institutions Fund; and

(ii) the applicant is not subject to, or controlled by an entity subject to the requirements of 12 U.S.C. Sec. 2901 et seq.;

(c) a certificate executed by an executive officer of the applicant attesting that the allocation agreement remains in effect and has not been revoked or cancelled by the Community Development Financial Institutions Fund.

16. Page 11, Lines 328 through 329:

(g) a nonrefundable application fee of $5,000 paid to the office for each application submitted, which is deposited into the General Fund and $2,500 of which is a dedicated credit for the office to cover the administrative costs related to this part; and

17. Page 12, Lines 346 through 356:

(3) (a) Subject to Subsection (3)(b), if the application is complete, the office shall certify the proposed equity investment or long−term debt security as a qualified equity investment, subject to the limitations contained in Subsection (6).

(b) The office may not certify qualified equity investments for an applicant, on a combined basis with all of its affiliates, in excess of $50,000,000 unless the applicant has:

(i) already had qualified equity investments certified under this section;

(ii) satisfied the requirements of Subsection (8) with respect to the qualified equity investments that have been certified; and

(iii) filed a new application after satisfying the requirements of Subsections (3)(b)(i)
The office shall provide written notice of the certification to the qualified entity. If a pending request cannot be fully certified due to this limit, the office shall certify the portion that may be certified unless the qualified community development entity elects to withdraw its request rather than receive partial certification.

For each calendar year beginning with calendar year 2016 an entity is eligible for a tax credit under this section and Section 59–9–107, the office shall issue to the entity a tax credit certificate for use after January 1, 2017 and provide the State Tax Commission a copy of the tax credit certificate.

The tax credit amount is equal to an amount calculated by the office as follows, the office shall:

(i) multiply the applicable percentage for the credit allowance date by the purchase price paid to the qualified community development entity for the qualified equity investment; and

(ii) if the entity that makes a qualified equity investment is a pass-through entity, allocate the amount calculated under Subsection (1)(d)(i) to the pass-through entity taxpayers in accordance with the agreement among the pass-through entity taxpayers as provided in
Subsection (11)(e) The office shall calculate the tax credit amount and the tax credit amount shall be equal to the applicable percentage for the credit allowance date multiplied by the purchase price paid to the qualified community development entity for the qualified equity investment.

21. Page 15, Lines 454 through 456:

(e) A tax credit claimed by a pass-through entity shall be allocated to a pass-through entity taxpayer in accordance with the agreement among the pass-through entity taxpayers. An allocation under this Subsection (11)(e) is not considered a violation of Subsection (11)(f).

(e) A tax credit earned by a partnership, limited liability company, or S-corporation may be allocated to the partners, members, or shareholders of the partnership, limited liability company, or S-corporation for the partners’, members’, or shareholders’ direct use in accordance with the provisions of any agreement among the partners, members, or shareholders.

22. Page 15, Line 457:

(f) An entity may not sell a tax credit allowed under this section on the open market.

An entity that claims a tax credit under Section 59–9–107 and this section shall provide the office with a document that expressly directs and authorizes the State Tax Commission to disclose the entity’s tax returns and other information concerning the entity that are required by the office and that would otherwise be subject to confidentiality under Section 59–1–403 or Section 6103, Internal Revenue Code, to the office.

(b) The office shall submit the document described in Subsection (12)(a) to the State Tax Commission.

(c) Upon receipt of the document described in Subsection (12)(a), the State Tax Commission shall provide the office with the information requested by the office that the entity authorized the State Tax Commission to provide to the office in the document described in Subsection (12)(a).

23. Page 16, Line 492:

(d) If a qualified community development entity engages in makes a distribution or debt
24. Page 18, Lines 550 through 553:

550 (3) The office may not require a deposit from an applicant that:
551 (a) has had proposed qualified equity investments certified under Section 63M–1–3403;
552 and
553 (b) has not forfeited a deposit made under this section.

25. Page 22, Lines 651 through 654:

652 This part applies only to a return or report originally due on or after September 2, 2014.
653 Section 16. Effective date.
654 This bill takes effect on September 2, 2014.

Curtis S. Bramble, Chair

Mr. President: February 25, 2014

The Education Committee reports a favorable recommendation on S.B. 16, VETERANS TUITION GAP COVERAGE, by Senator L. Robles; and

The Education Committee reports a favorable recommendation on S.B. 181, ONLINE COURSE REPORTING REQUIREMENTS, by Senator H. Stephenson; and

The Education Committee reports a favorable recommendation on S.B. 157, SCHOOL–BASED BUDGETING AMENDMENTS, by Senator H. Stephenson; and

The Education Committee reports a favorable recommendation on S.B. 219, PUBLIC EDUCATION UTAH PROFESSIONAL PRACTICES ADVISORY COMMISSION, by Senator D. Henderson, with the following amendments:

1. Page 2, Line 29:

29 53A–6–302. UPPAC members — {Executive secretary—} Secretary.

2. Page 2, Lines 40 through 43:
(1) UPPAC shall consist of:
(a) a nonvoting secretary; and
(b) at least 11 voting members, as defined by board rule in accordance with Subsection (2).

3. Page 2, Lines 44 through 47:
(2) (a) Members who are a community member or a parent or guardian of a child enrolled in a Utah public school shall make up the majority of the voting members described in Subsection (1)(b).
(b) A voting member who is an educator may not be counted toward the majority described in Subsection (2)(a).

4. Page 2, Lines 48 through 49:
(3) (a) The state superintendent shall recommend appoint an office member for the board to consider appointing as the secretary described in Subsection (1)(a).

Stuart C. Reid, Chair

Mr. President: February 25, 2014

The Health and Human Services Committee reports a favorable recommendation on S.B. 71, INFORMED CONSENT AMENDMENTS, by Senator W. Harper; and

The Health and Human Services Committee reports a favorable recommendation on S.J.R. 9, JOINT RESOLUTION URGING INTERSTATE SHARING OF PUTATIVE FATHER REGISTRY INFORMATION, by Senator L. Robles.

Evan J. Vickers, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were placed on Second Reading Calendar.

STANDING COMMITTEE REPORTS

Mr. President: February 25, 2014

The Business and Labor Committee reports a favorable recommendation on S.B. 226, PROFESSIONAL LICENSING AMENDMENTS, by Senator
J. Valentine, and recommends it be considered read for the second time and placed on the Consent Calendar.

Curtis S. Bramble, Chair

On motion of Senator Valentine, the committee report was adopted. The bill was considered read the second time and placed on the Consent Calendar.

INTRODUCTION OF BILLS

S.B. 249, Transportation Rights–of–way Safety Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 250, Public Duty Doctrine Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 251, Amendments to Medicaid and Health Care (B. Shiozawa), was read the first time by short title and referred to the Rules Committee.

S.B. 252, Railroad Crossing Revisions (G. Davis), was read the first time by short title and referred to the Rules Committee.

S.B. 253, Distracted Driver Amendments (S. Urquhart), was read the first time by short title and referred to the Rules Committee.

S.B. 254, Repeal of Certified Nurse Midwife Education and Enforcement Account (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

S.B. 255, Social Work Amendments (G. Davis), was read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

S.B. 172, CAPITAL IMPROVEMENT AND CAPITAL DEVELOPMENT PROJECT AMENDMENTS, was read the third time, explained by Senator Harper, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Christensen Dabakis Davis
Dayton Harper Henderson Hillyard
Hinkins  Jenkins  Jones  Knudson
Madsen  Okerlund  Osmond  Reid
Robles  Shiozawa  Stevenson  Thatcher
Urquhart  Valentine  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Bramble  Mayne  Stephenson

S.B. 172 was transmitted to the House for consideration.

* * *

S.B. 52, UTILITY RELOCATION ON HIGHWAY PROJECTS, was read the third time, explained by Senator Van Tassell, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Christensen  Dabakis  Davis  Dayton
Harper  Henderson  Hillyard  Jenkins
Jones  Knudson  Madsen  Mayne
Okerlund  Osmond  Reid  Robles
Shiozawa  Stephenson  Stevenson  Thatcher
Urquhart  Valentine  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Adams  Bramble  Hinkins

S.B. 52 was transmitted to the House for consideration.

* * *

1st Sub. S.B. 149, DROWSY DRIVING AMENDMENTS, was read the third time, explained by Senator Osmond, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams  Dabakins  Davis  Dayton
Harper  Henderson  Hillyard  Hinkins
Jenkins  Jones  Knudson  Madsen
Mayne  Okerlund  Osmond  Reid
Absent or not voting were: Senators

Robles    Shiozawa    Stephenson    Thatcher
Urquhart  Valentine  Van Tassell  Vickers
Weiler    Niederhauser

1st Sub. S.B. 149 was transmitted to the House for consideration.

* * *

1st Sub. S.B. 162, SECONDHAND SALES AMENDMENTS, was read the third time, explained by Senator Thatcher, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators

Adams      Bramble      Dabakis      Davis
Dayton     Harper       Henderson    Hillyard
Hinkins    Jenkins      Jones        Knudson
Madsen     Mayne        Okerlund    Osmond
Reid       Robles       Shiozawa    Stephenson
Thatcher   Urquhart     Valentine   Van Tassell
Vickers    Weiler       Niederhauser

Absent or not voting were: Senators

Christensen Stevenson

1st Sub. S.B. 162 was transmitted to the House for consideration.

* * *

S.J.R. 13, JOINT RULES RESOLUTION MODIFYING ELIGIBILITY REQUIREMENTS FOR INDEPENDENT LEGISLATIVE ETHICS COMMISSION MEMBERS, was read the third time, explained by Senator Valentine, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators

Adams      Bramble      Dabakis      Davis
Dayton     Harper       Henderson    Hillyard
Hinkins    Jones        Knudson      Madsen
Mayne      Okerlund    Osmond       Reid
Robles  Shiozawa  Stephenson  Thatcher
Urquhart  Valentine  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Christensen  Jenkins  Stevenson

S.J.R. 13 was transmitted to the House for consideration.

* * *

S.B. 171, STUDENT–CENTERED LEARNING PILOT PROGRAM, was read the third time, explained by Senator Stephenson, and passed on the following roll call:

Yeas, 21; Nays, 5; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams  Bramble  Dayton  Harper
Henderson  Hillyard  Knudson  Madsen
Okerlund  Osmond  Reid  Shiozawa
Stephenson  Stevenson  Thatcher  Urquhart
Valentine  Van Tassell  Vickers  Weiler
Niederhauser

Voting in the negative were: Senators
Dabakis  Davis  Jones  Mayne
Robles

Absent or not voting were: Senators
Christensen  Hinkins  Jenkins

S.B. 171 was transmitted to the House for consideration.

* * *

S.B. 84, AMENDMENTS TO GOVERNOR’S RURAL BOARDS, was read the third time, explained by Senator Okerlund, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams  Bramble  Dabakis  Davis
Dayton  Harper  Henderson  Hinkins
Absent or not voting were: Senators
Christensen    Hillyard    Stevenson

S.B. 84 was transmitted to the House for consideration.

* * *

2nd Sub. S.B. 169, PUBLIC MEETINGS MATERIALS REQUIREMENTS, was read the third time, explained by Senator Henderson, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams    Bramble    Dabakis    Davis
Dayton    Harper    Henderson    Jenkins
Jones    Knudson    Madsen    Mayne
Okerlund    Osmond    Reid    Robles
Shiozawa    Stephenson    Stevenson    Thatcher
Urquhart    Valentine    Van Tassell    Vickers
Weiler    Niederhauser

Absent or not voting were: Senators
Christensen    Hillyard    Hinkins

2nd Sub. S.B. 169 was transmitted to the House for consideration.

* * *

1st Sub. S.B. 55, PHARMACEUTICAL DISPENSING AMENDMENTS, was read the third time, explained by Senator Vickers, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams    Bramble    Dabakis    Davis
Dayton    Harper    Henderson    Hinkins
Absent or not voting were: Senators
Christensen    Hillyard    Urquhart

1st Sub. S.B. 55 was transmitted to the House for consideration.

***

On motion of Senator Robles, S.B. 63, COMPACT FOR INTERSTATE SHARING OF PUTATIVE FATHER REGISTRY INFORMATION, was read the third time and circled.

***

S.B. 176, LOCAL FUNDING FOR RURAL HEALTH CARE AMENDMENTS, was read the third time, explained by Senator Okerlund, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams      Bramble     Dabakis     Davis
Dayton     Harper      Henderson   Hinkins
Jenkins    Jones       Knudson    Madsen
Mayne      Okerlund    Osmond     Reid
Robles     Shiozawa    Stephenson Stevenson
Thatcher   Urquhart    Valentine  Van Tassell
Vickers    Weiler      Niederhauser

Absent or not voting were: Senators
Christensen    Hillyard

S.B. 176 was transmitted to the House for consideration.

***

On motion of Senator Davis, S.B. 92, METAL THEFT AMENDMENTS, was read the third time and circled.
S.B. **60**, FUEL EXCISE TAX AMENDMENTS, was read the third time, explained by Senator Valentine, and passed on the following roll call:

**Yeas, 26; Nays, 1; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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**Voting in the negative was:** Senator

Dayton

**Absent or not voting were:** Senators

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S.B. **60** was transmitted to the House for consideration.

* * *

S.B. **136**, LOCAL ELECTIONS AMENDMENTS, was read the third time, explained by Senator Stephenson, and passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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S.B. **136** was transmitted to the House for consideration.
On motion of Senator Davis, the circle was removed from S.B. 92, METAL THEFT AMENDMENTS, and it was before the Senate. Senator Davis explained the bill. The bill passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators
- Adams
- Bramble
- Dabakis
- Davis
- Dayton
- Harper
- Henderson
- Hinkins
- Jenkins
- Jones
- Knudson
- Mayne
- Okerlund
- Osmond
- Reid
- Robles
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Urquhart
- Valentine
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators
- Christensen
- Hillyard
- Madsen

S.B. 92 was transmitted to the House for consideration.

**Yeas, 22; Nays, 3; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators
- Adams
- Bramble
- Dabakis
- Davis
- Harper
- Henderson
- Jenkins
- Jones
- Knudson
- Okerlund
- Osmond
- Reid
- Robles
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Urquhart
- Valentine
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Voting in the negative were:** Senators
- Dayton
- Hinkins
- Van Tassell

On motion of Senator Weiler, the Senate voted to recall 1st Sub. S.B. 173, CHILD PROTECTION AMENDMENTS, from the House for corrections.

1st Sub. S.B. 180, PROPERTY TAX MODIFICATIONS, was read the third time, explained by Senator Harper, and passed on the following roll call:

**Yeas, 22; Nays, 3; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators
- Adams
- Bramble
- Dabakis
- Davis
- Harper
- Henderson
- Jenkins
- Jones
- Knudson
- Okerlund
- Osmond
- Reid
- Robles
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Urquhart
- Valentine
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Voting in the negative were:** Senators
- Dayton
- Hinkins
- Van Tassell
Absent or not voting were: Senators
Christensen  Hillyard  Madsen  Mayne

1st Sub. S.B. 180 was transmitted to the House for consideration.

* * *

S.B. 86, LEGISLATIVE PER DIEM REVISION, was read the third time, explained by Senator Knudson, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams  Bramble  Dabakis  Davis
Dayton  Harper  Henderson  Hinkins
Jenkins  Jones  Knudson  Mayne
Okerlund  Osmond  Reid  Robles
Shiozawa  Stephenson  Stevenson  Thatcher
Urquhart  Valentine  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Christensen  Hillyard  Madsen

S.B. 86 was transmitted to the House for consideration.

* * *

S.B. 61, REVISIONS TO PROPERTY TAX, was read the third time, explained by Senator Henderson, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams  Bramble  Dabakis  Davis
Dayton  Harper  Henderson  Hillyard
Hinkins  Jenkins  Jones  Knudson
Mayne  Okerlund  Osmond  Reid
Robles  Shiozawa  Stephenson  Stevenson
Thatcher  Urquhart  Valentine  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Christensen  Madsen
S.B. 61 was transmitted to the House for consideration.

* * *

S.B. 65, SALES AND USE TAX EXEMPTION MODIFICATIONS, was read the third time, explained by Senator Stephenson, and passed on the following roll call:

Yeas, 24; Nays, 3; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams Bramble Christensen Harper
Henderson Hillyard Hinkins Jenkins
Knudson Mayne Okerlund Osmond
Reid Robles Shiozawa Stephenson
Stevenson Thatcher Urquhart Valentine
Van Tassell Vickers Weiler Niederhauser

Voting in the negative were: Senators
Dabakis Davis Jones

Absent or not voting were: Senators
Dayton Madsen

S.B. 65 was transmitted to the House for consideration.

* * *

1st Sub. S.B. 56, RISK MANAGEMENT AMENDMENTS, was read the third time, explained by Senator Bramble, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams Bramble Christensen Harper Dabakis
Davis Dayton Harper Henderson
Hillyard Hinkins Jenkins Jones
Knudson Okerlund Osmond Reid
Robles Shiozawa Stephenson Stevenson
Thatcher Urquhart Valentine Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Madsen Mayne
**SECOND READING CALENDAR**

**H.B. 264**, DISABLED PARKING FINE AMENDMENTS, was read the second time. Senator Mayne explained the bill. Senator Hillyard commented. Senator Hillyard declared a conflict of interest. The bill passed second reading on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

Bramble  Christensen  Dabakis  Davis  
Dayton  Harper  Henderson  Hillyard  
Jenkins  Jones  Knudson  Madsen  
Mayne  Okerlund  Osmond  Reid  
Robles  Shiozawa  Stephenson  Stevenson  
Thatcher  Urquhart  Valentine  Van Tassell  
Vickers  Weiler  Niederhauser

**Absent or not voting were:** Senators

Adams  Hinkins

* * *

On motion of Senator Van Tassell, the circle was removed from **1st Sub. H.B. 282**, AMENDMENTS TO ELECTION LAWS, and it was before the Senate.

On motion of Senator Van Tassell, the following substitute bill replaced the original bill:

**2nd Sub. H.B. 282 Amendments to Election Laws** (K. Powell)

Senator Valentine commented.

On motion of Senator Van Tassell, the bill was circled.

* * *

On motion of Senator Urquhart, the circle was removed from **H.B. 16**, WRONGFUL LIEN AMENDMENTS, and it was before the Senate. Senator Urquhart explained the bill. Senators Van Tassell, Hillyard, Harper, Jenkins, and Valentine commented. The bill passed second reading on the following roll call:
Yeas, 24; Nays, 0; Absent or not voting, 5.

**Voting in the affirmative were:** Senators

Christensen  Dabakis  Dayton  Harper
Henderson  Jenkins  Jones  Knudson
Madsen  Mayne  Okerlund  Osmond
Reid  Robles  Shiozawa  Stephenson
Stevenson  Thatcher  Urquhart  Valentine
Van Tassell  Vickers  Weiler  Niederhauser

**Absent or not voting were:** Senators

Adams  Bramble  Davis  Hillyard
Hinkins

***

On motion of Senator Urquhart, **H.B. 289**, TRAFFIC–CONTROL SIGNAL AMENDMENTS, was read the second time and circled.

***

**H.B. 76**, INSURANCE RELATED REVISIONS, was read the second time. Senator Harper explained the bill. The bill passed second reading on the following roll call:

Yeas, 23; Nays, 0; Absent or not voting, 6.

**Voting in the affirmative were:** Senators

Bramble  Christensen  Dabakis  Davis
Dayton  Harper  Hillyard  Jenkins
Jones  Knudson  Madsen  Mayne
Okerlund  Reid  Robles  Shiozawa
Stephenson  Stevenson  Valentine  Van Tassell
Vickers  Weiler  Niederhauser

**Absent or not voting were:** Senators

Adams  Henderson  Hinkins  Osmond
Thatcher  Urquhart

***

On motion of Senator Bramble, **H.B. 316**, FINANCIAL INSTITUTIONS FEE AMENDMENTS, was read the second time and circled.
On motion of Senator Okerlund, **H.B. 36, CHARTER SCHOOL ENROLLMENT AMENDMENTS**, was read the second time and circled.

**H.B. 260, LOCAL SCHOOL BOARD CANDIDATE REPORTING AMENDMENTS**, was read the second time. Senator Van Tassell explained the bill. The bill passed second reading on the following roll call:

**Yeas, 23; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators

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On motion of Senator Bramble, the circle was removed from **H.B. 316, FINANCIAL INSTITUTIONS FEE AMENDMENTS**, and it was before the Senate. Senator Bramble explained the bill. The bill passed second reading on the following roll call:

**Yeas, 24; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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On motion of Senator Bramble, H.B. 316 was placed on Third Reading Table due to fiscal impact.

* * *

H.B. 295, WEAPONS LAW EXEMPTIONS, was read the second time. Senator Weiler explained the bill. The bill passed second reading on the following roll call:

Y eas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Christensen Dabakis Dayton Harper
Henderson Hillyard Hinkins Jenkins
Jones Knudson Madsen Mayne
Okerlund Reid Robles Shiozawa
Stephenson Stevenson Thatcher Valentine
Van Tassell Vickers Weiler Niederhauser

Absent or not voting were: Senators
Adams Bramble Davis Osmond
Urquhart

* * *

H.B. 296, CONCEALED WEAPON PERMIT EXEMPTIONS AMENDMENTS, was read the second time. Senator Weiler explained the bill. The bill passed second reading on the following roll call:

Y eas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Bramble Christensen Dabakis Davis
Dayton Harper Henderson Hillyard
Hinkins Jenkins Jones Knudson
Madsen Mayne Okerlund Reid
Robles Shiozawa Stephenson Stevenson
Thatcher Urquhart Valentine Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Adams Osmond

* * *

On motion of Senator Henderson, the circle was removed from H.B. 36, CHARTER SCHOOL ENROLLMENT AMENDMENTS, and it was before the
Day 30464 SENATE JOURNAL

Senator Henderson explained the bill. Senator Harper commented. The bill passed second reading on the following roll call:

**Yeas, 25; Nays, 1; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Voting in the negative was:** Senator

Van Tassell

**Absent or not voting were:** Senators

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On motion of Senator Valentine, **S.B. 191**, VERIFICATION OF LEGAL STATUS AMENDMENTS, was lifted from the Business and Labor Standing Committee and placed on the top of the Second Reading Calendar.

***

On motion of Senator Okerlund, and at 11:50 a.m., the Senate recessed.

**AFTERNOON SESSION**

The Senate reassembled at 2:10 p.m., with President Niederhauser presiding.

**COMMUNICATIONS FROM THE HOUSE**

Mr. President:

February 26, 2014

The House passed, **S.B. 27**, REAUTHORIZATION OF MASSAGE THERAPY LICENSURE ACT, by Senator J. Valentine, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 50**, TRANSITION FOR REPEALED NAVAJO TRUST FUND ACT, by Senator D. Hinkins, which has been signed by the Speaker, and it is transmitted for the signature of the President; and
The House passed, **S.B. 155**, APPORTIONMENT OF INCOME AMENDMENTS, by Senator C. Bramble, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 166**, ENERGY AMENDMENTS, by Senator M. Madsen, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.C.R. 2**, CONCURRENT RESOLUTION RECOGNIZING THE 50TH ANNIVERSARY OF THE RIRIE–WOODBURY DANCE COMPANY, by Senator G. Davis, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.C.R. 6**, CONCURRENT RESOLUTION CALLING ON CONGRESS TO PROVIDE PERMANENT MULTIYEAR FUNDING FOR THE PAYMENT IN LIEU OF TAXES PROGRAM, by Senator R. Okerlund, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **2nd Sub. S.J.R. 1**, JOINT RESOLUTION ON MUSEUM RECOGNIZING ATROCITIES AGAINST AMERICAN INDIANS, by Senator S. Reid, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 26, 2014

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 245**, STATE FIRE CODE AMENDMENTS, by Representative J. Dunnigan, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bill was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

Mr. President: February 26, 2014

The House passed **H.B. 235**, CAMPAIGN CONTRIBUTIONS AMENDMENTS, by Representative K. Powell, and it is transmitted for consideration; and
The House passed, as substituted, **1st Sub. H.B. 271**, MOTOR VEHICLE EMISSIONS, by Representative L. Perry, and it is transmitted for consideration; and

The House passed **H.B. 349**, REPEAL OF TRANSPORTATION RELATED FUNDS, by Representative M. Brown, and it is transmitted for consideration; and

The House passed **H.B. 353**, REPEAL OF AGRICULTURE CONSERVATION EASEMENT ACCOUNT, by Representative M. Brown, and it is transmitted for consideration; and

The House passed **H.B. 365**, NATURAL RESOURCES RELATED ACCOUNT REPEALS, by Representative M. Brown, and it is transmitted for consideration; and

The House passed **H.J.R. 13**, JOINT RESOLUTION ON CONFERENCE COMMITTEE REPORTS, by Representative J. Seelig and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

***

Mr. President: February 26, 2014

The House passed, as amended, **1st Sub. S.B. 103**, LOCAL CONTROL OF CLASSROOM TIME REQUIREMENTS, by Senator A. Osmond, and it is transmitted for further consideration; and

The House passed, as amended, **S.B. 130**, TRUST DEED FORECLOSURE AMENDMENTS, by Senator W. Harper, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.

**RULES COMMITTEE REPORTS**

To the Members of the Senate: February 26, 2014

The Rules Committee recommends assignment of the following bills to standing Committees:
Business and Labor Committee

S.B. 239  Credit Report Protection for Minors (Sen. C. Bramble)
S.B. 246  Parental Rights of Biological Fathers (Sen. C. Bramble)
S.B. 249  Transportation Rights–of–way Safety Amendments
          (Sen. C. Bramble)
S.B. 250  Public Duty Doctrine Amendments (Sen. C. Bramble)

Economic Development and Workforce Services Committee

H.B. 72  Higher Education Grievance Procedure Amendments
          (Rep. M. Wheatley)
1st Sub. H.B. 81  Parental Review of Statewide Summative Test Questions
                 (Rep. M. Kennedy)
H.B. 221  School Community Council Revisions
          (Rep. R. Cunningham)
H.B. 337  Teacher Salary Supplement Program Amendments
          (Rep. B. Last)

Government Operations and Political Subdivisions Committee

S.B. 245  Internet Voting Pilot Project Amendments
          (Sen. C. Bramble)
S.B. 247  Utah Navajo Royalties Amendments
          (Sen. K. Van Tassell)
H.B. 83  Local Government Residential Reimbursement Authority
         (Rep. J. Anderson)
H.B. 103  State Money Management Act Amendments
         (Rep. R. Cunningham)
H.B. 311  Budgeting Amendments (Rep. B. Wilson)
H.B. 333  Payroll Services Amendments (Rep. R. Spendlove)

Health and Human Services Committee

S.B. 251  Amendments to Medicaid and Health Care
         (Sen. B. Shiozawa)
S.B. 254  Repeal of Certified Nurse Midwife Education and
         Enforcement Account (Sen. L. Hillyard)
H.B. 114  Mail–order Wholesale Drug Amendments
         (Rep. S. Barlow)
H.B. 346  Foster Children Amendments (Rep. J. Anderson)
Judiciary, Law Enforcement, and Criminal Justice Committee

S.B. 248 Judicial Retention Election Amendments (Sen. C. Bramble)
H.B. 279 Judiciary Interim Committee Sunset Provisions (Rep. K. McIlff)

Natural Resources, Agriculture and Environment Committee

S.B. 242 Alternative Energy Amendments (Sen. J. Adams)
S.B. 243 Air Quality Programs (Sen. J. Adams)
H.B. 31 Pollution Control Amendments (Rep. R. Wilcox)

Revenue and Taxation Committee

S.B. 244 Modifications to Property Tax (Sen. A. Osmond)
H.B. 74 Energy Efficient Vehicle Tax Credits (Rep. V. Snow)
H.B. 209 Extension of Sales and Use Tax Exemption (Rep. R. Wilcox)

Transportation, Public Utilities and Technology Committee

S.B. 235 Transportation Revisions (Sen. W. Harper)
S.B. 252 Railroad Crossing Revisions (Sen. G. Davis)
S.B. 253 Distracted Driver Amendments (Sen. S. Urquhart)
H.B. 86 Utah Energy Infrastructure Authority Act Amendments (Rep. R. Barrus)

John L. Valentine
Rules Committee Chair

Report filed. On motion of Senator Valentine, the committee report was adopted.

SECOND READING CALENDAR

S.B. 191, VERIFICATION OF LEGAL STATUS AMENDMENTS, was read the second time. On motion of Senator Valentine, the Senate voted to strike the enacting clause on the bill.

* * *

On motion of Senator Bramble, H.B. 273, PROPERTY TAX RESIDENTIAL EXEMPTION AMENDMENTS, was read the second time and circled.
H.B. 88, AUTISM PROGRAM AMENDMENTS, was read the second time. Senator Bramble explained the bill. The bill passed second reading on the following roll call:

Yeas, 22; Nays, 1; Absent or not voting, 6.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Harper Henderson Hillyard
Jones Knudson Mayne Okerlund
Osmond Reid Robles Shiozawa
Stevenson Thatcher Valentine Van Tassell
Vickers Niederhauser

Voting in the negative was: Senator Jenkins

Absent or not voting were: Senators
Dayton Hinkins Madsen Stephenson
Urquhart Weiler

On motion of Senator Bramble, H.B. 88 was placed on Third Reading Table due to fiscal impact.

1st Sub. H.B. 92, UTAH EDUCATION AND TELEHEALTH NETWORK AMENDMENTS, was read the second time.

Senator Christensen proposed the following amendment:

1. Page 13, Line 377
   House Floor Amendments 2–18–2014:
   377 (b) The Utah Education and Telehealth Network Board shall have {14} 13 members as

2. Page 13, Lines 381 through 382
   House Floor Amendments 2–18–2014:
   381 (ii) four members representing the state system of public education including:
   (A) three members appointed by the
382 State Board of Education; and
(B) one member representing the Utah State Office of Education
appointed by the state superintendent;

3. Page 13, Lines 386 through 388
House Floor Amendments 2–18–2014:

386 (v) one member representing the Utah State Office of
Education appointed by the state superintendent;

387 (vi) two members representing hospitals as follows:

4. Page 13, Line 394
House Floor Amendments 2–18–2014:

394 one member representing the office of the
governor, appointed by the governor.

Senator Christensen’s motion to amend passed on a voice vote. Senator
Christensen explained the bill. The bill passed second reading on the following
roll call:

Y eas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Harper Henderson Hillyard
Hinkins Jenkins Jones Knudson
Mayne Okerlund Osmond Reid
Robles Shiozawa Stevenson Thatcher
Urquhart Valentine Van Tassell Vickers
Niederhauser

Absent or not voting were: Senators
Dayton Madsen Stephenson Weiler

* * *

H.B. 98, UTAH OPTOMETRY PRACTICE ACT AMENDMENTS, was
read the second time. Senator Shiozawa explained the bill.

Senator Valentine proposed a verbal amendment as follows:
1. Page 3, Line 85:
Delete “eye” and insert “eyelid”

Senator Valentine’s motion to amend passed on a voice vote. Senators Valentine, Christensen, and Vickers commented. The bill passed second reading on the following roll call:

**Yeas, 24; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

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On motion of Senator Hillyard, **1st Sub. H.B. 71, DISTRIBUTION OF INTIMATE IMAGES**, was read the second time and circled.

***

On motion of Senator Urquhart, the circle was removed from **H.B. 289, TRAFFIC−CONTROL SIGNAL AMENDMENTS**, and it was before the Senate. Senator Urquhart explained the bill. Senators Hillyard and Dayton commented. The bill passed second reading on the following roll call:

**Yeas, 24; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

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1st Sub. H.B. 225, PRIMARY LAW ENFORCEMENT DUTIES FOR SHERIFFS, was read the second time. Senator Hinkins explained the bill. The bill passed second reading on the following roll call:

**Yeas, 22; Nays, 1; Absent or not voting, 6.**

Voting in the affirmative were: Senators
- Adams
- Christensen
- Davis
- Dayton
- Harper
- Henderson
- Hillyard
- Hinkins
- Jenkins
- Jones
- Knudson
- Mayne
- Osmond
- Reid
- Robles
- Shiozawa
- Stevenson
- Thatcher
- Valentine
- Van Tassell
- Vickers
- Niederhauser

Voting in the negative was: Senator
- Dabakis

Absent or not voting were: Senators
- Bramble
- Madsen
- Okerlund
- Stephenson
- Urquhart
- Weiler

* * *

1st Sub. H.B. 253, STATE FAIR CORPORATION BOARD AMENDMENTS, was read the second time. Senator Valentine explained the bill. Senators Dabakis, Hinkins, Mayne, and Jenkins commented. The bill passed second reading on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 4.**

Voting in the affirmative were: Senators
- Adams
- Christensen
- Dabakis
- Dayton
- Harper
- Henderson
- Hillyard
- Hinkins
- Jenkins
- Jones
- Knudson
- Mayne
- Okerlund
- Osmond
- Reid
- Robles
- Shiozawa
- Stevenson
- Thatcher
- Urquhart
- Valentine
- Van Tassell
- Vickers
- Niederhauser

Absent or not voting were: Senators
- Bramble
- Davis
- Madsen
- Stephenson
COMMUNICATIONS FROM THE HOUSE

Mr. President:  
February 26, 2014

At the request of the Senate, 1st Sub. S.B. 173, CHILD PROTECTION AMENDMENTS, by Senator T. Weiler, is being returned.

Sandy D. Tenney, Chief Clerk

On motion of Senator Weiler, the Senate voted to reconsider its action on 1st Sub. S.B. 173.

On motion of Senator Weiler, the bill was placed at the top of the Third Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Weiler, the circle was removed from 1st Sub. H.B. 20, EMERGENCY VEHICLE OPERATOR DUTY OF CARE REVISIONS, and it was before the Senate. Senator Weiler explained the bill. Senators Adams, Stephenson, and Valentine commented.

On motion of Senator Hillyard, the bill was circled on the following roll call vote:

Yeas, 14; Nays, 13; Absent or not voting, 2.

Voting in the affirmative were: Senators
Christensen  Dabakis  Davis  Hillyard
Hinkins  Jones  Knudson  Mayne
Osmond  Robles  Shiozawa  Stephenson
Valentine  Van Tassell

Voting in the negative were: Senators
Adams  Bramble  Dayton  Harper
Henderson  Jenkins  Okerlund  Reid
Stevenson  Thatcher  Vickers  Weiler
Niederhauser

Absent or not voting were: Senators
Madsen  Urquhart

* * *

H.B. 217, SERVICE AMENDMENTS, was read the second time. Senator Christensen explained the bill. Senator Valentine declared a conflict of interest. The bill passed second reading on the following roll call:
Yeas, 26; Nays, 0; Absent or not voting, 3.

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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3rd Sub. H.B. 283, NONPROFIT ENTITY RECEIPT OF GOVERNMENT MONEY, was read the second time.

Senator Robles proposed the following amendment:

1. Page 5, Lines 143 through 146:

   143  (b) procedures for the governing board of the nonprofit entity to designate an administrator who manages the state money; {and}
   144  (c) procedures for the governing board to dismiss the administrator described by (d) procedures for compliance with Title 34A, Chapter 5, Utah Antidiscrimination Act, if the nonprofit entity is subject to Title 34A, Chapter 5, Utah Antidiscrimination Act.

Senator Robles’ motion to amend passed on a voice vote. Senator Bramble explained the bill. The bill passed second reading on the following roll call:

Yeas, 24; Nays, 1; Absent or not voting, 4.

**Voting in the affirmative were:** Senators

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Voting in the negative was: Senator Dayton

Absent or not voting were: Senators Mayne Stephenson Valentine Niederhauser

* * *

S.B. 57, AUTISM SERVICES AMENDMENTS, was read the second time.

Senator Shiozawa proposed the following amendment:

1. Page 2, Line 39:
   
   39 autism spectrum disorders as defined by \{-the-most recent\} an accepted edition of the Diagnostic and

2. Page 2, Lines 45 through 48:
   
   45 (ii) provided or supervised by a:
   46 (A) board certified behavior analyst; or
   47 (B) \{- licensed psychologist so long as the services performed are commensurate with the
   48 psychologist’s formal university training and supervised experience\} a person licensed under Title 58, Division of
   Occupational and Professional Licensing, whose scope of practice includes mental health services .

3. Page 3, Line 72:
   
   72 entered into or renewed on or after July 1, (2013\-2014), shall provide coverage for the diagnosis and treatment of

Senator Shiozawa’s motion to amend passed on a voice vote. Senator Shiozawa explained the bill. Senators Christensen, Hillyard, Jones, Osmond, Robles, and Stephenson commented.

On motion of Senator Shiozawa, the bill was circled.
THIRD READING CALENDAR

On motion of Senator Weiler, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

1st Sub. S.B. 173, CHILD PROTECTION AMENDMENTS, was before the Senate upon reconsideration, explained by Senator Weiler, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Senators
Adams Christensen Dabakis Davis
Dayton Harper Henderson Jenkins
Jones Knudson Madsen Mayne
Okerlund Osmond Reid Robles
Stephenson Stevenson Urquhart Valentine
Van Tassell Vickers Weiler

Absent or not voting were: Senators
Bramble Hillyard Hinkins Shiozawa
Thatcher Niederhauser

1st Sub. S.B. 173, was transmitted to the House.

INTRODUCTION OF BILLS

S.B. 256, Asset Forfeiture Amendments (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

* * *

On motion of Senator Okerlund, and at 4:10 p.m., the Senate adjourned until 10:00 a.m., Thursday, February 27, 2014.
THIRTY-FIRST DAY

MORNING SESSION

February 27, 2014

The Senate was called to order at 10:07 a.m., with President Wayne Niederhauser presiding.

Prayer – Imam Muhammed Mehtar, Islamic Society of Greater Salt Lake
Pledge of Allegiance – Senator Stuart C. Reid
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 65)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 26, 2014

The House passed, S.B. 14, LONG-TERM CARE PARTNERSHIP, by Senator T. Weiler, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 132, HUMAN SERVICES AMENDMENTS, by Senator W. Harper, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 165, TRIAL HUNTING AUTHORIZATION, by Senator R. Okerlund, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 174, EMERGENCY FISCAL PROCEDURES COUNTIES, by Senator D. Henderson, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.J.R. 11, JOINT RULES RESOLUTION ON BILL NUMBERING, by Senator J. Valentine, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.
Mr. President: February 26, 2014

The House passed, as amended, **S.B. 19**, APPOINTMENT AND QUALIFICATION OF MEMBERS OF THE STATE TAX COMMISSION, by Senator H. Stephenson, and it is transmitted for further consideration; and

The House substituted and passed, **1st Sub. S.B. 148**, UPSTART PROGRAM AMENDMENTS, by Senator J. S. Adams, and it is transmitted for further consideration; and

The House passed, as amended, **S.B. 168**, CHARITY CARE AMENDMENTS, by Senator A. Christensen, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.

Mr. President: February 26, 2014

The House passed **H.B. 61**, CLEAN AIR PROGRAMS, by Representative P. Arent, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 90**, WOMEN IN THE ECONOMY COMMISSION, by Representative J. Seelig, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 302**, VOTING RECORDS AMENDMENTS, by Representative R. Edwards, and it is transmitted for consideration; and

The House passed, as amended, **H.C.R. 3**, CONCURRENT RESOLUTION ON UNMANNED AIRCRAFT SYSTEMS, by Representative V. Peterson, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

**STANDING COMMITTEE REPORTS**

Mr. President: February 26, 2014

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **1st Sub. H.B. 17**, INTERLOCAL ACT AMENDMENTS, by Representative Johnny Anderson; and
The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 238, LOCAL REFERENDUM REQUIREMENTS AMENDMENTS, by Representative K. Powell; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 339, COUNTY BUDGET AMENDMENTS, by Representative J. Seelig; and

The Government Operations and Political Subdivisions Committee recommends S.J.R. 15, JOINT RESOLUTION ON POLITICAL PARTIES AND THEIR CANDIDATES, by Senator S. Jenkins, be replaced and favorably recommends 1st Sub. S.J.R. 15, JOINT RESOLUTION ON POLITICAL PARTIES.

Margaret Dayton, Chair

Mr. President: February 26, 2014

The Judiciary, Law Enforcement, and Criminal Justice Committee recommends S.B. 221, INDIGENT COUNSEL IN JUVENILE COURT, by Senator T. Weiler, be replaced and favorably recommends 1st Sub. S.B. 221, INDIGENT COUNSEL IN JUVENILE COURT; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 222, AUTOMATIC LICENSE PLATE READER SYSTEM AMENDMENTS, by Senator T. Weiler; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 227, EXPOSURE OF CHILDREN TO PORNOGRAPHY, by Senator T. Weiler, with the following amendments:

1. Page 1, Lines 11 through 18:

11 Highlighted Provisions:

12 This bill:

13 provides that a district court shall consider, when determining child custody in a

14 separation or divorce, whether the parent has intentionally exposed the child to pornography or

15 material harmful to a child; and

16 provides that a juvenile court shall consider, when determining whether to terminate
17 a parent’s rights, whether the parent has intentionally exposed the child to pornography or
18 material harmful to a minor.

2. Page 2, Lines 43 through 46:

43 and nature of the relationship between a parent and child; [and]
44 (iv) whether the parent has intentionally exposed the child to pornography or material harmful to a
45 minor, as defined in Section 76–10–1201; and
46 (v) those factors outlined in Section 30–3–10.2.

3. Page 5, Lines 123 through 126:

123 (f) a history of violent behavior[.]; or
124 (g) whether the parent has intentionally exposed the child to pornography or material harmful to a
125 minor, as defined in Section 76–10–1201.
126 (3) A parent who, legitimately practicing the parent’s religious beliefs, does not provide ; and

The Judiciary, Law Enforcement, and Criminal Justice Committee recommends S.B. 229, ADOPTION ACT AMENDMENTS, by Senator T. Weiler, be replaced and favorably recommends 1st Sub. S.B. 229, ADOPTION ACT AMENDMENTS.

Mark B. Madsen, Chair

Mr. President: February 26, 2014

The Natural Resources, Agriculture, and Environment Committee recommends S.B. 73, AGRICULTURAL ENVIRONMENTAL AMENDMENTS, by Senator R. Okerlund, be replaced and favorably recommends 1st Sub. S.B. 73, AGRICULTURAL ENVIRONMENTAL AMENDMENTS; and
The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.B. 231, AGRICULTURAL AMENDMENTS**, by Senator D. Hinkins.

Scott K. Jenkins, Chair

**Mr. President:** February 26, 2014

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 93, PROPERTY TAX ASSESSMENT AMENDMENTS**, by Representative B. Greene.

Deidre Henderson, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were placed on Second Reading Calendar.

**STANDING COMMITTEE REPORTS**

**Mr. President:** February 26, 2014

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **H.B. 280, TECHNICAL REVISIONS TO PAWNSHOP STATUTE**, by Representative A. Romero, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **H.B. 287, ARBITRATION FOR DOG BITES AMENDMENTS**, by Representative L. Christensen, and recommends it be considered read for the second time and placed on the Consent Calendar.

Mark B. Madsen, Chair

**Mr. President:** February 26, 2014

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on **S.B. 217, PUBLIC UTILITIES AMENDMENTS**, by Senator K. Van Tassell, and recommends it be considered read for the second time and placed on the Consent Calendar.

Kevin T. Van Tassell, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were considered read the second time and placed on the Consent Calendar.
INTRODUCTION OF BILLS

S.B. 76, Rural Economic Mapping and Partnership (S. Reid), was read the first time by short title and referred to the Rules Committee.

S.B. 257, Parent Review of Instructional Materials and Curriculum (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

S.B. 258, Educator Licensure Amendments (J. Stevenson), was read the first time by short title and referred to the Rules Committee.

S.B. 259, Victim Reparations Fund Amendments (M. Madsen), was read the first time by short title and referred to the Rules Committee.

S.B. 260, Sex Offender and Kidnap Offender Registration Amendments (D. Thatcher), was read the first time by short title and referred to the Rules Committee.

S.B. 261, Emergency Room Services Amendments (J. Valentine), was read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

H.B. 321, Refugee Services Coordination Amendments, was read the third time, explained by Senator Stephenson, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators

Adams          Bramble          Christensen          Dabakis          
Dayton         Harper           Hillyard            Hinkins          
Jenkins        Jones            Knudson             Madsen          
Mayne          Okerlund         Osmond              Reid            
Robles         Shiozawa         Stephenson          Stevenson       
Urquhart       Valentine        Van Tassell         Vickers         
Weiler          Niederhauser     

Absent or not voting were: Senators

Davis           Henderson        Thatcher           

H.B. 321 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
H.B. 327, VETERANS’ EMPLOYMENT OPPORTUNITY AMENDMENTS, was read the third time, explained by Senator Knudson, and passed on the following roll call:

**YEAS, 26; NAYS, 0; ABSENT OR NOT VOTING, 3.**

**Voting in the affirmative were:** Senators

<table>
<thead>
<tr>
<th>Senator</th>
<th>Bramble</th>
<th>Christensen</th>
<th>Dabakis</th>
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<td>Adams</td>
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**Absent or not voting were:** Senators

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<tr>
<th>Senator</th>
<th>Davis</th>
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<th>Thatcher</th>
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<tr>
<td>Urquhart</td>
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H.B. 327 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 203, BAIL BOND RECOVERY LICENSURE BOARD AMENDMENTS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

**YEAS, 25; NAYS, 0; ABSENT OR NOT VOTING, 4.**

**Voting in the affirmative were:** Senators

<table>
<thead>
<tr>
<th>Senator</th>
<th>Bramble</th>
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**Absent or not voting were:** Senators

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H.B. 203 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
**H.B. 247**, COURT PARKING FACILITIES, was read the third time, explained by Senator Dabakis, and passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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<thead>
<tr>
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**Absent or not voting were:** Senators

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<tr>
<th>Davis</th>
<th>Stevenson</th>
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**H.B. 247** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

**H.B. 304, LAW ENFORCEMENT VOLUNTEER AMENDMENTS, was read the third time, explained by Senator Jenkins, and passed on the following roll call:**

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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<tr>
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**Absent or not voting were:** Senators

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<th>Davis</th>
<th>Stevenson</th>
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Senator Valentine declared a conflict of interest.
H.B. 304 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

S.B. 198, LAW ENFORCEMENT EXEMPTION FOR MEDICAL INFORMATION, was read the third time, explained by Senator Hinkins, and passed on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators
- Adams
- Bramble
- Christensen
- Dayton
- Harper
- Henderson
- Hillyard
- Hinkins
- Jenkins
- Jones
- Knudson
- Madsen
- Mayne
- Okerlund
- Osmond
- Reid
- Robles
- Shiozawa
- Stephenson
- Thatcher
- Valentine
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators
- Dabakis
- Davis
- Stevenson
- Urquhart

S.B. 198 was transmitted to the House for consideration.

* * *

H.B. 309, STATE VETERINARIAN AMENDMENTS, was read the third time, explained by Senator Hinkins, and passed on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators
- Adams
- Bramble
- Christensen
- Dabakis
- Dayton
- Harper
- Henderson
- Hillyard
- Hinkins
- Hinkins
- Jenkins
- Jones
- Knudson
- Madsen
- Mayne
- Okerlund
- Osmond
- Reid
- Robles
- Shiozawa
- Stephenson
- Thatcher
- Valentine
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators
- Davis
- Knudson
- Stevenson
- Urquhart
H.B. 309 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

S.B. 83, LOCAL SALES AND USE TAX ACT AMENDMENTS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were: Senators**

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**Absent or not voting were: Senators**

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<tr>
<th>Davis</th>
<th>Knudson</th>
<th>Stevenson</th>
<th>Urquhart</th>
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S.B. 83 was transmitted to the House for consideration.

***

S.B. 199, AMENDMENTS TO EMERGENCY TELEPHONE SERVICE LAW, was read the third time, explained by Senator Bramble, and passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were: Senators**

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</table>

**Absent or not voting were: Senators**

<table>
<thead>
<tr>
<th>Davis</th>
<th>Knudson</th>
<th>Stevenson</th>
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S.B. 199 was transmitted to the House for consideration.

* * *

S.B. 203, IMMIGRATION AMENDMENTS, was read the third time, explained by Senator Bramble, and passed on the following roll call:

Yeas, 22; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Senators
Adams    Bramble    Christensen    Dabakis
Dayton   Harper     Henderson     Hinkins
Jones    Mayne      Okerlund     Osmond
Reid     Robles     Shiozawa     Stephenson
Thatcher Valentine Van Tassell Vickers
Weiler    Niederhauser

Absent or not voting were: Senators
Davis    Hillyard   Jenkins      Knudson
Madsen   Stevenson  Urquhart

S.B. 203 was transmitted to the House for consideration.

* * *

1st Sub. H.B. 267, AGING AND ADULT SERVICES AMENDMENTS, was read the third time, explained by Senator Shiozawa, and passed on the following roll call:

Yeas, 21; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Senators
Adams    Bramble    Christensen    Dabakis
Dayton   Harper     Henderson     Hinkins
Jones    Mayne      Okerlund     Reid
Robles   Shiozawa   Stephenson   Thatcher
Valentine Van Tassell Vickers   Weiler
Niederhauser

Absent or not voting were: Senators
Davis    Hillyard   Jenkins      Knudson
Madsen   Osmond     Stevenson   Urquhart

1st Sub. H.B. 267 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
CONCURRENCE CALENDAR

1st Sub. S.B. 103, LOCAL CONTROL OF CLASSROOM TIME REQUIREMENTS, was before the Senate.

On motion of Senator Valentine, the bill was circled.

* * *

On motion of Senator Harper, the Senate voted to concur in the House amendments to S.B. 130, TRUST DEED FORECLOSURE AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 22; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Senators
Adams
Bramble
Christensen
Dabakis
Dayton
Harper
Henderson
Hinkins
Jenkins
Jones
Madsen
Mayne
Okerlund
Reid
Robles
Shiozawa
Thatcher
Urquhart
Valentine
Van Tassell
Vickers
Weiler

Absent or not voting were: Senators
Davis
Hillyard
Knudson
Osmond
Stephenson
Stevenson
Niederhauser

S.B. 130 was returned to the House for the signature of the Speaker.

THIRD READING CALENDAR

H.B. 264, DISABLED PARKING FINE AMENDMENTS, was read the third time, explained by Senator Mayne, and passed on the following roll call:

Yeas, 21; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Senators
Adams
Bramble
Christensen
Dabakis
Harper
Henderson
Hinkins
Jones
Madsen
Mayne
Okerlund
Reid
Robles
Shiozawa
Stephenson
Thatcher
Urquhart
Van Tassell
Vickers
Weiler
Niederhauser
Absent or not voting were: Senators
Davis           Dayton           Hillyard          Jenkins
Knudson         Osmond           Stevenson         Valentine

H.B. 264 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 16, WRONGFUL LIEN AMENDMENTS, was read the third time, explained by Senator Urquhart, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Christensen      Dabakis          Dayton           Harper
Henderson        Hinkins          Jenkins          Jones
Madsen           Mayne            Okerlund         Osmond
Reid             Robles           Shiozawa         Stephenson
Stevenson        Thatcher         Urquhart        Valentine
Van Tassell      Vickers          Weiler           Niederhauser

Absent or not voting were: Senators
Adams            Bramble          Davis            Hillyard
Knudson

H.B. 16 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 76, INSURANCE RELATED REVISIONS, was read the third time, explained by Senator Harper, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Christensen      Dabakis          Dayton           Harper
Henderson        Hinkins          Jenkins          Jones
Madsen           Mayne            Okerlund         Osmond
Reid             Robles           Shiozawa         Stephenson
Stevenson        Thatcher         Urquhart        Valentine
Van Tassell      Vickers          Weiler           Niederhauser
Absent or not voting were: Senators
Adams Bramble Davis Hillyard Knudson

H.B. 76 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 260, LOCAL SCHOOL BOARD CANDIDATE REPORTING AMENDMENTS, was read the third time, explained by Senator Van Tassell, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Bramble Christensen Dabakis Dayton
Harper Henderson Hinkins Jenkins
Jones Madsen Mayne Okerlund
Osmond Reid Robles Shiozawa
Stephenson Stevenson Thatcher Urquhart
Valentine Van Tassell Vickers Weiler
Niederhauser

Absent or not voting were: Senators
Adams Davis Hillyard Knudson

H.B. 260 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 295, WEAPONS LAW EXEMPTIONS, was read the third time, explained by Senator Weiler, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Dayton Harper Henderson Hinkins
Jenkins Jones Madsen Mayne
Okerlund Osmond Reid Robles
Shiozawa Stephenson Stevenson Thatcher
Urquhart Valentine Van Tassell Vickers
Weiler Niederhauser
Absent or not voting were: Senators
Davis      Hillyard      Knudson

H.B. 295 was signed by the President of the Senate in open session and
returned to the House for the signature of the Speaker.

***

H.B. 296, CONCEALED WEAPON PERMIT EXEMPTIONS, was read the
third time, explained by Senator Weiler, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams      Bramble      Christensen      Dabakis
Dayton     Harper       Henderson       Hinkins
Jenkins    Jones        Madsen         Mayne
Okerlund   Osmond       Reid           Robles
Shiozawa   Stephenson   Stevenson       Thatcher
Urquhart   Valentine    Vickers        Weiler
Niederhauser

Absent or not voting were: Senators
Davis      Hillyard      Knudson      Van Tassell

H.B. 296 was signed by the President of the Senate in open session and
returned to the House for the signature of the Speaker.

***

H.B. 36, CHARTER SCHOOL ENROLLMENT AMENDMENTS, was read
the third time and explained by Senator Henderson. Senators Mayne, Jones, and
Weiler commented and the bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams      Bramble      Christensen      Dabakis
Dayton     Harper       Henderson       Hinkins
Jenkins    Jones        Madsen         Mayne
Okerlund   Osmond       Reid           Robles
Shiozawa   Stephenson   Stevenson       Thatcher
Urquhart   Valentine    Vickers        Weiler
Niederhauser
Absent or not voting were: Senators
Davis      Hillyard      Knudson      Van Tassell

H.B. 36 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

1st Sub. H.B. 92, UTAH EDUCATION AND TELEHEALTH NETWORK AMENDMENTS, was read the third time, explained by Senator Christensen, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Senators
Adams      Bramble      Christensen      Dabakis
Dayton     Harper       Henderson      Hinkins
Jenkins    Jones        Mayne         Okerlund
Osmond     Reid         Robles        Shiozawa
Stephenson Thatcher      Urquhart      Valentine
Vickers    Weiler       Niederhauser

Absent or not voting were: Senators
Davis      Hillyard      Knudson      Madsen
Stevenson  Van Tassell

1st Sub. H.B. 92, as amended, was returned to the House for further consideration.

* * *

H.B. 98, UTAH OPTOMETRY PRACTICE ACT AMENDMENTS, was read the third time, explained by Senator Shiozawa.

Senator Valentine proposed a verbal amendment as follows:

   Delete “eyelid” and insert “eye”

Senator Valentine’s motion to amend passed on a voice vote. The bill passed on the following roll call:

Yeas, 24; Nays, 1; Absent or not voting, 4.
Voting in the affirmative were: Senators
Christensen    Dabakis    Harper    Henderson
Hillyard      Hinkins    Jenkins   Jones
Knudson       Madsen     Okerlund  Osmond
Reid          Robles     Shiozawa  Stephenson
Stevenson     Thatcher   Urquhart  Valentine
Van Tassell   Vickers    Weiler    Niederhauser

Voting in the negative was: Senator
Dayton

Absent or not voting were: Senators
Adams        Bramble    Davis     Mayne

H.B. 98, as amended, was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 289, TRAFFIC−CONTROL SIGNAL AMENDMENTS, was read the third time, explained by Senator Urquhart, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Christensen    Dabakis    Dayton    Harper
Henderson     Hinkins    Jenkins   Jones
Madsen        Mayne      Okerlund  Osmond
Reid          Robles     Shiozawa  Stephenson
Stevenson     Thatcher   Urquhart  Valentine
Van Tassell   Vickers    Weiler    Niederhauser

Absent or not voting were: Senators
Adams        Bramble    Davis     Hillyard
Knudson

H.B. 289 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

1st Sub. H.B. 225, PRIMARY LAW ENFORCEMENT DUTIES FOR SHERIFFS, was read the third time, explained by Senator Hinkins, and passed on the following roll call:
Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Bramble Christensen Dabakis Dayton
Harper Henderson Hinkins Jenkins
Jones Madsen Mayne Okerlund
Osmond Reid Robles Shiozawa
Stephenson Stevenson Thatcher Urquhart
Valentine Van Tassell Vickers Weiler
Niederhauser

Absent or not voting were: Senators
Adams Davis Hillyard Knudson

1st Sub. H.B. 225, as amended, was returned to the House for further consideration.

* * *

1st Sub. H.B. 253, STATE FAIR CORPORATION BOARD AMENDMENTS, was read the third time, explained by Senator Valentine, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Bramble Christensen Dabakis Dayton
Harper Henderson Hinkins Jenkins
Jones Knudson Madsen Mayne
Okerlund Osmond Reid Robles
Shiozawa Stephenson Stevenson Thatcher
Urquhart Valentine Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Adams Davis Hillyard

1st Sub. H.B. 253 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 217, SERVICE ANIMALS, was read the third time, explained by Senator Christensen, and passed on the following roll call:
Yeas, 25; Nays, 1; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Dayton  Harper  Henderson  Jones
Knudson  Madsen  Mayne  Okerlund
Osmond  Reid  Robles  Shiozawa
Stephenson  Stevenson  Thatcher  Urquhart
Valentine  Van Tassell  Vickers  Weiler
Niederhauser

Voting in the negative was: Senator
Jenkins

Absent or not voting were: Senators
Davis  Hillyard  Hinkins

H.B. 217 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

3rd Sub. H.B. 283, NONPROFIT ENTITY RECEIPT OF GOVERNMENT MONEY, was read the third time and explained by Senator Bramble.

On motion of Senator Bramble, the Senate voted to reconsider its action on Amendment #3 made by Senator Robles yesterday. Senators Robles, Madsen, Dayton, and Dabakis commented. The motion to reconsider passed on the following roll call vote:

Yeas, 22; Nays, 5; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dayton
Harper  Henderson  Hinkins  Jenkins
Knudson  Okerlund  Osmond  Reid
Shiozawa  Stephenson  Stevenson  Thatcher
Urquhart  Valentine  Van Tassell  Vickers
Weiler  Niederhauser

Voting in the negative were: Senators
Dabakis  Jones  Madsen  Mayne
Robles
Absent or not voting were: Senators
Davis              Hillyard

The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams              Bramble               Christensen     Dabakis
Davis              Dayton                 Harper          Henderson
Hillyard           Hinkins                Jenkins        Jones
Knudson            Madsen                 Mayne          Okerlund
Osmond             Reid                   Shiozawa       Stephenson
Stevenson          Thatcher               Urquhart      Valentine
Van Tassell        Vickers                Weiler         Niederhauser

Absent or not voting was: Senator
Robles

The following amendment was removed from the bill:

1. Page 5, Lines 143 through 146:

   143  (b) procedures for the governing board of the nonprofit entity to designate an
   144  administrator who manages the state money; {and} {and}
   145  (c) procedures for the governing board to dismiss the administrator described by
   146  Subsection (3)(b) {and} ; and
   (d) procedures for compliance with Title 34A, Chapter 5, Utah Antidiscrimination Act, if the nonprofit entity is subject to Title 34A, Chapter 5, Utah Antidiscrimination Act.

3rd Sub. H.B. 283, as amended, was returned to the House for further consideration.

CONCURRENCE CALENDAR

On motion of Senator Osmond, the circle was removed from 1st Sub. S.B. 103, LOCAL CONTROL OF CLASSROOM TIME REQUIREMENTS, and it was before the Senate.
On motion of Senator Osmond, the Senate voted to concur in the House amendments to 1st Sub. S.B. 103, LOCAL CONTROL OF CLASSROOM TIME REQUIREMENTS. The bill, as amended, passed on the following roll call:

**Yeas, 22; Nays, 1; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators
Adams Christensen Davis Dayton
Harper Henderson Hinkins Jenkins
Jones Knudson Madsen Okerlund
Osmond Reid Shiozawa Stevenson
Thatcher Urquhart Van Tassell Vickers
Weiler Niederhauser

**Voting in the negative was:** Senator Hillyard

**Absent or not voting were:** Senators
Bramble Dabakis Mayne Robles
Stephenson Valentine

1st Sub. S.B. 103 was returned to the House for the signature of the Speaker.

**SECOND READING CALENDAR**

On motion of Senator Harper, 1st Sub. H.B. 17, INTERLOCAL ACT AMENDMENTS, was read the second time and circled.

***

On motion of Senator Weiler, the circle was removed from 1st Sub. H.B. 71, DISTRIBUTION OF INTIMATE IMAGES, and it was before the Senate. Senator Weiler explained the bill. Senators Urquhart and Hillyard commented.

On motion of Senator Hillyard, the bill was circled.

***

On motion of Senator Okerlund, and at 11:50 a.m., the Senate recessed.
The Senate reassembled at 2:17 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 27, 2014

The House passed, **S.B. 125**, RETIRED VOLUNTEER HEALTH CARE PRACTITIONER AMENDMENTS, by Senator D. Henderson, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.C.R. 5**, CONCURRENT RESOLUTION SUPPORTING THE MASTER PLAN, by Senator M. Dayton, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

***

Mr. President: February 27, 2014

The House passed, as amended, **S.B. 115**, COURT TRANSCRIPT FEES, by Senator P. Jones, and it is transmitted for further consideration; and

The House passed, as amended, **S.B. 134**, TAXATION RELATED REFERENDUM AMENDMENTS, by Senator J. Valentine, and it is transmitted for further consideration; and

The House substituted and passed, **4th Sub. S.B. 147**, RESIDENTIAL RENTAL AMENDMENTS, by Senator P. Jones, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.

***

Mr. President: February , 2014

The House passed, as substituted and amended, **1st Sub. H.B. 331**, IDENTIFICATION CARD AMENDMENTS, by Representative D. McCay, and it is transmitted for consideration; and
The House passed **H.B. 363**, MENTAL HEALTH PROFESSIONAL PRACTICE ACT AMENDMENTS, by Representative M. Kennedy, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

**RULES COMMITTEE REPORTS**

To the Members of the Senate: February 27, 2014

The Rules Committee recommends assignment of the following bills to standing committees:

**Economic Development and Workforce Services Committee**
- S.B. 76 Rural Economic Mapping and Partnership (Sen. S. Reid)
- S.B. 119 Sales and Use Tax Exemption Amendments (Sen. S. Reid)
- S.B. 258 Educator Licensure Amendments (Sen. J. Stevenson)
- H.C.R. 3 Concurrent Resolution on Unmanned Aircraft Systems (Rep. V. Peterson)

**Government Operations and Political Subdivisions Committee**

**Health and Human Services Committee**
- S.B. 255 Social Work Amendments (Sen. G. Davis)
- S.B. 261 Emergency Room Services Amendments (Sen. J. Valentine)

**Judiciary, Law Enforcement, and Criminal Justice Committee**
- S.B. 256 Asset Forfeiture Amendments (Sen. H. Stephenson)
- S.B. 259 Victim Reparations Fund Amendments (Sen. M. Madsen)
- S.B. 260 Sex Offender and Kidnap Offender Registration Amendments (Sen. D. Thatcher)

Natural Resources, Agriculture and Environment Committee
H.B. 41  Clean Fuel School Buses and Infrastructure (Rep. S. Handy)
H.B. 61  Clean Air Programs (Rep. P. Arent)
H.B. 365  Natural Resources Related Account Repeals (Rep. M. Brown)

Revenue and Taxation Committee
S.B. 257  Parent Review of Instructional Materials and Curriculum (Sen. H. Stephenson)

Transportation, Public Utilities and Technology Committee
H.B. 349  Repeal of Transportation Related Funds (Rep. M. Brown)

John L. Valentine
Rules Committee Chair

Report filed. On motion of Senator Reid, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President: February 27, 2014

The Business and Labor Committee reports a favorable recommendation on
H.B. 42, CONSTRUCTION LIENS AMENDMENTS, by Representative R. C. Webb; and

The Business and Labor Committee reports a favorable recommendation on
H.B. 115, CONDOMINIUM AND COMMUNITY ASSOCIATION LIEN AMENDMENTS, by Representative C. Moss; and

The Business and Labor Committee reports a favorable recommendation on
H.B. 127, CONSUMER LENDING AMENDMENTS, by Representative J. Dunnigan; and

The Business and Labor Committee reports a favorable recommendation on
H.B. 350, REMOVAL OF DIRECTORS OF NONPROFIT CORPORATIONS, by Representative D. Pitcher; and

The Business and Labor Committee recommends S.B. 216, MUNICIPAL FORMATION AMENDMENTS, by Senator K. Mayne, be replaced and
favorably recommends **1st Sub. S.B. 216, MUNICIPAL FORMATION AMENDMENTS.**

Curtis S. Bramble, Chair

Mr. President: February 26, 2014

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **2nd Sub. H.B. 220, LAND USE AMENDMENTS,** by Representative G. Froerer, with the following amendments:

1. Page 1, Lines 19 through 21:
   
   19 { → requires a municipality and a county, if enacting an ordinance that imposes a stricter requirement or higher standard than is required by the land use chapters in state statute, to justify the stricter requirement or higher standard; → }

2. Page 2, Line 34:
   
   34 { →10–9a–104, as last amended by Laws of Utah 2013, Chapter 309→ }

3. Page 2, Line 39:
   
   39 { →17–27a–104, as last amended by Laws of Utah 2013, Chapter 309→ }

4. Page 12, Line 363 through Page 13, Line 384:
   
   363 { →Section 2. Section 10–9a–104 is amended to read:
   364 10–9a–104. Stricter requirements.
   365 (1) Except as provided in Subsection (2), a municipality may enact an ordinance imposing a stricter [requirements] requirement or higher [standards] standard than [are] is required by this chapter[.], if the municipality:
   366 (a) prepares in writing a justification of why imposing a stricter requirement or higher standard is necessary;
   368 (b) includes the written justification under Subsection (1)(a) with each publication of
371 the proposed or adopted ordinance being justified; and
372 (c) holds a public hearing on the written justification under Subsection (1)(a)
373 concurrent with the public hearing on the ordinance being justified.
374 (2) A municipality may not impose stricter requirements or higher standards than are
375 required by:
376 (a) Section 10−9a−305; and
377 (b) Section 10−9a−514.
378 (3) Before January 1, 2015, a municipality shall, for each ordinance in effect on May
379 13, 2014, that imposes a stricter requirement or higher standard than is required by this chapter:
380 (a) prepare in writing a justification of why a stricter requirement or higher standard is
381 necessary; and
382 (b) include the written justification under Subsection (3)(a) with the ordinance being
383 justified with each publication of the ordinance.—)
384 Section { 2 . Section 10−9a−509 is amended to read:
385 5. Page 17, Line 494:
386 494 Section { 3 . Section 10−9a−608 is amended to read:
387 6. Page 19, Line 565:
388 565 Section { 4 . Section 10−9a−609 is amended to read:
389 7. Page 20, Line 591:
390 591 Section { 5 . Section 17−27a−103 is amended to read:
391 8. Page 31, Lines 931 through 952:
392 931 { Section 7 . Section 17−27a−104 is amended to read:
393 932 17−27a−104. Stricter requirements.
(1) Except as provided in Subsection (2), a county may enact an ordinance imposing a stricter requirement or higher standard than is required by this chapter, if the county:

(a) prepares in writing a justification of why imposing a stricter requirement or higher standard is necessary;

(b) includes the written justification under Subsection (1)(a) with each publication of the proposed or adopted ordinance being justified; and

(c) holds a public hearing on the written justification under Subsection (1)(a) concurrent with the public hearing on the ordinance being justified.

(2) A county may not impose stricter requirements or higher standards than are required by:

(a) Section 17–27a–305; and

(b) Section 17–27a–513.

(3) Before January 1, 2015, a county shall, for each ordinance in effect on May 13, 2014, that imposes a stricter requirement or higher standard than is required by this chapter:

(a) prepare in writing a justification of why a stricter requirement or higher standard is necessary; and

(b) include the written justification under Subsection (3)(a) with the ordinance being justified with each publication of the ordinance.

Section 17–27a–508 is amended to read:
9. Page 35, Line 1061:

1061 Section \(-9-\) . Section 17–27a–608 is amended to read:

10. Page 37, Line 1133:

1133 Section \(-10-\) . Section 17–27a–609 is amended to read: ; and

The Government Operations and Political Subdivisions Committee recommends S.B. 179, PROCUREMENT REVISIONS, by Senator S. Jenkins, be replaced and favorably recommends 1st Sub. S.B. 179, PROCUREMENT REVISIONS with the following amendments:

1. Page 128, Line 3835:

3835 (b) \(-\) Notwithstanding Subsection (1)(a), it is not unlawful for a public agency to make give, offer, promise, or pledge to give a

Margaret Dayton, Chair

Mr. President: February 27, 2014

The Health and Human Services Committee reports a favorable recommendation on 1st Sub. H.B. 211, SUBSTANCE ABUSE AMENDMENTS, by Representative M. Kennedy; and

The Health and Human Services Committee reports a favorable recommendation on S.B. 75, PRIMARY CARE GRANTS AMENDMENTS, by Senator A. Christensen; and

The Health and Human Services Committee reports a favorable recommendation on S.B. 251, AMENDMENTS TO MEDICAID AND HEALTH CARE, by Senator B. Shiozawa, with the following amendments:

1. Page 3, Lines 61 through 62:

61 legislative review process in Sections 63M–1–2505.5 and 26–18–3; \(-\) and

62 \(-\) (d) notwithstanding Subsection 63J–5–103(2), the governor submits the request for

2. Page 3, Lines 65 through 67:

65 approval of certain federal funds request ; and
the department establishes a premium partnership program, as provided in Subsection (3), that focuses on enrolling individuals in health benefit plans rather than

3. Page 3, Line 76:

(iii) except as provided in Subsection (3)(f), not medically frail;

4. Page 4, Lines 92 through 93:

optional expansion population, medically frail, and below 100% of the federal poverty level, which shall include the option for the individual to accept a premium subsidy under Subsection (3)(a).

If the department obtains the waivers in accordance with Subsection (3), the department and the governor are considered to have met the requirements for Subsection (2)(d). If the department does not obtain waivers in accordance with Subsection (3), the department and the governor shall comply with Subsection (2)(d) before expanding Medicaid to the optional population.

The premium subsidy program and benefits provided to the optional expansion

Evan J. Vickers, Chair

On motion of Senator Reid, the committee reports were adopted. The bills were placed on Second Reading Calendar.

STANDING COMMITTEE REPORTS

Mr. President: February 27, 2014

The Health and Human Services Committee reports a favorable recommendation on S.B. 238, REPEAL OF SUBSTANCE ABUSE DONATION FUND, by Senator L. Hillyard, and recommends it be considered read for the second time and placed on the Consent Calendar.

Evan J. Vickers, Chair

On motion of Senator Reid, the committee report was adopted. The bill was considered read the second time and placed on the Consent Calendar.

* * *

On motion of Senator Christensen, legislative staff was authorized to draft a bill regarding funding for Health and Human Services.
SECOND READING CALENDAR

H.B. 238, LOCAL REFERENDUM REQUIREMENTS AMENDMENTS, was read the second time. Senator Van Tassell explained the bill. The bill passed second reading on the following roll call:

**Y eas, 22; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Senators

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On motion of Senator Henderson, **H.B. 339, COUNTY BUDGET AMENDMENTS**, was read the second time and circled.

***

On motion of Senator Stephenson, **H.B. 93, PROPERTY TAX ASSESSMENT AMENDMENTS**, was read the second time and circled.

***

On motion of Senator Van Tassell, the circle was removed from **2nd Sub. H.B. 282, AMENDMENTS TO ELECTION LAWS**, and it was before the Senate.

On motion of Senator Van Tassell, the following substitute bill replaced the original bill:

**3rd Sub. H.B. 282 Amendments to Election Laws** (K. Powell)

Senator Van Tassell explained the bill. The bill passed second reading on the following roll call:

**Y eas, 22; Nays, 0; Absent or not voting, 7.**
Voting in the affirmative were: Senators

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S.B. 87, CONTRACTOR EMPLOYEE AMENDMENTS, was read the second time.

Senator Mayne proposed a verbal amendment as follows:

1. Page 3, Line 82:
   After “employee’s” insert “base”

Senator Mayne’s motion to amend passed on a voice vote. Senator Mayne explained the bill. The bill passed second reading on the following roll call:

Yea, 22; Nay, 0;Absent or not voting, 7.

Voting in the affirmative were: Senators

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1st Sub. S.B. 143, NAIL TECHNICIAN PRACTICE AMENDMENTS, was read the second time.
Senator Weiler proposed the following amendment:

1. Page 2, Lines 46 through 51:

   (4) In IMC, Table 403.3, Note h is deleted and replaced with the following: “1. For a nail salon where a nail technician files or shapes an acrylic nail, as defined by rule by the Division of Occupational and Professional Licensing, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, each nail station where a nail technician files or shapes an acrylic nail shall be provided with:

   a. a source capture system capable of filtering and recirculating air to inside space not less than 50 cfm per station; or

   b. a source capture system capable of exhausting not less than 50 cfm per station.

2. Except as provided in paragraph 3, the requirements described in paragraph 1 apply beginning on July 1, 2020.

3. The requirements described in paragraph 1 apply beginning on July 1, 2014 if the nail salon is under or begins new construction or remodeling on or after July 1, 2014."

Senator Weiler’s motion to amend passed on a voice vote. Senator Weiler explained the bill. Senator Jenkins commented. The bill passed second reading on the following roll call:

Yeas, 21; Nays, 0; Absent or not voting, 8.

**Voting in the affirmative were:** Senators

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On motion of Senator Weiler, the circle was removed from 1st Sub. H.B. 71, DISTRIBUTION OF INTIMATE IMAGES, and it was before the Senate. Senator Weiler explained the bill.

Senator Urquhart proposed the following amendment:

1. Page 3, Line 75 through Page 3a, Line 78u
   House Floor Amendments 2–14–2014:

   75  \[\text{(4) This section does not impose liability on an interactive computer service, as defined}\]
   76  in 47 U.S.C. Sec. 230(f)(2), an information service, as defined in 47 U.S.C. Sec. 153, or a telecommunication service, as defined by Section 76–6–409.5, for content that any of these entities provide to another person.]
   78a  (4) (a) This section does not apply to an Internet service provider, as defined in Section 76–10–1230, if:
   78c  (i) the distribution of an intimate image by the Internet service provider occurs only incidentally through the Internet service provider’s function of:
   78e  (A) transmitting or routing data from one person to another person; or
   78f  (B) providing a connection between one person and another person;
   78g  (ii) the Internet service provider does not intentionally aid or abet in the distribution of
   78h  an intimate image; and
   78i  (iii) the Internet service provider does not knowingly receive funds from or through a person who distributes an intimate image in exchange for permitting the person to distribute an intimate image.}
(b) This section does not apply to a hosting company, as defined in Section 10–1230, if:

(i) the distribution of an intimate image by the hosting company occurs only incidentally through the hosting company’s function of providing data storage space or data caching to a person;

(ii) the hosting company does not intentionally engage, aid, or abet in the distribution of an intimate image; and

(iii) the hosting company does not knowingly receive funds from or through a person who distributes an intimate image in exchange for permitting the person to distribute, store, or cache an intimate image.

2. Page 3a, Line 79

Senate Committee Amendments 2–25–2014:

(4) (a) This section does not apply to an Internet service provider, as defined in 47 U.S.C. Sec 230(f)(2), a provider of an electronic communications service as defined in 18 U.S.C. Sec. 2510, a telecommunications service, information service, or mobile service as defined in 47 U.S.C. Sec. 153, including a commercial mobile service as defined in 47 U.S.C. Sec. 332(d), or a cable operator as defined in 47 U.S.C. Sec. 522, if:

(i) the distribution of an intimate image by the Internet service provider occurs only incidentally through the provider’s function of:

(A) transmitting or routing data from one person to another person;

or

(B) providing a connection between one person and another person;

(ii) the provider does not intentionally aid or abet in the distribution of the intimate image; and

(iii) the provider does not knowingly receive from or through a person who distributes the intimate image a fee greater than the fee generally charged by the provider, as a specific condition for permitting.
the person to distribute the intimate image.

(b) This section does not apply to a hosting company, as defined in Section 76–10–1230, if:

(i) the distribution of an intimate image by the hosting company occurs only incidentally through the hosting company’s function of providing data storage space or data caching to a person;

(ii) the hosting company does not intentionally engage, aid, or abet in the distribution of the intimate image; and

(iii) the hosting company does not knowingly receive from or through a person who distributes the intimate image a fee greater than the fee generally charged by the provider, as a specific condition for permitting the person to distribute, store, or cache the intimate image.

(c) A service provider, as defined in Section 76–10–1230, is not negligent under this section if it complies with Section 76–10–1231.

Senator Urquhart’s motion to amend passed on a voice vote. Senator Valentine commented. The bill passed second reading on the following roll call:

**Yeas, 23; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators

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On motion of Senator Weiler, **1st Sub. H.B. 71** was placed on Third Reading Table due to fiscal impact.

***

On motion of Senator Shiozawa, the circle was removed from **S.B. 57, AUTISM SERVICES AMENDMENTS**, and it was before the Senate. Senator Shiozawa explained the bill. Senators Jenkins, Adams, Stephenson, Harper, Weiler, Jones, Henderson, Mayne, Christensen, Robles, and Madsen commented. The bill passed second reading on the following roll call:
Yeas, 18; Nays, 8; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams          Bramble          Dabakis          Davis
Harper         Jones           Knudson          Mayne
Okerlund       Osmond          Robles           Shiozawa
Stephenson     Urquhart        Valentine        Van Tassell
Vickers        Weiler

Voting in the negative were: Senators
Christensen    Dayton          Henderson        Jenkins
Madsen         Reid            Thatcher         Niederhauser

Absent or not voting were: Senators
Hillyard       Hinkins         Stevenson

* * *

On motion of Senator Osmond, the circle was removed from 2nd Sub. S.B. 111, EDUCATION FUNDING EQUALIZATION, and it was before the Senate. Senator Osmond explained the bill. Senators Stephenson, Davis, Dabakis, and Jones commented. The bill passed second reading on the following roll call:

Yeas, 18; Nays, 9; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams          Dabakis         Davis           Harper
Hinkins        Jones           Mayne           Okerlund
Osmond         Reid            Robles          Shiozawa
Stephenson     Thatcher        Urquhart        Valentine
Weiler         Niederhauser

Voting in the negative were: Senators
Bramble        Christensen     Dayton          Henderson
Jenkins         Knudson         Madsen          Van Tassell
Vickers

Absent or not voting were: Senators
Hillyard       Stevenson

* * *

S.B. 66, COMMUNITY HEALTH WORKER CERTIFICATION, was read the second time.
Senator Robles proposed the following amendment:

1. Page 3, Lines 71 through 76:

   71 (c) the method of assessing whether the individual meets the criteria described in
   72 Subsection (2)(b).
   73 (3) The department shall establish the fee described in Subsection (1)(c), in accordance
   74 with Section 63J−1−504, \{to cover the cost of implementing this part\} in an amount that does not exceed $50.
   75 Section 4. Section 26−7−204 is enacted to read:
   76 26−7−204. Use of certified community health worker title.

Senator Robles’ motion to amend failed on a voice vote. Senator Robles explained the bill. Senators Christensen and Jenkins commented. The bill passed second reading on the following roll call:

**Yeas, 20; Nays, 4; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators Adams Christensen Dabakis Davis
Harper Henderson Hinkins Jones
Knudson Madsen Mayne Okerlund
Reid Robles Shiozawa Stephenson
Stevenson Thatcher Van Tassell Weiler

**Voting in the negative were:** Senators Bramble Dayton Jenkins Valentine

**Absent or not voting were:** Senators Hillyard Osmond Urquhart Vickers Niederhauser

**THIRD READING CALENDAR**

On motion of Senator Bramble, the Senate voted to lift 2nd Sub. H.B. 24, INSURANCE RELATED AMENDMENTS, from the Third Reading Table and place it on the Third Reading Calendar.

2nd Sub. H.B. 24, INSURANCE RELATED AMENDMENTS, was read the third time and explained by Senator Bramble.
Senator Bramble proposed the following amendment:

1. Page 3, Lines 75 through 76:
   
   Money Appropriated in this Bill:
   
   This bill reduces appropriations beginning in fiscal year 2015 from the Insurance Department Restricted Account by $403,500.

2. Page 44, Line 1356 through Page 45, Line 1359:
   
   (ii) Beginning with fiscal year 2015−2016, an appropriation of the Insurance Department Restricted Account is nonlapsing, except that at the end of each fiscal year, money received by the commissioner in excess of $8,146,500 shall be treated as free revenue in the General Fund.

3. Page 194, Lines 5981 through 5986:
   
   (g) (i) The commissioner shall establish rules in accordance with Title 63G, Chapter 3,
   
   (A) implement this chapter; [and]
   
   (B) assure that rating practices used by carriers who offer health benefit plans to individuals are consistent with the purposes of this chapter[.]
   
   and
   
   (C) promote transparency of rating practices of health benefit plans, except that a carrier may not be required to disclose proprietary information.

4. Page 217, Lines 6710 through 6711:
   
   Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the Legislature appropriates the following sums of money
from the funds or accounts indicated for the use and support of the
government of the State of Utah. These are additions to amounts
previously appropriated for fiscal year 2015.

To Insurance Department Administration
From General Fund Restricted–Insurance Department Restricted
Account –$403,500

Schedule of Programs:

<table>
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<tr>
<th>Administration</th>
<th>–$403,500</th>
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6711 Section (–72–) 73. Effective date.
Renumber remaining sections accordingly.

Senator Bramble’s motion to amend passed on a voice vote. The bill passed
on the following roll call:

**Yeas, 22; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Senators
Adams        Bramble        Christensen        Davis
Dayton       Harper         Henderson        Hinkins
Jones        Knudson        Madsen         Mayne
Okerlund     Osmond         Reid           Shiozawa
Stephenson   Stevenson       Thatcher       Valentine
Van Tassell  Weiler

**Absent or not voting were:** Senators
Dabakis      Hillyard        Jenkins        Robles
Urquhart     Vickers         Niederhauser

2nd Sub. H.B. 24, as amended, was returned to the House for further
consideration.

**SECOND READING CALENDAR**

On motion of Senator Harper, the circle was removed from 1st Sub. H.B. 17,
INTERLOCAL ACT AMENDMENTS, and it was before the Senate.

Senator Harper proposed the following amendment:

1. Page 3, Lines 71 through 72a
   House Floor Amendments 2–20–2014:

71 (ii) If a state law that governs a public agency that is a member of the
interlocal entity

conflicts with a state law that governs another member entity. {the most restrictive

the interlocal entity shall choose and comply with one of the conflicting state laws. }

Senator Harper’s motion to amend passed on a voice vote. Senator Harper explained the bill. The bill passed second reading on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Hillyard | Vickers | Niederhauser |

**S.C.R. 3, CONCURRENT RESOLUTION ON THE SCHOOL OF DENTISTRY SERVING UNDERPRIVILEGED CHILDREN,** was read the second time. Senator Jones explained the bill. Senator Christensen commented. Senator Knudson declared a conflict of interest. The bill passed second reading on the following roll call:

**Yeas, 24; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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**2nd Sub. S.B. 46,** ADMINISTRATIVE SUBPOENA MODIFICATIONS, was read the second time. Senator Madsen explained the bill. The bill passed second reading on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

Adams  
Davis  
Hinkins  
Madsen  
Reid  
Stevenson  
Vickers  

Bramble  
Dayton  
Jenkins  
Mayne  
Robles  
Thatcher  
Weiler  

Christensen  
Harper  
Jones  
Okerlund  
Shiozawa  
Valentine  

Dabakis  
Henderson  
Knudson  
Osmond  
Stephenson  
Van Tassell  

**Absent or not voting were:** Senators

Hillyard  
Urquhart  
Niederhauser  

**THIRD READING CALENDAR**

On motion of Senator Bramble, the Senate voted to lift **2nd Sub. H.B. 59,** NATIONAL GUARD PROGRAM AMENDMENTS, from the Third Reading Table and place it on the Third Reading Calendar.

**2nd Sub. H.B. 59,** NATIONAL GUARD PROGRAM AMENDMENTS, was read the third time, explained by Senator Bramble, and passed on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

Adams  
Davis  
Hinkins  
Madsen  
Reid  
Thatcher  
Weiler  

Bramble  
Dayton  
Jenkins  
Mayne  
Robles  
Valentine  

Christensen  
Harper  
Jones  
Okerlund  
Shiozawa  
Van Tassell  

Dabakis  
Henderson  
Knudson  
Osmond  
Stephenson  
Vickers  

**Absent or not voting were:** Senators

Hillyard  
Robles  
Urquhart  
Niederhauser
2nd Sub. H.B. 59, as amended, was returned to the House for further consideration.

SECOND READING CALENDAR

On motion of Senator Harper, the circle was removed from 1st Sub. S.B. 139, TRANSPORTATION FUNDING REVISIONS, and it was before the Senate.

On motion of Senator Harper, the following substitute bill replaced the original bill:

3rd Sub. S.B. 139 Transportation Funding Revisions (W. Harper)

Senator Harper explained the bill. Senators Weiler and Davis commented. The bill passed second reading on the following roll call:

**Yeas, 19; Nays, 5; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators
Bramble Christensen Davis Harper
Henderson Hinkins Jenkins Knudson
Okerlund Osmond Reid Shiozawa
Stephenson Stevenson Urquhart Valentine
Van Tassell Vickers Weiler

**Voting in the negative were:** Senators
Dabakis Dayton Jones Mayne
Robles

**Absent or not voting were:** Senators
Adams Hillyard Madsen Thatcher
Niederhauser

***

On motion of Senator Bramble, H.B. 127, CONSUMER LENDING AMENDMENTS, will be considered Wednesday, March 5, 2014, at 11:00 a.m.

***

S.B. 185, LAW ENFORCEMENT TRANSPARENCY, was read the second time.

Senator Henderson proposed the following amendment:
1. Page 2, Lines 33 through 36:

   33 (a) (i) “Reportable incident” means:
   34 (A) the deployment of a tactical group; or
   35 (B) law enforcement officers who serve a search warrant after using forcible entry,
   (ii) “Reportable incident” does not mean a forced cell entry at a corrections facility.

2. Page 2, Line 43:

   43 and

3. Page 2, Line 45:

   45 (i) if the officers involved were identified by any organizational title of the agency, task force, or tactical group deployed;

4. Page 2, Line 57:

   57 (xi) if a firearm was discharged by a law enforcement officer, and, if so, approximately how many

5. Page 3, Lines 62 through 63:

   62 (xiv) the identity of any law enforcement agencies that were notified of the deployment prior to participated or provided resources for the deployment;

6. Page 3, Line 66:

   66 (xvi) if a law enforcement officer was injured or killed; and
   (c) the number of arrest warrants served that required a forced entry as provided by Subsection 77–7–8 and were not served in conjunction with a search warrant that resulted in a reportable incident.

Senator Henderson’s motion to amend passed on a voice vote. Senator Henderson explained the bill. Senator Jenkins commented. The bill passed second reading on the following roll call:
Yeas, 26; Nays, 0; Absent or not voting, 3.

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Hillyard | Mayne  | Urquhart |

* * *

On motion of Senator Okerlund, and at 5:00 p.m., the Senate adjourned until 10:00 a.m., Friday, February 28, 2014.
THIRTY-SECOND DAY
MORNING SESSION
February 28, 2014

The Senate was called to order at 10:08 a.m., with President Wayne Niederhauser presiding.

Prayer – Senator Bishop Sione Po’uha, Bountiful 6th Tongan Ward
Pledge of Allegiance – Senator Curtis Bramble
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS (PLEASE REFER TO DAY 1, PAGE 65)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 27, 2014
The Speaker of the House has signed 1st Sub. S.B. 103, LOCAL CONTROL OF CLASSROOM TIME REQUIREMENTS, by Senator A. Osmond, and it is transmitted for the signature of the President; and

The Speaker of the House has signed S.B. 130, TRUST DEED FORECLOSURE AMENDMENTS, by Senator W. Harper, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 27, 2014
The House passed, as substituted and amended, 1st Sub. H.B. 84, SCHOOL DISTRICT AMENDMENTS, by Representative C. Hall, and it is transmitted for consideration; and

The House passed, as amended, H.B. 85, ELECTRONIC FILING OF TRAFFIC CITATIONS AND ACCIDENT REPORTS AMENDMENTS, by Representative J. Cox, and it is transmitted for consideration; and

The House passed, as amended, H.B. 102, ASSESSMENT AREA AMENDMENTS, by Representative R. C. Webb, and it is transmitted for consideration; and
The House passed, as amended, **H.B. 196**, FLEET MANAGEMENT AMENDMENTS, by Representative E. Hutchings, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 320**, EDUCATORS’ PROFESSIONAL LEARNING, by Representative B. Last, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 326**, STATE CONSTRUCTION CODE REVISIONS, by Representative R. Spendlove, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 332**, REAL ESTATE AMENDMENTS, by Representative G. Froerer, and it is transmitted for consideration; and

The House passed, as amended, **H.J.R. 17**, JOINT RESOLUTION ON JAIL FACILITIES, by Representative R. Greenwood, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

***

**Mr. President:** February 27, 2014

The House refuses to recede from its amendments to **1st Sub. S.B. 99**, STATE VEHICLE EFFICIENCY REQUIREMENTS, by Senator S. Jenkins, and has appointed a Conference Committee consisting of Representatives G. Froerer, J. Draxler, and P. Arent to meet with a like committee from the Senate on this bill.

Sandy D. Tenney, Chief Clerk

On motion of Senator Jenkins, the Senate voted to refuse to recede from its amendments to **1st Sub. S.B. 99**. President Niederhauser appointed a conference committee consisting of Senators Jenkins, Van Tassell, and Jones to meet with a like committee from the House.

**STANDING COMMITTEE REPORTS**

**Mr. President:** February 27, 2014

The Education Committee reports a favorable recommendation on **S.B. 74**, CAREER AND TECHNICAL EDUCATION FUNDING FOR CHARTER SCHOOLS, by Senator J. S. Adams; and
The Education Committee reports a favorable recommendation on **S.B. 104, IMPROVEMENT OF READING INSTRUCTION**, by Senator A. Osmond, with the following amendments:

1. Page 1, Lines 12 through 13:

   12 { → provides for the expansion of a reading clinic based at the University of Utah,  
   13 College of Education, to satellite sites in Weber and Iron Counties; and → }

2. Page 1, Line 22:

   22 • from the Education Fund,  
   { $975,000 } $475,000 .

3. Page 2, Lines 51 through 53:

   51 (4) The clinic shall provide these services [on-site] at [the University of Utah] a base  
   52 site in Salt Lake County { satellite sites in Weber and Iron Counties, } and through remote access  
   53 interactive technology to reach educators, parents, and students throughout the state.

4. Page 3, Lines 65 through 73:

   65 To University of Utah – Education and General  
   66 From Education Fund { $975,000 } $475,000  
   67 Schedule of Programs:  
   68 University of Utah Education and  
   69 General – Reading Clinic  
   { $975,000 } $475,000  
   70 { – The Legislature intends that of the $975,000 appropriated to the University of Utah  
   71 Education and General – Reading Clinic Program:  
   72 (1) $275,000 shall be used for a satellite site in Weber County; and  
   73 (2) $275,000 shall be used for a satellite site in Iron County. } ; and
The Education Committee recommends **S.B. 122**, PARENTAL RIGHTS AND ACCOUNTABILITY IN PUBLIC EDUCATION, by Senator A. Osmond, be replaced and favorably recommends **1st Sub. S.B. 122**, PARENTAL RIGHTS IN PUBLIC EDUCATION with the following amendments:

1. Page 2, Line 39:
   
   ![image](https://i.imgur.com/3.png)
   
   39 (ii) the educational needs of other students.

2. Page 3, Lines 57 through 58:
   
   ![image](https://i.imgur.com/4.png)
   
   57 (5) An LEA shall reasonably accommodate the request of a student’s parent or guardian to excuse the student from attendance for a family event or visit to a health care provider; and

The Education Committee reports a favorable recommendation on **S.B. 232**, SCHOOL SAFETY TIP LINE, by Senator D. Thatcher; and The Education Committee reports a favorable recommendation on **S.J.R. 12**, JOINT RESOLUTION ON STATE SUPERINTENDENT OF PUBLIC INSTRUCTION, by Senator S. Reid.

Stuart C. Reid, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were placed on Second Reading Calendar.

* * *

On motion of Senator Valentine, **1st Sub. H.B. 302** was lifted from the Government Operations and Political Subdivision Standing Committee and referred to the Business and Labor Standing Committee.

**INTRODUCTION OF BILLS**

**S.B. 262**, Student Enrollment Requirements (D. Henderson), was read the first time by short title and referred to the Rules Committee.

**S.B. 263**, Small Business Innovation Research (J. Stevenson), was read the first time by short title and referred to the Rules Committee.

**CONSENT CALENDAR**

**1st Sub. H.B. 248**, CRIME VICTIMS RESTITUTION AMENDMENTS, was read the third time, explained by Senator Henderson, and passed on the following roll call:
Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Bramble Christensen Dabakis Davis
Dayton Harper Henderson Hillyard
Hinkins Jenkins Jones Knudson
Madsen Mayne Okerlund Osmond
Reid Shiozawa Stephenson Stevenson
Thatcher Urquhart Valentine Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Adams Robles

1st Sub. H.B. 248 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 308, CRIMINAL PENALTY AMENDMENTS, was read the third time, explained by Senator Madsen, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Bramble Christensen Dabakis Davis
Dayton Harper Henderson Hillyard
Hinkins Jenkins Knudson Madsen
Mayne Okerlund Osmond Reid
Robles Shiozawa Stephenson Stevenson
Thatcher Urquhart Valentine Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Adams Jones

H.B. 308 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 222, VETERANS’ PREFERENCE AMENDMENTS, was read the third time, explained by Senator Knudson, and passed on the following roll call:
Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Bramble Christensen Dabakis Davis
Dayton Harper Henderson Hinkins
Jenkins Jones Knudson Mayne
Okerlund Osmond Reid Robles
Shiozawa Stephenson Stevenson Thatcher
Urquhart Valentine Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Adams Hillyard Madsen

H.B. 222 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

H.J.R. 3, JOINT RESOLUTION RECOGNIZING SISTER CITY RELATIONSHIP BETWEEN MAGNA, UTAH, AND YUZAWA, NIIGATA, JAPAN, was read the third time, explained by Senator Thatcher, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Bramble Christensen Dabakis Davis
Dayton Harper Henderson Hinkins
Jones Knudson Mayne Okerlund
Osmond Reid Robles Shiozawa
Stephenson Thatcher Urquhart Valentine
Van Tassell Vickers Weiler Niederhauser

Absent or not voting were: Senators
Adams Hillyard Jenkins Madsen Stevenson

H.J.R. 3 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

H.B. 99, COUNTY OFFICER ELECTION REVISIONS, was read the third time, explained by Senator Knudson, and passed on the following roll call:
**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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**H.B. 99** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

**1st Sub. H.J.R. 10,** JOINT RULES RESOLUTION REGARDING A LONG-TERM PLANNING CONFERENCE, was read the third time, explained by Senator Knudson, and passed on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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**1st Sub. H.J.R. 10** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

**S.B. 207,** CORPORATE FRANCHISE AND INCOME TAX AMENDMENTS, was read the third time, explained by Senator Bramble, and passed on the following roll call:
Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Bramble                Christensen          Dabakis          Davis
Dayton                 Harper               Henderson        Hillyard
Hinkins                Jenkins             Jones            Knudson
Madsen                 Mayne               Okerlund         Osmond
Reid                   Robles              Shiozawa         Stephenson
Urquhart               Valentine           Van Tassell      Weiler
Niederhauser

Absent or not voting were: Senators
Adams                  Stevenson           Thatcher         Vickers

S.B. 207 was transmitted to the House for consideration.

* * *

S.B. 214, MULTISTATE TAX COMPACT AMENDMENTS, was read the third time, explained by Senator Bramble, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Senators
Bramble                Christensen          Dabakis          Davis
Dayton                 Harper               Henderson        Hillyard
Jenkins                Knudson             Madsen           Mayne
Okerlund               Osmond              Reid             Robles
Shiozawa               Stephenson          Urquhart         Valentine
Van Tassell            Weiler              Niederhauser

Absent or not voting were: Senators
Adams                  Stevenson           Jones            Stevenson
Thatcher               Vickers

S.B. 214 was transmitted to the House for consideration.

* * *

S.B. 206, TAX, FEE, OR CHANGE OFFENSE AND PENALTY AMENDMENTS, was read the third time, explained by Senator Bramble, and passed on the following roll call:

Yeas, 22; Nays, 0; Absent or not voting, 7.
Voting in the affirmative were: Senators
Bramble Christensen Dabakis Davis
Dayton Harper Hillyard Hinkins
Knudson Mayne Okerlund Osmond
Reid Robles Shiozawa Stephenson
Urquhart Valentine Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Adams Henderson Jenkins Jones
Madsen Stevenson Thatcher

S.B. 206 was transmitted to the House for consideration.

SPECIAL ORDER OF BUSINESS

Senator Jones honored National Board Certified Teachers from Utah.

CONCURRENCE CALENDAR

On motion of Senator Stephenson, the Senate refused to concur in the House amendments. S.B. 19, APPOINTMENT AND QUALIFICATION OF MEMBERS OF THE STATE TAX COMMISSION, was returned to the House.

* * *

1st Sub. S.B. 148, UPSTART PROGRAM AMENDMENTS, was before the Senate.

On motion of Senator Harper, the bill was circled.

* * *

On motion of Senator Christensen, the Senate voted to concur in the House amendments to S.B. 168, CHARITY CARE AMENDMENTS. The bill, as amended, passed on the following roll call:

Y eas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Christensen Dabakis Davis Dayton
Harper Henderson Hillyard Jenkins
Jones Knudson Madsen Mayne
Okerlund Osmond Reid Robles
Absent or not voting were: Senators
Adams  Bramble  Hinkins  Weiler

S.B. 168 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Jones, the Senate voted to concur in the House amendments to S.B. 115, COURT TRANSCRIPT FEES. The bill, as amended, passed on the following roll call:

Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Christensen  Dabakis  Davis  Dayton
Harper  Hinkins  Jenkins  Jones
Knudson  Madsen  Mayne  Okerlund
Osmond  Reid  Robles  Shiozawa
Stevenson  Thatcher  Urquhart  Valentine
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Adams  Bramble  Henderson  Hillyard
Stephenson

S.B. 115 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Valentine, the Senate voted to concur in the House amendments to S.B. 134, TAXATION RELATED REFERENDUM AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams  Christensen  Dabakis  Davis
Dayton  Harper  Henderson  Hillyard
Hinkins  Jenkins  Jones  Knudson
Madsen  Mayne  Okerlund  Osmond
S.B. 134 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Jones, the Senate voted to concur in the House amendments to 4th Sub. S.B. 147, RESIDENTIAL RENTAL AMENDMENTS. The bill, as amended, passed on the following roll call:

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Bramble | Davis |

4th Sub. S.B. 147 was returned to the House for the signature of the Speaker.

**THIRD READING CALENDAR**

H.B. 238, LOCAL REFERENDUM REQUIREMENTS AMENDMENTS, was read the third time, explained by Senator Van Tassell, and passed on the following roll call:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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H.B. 238 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Mayne, S.B. 87, CONTRACTOR EMPLOYEE AMENDMENTS, was read the third time and circled.

* * *

1st Sub. S.B. 143, NAIL TECHNICIAN PRACTICE AMENDMENTS, was read the third time and explained by Senator Weiler.

Senator Weiler proposed a verbal amendment as follows:

1. Page 4, Line 92:
   After “possessing” delete “as a nail technician”

Senator Weiler’s motion to amend passed on a voice vote. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams Christensen Dabakis Davis
Dayton Henderson Jenkins Jones
Knudson Madsen Mayne Okerlund
Osmond Reid Robles Shiozawa
Stephenson Thatcher Urquhart Valentine
Van Tassell Vickers Weiler Niederhauser

Absent or not voting were: Senators
Bramble Harper Hillyard Hinkins
Stevenson

1st Sub. S.B. 143 was transmitted to the House for consideration.
3rd Sub. H.B. 282, AMENDMENTS TO ELECTION LAWS, was read the third time, explained by Senator Van Tassell, and passed on the following roll call:

Y eas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Christensen Dabakis Davis
Dayton Harper Henderson Hinkins
Jenkins Jones Knudson Madsen
Mayne Okerlund Osmond Reid
Robles Shiozawa Stephenson Thatcher
Urquhart Valentine Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Bramble Hillyard Stevenson

3rd Sub. H.B. 282, as amended, was returned to the House for further consideration.

SPECIAL ORDER OF BUSINESS

A citation was read honoring fallen soldiers from Utah during the past year. Those honored included: Sergeant Shawn M. Nelson, Staff Sergeant Michael L. Valdes, Lieutenant Joshua R. Wall, Specialist David M. Gannon, Private First Class Cody J. Towse, Specialist Jeremy T. Olsen, Staff Sergeant Christian L. Larsen, First Sergeant Tracy L. Stapley, Specialist Tommy Kidman, Specialist Jal W. Oomrigar, Staff Sergeant Terry T. Groulx, Chief Warrant Officer Richard C. Isaksen, Sergeant Brett Kelly Nickell, Technical Sergeant Gregory M. Littlefield, Specialist Curtis A. Smith, Staff Sergeant Zackary S. Barton, Sergeant Matthew C. Larson, Sergeant Landon T. Henscheid, and 2nd Lieutenant Vernal J. Bird

THIRD READING CALENDAR

S.B. 57, AUTISM SERVICES AMENDMENTS, was read the third time and explained by Senator Shiozawa. Senator Christensen commented and the bill passed on the following roll call:

Y eas, 18; Nays, 7; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams Dabakis Davis Harper
Jones Knudson Mayne Okerlund
Voting in the negative were: Senators
Christensen Dayton Henderson Jenkins Madsen Reid Thatcher

Absent or not voting were: Senators
Bramble Hillyard Hinkins Stevenson

S.B. 57 was transmitted to the House for consideration.

***

On motion of Senator Osmond, 2nd Sub. S.B. 111, EDUCATION FUNDING EQUALIZATION, was read the third time and circled.

***

On motion of Senator Robles, S.B. 66, COMMUNITY HEALTH WORKER CERTIFICATION ACT, was read the third time and circled.

***

On motion of Senator Mayne, the circle was removed from S.B. 87, CONTRACTOR EMPLOYEE AMENDMENTS, and it was before the Senate.

Senator Mayne proposed a verbal amendment as follows:

1. Page 16, Line 484:
   After “individual’s” insert “base”

Senator Mayne’s motion to amend passed on a voice vote. Senator Mayne explained the bill. The bill passed on the following roll call:

Yeas, 22; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Senators
Adams Dabakis Davis Dayton Harper Henderson Jenkins Jones Knudson Madsen Mayne Okerlund Osmond Reid Robles Stephenson Thatcher Valentine Van Tassell Vickers Weiler Niederhauser
Absent or not voting were: Senators
Bramble Christensen Hillyard Hinkins
Shiozawa Stevenson Urquhart

S.B. 87 was transmitted to the House for consideration.

***

1st Sub. H.B. 17, INTERLOCAL ACT AMENDMENTS, was read the third time, explained by Senator Harper, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams Dabakis Davis Dayton
Harper Henderson Hinkins Jenkins
Jones Knudson Madsen Mayne
Okerlund Osmond Reid Robles
Shiozawa Stephenson Thatcher Urquhart
Valentine Van Tassell Vickers Weiler
Niederhauser

Absent or not voting were: Senators
Bramble Christensen Hillyard Stevenson

1st Sub. H.B. 17, as amended, was returned to the House for further consideration.

***

S.C.R. 3, CONCURRENT RESOLUTION ON THE SCHOOL OF DENTISTRY SERVING UNDERPRIVILEGED CHILDREN, was read the third time, explained by Senator Jones, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Christensen Dabakis Davis
Dayton Harper Henderson Hinkins
Jenkins Jones Knudson Madsen
Mayne Okerlund Osmond Reid
Robles Shiozawa Stephenson Thatcher
Urquhart Valentine Van Tassell Vickers
Weiler Niederhauser
Absent or not voting were: Senators
Bramble            Hillyard            Stevenson

S.C.R. 3 was transmitted to the House for consideration.

***

2nd Sub. S.B. 46, ADMINISTRATIVE SUBPOENA MODIFICATIONS, was read the third time, explained by Senator Madsen, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams            Christensen       Dabakis           Davis
Dayton           Harper            Henderson         Hinkins
Jenkins          Jones            Knudson           Madsen
Mayne            Okerlund          Osmond           Reid
Robles           Shiozawa          Stephenson        Thatcher
Urquhart         Van Tassell       Vickers           Weiler
Niederhauser

Absent or not voting were: Senators
Bramble            Hillyard            Stevenson            Valentine

2nd Sub. S.B. 46 was transmitted to the House for consideration.

***

On motion of Senator Harper, 3rd Sub. S.B. 139, TRANSPORTATION FUNDING REVISIONS, was read the third time and circled.

***

S.B. 185, LAW ENFORCEMENT TRANSPARENCY, was read the third time, explained by Senator Henderson, and passed on the following roll call:

Yeas, 22; Nays, 2; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams            Davis            Dayton            Harper
Henderson        Hinkins         Jones            Knudson
Madsen           Mayne            Okerlund          Osmond
Reid             Robles           Shiozawa          Stephenson
Thatcher         Urquhart        Valentine         Vickers
Weiler           Niederhauser

Voting in the negative were: Senators
Jenkins      Van Tassell

Absent or not voting were: Senators
Bramble      Christensen  Dabakis      Hillyard
Stevenson

S.B. 185 was transmitted to the House for consideration.

INTRODUCTION OF BILLS

S.B. 265, Law Enforcement Services Account (L. Robles), was read the first time by short title and referred to the Rules Committee.

***

On motion of Senator Okerlund, and at 11:50 a.m., the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:15 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 28, 2014

The House concurred in the Senate amendments and passed 2nd Sub. H.B. 24, INSURANCE RELATED AMENDMENTS, by Representative J. Dunnigan, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed 1st Sub. H.B. 92, UTAH EDUCATION AND TELEHEALTH NETWORK AMENDMENTS, by Representative R. Menlove, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed 1st Sub. H.B. 225, PRIMARY LAW ENFORCEMENT DUTIES FOR SHERIFFS, by Representative P. Ray, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed 3rd Sub. H.B. 283, NONPROFIT ENTITY RECEIPT OF GOVERNMENT MONEY, by Representative R. Menlove, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
Mr. President:  February 28, 2014

The House passed, as substituted, 1st Sub. H.B. 108, MOBILE HOME PARK TASK FORCE, by Representative T. Cosgrove, and it is transmitted for consideration; and

The House passed, as amended, H.B. 111, SCHOOL BUILDING COSTS REPORTING, by Representative J. Knotwell, and it is transmitted for consideration; and

The House passed, as amended, H.B. 197, DAYLIGHT SAVING TIME STUDY, by Representative R. Menlove, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 207, MASSAGE THERAPY PRACTICE ACT AMENDMENTS, by Representative B. Greene, and it is transmitted for consideration; and

The House passed, as substituted and amended, 2nd Sub. H.B. 286, CHILD SEXUAL ABUSE PREVENTION, by Representative A. Romero, and it is transmitted for consideration; and

The House passed, as amended, H.B. 329, PROGRAMS FOR YOUTH PROTECTION, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed, as amended, H.B. 335, SUPPLEMENTAL SAVINGS PLAN AMENDMENTS, by Representative R. Cunningham, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 336, COURT SYSTEM TASK FORCE, by Representative J. Peterson, and it is transmitted for consideration; and

The House passed H.B. 376, ALCOHOL REVISIONS, by Representative R. Wilcox, and it is transmitted for consideration; and

The House passed H.B. 380, REPEAL OF HOUSING RELIEF EXPENDABLE SPECIAL REVENUE FUND, by Representative M. Brown, and it is transmitted for consideration; and
The House passed **H.B. 384, CONCUSSION AND HEAD INJURY AMENDMENTS**, by Representative P. Ray, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

**RULES COMMITTEE REPORTS**

To the Members of the Senate: February 28, 2014

The Rules Committee recommends assignment of the following bills to standing committees:

**Business and Labor Committee**

S.B. 146 Government Ethics Amendments (Sen. S. Reid)
1st Sub. H.B. 332 Real Estate Amendments (Rep. G. Froerer)

**Economic Development and Workforce Services Committee**

S.B. 263 Small Business Innovation Research (Sen. J. Stevenson)
1st Sub. H.B. 320 Educators’ Professional Learning (Rep. B. Last)

**Government Operations and Political Subdivisions Committee**

H.B. 102 Assessment Area Amendments (Rep. R. Webb)

**Health and Human Services Committee**

H.B. 363 Mental Health Professional Practice Act Amendments (Rep. M. Kennedy)

**Judiciary, Law Enforcement, and Criminal Justice Committee**


**Revenue and Taxation Committee**

S.B. 262 Student Enrollment Requirements (Sen. D. Henderson)

**Transportation, Public Utilities and Technology Committee**

H.B. 85 Electronic Filing of Traffic Citations and Accident Reports Amendments (Rep. J. Cox)
H.B. 196 Fleet Management Amendments (Rep. E. Hutchings)

John L. Valentine
Rules Committee Chair

Report filed. On motion of Senator Valentine, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President: February 28, 2014

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on H.B. 212, DNA COLLECTION AMENDMENTS, by Representative S. Eliason; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on 1st Sub. H.B. 254, HUMAN TRAFFICKING VICTIM AMENDMENTS, by Representative J. Seelig; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on H.B. 257, AGGRAVATED SEXUAL ABUSE OF A CHILD AMENDMENTS, by Representative B. Wilson; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on H.B. 315, JUDGMENT LIEN AMENDMENTS, by Representative R. C. Webb; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on H.B. 334, BAIL BONDSMEN AMENDMENTS, by Representative E. Redd; and

The Judiciary, Law Enforcement, and Criminal Justice Committee recommends S.B. 69, PREJUDGMENT INTEREST REVISIONS, by Senator S. Urquhart, be replaced and favorably recommends 1st Sub. S.B. 69, PREJUDGMENT INTEREST REVISIONS; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 241, COUNTY JAIL CONTRACTING AMENDMENTS, by Senator S. Jenkins.

Mark B. Madsen, Chair

Mr. President: February 28, 2014

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on H.B. 31, POLLUTION CONTROL AMENDMENTS, by Representative R. Wilcox; and
The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **2nd Sub. H.B. 38**, RESOURCE STEWARDSHIP AMENDMENTS, by Representative P. Arent, with the following amendments:

1. Page 2, Line 51
   House Floor Amendments 2–24–2014:

   51 Committee.

   (4) Each agency will retain absolute discretion whether or not to incorporate any of the practices or measures suggested by the coordinator. ; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 341**, FEDERAL LAND ACQUISITION AMENDMENTS, by Representative M. Noel; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.B. 237**, URBAN FARMING AMENDMENTS, by Senator J. S. Adams; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.B. 243**, AIR QUALITY PROGRAMS, by Senator J. S. Adams, with the following amendments:

1. Page 3, Line 65:

   65 (i) an individual, appointed by the governor, who is an employee of an electrical corporation, as

2. Page 4, Line 91:

   91 (f) “Program utility” means one of the following with fewer than 50 or more customers:

3. Page 4, Lines 103 through 105:

   103 (i) agree to collect the charge by majority vote of the governing body;

   104 (ii) at least 60 days before collecting a charge, provide notice to a program utility from
105 which a charge will be collected that the alternative fuel vehicle
interlocal entity intends to

Scott K. Jenkins, Chair

Mr. President: February 28, 2014

The Retirement and Independent Entities Committee reports a favorable recommendation on S.B. 204, RETIREMENT SYSTEM OPT–OUT FOR RURAL HEALTH CARE CENTERS, by Senator D. Hinkins.

Todd Weiler, Chair

Mr. President: February 28, 2014

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on H.B. 86, UTAH ENERGY INFRASTRUCTURE AUTHORITY ACT AMENDMENTS, by Representative R. Barrus; and

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on S.B. 253, DISTRACTED DRIVER AMENDMENTS, by Senator S. Urquhart.

Kevin T. Van Tassell, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were placed on Second Reading Calendar.

STANDING COMMITTEE REPORTS

Mr. President: February 28, 2014

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 248, JUDICIAL RETENTION ELECTION AMENDMENTS, by Senator C. Bramble, and recommends it be considered read for the second time and placed on the Consent Calendar.

Mark B. Madsen, Chair

Mr. President: February 28, 2014

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on S.B. 242, ALTERNATIVE ENERGY
AMENDMENTS, by Senator J. S. Adams, and recommends it be considered read for the second time and placed on the Consent Calendar.

Scott K. Jenkins, Chair

Mr. President: February 28, 2014

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on S.B. 234, CORY B. WRIDE MEMORIAL HIGHWAY, by Senator M. Madsen, and recommends it be considered read for the second time and placed on the Consent Calendar.

Kevin T. Van Tassell, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were considered read the second time and placed on the Consent Calendar.

TIME CERTAIN CALENDAR

S.B. 215, PUBLIC SCHOOL COMPREHENSIVE EMERGENCY RESPONSE PLAN AMENDMENTS, was read the second time. Senator Osmond explained the bill. The bill passed second reading on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams             Bramble           Christensen          Dabakis
Davis             Dayton            Harper               Henderson
Hinkins           Jenkins           Jones                Knudson
Madsen            Mayne            Okerlund            Osmond
Reid              Shiozawa          Stephenson          Thatcher
Urquhart          Valentine         Van Tassell       Vickers
Weiler            Niederhauser

Absent or not voting were: Senators
Hillyard          Robles            Stevenson

THIRD READING CALENDAR

On motion of Senator Harper, the circle was removed from 3rd Sub. S.B. 139, TRANSPORTATION FUNDING REVISIONS, and it was before the Senate. Senator Harper explained the bill. The bill passed on the following roll call:

Yeas, 22; Nays, 4; Absent or not voting, 3.
Voting in the affirmative were: Senators
Adams             Bramble             Christensen             Dabakis
Harper            Henderson           Hinkins                Jenkins
Knudson           Madsen             Okerlund               Osmond
Reid              Shiozawa           Stephenson             Thatcher
Urquhart          Valentine           Van Tassell            Vickers
Weiler            Niederhauser

Voting in the negative were: Senators
Davis             Dayton             Jones                 Mayne

Absent or not voting were: Senators
Hillyard          Robles             Stevenson

3rd Sub. S.B. 139 was transmitted to the House for consideration.

SECOND READING CALENDAR

S.J.R. 3, JOINT RESOLUTION REGARDING ATTORNEY GENERAL, was read the second time. Senator Weiler explained the bill.

Senator Valentine proposed a verbal amendment as follows:

1. Page 5, Line 138:
   After “consent of a” insert “constitutional”

   Senator Valentine’s motion to amend passed on a voice vote. Senators Valentine, Reid, Okerlund, Thatcher, Dabakis, Madsen, Dayton, Hillyard, and Jones commented. The bill passed second reading on the following roll call:

   Yeas, 16; Nays, 13; Absent or not voting, 0.

Voting in the affirmative were: Senators
Bramble           Christensen           Henderson           Hillyard
Hinkins           Jones                Knudson              Mayne
Okerlund           Osmond              Robles               Shiozawa
Urquhart          Valentine           Weiler               Niederhauser

Voting in the negative were: Senators
Adams             Dabakis             Davis                Dayton
Harper            Jenkins             Madsen               Reid
Stephenson        Stevenson           Thatcher             Van Tassell
Vickers
S.C.R. 7, CONCURRENT RESOLUTION ON COMPREHENSIVE STATEWIDE WILDLAND FIRE PREVENTION, PREPAREDNESS, AND SUPPRESSION POLICY, was read the second time. Senator Vickers explained the bill. The bill passed second reading on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

Adams
Davis
Hinkins
Mayne
Robles
Thatcher
Weiler

Bramble
Dayton
Jenkins
Okerlund
Shiozawa
Valentine
Niederhauser

Christensen
Harper
Knudson
Osmond
Stephenson
Van Tassell

Dabakis
Hillyard
Madsen
Reid
Stevenson
Vickers

Absent or not voting were: Senators

Henderson
Jones
Urquhart

S.C.R. 8, CONCURRENT RESOLUTION RECOGNIZING CANYON–LANDS NATIONAL PARK’S 50TH ANNIVERSARY, was read the second time. Senator Hinkins explained the bill. The bill passed second reading on the following roll call:

**Yeas, 22; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Senators

Adams
Harper
Knudson
Reid
Stevenson
Weiler

Christensen
Hillyard
Mayne
Robles
Thatcher
Niederhauser

Dabakis
Hinkins
Okerlund
Shiozawa
Valentine

Dayton
Jones
Osmond
Stephenson
Vickers

Absent or not voting were: Senators

Bramble
Davis
Madsen
Henderson
Urquhart
Van Tassell

S.B. 15, REEMPLOYMENT RESTRICTIONS AMENDMENTS, was read the second time. Senator Weiler explained the bill. The bill passed second reading on the following roll call:
Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams Christensen Dabakis Davis
Dayton Harper Hillyard Hinkins
Jones Knudson Madsen Mayne
Okerlund Osmond Reid Robles
Shiozawa Stephenson Stevenson Thatcher
Valentine Van Tassell Vickers Weiler
Niederhauser

Absent or not voting were: Senators
Bramble Henderson Jenkins Urquhart

* * *

On motion of Senator Harper, 1st Sub. S.B. 59, INDEPENDENT ENTITIES FINANCIAL TRANSPARENCY DISCLOSURE, was read the second time and circled.

* * *

S.B. 186, CONTRACTOR LICENSING AND CONTINUING EDUCATION AMENDMENTS, was read the second time.

On motion of Senator Harper, the following substitute bill replaced the original bill:

2nd Sub. S.B. 186 Contractor and Licensing and Continuing Education Amendments (W. Harper)

Senator Harper explained the bill. The bill passed second reading on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Dayton Harper Hillyard
Hinkins Jones Knudson Madsen
Mayne Okerlund Osmond Reid
Robles Shiozawa Stephenson Thatcher
Valentine Van Tassell Vickers Weiler
Niederhauser
Absent or not voting were: Senators
Henderson                Jenkins                Stevenson                Urquhart

* * *

S.B. 37, STATEWIDE ONLINE EDUCATION PROGRAM REVISIONS, was read the second time. Senator Thatcher explained the bill. The bill passed second reading on the following roll call:

Yeas, 23; Nays, 4; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams                    Bramble                  Christensen                Dabakis
Dayton                   Harper                    Hillyard                  Hinkins
Jenkins                  Knudson                  Madsen                    Okerlund
Osmond                   Reid                     Robles                   Shiozawa
Stephenson               Stevenson                Thatcher                  Valentine
Vickers                  Weiler                   Niederhauser

Voting in the negative were: Senators
Davis                    Jones                    Mayne                    Van Tassell

Absent or not voting were: Senators
Henderson                Urquhart

* * *

1st Sub. S.B. 39, HOME SCHOOL AMENDMENTS, was read the second time. Senator Osmond explained the bill. Senators Jones, Madsen, and Robles commented. Senator Van Tassell declared a conflict of interest. The bill passed second reading on the following roll call:

Yeas, 20; Nays, 5; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams                    Christensen              Dayton                    Harper
Hillyard                 Hinkins                  Jenkins                  Knudson
Madsen                   Okerlund                 Osmond                   Reid
Shiozawa                 Stevenson                Thatcher                 Valentine
Van Tassell              Vickers                  Weiler                   Niederhauser

Voting in the negative were: Senators
Dabakis                  Davis                    Jones                    Mayne
Robles
Absent or not voting were: Senators
Bramble     Henderson     Stephenson     Urquhart

***

S.B. 42, EARLY CHILDHOOD EDUCATION, was read the second time. Senator Osmond explained the bill. Senator Jones commented.

On motion of Senator Osmond, the bill was circled.

***

S.B. 68, VETERANS CENTERS, was read the second time. Senator Knudson explained the bill. The bill passed second reading on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams    Bramble    Christensen    Dabakis
Davis    Dayton    Harper    Hillyard
Hinkins    Jenkins    Jones    Knudson
Madsen    Mayne    Okerlund    Osmond
Reid    Robles    Shiozawa    Stephenson
Stevenson    Thatcher    Valentine    Van Tassell
Vickers    Weiler    Niederhauser

Absent or not voting were: Senators
Henderson    Urquhart

***

1st Sub. S.B. 131, STUDENT LEADERSHIP GRANT, was read the second time. Senator Osmond explained the bill.

Senator Osmond proposed the following amendment:

1. Page 3, Lines 80 through 85:

   80    [(b)] (ii) a report on the effectiveness and impact of the school’s student leadership

   81    skills development program on student behavior and academic results[,] as measured by:
82. **(A)** a reduction in truancy;

83. **(B)** assessments of academic achievement;

84. **(C)** a reduction in incidents of student misconduct or disciplinary actions; and

85. **(D)** the achievement of school-wide goals and students’ personal goals.

Senator Osmond’s motion to amend passed on a voice vote. Senator Dabakis commented. The bill passed second reading on the following roll call:

**Yeas, 22; Nays, 3; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

| Dabakis | Dayton | Hillyard |

**Absent or not voting were:** Senators

| Christensen | Henderson | Jones | Urquhart |

* * *

On motion of Senator Okerlund, and at 5:00 p.m., the Senate adjourned until 10:00 a.m., Monday, March 3, 2014.
THIRTY-FIFTH DAY
MORNING SESSION
March 3, 2014

The Senate was called to order at 10:10 a.m., with President Wayne Niederhauser presiding.

Prayer – Reverend Martin Diaz, Pastor at Cathedral of the Madelain
Pledge of Allegiance – Senator Margaret Dayton
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 65)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 28, 2014

The Speaker of the House has signed S.B. 115, COURT TRANSCRIPT FEES, by Senator P. Jones, and it is transmitted for the signature of the President; and

The Speaker of the House has signed S.B. 134, TAXATION RELATED REFERENDUM AMENDMENTS, by Senator J. Valentine, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 4th Sub. S.B. 147, RESIDENTIAL RENTAL AMENDMENTS, by Senator P. Jones, and it is transmitted for the signature of the President; and

The Speaker of the House has signed S.B. 168, CHARITY CARE AMENDMENTS, by Senator A. Christensen, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 28, 2014

The House refuses to recede from its amendments to S.B. 19, APPOINTMENT AND QUALIFICATION OF MEMBERS OF THE STATE
TAX COMMISSION, by Senator H. Stephenson, and has appointed a Conference Committee consisting of Representatives R. Wilcox, J. Stanard, and T. Cosgrove to meet with a like committee from the Senate on this bill.

Sandy D. Tenney, Chief Clerk

On motion of Senator Stephenson, the Senate voted to refuse to recede from its amendments to S.B. 19, APPOINTMENT AND QUALIFICATION OF MEMBERS OF THE STATE TAX COMMISSION. President Niederhauser appointed a conference committee consisting of Senators Stephenson, Henderson and Dabakis to meet with a like committee from the House.

* * *

Mr. President: February 28, 2014

The House passed, as amended, H.B. 19, ELECTRIC VEHICLE BATTERY CHARGING SERVICE AMENDMENTS, by Representative P. Arent, and it is transmitted for consideration; and

The House passed, as substituted, 4th Sub. H.B. 112, REGULATION OF ELECTRONIC CIGARETTES, by Representative P. Ray, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 116, SCHOOL CONSTRUCTION MODIFICATIONS, by Representative R. Cunningham, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 117, PATENT INFRINGEMENT AMENDMENTS, by Representative M. McKell, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 120, CONTINUING EDUCATION ON FEDERALISM, by Representative K. Ivory, and it is transmitted for consideration; and

The House passed H.B. 126, RETIREMENT AMENDMENTS, by Representative L. Perry, and it is transmitted for consideration; and

The House passed, as amended, H.B. 193, APPROPRIATIONS AND BUDGETING AMENDMENTS, by Representative J. Anderegg, and it is transmitted for consideration; and

The House passed H.B. 194, PUBLIC SAFETY RETIREMENT CONVERSION WINDOW, by Representative L. Perry, and it is transmitted for consideration; and
The House passed, as substituted and amended, 1st Sub. H.B. 199, PARK MODEL RECREATIONAL VEHICLES, by Representative J. Nielson, and it is transmitted for consideration; and

The House passed, as amended, H.B. 218, TAX CREDIT FOR WORKING INDIVIDUALS AND FAMILIES, by Representative E. Hutchings, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 312, DRAMSHOP AMENDMENTS, by Representative V. L. Snow, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.B. 313, VETERANS’ AND MILITARY AFFAIRS COMMISSION, by Representative T. Cosgrove, and it is transmitted for consideration; and

The House passed H.B. 340, LOCAL DISTRICT BOUNDARY ADJUSTMENTS, by Representative J. Peterson, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

INTRODUCTION OF BILLS

S.B. 77, Pharmacy Practice Act Amendments (E. Vickers), was read the first time by short title and referred to the Rules Committee.

S.B. 264, Retention of Outside Counsel, Expert Witnesses, and Litigation Support Services (J. S. Adams), was read the first time by short title and referred to the Rules Committee.

CONCENT CALENDAR

S.B. 226, PROFESSIONAL LICENSING AMENDMENTS, was read the third time, explained by Senator Valentine, and passed on the following roll call:

Yeas, 21; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Senators

Adams
Henderson
Knudson
Christensen
Hinkins
Mayne
Davis
Jenkins
Okerlund
Dayton
Jones
Osmond
Absent or not voting were: Senators
Bramble  Dabakis  Harper  Hillyard
Madsen  Robles  Stephenson  Stevenson

S.B. 226 was transmitted to the House for consideration.

CONCURRENCE CALENDAR

On motion of Senator Adams, the circle was removed from 1st Sub. S.B. 148, UPSTART PROGRAM AMENDMENTS, and it was before the Senate.

On motion of Senator Adams, the Senate voted to concur in the House amendments to 1st Sub. S.B. 148, UPSTART PROGRAM AMENDMENTS. The bill, as amended, passed on the following roll call:

Y eas, 26; Nays, 1; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams  Christensen  Dabakis  Davis
Harper  Henderson  Hillyard  Hinkins
Jenkins  Jones  Knudson  Madsen
Mayne  Okerlund  Osmond  Reid
Shiozawa  Stephenson  Stevenson  Thatcher
Urquhart  Valentine  Van Tassell  Vickers
Weiler  Niederhauser

Voting in the negative was: Senator
Dayton

Absent or not voting were: Senators
Bramble  Robles

1st Sub. S.B. 148 was returned to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 28, 2014
The House adopted the Joint Conference Committee Report dated February 28, 2014, and passed 1st Sub. S.B. 99, STATE VEHICLE EFFICIENCY
REQUIREMENTS, by Senator S. Jenkins, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

**JOINT CONFERENCE COMMITTEE REPORT**

Mr. President: February 28, 2014

The Joint Conference Committee comprised of Senators S. Jenkins, K. Van Tassell, and P. Jones, and Representatives G. Froerer, J. Draxler, and P. Arent, recommends 1st Sub. S.B. 99, STATE VEHICLE EFFICIENCY REQUIREMENTS, by Senator S. Jenkins, with the following amendments:

1. Page 5, Lines 142 through 146i
   House Floor Amendments 2–19–2014:

   142 63A–9–403. Clean emissions vehicles – Alternative fuel vehicles

   143 No later than August 30, 2018, the division shall ensure that 50% or more of new or replacement division-owned state vehicles that are motor vehicles used for the transportation of passengers are motor vehicles with emissions that are equal to or cleaner than the standards established in bin 2 in Table S04–1, of 40 C.F.R. 86.1811–04(c)(6)

   146 (a) As used in this Subsection (2), “alternative fuel vehicle” means a vehicle that has the ability to be propelled to a significant extent using one of the following alternative fuels:

   (i) electricity from an off-board source;
   (ii) natural gas;
   (iii) liquid petroleum gas; or
   (iv) hydrogen.

   (b) No later than August 30, 2018, the division shall ensure that 50% or more of new or
146h replacement division-owned state vehicles that are motor vehicles used for transportation of passengers are alternative fuel vehicles (electric, natural gas, liquid petroleum gas, hydrogen, or biodiesel).


On motion of Senator Jenkins, the Senate voted to adopt the Joint Conference Committee report. The bill was placed at the top of the Third Reading Calendar.

THIRD READING CALENDAR

1st Sub. S.B. 99, STATE VEHICLE EFFICIENCY REQUIREMENTS, was before the Senate, explained by Senator Jenkins, and passed on the following roll call:

Yeas, 25; Nays, 2; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams  Christensen  Dabakis  Davis
Harper  Henderson  Hillyard  Hinkins
Jenkins  Jones  Knudson  Madsen
Mayne  Okerlund  Osmond  Reid
Shiozawa  Stevenson  Thatcher  Urquhart
Valentine  Van Tassell  Vickers  Weiler
Niederhauser

Voting in the negative were: Senators
Dayton  Stephenson

Absent or not voting were: Senators
Bramble  Robles

1st Sub. S.B. 99 was transmitted to the House.

***

S.B. 215, PUBLIC SCHOOL COMPREHENSIVE EMERGENCY RESPONSE PLAN AMENDMENTS, was read the third time, explained by Senator Osmond, and passed on the following roll call:
Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators

Adams
Davis
Hillyard
Knudson
Osmond
Stevenson
Van Tassell

Bramble
Dayton
Hinkins
Madsen
Reid
Thatcher
Vickers

Christensen
Harper
Jenkins
Mayne
Shiozawa
Urquhart
Weiler

Dabakis
Henderson
Jones
Okerlund
Stephenson
Valentine
Niederhauser

Absent or not voting was: Senator

Robles

S.B. 215 was transmitted to the House for consideration.

***

On motion of Senator Weiler, S.J.R. 3, JOINT RESOLUTION REGARDING ATTORNEY GENERAL, was read the third time and circled.

***

S.C.R. 7, CONCURRENT RESOLUTION ON COMPREHENSIVE STATEWIDE WILDLAND FIRE PREVENTION, PREPAREDNESS, AND SUPPRESSION POLICY, was read the third time, explained by Senator Vickers, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators

Adams
Davis
Hillyard
Madsen
Reid
Stevenson
Van Tassell

Bramble
Dayton
Hinkins
Mayne
Reid
Thatcher
Vickers

Christensen
Harper
Jones
Mayne
Shiozawa
Urquhart
Weiler

Dabakis
Henderson
Knudson
Okerlund
Stephenson
Valentine
Niederhauser

Absent or not voting was: Senator

Jenkins

S.C.R. 7 was transmitted to the House for consideration.
S.C.R. 8, CONCURRENT RESOLUTION RECOGNIZING CANYONLANDS NATIONAL PARK’S 50TH ANNIVERSARY, was read the third time, explained by Senator Hinkins, and passed on the following roll call:

** Yeas, 27; Nays, 0; Absent or not voting, 2.

** Voting in the affirmative were: ** Senators

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** Absent or not voting were: ** Senators

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** S.C.R. 8 was transmitted to the House for consideration. **

* * *

S.B. 15, REEMPLOYMENT RESTRICTIONS AMENDMENTS, was read the third time and explained by Senator Weiler. Senator Hillyard commented and the bill passed on the following roll call:

** Yeas, 29; Nays, 0; Absent or not voting, 0.

** Voting in the affirmative were: ** Senators

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** S.B. 15 was transmitted to the House for consideration. **

* * *

2nd Sub. S.B. 186, CONTRACTOR LICENSING AND CONTINUING EDUCATION AMENDMENTS, was read the third time and explained by Senator Harper Senator Jenkins commented and the bill passed on the following roll call:
Yeas, 26; Nays, 3; Absent or not voting, 0.

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

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**2nd Sub. S.B. 186** was transmitted to the House for consideration.

* * *

**S.B. 37, STATEWIDE ONLINE EDUCATION PROGRAM REVISIONS,** was read the third time, explained by Senator Thatcher, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

**Voting in the affirmative were:** Senators

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**Absent or not voting was:** Senator

Mayne

**S.B. 37** was transmitted to the House for consideration.

* * *

**1st Sub. S.B. 39, HOME SCHOOL AMENDMENTS,** was read the third time and explained by Senator Osmond. Senator Jenkins commented and the bill passed on the following roll call:
Yeas, 22; Nays, 5; Absent or not voting, 2.

Voting in the affirmative were: Senators
Bramble Christensen Dayton Harper
Henderson Hillyard Hinkins Jenkins
Knudson Madsen Okerlund Osmond
Reid Stephenson Stevenson Thatcher
Urquhart Valentine Van Tassell Vickers
Weiler Niederhauser

Voting in the negative were: Senators
Dabakis Davis Jones Mayne Shiozawa

Absent or not voting were: Senators
Adams Robles

1st Sub. S.B. 39 was transmitted to the House for consideration.

* * *

S.B. 68, VETERANS CENTERS, was read the third time, explained by Senator Knudson, and passed on the following roll call:
Yeas, 29; Nays, 0; Absent or not voting, 0.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Dayton Harper Henderson
Hillyard Hinkins Jenkins Jones
Knudson Madsen Mayne Okerlund
Osmond Reid Robles Shiozawa
Stephenson Stevenson Thatcher Urquhart
Valentine Van Tassell Vickers Weiler

S.B. 68 was transmitted to the House for consideration.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 3, 2014

The House passed H.J.R. 24, JOINT RESOLUTION RECOGNIZING WEBER STATE UNIVERSITY’S 125TH ANNIVERSARY, by Representative B. Dee, and it is transmitted for consideration

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.
On motion of Senator Adams, the Senate voted to lift H.J.R. 24, JOINT RESOLUTION RECOGNIZING WEBER STATE UNIVERSITY’S 125TH ANNIVERSARY, from Rules and place it on the Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Adams, under suspension of the rules, H.J.R. 24, JOINT RESOLUTION RECOGNIZING WEBER STATE UNIVERSITY’S 125TH ANNIVERSARY, was considered read the second and third times. Senators Hillyard and Stevenson commented and the bill passed on the following roll call:

**Yeas, 29; Nays, 0; Absent or not voting, 0.**

**Voting in the affirmative were:** Senators

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H.J.R. 24 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

THIRD READING CALENDAR

1st Sub. S.B. 131, STUDENT LEADERSHIP GRANT, was read the third time, explained by Senator Osmond, and passed on the following roll call:

**Yeas, 24; Nays, 2; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

| Christensen | Dabakis |
Absent or not voting were: Senators
Adams Hillyard Robles

1st Sub. S.B. 131 was transmitted to the House for consideration.

SECOND READING CALENDAR

On motion of Senator Henderson, the circle was removed from 1st Sub. S.B. 59, INDEPENDENT ENTITIES FINANCIAL TRANSPARENCY DISCLOSURE, and it was before the Senate.

On motion of Senator Henderson, the following substitute bill replaced the original bill:


Senator Henderson explained the bill. Senator Van Tassell commented. The bill passed second reading on the following roll call:

Y eas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams Christensen Dabakis Davis
Dayton Harper Henderson Hillyard
Hinkins Jenkins Jones Knudson
Madsen Mayne Okerlund Osmond
Reid Robles Shiozawa Stephenson
Stevenson Thatcher Urquhart Valentine
Van Tassell Vickers Weiler Niederhauser

Absent or not voting was: Senator
Bramble

* * *

3rd Sub. S.B. 47, EMERGENCY MANAGEMENT ACT AMENDMENTS, was read the second time.

Senator Harper proposed the following amendment:

1. Page 4, Line 92:

92 (c) shall , within a reasonable time after entry, upon the request of the Labor Commission or the Department of Insurance,
confirm that it is in compliance with Section 34A–2–406 (1)(a), (1)(b), and (2).

2. Page 5, Line 124:

124 53–2a–1203, such as a copy of applicable permits or licenses.

Senator Harper’s motion to amend passed on a voice vote. Senator Harper explained the bill. Senator Mayne commented. The bill passed second reading on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Bramble | Stephenson |

* * *

On motion of Senator Weiler, the circle was removed from 1st Sub. H.B. 20, EMERGENCY VEHICLE OPERATOR DUTY OF CARE REVISIONS, and it was before the Senate. Senator Weiler explained the bill.

On motion of Senator Valentine, the following substitute bill replaced the original bill:

**2nd Sub. H.B. 20 Emergency Vehicle Operator Duty of Care Revisions**

(B. Dee)

Senators Madsen and Hillyard, Valentine, and Thatcher commented. The bill passed second reading on the following roll call:

**Yeas, 18; Nays, 11; Absent or not voting, 0.**

**Voting in the affirmative were:** Senators

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INTRODUCTION OF BILLS

**S.B. 78, Prescription Eye Drop Guidelines** (E. Vickers), was read the first time by short title and referred to the Rules Committee.

***

On motion of Senator Okerlund, and at 11:50 a.m., the Senate recessed.

**AFTERNOON SESSION**

The Senate reassembled at 2:10 p.m., with President Niederhauser presiding.

**COMMUNICATIONS FROM THE HOUSE**

Mr. President: March 3, 2014

The House passed, **1st Sub. S.B. 44**, WORKERS’ COMPENSATION AND EMPLOYEE MISCONDUCT, by Senator K. Mayne, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 148**, UPSTART PROGRAM AMENDMENTS, by Senator J. S. Adams, and it is transmitted for the signature of the President; and

The House passed, **S.B. 178**, CONTROLLED SUBSTANCE DATABASE MODIFICATIONS, by Senator E. Vickers, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

***

Mr. President: March 3, 2014

The House concurred in the Senate amendments and passed **1st Sub. H.B. 17**, INTERLOCAL ACT AMENDMENTS, by Representative Johnny Anderson, and it is transmitted for the signature of the President; and
The House concurred in the Senate amendments and passed **2nd Sub. H.B. 59**, NATIONAL GUARD PROGRAM AMENDMENTS, by Representative V. Peterson, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **3rd Sub. H.B. 282**, AMENDMENTS TO ELECTION LAWS, by Representative K. Powell, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **3rd Sub. H.B. 283**, NONPROFIT ENTITY RECEIPT OF GOVERNMENT MONEY, by Representative R. Menlove, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

Mr. President: March 3, 2014

The House passed, as substituted, **2nd Sub. H.B. 113**, PHARMACY BENEFIT MANAGER AMENDMENTS, by Representative B. Last, and it is transmitted for consideration; and

The House passed **H.B. 153**, STUDY ON CONTRIBUTION AND CREDIT FOR EDUCATION FUNDING, by Representative K. Christofferson, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 201**, VISITATION AMENDMENTS, by Representative L. Christensen, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 318**, RIGHTS OF PARENTS AND CHILDREN AMENDMENTS, by Representative L. Christensen, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 347**, INSURANCE COVERAGE FOR INFERTILITY TREATMENT, by Representative L. Christensen, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 360**, DISPLAY OF LICENSE PLATES, by Representative M. Wheatley, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 382**, LIMITED PURPOSE LOCAL GOVERNMENT ENTITIES AMENDMENTS, by Representative B. Dee, and it is transmitted for consideration; and
The House passed **H.B. 386**, REPEAL OF UTAH HISTORY ENDOWMENT FUND, by Representative M. Brown, and it is transmitted for consideration; and

The House passed **H.B. 393**, INSURANCE PRODUCER AMENDMENTS, by Representative J. Stanard, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 405**, POSTSECONDARY SCHOOL STATE AUTHORIZATION, by Representative J. Dunnigan, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk
Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

**RULES COMMITTEE REPORTS**

To the Members of the Senate: March 3, 2014

The Rules Committee recommends assignment of the following bills to standing committees:

**Business and Labor Committee**
1st Sub. H.B. 312 Dramshop Amendments (Rep. V. Snow)
H.B. 376 Alcohol Revisions (Rep. R. Wilcox)

**Education Committee**
H.B. 111 School Building Costs Reporting (Rep. J. Knotwell)
H.B. 329 Programs for Youth Protection (Rep. S. Eliason)

**Government Operations and Political Subdivisions Committee**
H.B. 193 Appropriations and Budgeting Amendments (Rep. J. Anderegg)
H.B. 335 Supplemental Savings Plan Amendments (Rep. R. Cunningham)
H.B. 340 Local District Boundary Adjustments (Rep. J. Peterson)
Health and Human Services Committee
S.B. 77 Pharmacy Practice Act Amendments (Sen. E. Vickers)
H.B. 384 Concussion and Head Injury Amendments (Rep. P. Ray)
1st Sub. H.C.R. 1 Concurrent Resolution Designating Call Your Military Hero Day (Rep. J. Fisher)

Judiciary, Law Enforcement, and Criminal Justice Committee
S.B. 264 Retention of Outside Counsel, Expert Witnesses, and Litigation Support Service (Sen. J. Adams)
S.B. 265 Law Enforcement Services Account (Sen. L. Robles)

Natural Resources, Agriculture and Environment Committee
H.B. 197 Daylight Saving Time Study (Rep. R. Menlove)
H.B. 380 Repeal of Housing Relief Expendable Special Revenue Fund (Rep. M. Brown)

Retirement and Independent Entities Committee
H.B. 126 Retirement Amendments (Rep. L. Perry)
H.B. 194 Public Safety Retirement Conversion Window (Rep. L. Perry)

Revenue and Taxation Committee
H.B. 218 Tax Credit for Working Individuals and Families (Rep. E. Hutchings)

Transportation, Public Utilities and Technology Committee
H.B. 19 Electric Vehicle Battery Charging Service Amendments (Rep. P. Arent)

John L. Valentine
Rules Committee Chair

Report filed. On motion of Senator Valentine, the committee report was adopted.
STANDING COMMITTEE REPORTS

Mr. President: March 3, 2014

The Business and Labor Committee reports a favorable recommendation on

2nd Sub. H.B. 56, MECHANICS LIEN REVISIONS, by Representative M. McKell; and

The Business and Labor Committee reports a favorable recommendation on

1st Sub. H.B. 326, STATE CONSTRUCTION CODE REVISIONS, by Representative R. Spendlove; and

The Business and Labor Committee reports a favorable recommendation on

S.B. 72, UNINSURED MOTORIST PROVISIONS, by Senator L. Hillyard, with the following amendments:

1. Page 1, Lines 12 through 15:

   12 provides that the Motor Vehicle Division or a peace officer shall seize and take
   13 possession of any vehicle \( \rightarrow \text{vessel, or outboard motor} \) that is being operated on a
   14 highway without owner’s or operator’s security in effect for the vehicle except in
   15 certain circumstances;

2. Page 2, Lines 55 through 58:

   55 (2) (a) Subject to the restriction in Subsection (2)(b), the division or any peace officer,
   56 without a warrant, shall seize and take possession of any vehicle \( \rightarrow \text{vessel, or outboard motor} \) that
   57 is being operated on a highway without owner’s or operator’s security in effect for the vehicle
   58 as required under Section 41–12a–301 unless the division or any peace officer makes a

3. Page 3, Lines 59 through 61:

   59 reasonable determination that :  
   (a) the seizure of the vehicle \( \rightarrow \text{vessel, or outboard motor} \)
Day 35

60 present a public safety concern to the operator or any of the occupants in the vehicle; or
61 outboard motor; or
(b) the impoundment of the vehicle would prevent the division or the peace officer from addressing other public safety considerations.

4. Page 6, Lines 155 through 156:

155 under Subsection (4)(d),
(c) A person is not eligible for a reimbursement under Subsection (4)(d) unless the person applies for the reimbursement within six months from the date that the motor vehicle was impounded.
156 Section 4. Effective date. ; and

The Business and Labor Committee reports a favorable recommendation on S.B. 249, TRANSPORTATION RIGHTS−OF−WAY SAFETY AMENDMENTS, by Senator C. Bramble, with the following amendments:

1. Page 1, Lines 15 through 16:

15 used to divert for pedestrians and other nonmotorized vehicle traffic away from a highway in order to enhance traffic safety and efficiency on the highway.
16 order transportation to enhance traffic safety and efficiency on the highway.

2. Page 2, Line 53 through Page 3, Line 59:

53 the construction and maintenance of a pathway:
54 (a) located within or adjacent to a highway right−of−way or an abandoned railroad
55 right−of−way;
56 (b) intended for use by pedestrians and others using bicycles or other nonmotorized modes of transportation; and
57 (c) designed to divert pedestrians and other nonmotorized traffic away from a nearby highway in order to enhance traffic safety and efficiency on the highway.
59 (13) the construction and maintenance of a pathway:
(a) for pedestrians, bicyclists, and other nonmotorized
transportation; and
(b) designed to enhance the safety and efficiency of a nearby highway. ; and

The Business and Labor Committee reports a favorable recommendation on S.B. 250, PUBLIC DUTY DOCTRINE AMENDMENTS, by Senator C. Bramble, with the following amendments:

1. Page 3, Line 83 through Page 4, Line 91:

83 (4) Except as permitted in Subsection (3)(c), no employee may be joined or held
84 personally liable for acts or omissions occurring:
85 (a) during the performance of the employee’s duties;
86 (b) within the scope of employment; or
87 (c) under color of authority.
88 (5) A general duty that a governmental entity {or an employee} owes to the public does
89 not create a specific duty to an individual member of the public, unless {the individual member
90 of the public stands so far apart from the general public that there is a special relationship
91 between the governmental entity {or employee} and the individual member of the public.

Curtis S. Bramble, Chair

Mr. President: March 3, 2014

The Education Committee recommends S.B. 34, GOVERNANCE OF THE UTAH EDUCATION AND WORKFORCE ALLIANCE, by Senator H. Stephenson, be replaced and favorably recommends 1st Sub. S.B. 34, GOVERNANCE OF THE UTAH EDUCATION AND WORKFORCE ALLIANCE; and

The Education Committee reports a favorable recommendation on S.B. 49, PARENTAL PERMISSION TO RELEASE STUDENT INFORMATION, by Senator J. Valentine; and

The Education Committee reports a favorable recommendation on S.B. 183, PROFICIENCY LEVELS OF STATEWIDE ASSESSMENTS, by Senator H. Stephenson, with the following amendments:
1. Page 1, Lines 19 through 20:

19    •  {set cut scores for statewide assessments using the National Assessment of
20    Educational Progress as a benchmark} consider NAEP scores, ACT scores, and previous statewide assessment scores in setting cut scores for statewide assessments; and

2. Page 3, Lines 61 through 65:

61 (b) In setting cut scores for statewide assessments of language arts or mathematics

62    achievement, the board shall {use the NAEP as a benchmark so that the percentage of students
63    who are proficient in language arts or mathematics as measured by a statewide assessment is
64    approximately equal to the percentage of Utah students who are proficient in the same subject
65    as measured by the NAEP} consider the most recent NAEP scores, the most recent ACT scores, and scores on previous statewide assessments.

Stuart C. Reid, Chair

Mr. President: March 3, 2014

The Health and Human Services Committee reports a favorable recommendation on 1st Sub. H.B. 119, OPIATE OVERDOSE EMERGENCY TREATMENT, by Representative C. Moss; and

The Health and Human Services Committee recommends S.B. 110, GUARDIANSHIP COSTS FOR PARENTS OF DISABLED ADULT CHILD, by Senator A. Osmond, be replaced and favorably recommends 1st Sub. S.B. 110, GUARDIANSHIP FORMS FOR PARENTS OF DISABLED ADULT CHILD; and
The Health and Human Services Committee reports a favorable recommendation on S.B. 261, EMERGENCY ROOM SERVICES AMENDMENTS, by Senator J. Valentine.

Evan J. Vickers, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were placed on Second Reading Calendar.

STANDING COMMITTEE REPORTS

Mr. President: March 3, 2014

The Business and Labor Committee reports a favorable recommendation on 1st Sub. H.B. 332, REAL ESTATE AMENDMENTS, by Representative G. Froerer, and recommends it be considered read for the second time and placed on the Consent Calendar.

Curtis S. Bramble, Chair

Mr. President: March 3, 2014

The Education Committee reports a favorable recommendation on S.B. 240, CARSON SMITH SCHOLARSHIP AMENDMENTS, by Senator J. S. Adams, and recommends it be considered read for the second time and placed on the Consent Calendar.

Stuart C. Reid, Chair

Mr. President: March 3, 2014

The Health and Human Services Committee reports a favorable recommendation on H.B. 114, MAIL−ORDER WHOLESALE DRUG AMENDMENTS, by Representative S. Barlow, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Health and Human Services Committee reports a favorable recommendation on S.B. 254, REPEAL OF CERTIFIED NURSE MIDWIFE EDUCATION AND ENFORCEMENT ACCOUNT, by Senator L. Hillyard, and recommends it be considered read for the second time and placed on the Consent Calendar.

Evan J. Vickers, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were considered read the second time and placed on the Consent Calendar.
COMMITTEE OF THE WHOLE

On motion of Senator Okerlund, Olympic Medalist Steve Holcomb spoke in Committee of the Whole.

On motion of Senator Okerlund, the Committee of the Whole was dissolved

SECOND READING CALENDAR

S.B. 184, LOCAL GOVERNMENT INSPECTION AMENDMENTS, was read the second time. Senator Adams explained the bill. Senator Jenkins commented. The bill passed second reading on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Mayne  Okerlund  Osmond  Reid
Robles  Shiozawa  Stephenson  Stevenson
Thatcher  Urquhart  Valentine  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Knudson  Madsen

* * *

S.B. 192, AMENDMENTS TO AUTOMATIC EXTERNAL DEFIBRILLATOR RESTRICTED ACCOUNT, was read the second time. Senator Jenkins explained the bill. Senator Christensen commented. The bill passed second reading on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Madsen
Mayne  Okerlund  Osmond  Reid
Robles  Shiozawa  Stephenson  Stevenson
Thatcher  Urquhart  Valentine  Van Tassell
Vickers  Weiler  Niederhauser
Absent or not voting were: Senators
Jones                 Knudson

* * *

S.B. 188, LOCAL OPTION SALES TAX AMENDMENTS, was read the second time.

On motion of Senator Henderson, the following substitute bill replaced the original bill:

1st Sub. S.B. 188 Local Option Sales Tax Amendments (D. Henderson)

Senator Henderson explained the bill. Senator Mayne commented. The bill passed second reading on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams              Bramble            Christensen      Dabakis
Davis              Dayton             Harper           Henderson
Hillyard           Hinkins           Jenkins          Jones
Knudson            Madsen            Mayne           Okerlund
Osmond             Reid              Robles           Shiozawa
Stephenson         Stevenson        Thatcher         Urquhart
Valentine          Vickers           Weiler          Niederhauser

Absent or not voting was: Senator
Van Tassell

* * *

1st Sub. S.B. 22, WORKFORCE SERVICES JOB LISTING AMENDMENTS, was read the second time.

On motion of Senator Knudson, the following substitute bill replaced the original bill:

2nd Sub. S.B. 22 Workforce Services Job Listing Amendments (P. Knudson)

Senator Knudson proposed the following amendment:

1. Page 4, Lines 90 through 96:
(5) (a) Except when filling a job vacancy with a current employee, a government entity shall list each public job posting on the department’s website.

(b) Information regarding job vacancies with private contractors that have contracted with a government entity shall be made available to the department for posting on the department’s website by the department. Posted information shall include the name and contact information for job inquiries. This information shall be available for the duration of the contract.

Senator Knudson’s motion to amend passed on a voice vote. Senator Knudson explained the bill. Senator Mayne commented. The bill passed second reading on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were: Senators**

Adams Christensen Dabakis Davis
Dayton Harper Henderson Hillyard
Hinkins Jenkins Jones Knudson
Madsen Mayne Okerlund Osmond
Reid Robles Shiozawa Stephenson
Stevenson Thatcher Valentine Van Tassell
Vickers Weiler Niederhauser

**Absent or not voting were:** Senators

Bramble Urquhart

***

**S.B. 88, CHILD INTERVIEW AMENDMENTS, was read the second time.** Senator Okerlund explained the bill.

On motion of Senator Okerlund, the following substitute bill replaced the original bill:
1st Sub. S.B. 88 Child Interview Amendments (R. Okerlund)

Senators Hillyard and Harper commented. The bill passed second reading on the following roll call:

**Y** eas, 26; **N** ays, 0; **A** bsent or not voting, 3.

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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**S.C.R. 9,** CONCURRENT RESOLUTION CONCERNING PROPOSED GREENHOUSE GAS EMISSION STANDARDS, was read the second time. Senator Hinkins explained the bill. The bill passed second reading on the following roll call:

**Y** eas, 25; **N** ays, 2; **A** bsent or not voting, 2.

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

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**Absent or not voting were:** Senators

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1st Sub. S.B. 62, UTAH SCIENCE TECHNOLOGY AND RESEARCH GOVERNING AUTHORITY AMENDMENTS, was read the second time.
Senator Shiozawa proposed the following amendment:

1. Page 9, Lines 248 through 260:

248 frequently at the request of a majority of the members of the governing authority.

249 [(6) Five] (7) (Six) Five members of the governing authority are a quorum.

250 [(7)] (8) (a) A member (who is not a legislator) may not receive compensation or benefits for the member’s service, but may receive per diem and travel expenses [in accordance with] as allowed in:

253 (a) (b) (c) Section 63A–3–106; Section 63A–3–107; and rules made by the Division of Finance [pursuant] according to Sections 63A–3–106 and 63A–3–107.

257 [(8) (a) (i) The governing authority shall hire]

258 (b) Compensation and expenses of a board member who is a legislator are governed by Section 36–2–2 and Legislative Joint Rules, Title 5, Legislative Compensation and Expenses.]

260 (9) (a) After consultation with the USTAR governing authority, the governor, with the

Senator Shiozawa’s motion to amend passed on a voice vote. Senator Shiozawa explained the bill. Senators Robles, Dayton, Mayne, Jenkins, and Stephenson commented. The bill passed second reading on the following roll call:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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2nd Sub. S.B. 109, RADON AWARENESS CAMPAIGN, was read the second time. Senator Osmond explained the bill. Senators Weiler and Jones commented. The bill passed second reading on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

- Christensen
- Dabakis
- Davis
- Dayton
- Harper
- Henderson
- Hinkins
- Jenkins
- Jones
- Knudson
- Madsen
- Mayne
- Okerlund
- Osmond
- Reid
- Robles
- Shiozawa
- Stevenson
- Van Tassell
- Valentine
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Adams
- Bramble
- Hillyard

S.B. 189, RESIDENCE LIEN RESTRICTION AMENDMENTS, was read the second time. Senator Weiler explained the bill. The bill passed second reading on the following roll call:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

- Bramble
- Christensen
- Dabakis
- Davis
- Dayton
- Harper
- Henderson
- Hinkins
- Jenkins
- Hillyard
- Knudson
- Madsen
- Mayne
- Okerlund
- Osmond
- Reid
- Robles
- Shiozawa
- Stevenson
- Urquhart
- Valentine
- Van Tassell
- Weiler
- Niederhauser
Absent or not voting was: Senator Adams

***

S.B. 101, PUBLIC EDUCATION HUMAN RESOURCE MANAGEMENT AMENDMENTS, was read the second time.

Senator Osmond proposed the following amendment:

1. Page 1, Lines 13 through 17:

   13 This bill:
   14 modifies the date when a school district is required to adopt evaluation
   15 systems for educators and school and district administrators in accordance with a State Board of Education framework; and
   16 modifies the date when:
   17   • a public education employee’s advancement on a wage or salary scale is primarily based on an evaluation; and
   18   • a school or district administrator’s salary is based on the school or district administrator’s most recent evaluation.

2. Page 1, Lines 23 through 25:

   23 AMENDS:
   24 53A−8a−409, as enacted by Laws of Utah 2012, Chapter 425
   25 53A−8a−601, as enacted by Laws of Utah 2012, Chapter 425
   53A−8a−702, as enacted by Laws of Utah 2012, Chapter 425
   53A−8a−703, as enacted by Laws of Utah 2012, Chapter 425

3. Page 2, Lines 53 through 54:

   53 employee’s rating on the most recent evaluation is at the lowest level of an evaluation
   54 instrument.

Section 3, Section 53A−8a−702 is amended to read:

53A−8a−702. Evaluation of school and district administrators. The State Board of Education shall:
(1) establish in rules a framework for the evaluation of school
and district administrators that includes the following components:

(a) student achievement indicators emphasizing learning growth and proficiency;
(b) the results of an evaluation tool utilized by the local school board that includes input from employees, parents, and students;
(c) the effectiveness of evaluating employee performance in a school or district for which the school or district administrator has responsibility; and
(d) other factors as determined by a local school board in implementing state law and State Board of Education rules; and

(2) require each school district to fully implement an evaluation system for school and district administrators in accordance with the framework established by the State Board of Education no later than the 2015–16 school year.

Section 4. Section 53A–8a–703 is amended to read:

53A–8a–703. Compensation of school and district administrators.

(1) Beginning no later than the 2016–17 school year, a school or district administrator’s salary shall be based on the school or district administrator’s most recent evaluation.

(2) A school district shall continue each year to award any salary increases to a school or district administrator based on an evaluation administered pursuant to Section 53A–8a–702 until at least 15% of a school or district administrator’s salary is contingent upon the evaluation administered pursuant to Section 53A–8a–702.

Senator Osmond’s motion to amend passed on a voice vote. Senator Osmond explained the bill. The bill passed second reading on the following roll call:

**Yeas, 24; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

| Christensen | Dabakis | Davis | Dayton |
| Harper | Henderson | Hillyard | Jenkins |
| Jones | Knudson | Madsen | Mayne |
| Okerlund | Osmond | Reid | Shiozawa |
| Stevenson | Thatcher | Urquhart | Valentine |
| Van Tassell | Vickers | Weiler | Niederhauser |

**Absent or not voting were:** Senators

| Adams | Bramble | Hinkins | Robles |
| Stephenson | | | |
S.B. 12, AGE LIMIT FOR TOBACCO AND RELATED PRODUCTS, was read the second time. Senator Reid explained the bill. Senators Hillyard, Adams, Van Tassell, Mayne, Christensen, Urquhart, Dayton, Jones, and Shiozawa commented.

Senator Urquhart proposed a verbal amendment as follows:

1. Page 19, Line 579:
   Delete lines 579a and 579b

   Senator Urquhart’s motion to amend failed on a voice vote. Senator Jones declared a conflict of interest. The bill failed second reading on the following roll call:

   **Yeas, 12; Nays, 16; Absent or not voting, 1.**

   **Voting in the affirmative were:** Senators
   Christensen    Harper    Hillyard    Jenkins
   Jones          Okerlund  Osmond     Reid
   Robles         Shiozawa  Van Tassell Niederhauser

   **Voting in the negative were:** Senators
   Adams          Bramble   Dabakis    Davis
   Dayton         Henderson Hinkins   Knudson
   Madsen         Mayne     Stephenson Stevenson
   Urquhart       Valentine Vickers  Weiler

   **Absent or not voting was:** Senator
   Thatcher

   The bill was filed.

   **INTRODUCTION OF BILLS**

   **S.B. 79, Uniform Real Property Electronic Recording Act** (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

   **S.B. 80, Statewide Online Education Amendments** (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

   ***
THIRTY–SIXTH DAY
MORNING SESSION

March 4, 2014

The Senate was called to order at 10:10 a.m., with President Wayne Niederhauser presiding.

Prayer – Cantor Lawrence Loeb, Congregation Kol Ami
Pledge of Allegiance – Senator Luz Robles
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 65)

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 3, 2014

The Speaker of the House has signed 1st Sub. S.B. 99, STATE VEHICLE EFFICIENCY REQUIREMENTS, by Senator S. Jenkins, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bill was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

***

Mr. President: March 3, 2014

The House passed, as substituted and amended, 7th Sub. H.B. 105, PLANT EXTRACT AMENDMENTS, by Representative G. Froerer, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 128, ELECTRONIC DEVICE LOCATION AMENDMENTS, by Representative R. Wilcox, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 213, CRIMINAL PENALTIES FOR SEXUAL CONTACT WITH A STUDENT, by Representative L. Christensen, and it is transmitted for consideration; and

The House passed H.J.R. 6, JOINT RESOLUTION APPROVING COMMERCIAL NONHAZARDOUS SOLID WASTE DISPOSAL FACILITY
AT A NEW LOCATION, by Representative G. Hughes, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

**STANDING COMMITTEE REPORTS**

Mr. President: March 3, 2014

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **H.B. 323**, DIVORCE ORIENTATION COURSE TIMING, by Representative J. Nielson; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **H.B. 325**, JUDICIAL PERFORMANCE EVALUATION COMMISSION AMENDMENTS, by Representative E. Hutchings; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **S.B. 256**, ASSET FORFEITURE AMENDMENTS, by Senator H. Stephenson.

Mark B. Madsen, Chair

Mr. President: March 3, 2014

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 41**, CLEAN FUEL SCHOOL BUSES AND INFRASTRUCTURE, by Representative S. Handy.

Scott K. Jenkins, Chair

Mr. President: March 3, 2014

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 101**, ROADWAY AND SIDEWALK SAFETY AMENDMENTS, by Representative J. Nielson; and

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 196**, FLEET MANAGEMENT AMENDMENTS, by Representative E. Hutchings; and

The Transportation and Public Utilities and Technology Committee recommends **H.B. 314**, AMENDMENTS TO VEHICLE IMMOBILIZATION DEVICE PROVISIONS, by Representative R. C. Webb, be replaced and
favorably recommends 1st Sub. H.B. 314, VEHICLE IMMOBILIZATION AND IMPOUND AMENDMENTS.

Kevin T. Van Tassell, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were placed on Second Reading Calendar.

**STANDING COMMITTEE REPORTS**

Mr. President: March 3, 2014

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on H.B. 279, JUDICIARY INTERIM COMMITTEE SUNSET PROVISIONS, by Representative K. McIff, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on H.B. 301, CONCEALED WEAPON PERMIT FOR SERVICEMEMBERS, by Representative V. Peterson, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 259, VICTIM REPARATIONS FUND AMENDMENTS, by Senator M. Madsen, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 260, SEX OFFENDER AND KIDNAP OFFENDER REGISTRATION AMENDMENTS, by Senator D. Thatcher, and recommends it be considered read for the second time and placed on the Consent Calendar.

Mark B. Madsen, Chair

Mr. President: March 3, 2014

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on H.B. 353, REPEAL OF AGRICULTURE CONSERVATION EASEMENT ACCOUNT, by Representative M. Brown, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on H.B. 365, NATURAL RESOURCES RELATED
ACCOUNT REPEALS, by Representative M. Brown, and recommends it be
considered read for the second time and placed on the Consent Calendar.

Scott K. Jenkins, Chair

Mr. President: March 3, 2014

The Transportation and Public Utilities and Technology Committee reports a
favorable recommendation on H.B. 85, ELECTRONIC FILING OF TRAFFIC
CITATIONS AND ACCIDENT REPORTS AMENDMENTS, by Representative
J. Cox, and recommends it be considered read for the second time and placed on
the Consent Calendar; and

The Transportation and Public Utilities and Technology Committee reports a
favorable recommendation on 1st Sub. H.B. 331, IDENTIFICATION CARD
AMENDMENTS, by Representative D. McCay, and recommends it be
considered read for the second time and placed on the Consent Calendar.

Kevin T. Van Tassell, Chair

On motion of Senator Valentine, the committee reports were adopted. The
bills were considered read the second time and placed on the Consent Calendar.

INTRODUCTION OF BILLS

S.B. 81, Permanent State Trust Fund Amendments (A. Christensen), was
read the first time by short title and referred to the Rules Committee.

S.B. 266, Digital Media Technology or Equipment Act (K. Van Tassell),
was read the first time by short title and referred to the Rules Committee.

SPECIAL ORDER OF BUSINESS

A citation was read honoring Julius Anderegg, Swiss Consul General

COMMITTEE OF THE WHOLE

On motion of Senator Madsen, Julius Anderegg, Swiss Consul General spoke
in Committee of the Whole.

On motion of Senator Okerlund, the Committee of the Whole was dissolved.

CONSENT CALENDAR

On motion of Senator Mayne, H.B. 280, TECHNICAL REVISIONS TO
PAWNSHOP STATUTE, was read the third time and circled.
H.B. 287, ARBITRATION FOR DOG BITES AMENDMENTS, was read the third time, explained by Senator Valentine, and passed on the following roll call:

**Yeas, 23; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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H.B. 287 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

S.B. 217, PUBLIC UTILITIES AMENDMENTS, was read the third time, explained by Senator Van Tassell, and passed on the following roll call:

**Yeas, 24; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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S.B. 217 was transmitted to the House for consideration.
* * *

**S.B. 238**, REPEAL OF SUBSTANCE ABUSE DONATION FUND, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

**Yeas, 24; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

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**S.B. 238** was transmitted to the House for consideration.

* * *

On motion of Senator Mayne, the circle was removed from **H.B. 280**, TECHNICAL REVISIONS TO PAWNSHOP STATUTE, and it was before the Senate. The bill passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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**H.B. 280** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
THIRD READING CALENDAR

2nd Sub. S.B. 59, INDEPENDENT ENTITIES FINANCIAL TRANSPARENCY DISCLOSURE, was read the third time, explained by Senator Henderson, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudson  Madsen  Mayne  Okerlund
Osmond  Reid  Robles  Shiozawa
Stephenson  Thatcher  Urquhart  Valentine
Van Tassell  Weiler  Niederhauser

Absent or not voting were: Senators
Stevenson  Vickers

2nd Sub. S.B. 59 was transmitted to the House for consideration.

* * *

3rd Sub. S.B. 47, EMERGENCY MANAGEMENT ACT AMENDMENTS, was read the third time, explained by Senator Harper, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudson  Madsen  Mayne  Okerlund
Osmond  Reid  Robles  Shiozawa
Stephenson  Thatcher  Urquhart  Valentine
Valentine  Stevenson  Weiler

Absent or not voting were: Senators
Van Tassell  Niederhauser

3rd Sub. S.B. 47 was transmitted to the House for consideration.
2nd Sub. H.B. 20, EMERGENCY VEHICLE OPERATOR DUTY OF CARE REVISIONS, was read the third time and explained by Senator Weiler. Senator Madsen commented and the bill passed on the following roll call:

**Yeas, 15; Nays, 13; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

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**Absent or not voting was:** Senator

Niederhauser

2nd Sub. H.B. 20, as amended, was returned to the House for further consideration.

***

On motion of Senator Adams, S.B. 184, LOCAL GOVERNMENT INSPECTION AMENDMENTS, was read the third time and circled.

***

On motion of Senator Adams, S.B. 192, AMENDMENTS TO AUTOMATIC EXTERNAL DEFIBRILLATOR RESTRICTED ACCOUNT, was read the third time and circled.

***

1st Sub. S.B. 188, LOCAL OPTION SALES TAX AMENDMENTS, was read the third time, explained by Senator Henderson, and passed on the following roll call:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**
### Voting in the affirmative were:

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### Absent or not voting was:

- Senator Niederhauser

**1st Sub. S.B. 188** was transmitted to the House for consideration.

***

### 2nd Sub. S.B. 22, WORKFORCE SERVICES JOB LISTING AMENDMENTS

- was read the third time, explained by Senator Knudson, and passed on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

### Voting in the affirmative were:

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<td>Van Tassell</td>
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### Absent or not voting were:

- Senator Adams
- Senator Niederhauser

**2nd Sub. S.B. 22** was transmitted to the House for consideration.

***

On motion of Senator Okerlund, **1st Sub. S.B. 88, CHILD INTERVIEW AMENDMENTS**, was read the third time and circled.

***

**S.C.R. 9, CONCURRENT RESOLUTION CONCERNING PROPOSED GREENHOUSE GAS EMISSION STANDARDS**, was read the third time and
explained by Senator Hinkins. Senator Dayton commented and the bill passed on the following roll call:

**Yeas, 25; Nays, 1; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Voting in the negative was:** Senator

Robles

**Absent or not voting were:** Senators

Dabakis Mayne Niederhauser

S.C.R. 9 was transmitted to the House for consideration.

***

**1st Sub. S.B. 62, UTAH SCIENCE TECHNOLOGY AND RESEARCH GOVERNING AUTHORITY AMENDMENTS,** was read the third time, explained by Senator Shiozawa, and passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

Dabakis Madsen Niederhauser

1st Sub. S.B. 62 was transmitted to the House for consideration.
2nd Sub. S.B. 109, RADON AWARENESS CAMPAIGN, was read the third time, explained by Senator Osmond, and passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

Dabakis  Madsen  Niederhauser

2nd Sub. S.B. 109 was transmitted to the House for consideration.

***

S.B. 189, RESIDENCE LIEN RESTRICTION AMENDMENTS, was read the third time, explained by Senator Weiler, and passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

Dabakis  Okerlund  Niederhauser

S.B. 189 was transmitted to the House for consideration.

***

S.B. 101, PUBLIC EDUCATION HUMAN RESOURCE MANAGEMENT AMENDMENTS, was read the third time, explained by Senator Osmond, and passed on the following roll call:
Yeas, 24; Nays, 0; Absent or not voting, 5.

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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S.B. 101 was transmitted to the House for consideration.

* * *

On motion of Senator Adams, the circle was removed from **S.B. 184, LOCAL GOVERNMENT INSPECTION AMENDMENTS**, and it was before the Senate.

On motion of Senator Adams, the following substitute bill replaced the original bill:

1st Sub. S.B. 184 Local Government Inspection Amendments
(J. S. Adams)

Senator Adams explained the bill. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

**Voting in the affirmative were:** Senators

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**Absent or not voting was:** Senator

Niederhauser

1st Sub. S.B. 184 was transmitted to the House for consideration.
SECOND READING CALENDAR

S.B. 193, NATUROPATHIC PRACTICE ACT AMENDMENTS, was read the second time.

On motion of Senator Adams, the following substitute bill replaced the original bill:

1st Sub. S.B. 193 Naturopathic Practice Act Amendments (J. S. Adams)

Senator Adams explained the bill. Senators Vickers and Valentine commented. The bill passed second reading on the following roll call:

Yeas, 18; Nays, 7; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams            Dabakis          Henderson          Hillyard
Hinkins          Jenkins          Madsen            Okerlund
Osmond           Reid             Robles            Shiozawa
Stephenson       Stevenson        Thatcher          Van Tassell
Vickers          Weiler

Voting in the negative were: Senators
Christensen      Davis            Dayton            Harper
Jones            Mayne            Valentine

Absent or not voting were: Senators
Bramble          Knudson          Urquhart          Niederhauser

S.B. 51, LOCAL GOVERNMENT ENTITIES AMENDMENTS, was read the second time.

On motion of Senator Stevenson, the following substitute bill replaced the original bill:

1st Sub. S.B. 51 Local Government Entities Amendments (J. Stevenson)

Senator Stevenson proposed the following amendment:

1. Page 61, Lines 1856 through 1863:

1856 (g) subject to { – } Subsection { – } { –
Subsections } (8) (a) { – and (10) – } , withhold state allocated funds or
1857 the disbursement of property taxes from [any] a state or local taxing or fee–assessing unit, if necessary, to ensure that officials and employees in those taxing units [of the state] comply with state laws and procedures in the budgeting, expenditures, and financial reporting of public funds; and

1861 (h) subject to { } Subsection { } { } Subsections { } (9) { } and (10) , withhold the disbursement of tax money from any county, if necessary, to ensure that officials and employees in the county comply with Section 59–2–303.1.

2. Page 61, Lines 1873 through 1879:

1873 (ii) may prohibit the state or local fee–assessing unit from accessing money held by the state; and

1874 (iii) may prohibit a state or local fee–assessing unit from accessing money held in an account of a financial institution by { } contacting the fee–assessing unit’s financial institution and requesting that the institution prohibit access to the account; or

1877 filing an action in district court requesting an order of the court to prohibit a financial institution from providing the fee–assessing unit access to an account.

Senator Stevenson’s motion to amend passed on a voice vote.

# # #

Senator Stevenson proposed the following amendment:

1. Page 5, Line 134:
134  (b) complies with the hearing and notice requirements of Subsections (6) (5) (a), (b), and

2.  Page 9, Line 251:

251  (ii) complies with the hearing and notice requirements of Subsections (3) (g) (f) (i), (ii), and

Senator Stevenson’s motion to amend passed on a voice vote. Senator Stevenson explained the bill. Senators Mayne and Harper commented. The bill passed second reading on the following roll call:

**Yeas, 20; Nays, 2; Absent or not voting, 7.**

**Voting in the affirmative were: Senators**

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**Voting in the negative were: Senators**

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**Absent or not voting were: Senators**

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On motion of Senator Okerlund, **S.B. 211, WATER RIGHTS AMENDMENTS,** was read the second time and circled.

* * *

**1st Sub. S.B. 196, MEDICAL WASTE INCINERATION PROHIBITION,**

was read the second time. Senator Weiler explained the bill. Senators Dabakis, Robles, Van Tassell, and Hinkins commented. The bill passed second reading on the following roll call:

**Yeas, 19; Nays, 5; Absent or not voting, 5.**

**Voting in the affirmative were: Senators**

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INTRODUCTION OF BILLS

S.J.R. 18, Utah Fiber Friendly State – Joint Resolution (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

* * *

On motion of Senator Okerlund, and at 12:00 noon, the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:30 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 4, 2014

The House passed, as substituted and amended, 2nd Sub. H.B. 70, FORCIBLE ENTRY AMENDMENTS, by Representative M. Roberts, et al, and it is transmitted for consideration; and

The House passed, as amended, H.B. 121, AIR QUALITY REVISIONS, by Representative R. Edwards, and it is transmitted for consideration; and

The House passed, as substituted and amended, 2nd Sub. H.B. 256, ADOPTION RECORDS ACCESS AMENDMENTS, by Representative J. Nielson, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 293, GOVERNMENT IMMUNITY WILDLIFE WAIVER AMENDMENTS, by Representative M. McKell, and it is transmitted for consideration; and
The House passed, as amended, **H.B. 322, PROTECTION OF ACTIVITIES IN PRIVATE VEHICLES**, by Representative C. Oda, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

**STANDING COMMITTEE REPORTS**

Mr. President: March 4, 2014

The Economic Development and Workforce Services Committee reports a favorable recommendation on **H.B. 72, HIGHER EDUCATION GRIEVANCE PROCEDURE AMENDMENTS**, by Representative M. Wheatley; and

The Economic Development and Workforce Services Committee reports a favorable recommendation on **1st Sub. H.B. 81, PARENTAL REVIEW OF STATEWIDE SUMMATIVE TEST QUESTIONS**, by Representative M. Kennedy; and

The Economic Development and Workforce Services Committee reports a favorable recommendation on **H.B. 221, SCHOOL COMMUNITY COUNCIL REVISIONS**, by Representative R. Cunningham; and

The Economic Development and Workforce Services Committee reports a favorable recommendation on **H.B. 337, TEACHER SALARY SUPPLEMENT PROGRAM AMENDMENTS**, by Representative B. Last, with the following amendments:

1. Page 1, Line 18:

   18 {None} This bill takes effect on July 1, 2014.

2. Page 5, Line 128:

   128 board may limit or reduce the salary supplements.

   Section 2. Effective date.

   This bill takes effect on July 1, 2014.

   Aaron Osmond, Chair

Mr. President: March 4, 2014

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **H.B. 102, ASSESSMENT AREA AMENDMENTS**, by Representative R. C. Webb, with the following amendments:
1. Page 20, Lines 588 through 594:

(B) for a period of five years, beginning on the day on which the local entity adopts the initial assessment resolution or ordinance described in Subsection (1)(a)(i)[; and

(iii) may not levy an assessment on a residential property for the economic promotion activities

(iv) may not use taxable value as the assessment method; and

(v) shall use an assessment method that fairly and equitably reflects the growth in economic activity received by the benefitted property.

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on S.B. 245, INTERNET VOTING PILOT PROJECT AMENDMENTS, by Senator C. Bramble, with the following amendments:

1. Page 2, Lines 28 through 33:

28 20A−6−103. Internet voting pilot project.
29 Notwithstanding any [other provisions] provision of this title[, any] to the contrary, a county may[, if selected by the Department of Defense, participate in the Federal Voting Assistance Program pilot project to allow a covered voter, as defined in Section 20A−16−102, or a voter with a disability, as that term is used in Public Law 107−252, the Help America Vote Act of 2002, defined in 42 U.S.C. Sec. 12102(1), to register to vote, and [cast their votes] vote electronically.

Margaret Dayton, Chair

Mr. President: March 4, 2014

The Revenue and Taxation Committee reports a favorable recommendation on H.B. 74, ENERGY EFFICIENT VEHICLE TAX CREDITS, by Representative V. L. Snow; and
The Revenue and Taxation Committee reports a favorable recommendation on 1st Sub. H.B. 84, SCHOOL DISTRICT AMENDMENTS, by Representative C. Hall; and

The Revenue and Taxation Committee reports a favorable recommendation on H.B. 209, EXTENSION OF SALES AND USE TAX EXEMPTION, by Representative R. Wilcox; and

The Revenue and Taxation Committee recommends S.B. 244, MODIFICATIONS TO PROPERTY TAX, by Senator A. Osmond, be replaced and favorably recommends 1st Sub. S.B. 244, MODIFICATIONS TO PROPERTY TAX; and

The Revenue and Taxation Committee reports a favorable recommendation on S.B. 257, PARENT REVIEW OF INSTRUCTIONAL MATERIALS AND CURRICULUM, by Senator H. Stephenson, with the following amendments:

1. Page 5, Lines 124 through 127:

124 (ii) The report shall include the number of complaints categorized by:

125 (A) grade level and course;

126 (B) reason identified; and

127 (C) action taken by the state school board, a school district, or school with respect to a complaint.

Deidre M. Henderson, Chair

On motion of Senator Van Tassell, the committee reports were adopted. The bills were placed on Second Reading Calendar.

STANDING COMMITTEE REPORTS

Mr. President: March 4, 2014

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 311, BUDGETING AMENDMENTS, by Representative B. Wilson, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on 1st Sub. H.J.R. 11, JOINT RULES RESOLUTION ON BUDGET PROCESS AMENDMENTS, by Representative
B. Wilson, and recommends it be considered read for the second time and placed on the Consent Calendar.

Margaret Dayton, Chair

On motion of Senator Van Tassell, the committee reports were adopted. The bills were considered read the second time and placed on the Consent Calendar.

RULES COMMITTEE REPORTS

To the Members of the Senate: March 4, 2014

The Rules Committee recommends assignment of the following bills to standing committees:

Business and Labor Committee

Economic Development and Workforce Services Committee
H.B. 386  Repeal of Utah History Endowment Fund (Rep. M. Brown)

Education Committee
S.B. 80  Statewide Online Education Amendments (Sen. H. Stephenson)
H.B. 153  Study on Contribution and Credit for Education Funding (Rep. K. Christofferson)

Government Operations and Political Subdivisions Committee
S.B. 79  Uniform Real Property Electronic Recording Act (Sen. L. Hillyard)

Health and Human Services Committee
S.B. 78  Prescription Eye Drop Guidelines (Sen. E. Vickers)
S.B. 81  Permanent State Trust Fund Amendments (Sen. A. Christensen)
7th Sub. H.B. 105  Plant Extract Amendments (Rep. G. Froerer)
2nd Sub. H.B. 113  Pharmacy Benefit Manager Amendments (Rep. B. Last)
H.B. 393 Insurance Producer Amendments (Rep. J. Stanard)

Judiciary, Law Enforcement, and Criminal Justice Committee
1st Sub. H.B. 128 Electronic Device Location Amendments (Rep. R. Wilcox)
H.B. 201 Visitation Amendments (Rep. L. Christensen)
1st Sub. H.B. 213 Criminal Penalties for Sexual Contact with a Student (Rep. L. Christensen)

Natural Resources, Agriculture and Environment Committee

Revenue and Taxation Committee

Transportation, Public Utilities and Technology Committee

John L. Valentine
Rules Committee Chair

Report filed. On motion of Senator Van Tassell, the committee report was adopted.

THIRD READING CALENDAR

On motion of Senator Jenkins, the circle was removed from S.B. 192, AMENDMENTS TO AUTOMATIC EXTERNAL DEFIBRILLATOR RESTRICTED ACCOUNT, and it was before the Senate. Senator Jenkins explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 1; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams  Bramble  Dabakis  Davis
Dayton  Harper  Henderson  Hillyard
Hinkins  Jenkins  Jones  Knudson
Mayne  Okerlund  Osmond  Reid
Voting in the negative was: Senator Christensen

Absent or not voting were: Senators Madsen Stephenson Thatcher

S.B. 192 was transmitted to the House for consideration.

* * *

On motion of Senator Osmond, the circle was removed from 2nd Sub. S.B. 111, EDUCATION FUNDING EQUALIZATION, and it was before the Senate.

On motion of Senator Osmond, the following substitute bill replaced the original bill:

3rd Sub. S.B. 111 Education Funding Equalization (A. Osmond)

Senator Stephenson proposed the following amendment:

1. Page 2, Lines 26 through 29:

26 Other Special Clauses:
27 This bill has retrospective operation to January 1, 2014.
28 This bill coordinates with H.B. 1, Public Education Base Budget Amendments, by providing superseding technical and substantive amendments.
29 This bill coordinates with H.B. 131, Public Education Modernization Act, by providing substantive and technical amendments.

2. Page 2, Line 41:

41 Utah Code Sections Affected by Coordination Clause:
31 53A−16−101, as last amended by Laws of Utah 2013, Chapter 235

3. Page 31, Line 927:
Legislative Research and General Counsel prepares the Utah Code database for publication.


If this S.B. 111 and H.B. 131, Public Education Modernization Act, both pass and become law, it is the intent of the Legislature that the Office of Legislative Research and General Counsel prepare the Utah Code database for publication by modifying Subsection 53A–16–101(5)(e) to read:

“(e) (i) For a fiscal year beginning on or after July 1, 2014, but on or before June 30, 2018, upon appropriation by the Legislature, money from the account shall be used to fund the Public Education Modernization Program.

(ii) For a fiscal year beginning on or after July 1, 2018, upon appropriation by the Legislature, money from the account shall be used to fund the School LAND Trust Program as provided in Section 53A–16–101.5.”

Senator Stephenson’s motion to amend passed on a voice vote. Senator Osmond explained the bill. Senators Jones, Hillyard, Bramble, Valentine, and Adams commented. The bill passed on the following roll call:

Yeas, 16; Nays, 12; Absent or not voting, 1.

Voting in the affirmative were: Senators

Adams  Bramble  Davis  Harper
Jenkins  Knudson  Okerlund  Osmond
Reid    Stephenson  Stevenson  Thatcher
Urquhart Valentine  Weiler  Niederhauser

Voting in the negative were: Senators

Christensen  Dabakis  Dayton  Henderson
Hinkins    Jones    Madsen    Mayne
Robles    Shiozawa  Van Tassell  Vickers

Absent or not voting was: Senator Hillyard

3rd Sub. S.B. 111 was transmitted to the House for consideration.

* * *

On motion of Senator Okerlund, the circle was removed from 1st Sub. S.B. 88, CHILD INTERVIEW AMENDMENTS, and it was before the Senate.
Senator Okerlund explained the bill. Senators Madsen, Christensen, Harper, and Reid commented.

On motion of Senator Okerlund, the bill was circled.

SECOND READING CALENDAR

S.J.R. 4, JOINT RESOLUTION ON WATER RIGHTS ON GRAZING LANDS, was read the second time. Senator Van Tassell explained the bill. The bill passed second reading on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

Adams  Bramble  Christensen  Davis
Dayton  Harper  Henderson  Hinkins
Jenkins  Jones  Knudson  Madsen
Mayne  Okerlund  Osmond  Reid
Robles  Shiozawa  Stevenson  Thatcher
Urquhart  Valentine  Van Tassell  Vickers
Weiler

**Absent or not voting were:** Senators

Dabakis  Hillyard  Stephenson  Niederhauser

***

S.B. 67, AMENDMENTS TO PUBLIC UTILITIES TITLE, was read the second time.

On motion of Senator Adams, the following substitute bill replaced the original bill:

**1st Sub. S.B. 67 Amendments to Public Utilities Title** (J. S. Adams)

Senator Adams explained the bill. Senators Bramble and Mayne commented. The bill passed second reading on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Hillyard
Hinkins  Jenkins  Jones  Knudson
2nd Sub. S.B. 120, SHELTER ANIMAL VACCINE AMENDMENTS, was read the second time. Senator Jenkins explained the bill.

Senator Jenkins proposed the following amendment:

1. Page 1, Line 15:

   15/ ☐/0034/ ◙/exempts an animal shelter operating under the indirect supervision of a contracted veterinarian

2. Page 3, Lines 72 through 74:

   72 (f) an animal shelter that, in accordance with Section 58−28−307 and under the indirect supervision of a veterinarian under contract with the animal shelter, stores, handles, or administers a rabies vaccine or a drug used for euthanising an animal:

3. Page 7, Line 195:

   195 (a) (i) acting under the indirect supervision of a licensed veterinarian under contract with the animal shelter; and

Senator Jenkins’ motion to amend passed on a voice vote. Senator Valentine commented. The bill passed second reading on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

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Madsen   Mayne   Okerlund   Reid  
Robles   Shiozawa   Stevenson   Thatcher  
Urquhart   Valentine   Van Tassell   Vickers  
Weiler

Absent or not voting were: Senators  
Knudson   Osmond   Stephenson   Niederhauser  

* * *

S.B. 190, UTILITY FEE LIMITATIONS, was read the second time. Senator Valentine explained the bill. 

On motion of Senator Valentine, the Senate voted to send the bill back to Rules.  

* * *

S.B. 208, PUBLIC UTILITY MODIFICATIONS, was read the second time.  

On motion of Senator Christensen, the following substitute bill replaced the original bill:  

2nd Sub. S.B. 208 Public Utility Modifications (C. Bramble)  

Senator Christensen explained the bill. Senator Robles commented. The bill passed second reading on the following roll call:  

Yeas, 26; Nays, 0; Absent or not voting, 3.  

Voting in the affirmative were: Senators  
Adams   Bramble   Christensen   Dabakis  
Davis   Dayton   Harper   Henderson  
Hinkins   Jenkins   Jones   Knudson  
Madsen   Mayne   Okerlund   Osmond  
Reid   Robles   Shiozawa   Stephenson  
Stevenson   Thatcher   Valentine   Van Tassell  
Vickers   Weiler

Absent or not voting were: Senators  
Hillyard   Urquhart   Niederhauser  

* * *

S.B. 210, PRESCRIPTION SYNCHRONIZATION, was read the second time.
On motion of Senator Vickers, the following substitute bill replaced the original bill:

1st Sub. S.B. 210 Prescription Synchronization (C. Bramble)

Senator Vickers proposed the following amendment:

1. Page 2, Lines 41 through 45:

   41 (a) {— the prescriber, or the pharmacist or pharmacy intern, has noted on the prescription
   
   42 that dispensing less than the prescribed amount permits synchronization of the prescription’s
   
   43 original or refill dispensing date with the original or refill dispensing date of one or more other
   
   44 prescriptions—} the pharmacy dispenses the prescription drug in accordance with the health insurer’s synchronization policy ; and
   
   45 (b) the prescription drug is dispensed by a network pharmacy.

Senator Vickers’ motion to amend passed on a voice vote. Senator Vickers explained the bill. The bill passed second reading on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams        Bramble        Dabakis        Davis
Dayton       Harper         Henderson      Hinkins
Jenkins      Jones          Knudson        Madsen
Mayne        Okerlund       Osmond         Reid
Robles       Shiozawa       Stephenson     Stevenson
Thatcher     Valentine       Van Tassell    Vickers
Weiler

Absent or not voting were: Senators
Christensen  Hillyard       Urquhart      Niederhauser

* * *

S.B. 202, CHARTER SCHOOL FUNDING AMENDMENTS, was read the second time. Senator Stephenson explained the bill. Senators Van Tassell and Jones commented. The bill passed second reading on the following roll call:
Yeas, 15; Nays, 12; Absent or not voting, 2.

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

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**Absent or not voting were:** Senators

| Christensen | Niederhauser |

* * *

On motion of Senator Okerlund, and at 4:10 p.m., the Senate adjourned until 10:00 a.m., Wednesday, March 5, 2014.
THE THIRTY-SEVENTH DAY

MORNING SESSION

March 5, 2014

The Senate was called to order at 10:15 a.m., with President Wayne Niederhauser presiding.

Prayer – 1st Lieutenant Chip Reynolds, Chaplain, Utah Army National Guard

Pledge of Allegiance – Senator Ralph Okerlund

Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(Please refer to Day 1, Page 65)

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 4, 2014

The House passed, as amended, H.B. 130, MOBILITY AND PEDESTRIAN VEHICLES, by Representative J. Mathis, and it is transmitted for consideration; and

The House passed H.B. 132, TEMPORARY HOMELESS YOUTH SHELTER AMENDMENTS, by Representative G. Froerer, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.B. 246, FAILURE TO REPORT CONTRIBUTIONS OR PUBLIC SERVICE ASSISTANCE, by Representative C. Hall, and it is transmitted for consideration; and

The House passed, as amended, H.C.R. 8, CONCURRENT RESOLUTION REGARDING MOVING THE STATE PRISON, by Representative B. Wilson, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

STANDING COMMITTEE REPORTS

Mr. President: March 4, 2014

The Business and Labor Committee recommends 1st Sub. H.B. 117, PATENT INFRINGEMENT AMENDMENTS, by Representative M. McKell, be
replaced and favorably recommends **2nd Sub. H.B. 117, PATENT INFRINGEMENT AMENDMENTS**; and

The Business and Labor Committee reports a favorable recommendation on **1st Sub. H.B. 207, MASSAGE THERAPY PRACTICE ACT AMENDMENTS**, by Representative B. Greene; and

The Business and Labor Committee reports a favorable recommendation on **1st Sub. H.B. 312, DRAMSHOP AMENDMENTS**, by Representative V. L. Snow, with the following amendments:

1. Page 3, Lines 73 through 81:
   73  (5) (a) On or after July 1, {\text{2014}} 2015, a retail licensee shall comply with the changes made in
   74  this bill related to dramshop insurance coverage as follows:
   75  (i) for an initial retail license, at the time the application is submitted for the new retail
   76  license; and
   77  (ii) for a renewal of a retail license, at the time the retail licensee renews its insurance
   78  policy that includes dramshop insurance coverage, but by no later than July 1, {\text{2015}} 2016:
   79  (b) The department shall include in its notification of the time to renew a retail license,
   80  a notice of the new dramshop insurance coverage amounts in this bill.

2. Page 5, Lines 127 through 135:
   127  (6) (a) On or after July 1, {\text{2014}} 2015, a resort licensee shall comply with the changes made in
   128  this bill related to dramshop insurance coverage as follows:
   129  (i) for an initial resort license, at the time the application is submitted for the new
   130  resort license; and
(ii) for a renewal of a resort license, at the time the resort licensee renews its insurance policy that includes dramshop insurance coverage or obtains a new insurance policy that includes dramshop insurance coverage, but by no later than July 1, {2015} 2016.

(b) The department shall include in its notification of the time to renew a resort license,

a notice of the new dramshop insurance coverage amounts in this bill. ; and

The Business and Labor Committee recommends S.B. 170, EDUCATION LOAN AMENDMENTS, by Senator P. Knudson, be replaced and favorably recommends 1st Sub. S.B. 170, EDUCATION LOAN AMENDMENTS.

Curtis S. Bramble, Chair

Mr. President: March 4, 2014

The Health and Human Services Committee reports a favorable recommendation on H.B. 363, MENTAL HEALTH PROFESSIONAL PRACTICE ACT AMENDMENTS, by Representative M. Kennedy; and

The Health and Human Services Committee recommends S.B. 77, PHARMACY PRACTICE ACT AMENDMENTS, by Senator E. Vickers, be replaced and favorably recommends 2nd Sub. S.B. 77, PHARMACY PRACTICE ACT AMENDMENTS.

Evan J. Vickers, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were placed on Second Reading Calendar.

STANDING COMMITTEE REPORTS

Mr. President: March 4, 2014

The Business and Labor Committee reports a favorable recommendation on H.B. 376, ALCOHOL REVISIONS, by Representative R. Wilcox, and recommends it be considered read for the second time and placed on the Consent Calendar.

Curtis S. Bramble

Mr. President: March 4, 2014

The Health and Human Services Committee reports a favorable recommendation on H.B. 346, FOSTER CHILDREN AMENDMENTS, by
Representative Johnny Anderson, with the following amendments and recommends it be considered read for the second time and placed on the Consent Calendar.

1. Page 1, Line 26 through Page 2, Line 27
   House Committee Amendments 2–21–2014:

   26 Other Special Clauses:

   27 {None} This bill provides an immediate effective date.

2. Page 3, Line 87
   House Committee Amendments 2–21–2014:

   87 with and promote this part.

Section 4. 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. ; and

The Health and Human Services Committee reports a favorable recommendation on 1st Sub. H.C.R. 1, CONCURRENT RESOLUTION DESIGNATING CALL YOUR MILITARY HERO DAY, by Representative Janice Fisher, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Health and Human Services Committee reports a favorable recommendation on H.J.R. 14, JOINT RESOLUTION ON CAREGIVING, by Representative R. Chavez–Houck, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Health and Human Services Committee reports a favorable recommendation on S.B. 255, SOCIAL WORK AMENDMENTS, by Senator G. Davis, and recommends it be considered read for the second time and placed on the Consent Calendar.

Evan J. Vickers, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were considered read the second time and placed on the Consent Calendar.
INTRODUCTION OF BILLS

S.B. 267, Governmental Immunity Act Amendments (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 268, Prison Relocation Commission (J. Stevenson), was read the first time by short title and referred to the Rules Committee.

S.B. 269, Annual Leave Program II for State Employees (D. Henderson), was read the first time by short title and referred to the Rules Committee.

S.B. 270, Repeal of Prison Relocation and Development Authority (J. Stevenson), was read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

S.B. 248, JUDICIAL RETENTION ELECTION AMENDMENTS, was read the third time, explained by Senator Bramble, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators

Adams  Bramble  Christensen  Dabakis
Davis   Dayton  Harper    Henderson
Hillyard Hinkins  Jenkins  Jones
Knudson  Madsen  Okerlund  Osmond
Reid    Robles  Shiozawa  Stephenson
Stevenson  Thatcher  Urquhart  Van Tassell
Vickers   Weiler  Niederhauser

Absent or not voting were: Senators

Mayne  Valentine

S.B. 248 was transmitted to the House for consideration.

* * *

S.B. 242, ALTERNATIVE ENERGY AMENDMENTS, was read the third time, explained by Senator Adams, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.
Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Dayton Harper Henderson
Hillyard Hinkins Jenkins Knudson
Madsen Mayne Okerlund Osmond
Reid Robles Stephenson Stevenson
Thatcher Urquhart Valentine Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Jones Shiozawa

S.B. 242 was transmitted to the House for consideration.

***

S.B. 234, CORY B. WRIDE MEMORIAL HIGHWAY, was read the third time, explained by Senator Madsen, and passed on the following roll call:

Yeas, 28; Nays, 0;Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Dayton Harper Henderson
Hillyard Hinkins Jenkins Knudson
Madsen Mayne Okerlund Osmond
Reid Robles Stephenson Stevenson
Steinson Thatcher Urquhart Valentine
Van Tassell Vickers Weiler Niederhauser

Absent or not voting was: Senator
Jones

S.B. 234 was transmitted to the House for consideration.

THIRD READING CALENDAR

1st Sub. S.B. 193, NATUROPATHIC PRACTICE ACT AMENDMENTS, was read the third time and explained by Senator Adams. Senator Weiler commented.

Senator Valentine proposed a verbal amendment as follows:

1. Page 2, Line 50:
   After “medicine or” insert “non-scheduled”
2. Page 3, Line 76:
Delete “or” and insert “and”

Senator Valentine’s motion to amend passed on a voice vote.

On motion of Senator Adams, the bill was circled.

* * *

On motion of Senator Stevenson, 1st Sub. S.B. 51, LOCAL GOVERNMENT ENTITIES AMENDMENTS, was read the third time and circled.

* * *

1st Sub. S.B. 196, MEDICAL WASTE INCINERATION PROHIBITION, was read the third time, explained by Senator Weiler, and passed on the following roll call:

Yeas, 26; Nays, 1; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Jenkins  Jones  Knudson  Madsen
Mayne  Okerlund  Osmond  Reid
Robles  Shiozawa  Stephenson  Stevenson
Thatcher  Urquhart  Valentine  Van Tassell
Vickers  Weiler

Voting in the negative was: Senator
Hinkins

Absent or not voting were: Senators
Hillyard  Niederhauser

1st Sub. S.B. 196 was transmitted to the House for consideration.

* * *

On motion of Senator Okerlund, S.J.R. 4, JOINT RESOLUTION ON WATER RIGHTS ON GRAZING LANDS, was read the third time and circled.

* * *

On motion of Senator Adams, the circle was removed from 1st Sub. S.B. 193, NATUROPATHIC PRACTICE ACT AMENDMENTS, and it was before the
Senate. Senator Adams explained the bill. The bill passed on the following roll call:

**Yeas, 25; Nays, 2; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

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**Absent or not voting were:** Senators

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**1st Sub. S.B. 193** was transmitted to the House for consideration.

***

On motion of Senator Adams, **1st Sub. S.B. 67**, AMENDMENTS TO PUBLIC UTILITIES TITLE, was read the third time and circled.

***

**2nd Sub. S.B. 120**, SHELTER ANIMAL VACCINE AMENDMENTS, was read the third time, explained by Senator Jenkins, and passed on the following roll call:

**Yeas, 26; Nays, 1; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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Voting in the negative was: Senator Jones

Absent or not voting were: Senators Hillyard Niederhauser

2nd Sub. S.B. 120 was transmitted to the House for consideration.

* * *

2nd Sub. S.B. 208, PUBLIC UTILITY MODIFICATIONS, was read the third time, explained by Senator Bramble, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators Adams Bramble Christensen Dabakis Davis Harper Henderson Hinkins Jenkins Jones Knudson Madsen Mayne Okerlund Osmond Reid Robles Shiozawa Stephenson Stevenson Thatcher Urquhart Valentine Van Tassell Vickers Weiler

Absent or not voting were: Senators Dayton Hillyard Niederhauser

2nd Sub. S.B. 208 was transmitted to the House for consideration.

* * *

1st Sub. S.B. 210, PRESCRIPTION SYNCHRONIZATION, was read the third time and explained by Senator Bramble.

Senator Bramble proposed a verbal amendment as follows:

1. Page 2, Line 51:
   After “pharmacy” delete “;” and insert “at the time the individual requests synchronization.”

   Senator Bramble’s motion to amend passed on a voice vote. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.
Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Dayton Harper Hinkins
Jenkins Jones Knudsen Madsen
Mayne Okerlund Osmond Reid
Robles Shiozawa Stephenson Stevenson
Thatcher Urquhart Valentine Van Tassell
Vickers Weiler

Absent or not voting were: Senators
Henderson Hillyard Niederhauser

1st Sub. S.B. 210 was transmitted to the House for consideration.

* * *

On motion of Senator Stephenson, S.B. 202, CHARTER SCHOOL FUNDING AMENDMENTS, was read the third time and circled.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 4, 2014

Sandy D. Tenney, Chief Clerk

Mr. President: March 4, 2014


On motion of Senator Stephenson, the Senate voted to adopt the Conference Committee Report and place the bill at the top of the Third Reading Calendar.
THIRD READING CALENDAR

1st Sub. S.B. 19, APPOINTMENT AND QUALIFICATION OF MEMBERS OF THE STATE TAX COMMISSION, was before the Senate.

On motion of Senator Stephenson, the bill was circled.

* * *

On motion of Senator Valentine, the circle was removed from H.B. 53, RESTITUTION AMENDMENTS, and it was before the Senate. The bill passed on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

Adams  Christensen  Dabakis  Davis
Dayton  Harper  Hinkins  Jenkins
Jones  Knudson  Madsen  Mayne
Okerlund  Osmond  Reid  Robles
Shiozawa  Stephenson  Stevenson  Thatcher
Urquhart  Valentine  Van Tassell  Vickers
Weiler

**Absent or not voting were:** Senators

Bramble  Henderson  Hillyard  Niederhauser

H.B. 53 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

SECOND READING CALENDAR

H.B. 42, CONSTRUCTION LIENS AMENDMENTS, was read the second time. Senator Jenkins explained the bill. Senator Okerlund commented. The bill passed second reading on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

Adams  Christensen  Dabakis  Davis
Dayton  Harper  Henderson  Hillyard
Hinkins  Jenkins  Jones  Knudson
Madsen  Mayne  Okerlund  Osmond
Reid  Robles  Shiozawa  Stephenson
Stevenson  Thatcher  Urquhart  Valentine
Van Tassell  Vickers  Weiler
Absent or not voting were: Senators
Bramble       Niederhauser

TIME CERTAIN CALENDAR

H.B. 127, CONSUMER LENDING AMENDMENTS, was read the second time. Senator Bramble explained the bill. Senators Dabakis, Valentine, Jones, and Robles commented. The bill passed second reading on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams          Bramble          Christensen        Dabakis
Davis          Dayton          Harper             Henderson
Hinkins        Jenkins         Jones              Knudson
Madsen         Mayne           Okerlund          Osmond
Reid           Robles          Shiozawa          Stephenson
Stevenson      Urquhart        Valentine         Van Tassell
Vickers        Weiler

Absent or not voting were: Senators
Hillyard       Thatcher        Niederhauser

SECOND READING CALENDAR

On motion of Senator Urquhart, the circle was removed from H.B. 273, PROPERTY TAX RESIDENTIAL EXEMPTION AMENDMENTS, and it was before the Senate. Senator Urquhart explained the bill. The bill passed second reading on the following roll call:

Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams          Bramble          Christensen        Dabakis
Davis          Dayton          Harper             Henderson
Hinkins        Jenkins         Jones              Knudson
Madsen         Okerlund        Osmond            Reid
Robles         Shiozawa        Stevenson         Urquhart
Van Tassell    Vickers         Weiler            Niederhauser

Absent or not voting were: Senators
Hillyard       Mayne           Stevenson         Thatcher
Valentine
On motion of Senator Harper, the Senate voted to recall H.B. 76, INSURANCE RELATED REVISIONS, for the purpose of amending.

On motion of Senator Osmond, the circle was removed from S.B. 42, EARLY CHILDHOOD EDUCATION, and it was before the Senate.

Senator Osmond proposed the following amendment:

1. Page 1, Line 15
   Senate Committee Amendments 2–19–2014:
   
   15 programs to serve Ŝ at-risk intergenerational poverty Ŝ students;

2. Page 3, Lines 72 through 82:

   (2) “Economically disadvantaged” means a student who:
   (a) is eligible to receive free lunch;
   (b) is eligible to receive reduced price lunch; or
   (c) (i) is not otherwise accounted for in Subsection (2)(a) or (b);
   and
   (ii) (A) is enrolled in a Provision 2 or Provision 3 school, as defined by the United States Department of Agriculture;
   (B) has a Declaration of Household Income on file;
   (C) is eligible for a fee waiver; or
   (D) is enrolled at a school that does not offer a lunch program and is a sibling of a
   student accounted for in Subsection (2)(a) or (b).

3. Page 4, Lines 90 through 91:

   (2) “Eligible LEA” means an LEA that:
   (a) “Eligible private provider” means a child care program that:
4. Page 4, Lines 98 through 101
   Senate Committee Amendments 2–19–2014:

   (4) “Eligible student” means a student who:
   (a) lives in the attendance boundaries of an eligible LEA; and
   (b) is economically disadvantaged; and
   (c) is classified as a child affected by intergenerational poverty.

5. Page 4, Lines 105 through 109
   Senate Committee Amendments 2–19–2014:

   (5) “Intergenerational poverty” has the same meaning as in Section 35A–9–102.
   (6) “Local Education Agency” or “LEA” means a school district or charter school.
   (7) “Program” means the High Quality Preschool Pilot Program created in Section 53A–1a–1104.
   (8) “Utah Intergenerational Welfare Reform Commission” means the Utah

Senator Osmond’s motion to amend passed on a voice vote. Senator Osmond explained the bill. The bill passed second reading on the following roll call:

**Yeas, 22; Nays, 6; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

Adams    Dabakis    Davis    Harper
Henderson Hillyard Jenkins Jones
Knudson  Madsen     Mayne    Okerlund
Osmond   Reid       Robles   Shiozawa
Stevenson Thatcher Urquhart Van Tassell
Weiler   Niederhauser

**Voting in the negative were:** Senators

Bramble  Christensen  Dayton  Stephenson
Valentine Vickers
Absent or not voting was: Senator Hinkins

***

On motion of Senator Henderson, the circle was removed from H.B. 339, COUNTY BUDGET AMENDMENTS, and it was before the Senate. Senator Henderson explained the bill. The bill passed second reading on the following roll call:

Yeas, 24; Nays, 1; Absent or not voting, 4.

Voting in the affirmative were: Senators

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Voting in the negative was: Senator Valentine

Absent or not voting were: Senators

| Hinkins | Shiozawa | Stephenson | Van Tassell |

***

On motion of Senator Adams, H.B. 115, CONDOMINIUM AND COMMUNITY ASSOCIATION LIEN AMENDMENTS, was read the second time and circled.

***

H.B. 350, REMOVAL OF DIRECTORS OF NONPROFIT CORPORATIONS, was read the second time. Senator Stevenson explained the bill. Senators Robles commented. The bill passed second reading on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators

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Madsen     Mayne      Okerlund  Osmond
Reid       Robles     Stevenson Thatcher
Urquhart   Valentine  Van Tassell Vickers
Weiler     Niederhauser

Absent or not voting were: Senators
Hinkins     Shiozawa    Stephenson

***

On motion of Senator Adams, **2nd Sub. H.B. 220**, LAND USE AMENDMENTS, was read the second time and circled.

***

**1st Sub. H.B. 211**, SUBSTANCE ABUSE AMENDMENTS, was read the second time. Senator Dayton explained the bill. The bill passed second reading on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams       Bramble    Christensen  Dabakis
Davis       Dayton    Harper       Henderson
Hillyard    Hinkins    Jenkins     Jones
Knudson     Mayne     Okerlund    Osmond
Reid        Robles    Thatcher    Urquhart
Valentine   Van Tassell  Vickers  Weiler
Niederhauser

Absent or not voting were: Senators
Madsen     Shiozawa    Stephenson  Stevenson

***

On motion of Senator Adams, **H.B. 212**, DNA COLLECTION AMENDMENTS, was read the second time and circled.

INTRODUCTION OF BILLS

**S.B. 271, Postjudgment Interest Amendments** (C. Bramble), was read the first time by short title and referred to the Rules Committee.
On motion of Senator Okerlund, and at 11:50 a.m., the Senate recessed.

**AFTERNOON SESSION**

The Senate reassembled at 2:30 p.m., with President Niederhauser presiding.

**COMMUNICATIONS FROM THE HOUSE**

Mr. President: March 5, 2014

The House passed, **2nd Sub. S.B. 45**, MILITARY INSTALLATION DEVELOPMENT AUTHORITY AMENDMENTS, by Senator J. Stevenson, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 61**, REVISIONS TO PROPERTY TAX, by Senator D. Henderson, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 83**, LOCAL SALES AND USE TAX ACT AMENDMENTS, by Senator L. Hillyard, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 96**, VETERANS’ ASSISTANCE REGISTRY, by Senator K. Mayne, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

**AFTERNOON SESSION**

Mr. President: March 5, 2014

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 20**, EMERGENCY VEHICLE OPERATOR DUTY OF CARE REVISIONS, by Representative B. Dee, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bill was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
Mr. President: March 5, 2014

The House passed, as amended, **S.B. 126**, CHILD WELFARE AMENDMENTS, by Senator W. Harper, and it is transmitted for further consideration; and

The House passed, as amended, **S.B. 158**, CEMETERY AMENDMENTS, by Senator S. Jenkins, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.

Mr. President: March 5, 2014

The House passed, as amended, **H.B. 94**, WORKERS’ COMPENSATION AND HOME AND COMMUNITY BASED SERVICES, by Representative R. Edwards, and it is transmitted for consideration; and

The House passed **H.C.R. 5**, CONCURRENT RESOLUTION TO PROTECT STATE FUNDS, by Representative R. Spendlove, and it is transmitted for consideration; and

The House passed **H.C.R. 9**, CONCURRENT RESOLUTION RECOGNIZING THE 20TH ANNIVERSARY OF THE UTAH COMMISSION ON SERVICE AND VOLUNTEERISM, by Representative R. Spendlove, and it is transmitted for consideration; and

The House passed **H.C.R. 11**, CONCURRENT RESOLUTION RECOGNIZING 100TH ANNIVERSARY OF LOGAN REGIONAL HOSPITAL, by Representative E. Redd, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

**RULES COMMITTEE REPORTS**

To the Members of the Senate: March 5, 2014

The Rules Committee recommends assignment of the following bills to standing committees:
Business and Labor Committee
S.B. 271  Post judgment Interest Amendments (Sen. C. Bramble)

Economic Development and Workforce Services Committee
S.B. 268  Prison Relocation Commission (Sen. J. Stevenson)
S.B. 270  Repeal of Prison Relocation and Development Authority (Sen. J. Stevenson)
H.C.R. 8  Concurrent Resolution Regarding Moving the State Prison (Rep. B. Wilson)

Government Operations and Political Subdivisions Committee
S.B. 267  Governmental Immunity Act Amendments (Sen. T. Weiler)
2nd Sub. H.B. 246  Failure to Report Contributions or Public Service Assistance (Rep. C. Hall)

Judiciary, Law Enforcement, and Criminal Justice Committee

Natural Resources, Agriculture and Environment Committee
H.B. 121  Air Quality Revisions (Rep. R. Edwards)
H.B. 132  Temporary Homeless Youth Shelter Amendments (Rep. G. Froerer)

Revenue and Taxation Committee
S.B. 269  Annual Leave Program II for State Employees (Sen. D. Henderson)

Transportation, Public Utilities and Technology Committee
H.B. 130  Mobility and Pedestrian Vehicles (Rep. J. Mathis)

John L. Valentine
Rules Committee Chair

Report filed. On motion of Senator Valentine, the committee report was adopted.
STANDING COMMITTEE REPORTS

Mr. President: March 4, 2014

The Education Committee reports a favorable recommendation on H.B. 96, UTAH SCHOOL READINESS INITIATIVE, by Representative G. Hughes, with the following amendments:

1. Page 17a, Lines 503d through 503i
   House Floor Amendments 2–11–2014:

   503d  To Governor’s Office – Governor’s Office of Management and Budget
   503e  From General Fund Restricted – School Readiness Restricted Account
   503f  $5,000,000
   503g  Schedule of Programs:
   503h  Administration  {– $100,000–}  $200,000
   503i  School Readiness Initiative  {–$4,900,000–}  $4,800,000  ; and

The Education Committee reports a favorable recommendation on 1st Sub. H.B. 215, PUBLIC SCHOOL EMPLOYEE BACKGROUND CHECKS, by Representative S. Handy; and

The Education Committee reports a favorable recommendation on H.B. 292, SCHOOL GRADING – CALCULATION OF HIGH SCHOOL GRADUATION RATE, by Representative R. Menlove.

Stuart C. Reid, Chair

Mr. President: March 5, 2014

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on 1st Sub. H.B. 336, COURT SYSTEM TASK FORCE, by Representative J. Peterson; and

The Judiciary, Law Enforcement, and Criminal Justice Committee recommends S.B. 159, BAIL AMENDMENTS, by Senator S. Jenkins, be replaced and favorably recommends 1st Sub. S.B. 159, BAIL AMENDMENTS; and
The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **S.B. 264**, RETENTION OF OUTSIDE COUNSEL, EXPERT WITNESSES, AND LITIGATION SUPPORT SERVICES, by Senator J. S. Adams; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **S.B. 265**, LAW ENFORCEMENT SERVICES ACCOUNT, by Senator L. Robles.

Mark B. Madsen, Chair

Mr. President: March 5, 2014

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **1st Sub. H.B. 108**, MOBILE HOME PARK TASK FORCE, by Representative T. Cosgrove; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 197**, DAYLIGHT SAVING TIME STUDY, by Representative R. Menlove; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **2nd Sub. H.B. 313**, VETERANS’ AND MILITARY AFFAIRS COMMISSION, by Representative T. Cosgrove.

Scott K. Jenkins, Chair

Mr. President: March 5, 2014

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on **1st Sub. H.B. 271**, MOTOR VEHICLE EMISSIONS, by Representative L. Perry, with the following amendments:

1. Page 2, Line 43:

   43 temperature or under a heavy tow ; or

2. Page 2, Line 50:

   50 temperature or under a heavy tow ; or

Kevin T. Van Tassell, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were placed on Second Reading Calendar.
STANDING COMMITTEE REPORTS

Mr. President: March 5, 2014

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on H.B. 380, REPEAL OF HOUSING RELIEF EXPENDABLE SPECIAL REVENUE FUND, by Representative M. Brown, and recommends it be considered read for the second time and placed on the Consent Calendar.

Scott K. Jenkins, Chair

Mr. President: March 5, 2014

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on H.B. 19, ELECTRIC VEHICLE BATTERY CHARGING SERVICE AMENDMENTS, by Representative P. Arent, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on 1st Sub. H.B. 199, PARK MODEL RECREATIONAL VEHICLES, by Representative J. Nielson, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on H.B. 349, REPEAL OF TRANSPORTATION RELATED FUNDS, by Representative M. Brown, and recommends it be considered read for the second time and placed on the Consent Calendar.

Kevin T. Van Tassell, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were considered read the second time and placed on the Consent Calendar.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 5, 2014

At the request of the Senate, the House transmits H.B. 76, INSURANCE RELATED REVISIONS, by Representative J. Bird, for further consideration.

Sandy D. Tenney, Chief Clerk

On motion of Senator Harper, the Senate voted to place the bill at the top of the Third Reading Calendar.
THIRD READING CALENDAR

H.B. 76, INSURANCE RELATED REVISIONS, was before the Senate for reconsideration.

On motion of Senator Harper, the bill was circled.

***

On motion of Senator Adams, the circle was removed from 1st Sub. S.B. 67, AMENDMENTS TO PUBLIC UTILITIES TITLE, and it was before the Senate. Senator Adams explained the bill. The bill passed on the following roll call:

Yeas, 22; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Senators
Adams  Bramble  Dabakis  Dayton
Harper  Henderson  Hinkins  Jenkins
Jones  Knudson  Madsen  Mayne
Okerlund  Osmond  Reid  Robles
Stevenson  Valentine  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Christensen  Davis  Hillyard  Shiozawa
Stephenson  Thatcher  Urquhart

1st Sub. S.B. 67 was transmitted to the House for consideration.

SECOND READING CALENDAR

On motion of Senator Okerlund, 1st Sub. H.B. 254, HUMAN TRAFFICKING VICTIM AMENDMENTS, was read the second time and circled.

***

H.B. 257, AGGRAVATED SEXUAL ABUSE OF A CHILD AMENDMENTS, was read the second time. Senator Weiler explained the bill. The bill passed second reading on the following roll call:

Yeas, 21; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Senators
Adams  Bramble  Dabakis  Davis
Dayton  Harper  Henderson  Hinkins
On motion of Senator Adams, the circle was removed from 2nd Sub. H.B. 220, LAND USE AMENDMENTS, and it was before the Senate.

Senator Adams proposed the following amendment:

1. Page 17, Lines 499 through 503
   Senate Committee Amendments 2–27–2014:
   
   499  (b) If a petition is filed under Subsection (1)(a), the land use authority shall provide
   500  notice of the petition by mail, email, or other effective means to each affected entity that provides a
   501  service to an owner of record of the portion of the plat that is being vacated or amended at least
   502  10 calendar days before the land use authority may approve the
   503  vacation or amendment of the

2. Page 35, Lines 1066 through 1070
   Senate Committee Amendments 2–27–2014:
   
   1066  (b) If a petition is filed under Subsection (1)(a), the land use authority shall provide
   1067  notice of the petition by mail, email, or other effective means to each affected entity that provides a
   1068  service to an owner of record of the portion of the plat that is being vacated or amended at least
   1069  10 calendar days before the land use authority may approve the
   1070  vacation or amendment of the
Senator Adams’ motion to amend passed on a voice vote. Senator Adams explained the bill. The bill passed second reading on the following roll call:

**Yeas, 21; Nays, 0; Absent or not voting, 8.**

**Voting in the affirmative were:** Senators

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On motion of Senator Adams, the circle was removed from H.B. 115, CONDOMINIUM AND COMMUNITY ASSOCIATION LIEN AMENDMENTS, and it was before the Senate. Senator Adams explained the bill. The bill passed second reading on the following roll call:

**Yeas, 22; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Senators

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COMMUNICATIONS FROM THE HOUSE

Mr. President: March 5, 2014

The House substituted and passed, 2nd Sub. S.B. 54, ELECTIONS AMENDMENTS, by Senator C. Bramble, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bill was placed on the Concurrence Calendar.

CONCURRENCE CALENDAR

On motion of Senator Bramble, under suspension of the rules, the Senate voted to suspend the 24–hour rule concerning bills on the Concurrence Calendar.

On motion of Senator Bramble, the Senate voted to concur in the House amendments to 2nd Sub. S.B. 54, ELECTIONS AMENDMENTS. Senator Dabakis, Jenkins, and Robles commented and the bill, as amended, passed on the following roll call:

Yeas, 21; Nays, 7; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams Bramble Christensen Davis
Harper Hillyard Hinkins Jones
Knudson Mayne Okerlund Osmond
Robles Stephenson Stevenson Urquhart
Valentine Van Tassell Vickers Weiler
Niederhauser

Voting in the negative were: Senators
Dabakis Dayton Henderson Jenkins
Madsen Reid Thatcher

Absent or not voting was: Senator Shiozawa

2nd Sub. S.B. 54 was returned to the House for the signature of the Speaker.

SECOND READING CALENDAR

H.B. 315, JUDGMENT LIEN AMENDMENTS, was read the second time. Senator Van Tassell explained the bill. The bill passed second reading on the following roll call:
Yeas, 23; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Senators
Bramble Christensen Dabakis Davis
Dayton Harper Henderson Hinkins
Jenkins Jones Knudson Mayne
Okerlund Osmond Reid Robles
Stephenson Stevenson Valentine Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Adams Hillyard Madsen Shiozawa
Thatcher Urquhart

* * *

On motion of Senator Valentine, H.B. 334, BAIL BONDSMEN AMENDMENTS, was read the second time and circled.

* * *

H.B. 31, POLLUTION CONTROL AMENDMENTS, was read the second time. Senator Henderson explained the bill. The bill passed second reading on the following roll call:

Yeas, 23; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Senators
Adams Bramble Christensen Davis
Dayton Harper Henderson Hinkins
Jenkins Jones Knudson Mayne
Okerlund Reid Robles Stephenson
Stevenson Urquhart Valentine Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Dabakis Hillyard Madsen Shiozawa
Shiozawa Thatcher

* * *

On motion of Senator Adams, the circle was removed from H.B. 212, DNA COLLECTION AMENDMENTS, and it was before the Senate. Senator Adams explained the bill. Senator Weiler commented. The bill passed second reading on the following roll call:
Yeas, 23; Nays, 2; Absent or not voting, 4.

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

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On motion of Senator Adams, **H.B. 212** was placed on Third Reading Table due to fiscal impact.

* * *

**2nd Sub. H.B. 38,** RESOURCE STEWARDSHIP AMENDMENTS, was read the second time. Senator Okerlund explained the bill. Senators Harper commented. The bill passed second reading on the following roll call:

Yeas, 19; Nays, 4; Absent or not voting, 6.

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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On motion of Senator Okerlund, **2nd Sub. H.B. 38** was placed on Third Reading Table due to fiscal impact.
On motion of Senator Stevenson, **H.B. 341**, **FEDERAL LAND ACQUISITION AMENDMENTS**, was read the second time and circled.

---

**H.B. 86. UTAH ENERGY INFRASTRUCTURE AUTHORITY ACT AMENDMENTS**, was read the second time. Senator Van Tassell explained the bill. The bill passed second reading on the following roll call:

**Yeas, 17; Nays, 0; Absent or not voting, 12.**

**Voting in the affirmative were: Senators**

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**Absent or not voting were: Senators**

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<th>Adams</th>
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On motion of Senator Stevenson, **2nd Sub. H.B. 56**, **MECHANICS LIEN REVISIONS**, was read the second time and circled.

---

On motion of Senator Stevenson, **1st Sub. H.B. 326**, **STATE CONSTRUCTION CODE REVISIONS**, was read the second time and circled.

---

On motion of Senator Stevenson, **1st Sub. H.B. 119**, **OPiate OVERDOSE EMERGENCY TREATMENT**, was read the second time and circled.

---

On motion of Senator Madsen, **H.B. 323**, **DIVORCE ORIENTATION COURSE TIMING**, was read the second time and circled.
On motion of Senator Dayton, **H.B. 325**, JUDICIAL PERFORMANCE EVALUATION COMMISSION AMENDMENTS, was read the second time and circled.

**H.B. 41**, CLEAN FUEL SCHOOL BUSES AND INFRASTRUCTURE, was read the second time. Senator Osmond explained the bill. The bill passed second reading on the following roll call:

**Yeas, 18; Nays, 1; Absent or not voting, 10.**

**Voting in the affirmative were:** Senators

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<th>Adams</th>
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**Voting in the negative was:** Senator Stephenson

**Absent or not voting were:** Senators

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On motion of Senator Osmond, **H.B. 41** was placed on Third Reading Table due to fiscal impact.

**H.B. 101**, ROADWAY AND SIDEWALK SAFETY AMENDMENTS, was read the second time and circled.

On motion of Senator Christensen, **H.B. 196**, FLEET MANAGEMENT AMENDMENTS, was read the second time and circled.

**1st Sub. H.B. 314**, VEHICLE IMMOBILIZATION AND IMPOUND AMENDMENTS, was read the second time. Senator Harper explained the bill. The bill passed second reading on the following roll call:
Yeas, 21; Nays, 1; Absent or not voting, 7.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dayton
Harper  Henderson  Hinkins  Jenkins
Jones  Knudson  Madsen  Mayne
Osmond  Reid  Robles  Stephenson
Stevenson  Urquhart  Van Tassell  Vickers
Weiler

Voting in the negative was: Senator
Dabakis

Absent or not voting were: Senators
Davis  Hillyard  Okerlund  Shiozawa
Thatcher  Valentine  Niederhauser

***

On motion of Senator Bramble, the circle was removed from H.B. 101, ROADWAY AND SIDEWALK SAFETY AMENDMENTS, and it was before the Senate. Senator Bramble explained the bill. The bill passed second reading on the following roll call:

Yeas, 23; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Dayton  Harper  Henderson  Hillyard
Jenkins  Jones  Knudson  Madsen
Mayne  Osmond  Reid  Robles
Shiozawa  Stephenson  Stevenson  Urquhart
Van Tassell  Vickers  Weiler

Absent or not voting were: Senators
Davis  Hinkins  Okerlund  Thatcher
Valentine  Niederhauser

***

On motion of Senator Bramble, the circle was removed from H.B. 196, FLEET MANAGEMENT AMENDMENTS, and it was before the Senate. Senator Bramble explained the bill. The bill passed second reading on the following roll call:
Yeas, 22; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Senators

- Bramble
- Christensen
- Dabakis
- Dayton
- Harper
- Henderson
- Hillyard
- Jenkins
- Jones
- Knudson
- Madsen
- Mayne
- Osmond
- Reid
- Robles
- Shiozawa
- Stephenson
- Stevenson
- Urquhart
- Van Tassell
- Vickers
- Weiler

Absent or not voting were: Senators

- Adams
- Davis
- Hinkins
- Okerlund
- Thatcher
- Valentine
- Niederhauser

* * *

On motion of Senator Urquhart, the circle was removed from H.B. 341, FEDERAL LAND ACQUISITION AMENDMENTS, and it was before the Senate. Senator Urquhart explained the bill. The bill passed second reading on the following roll call:

Yeas, 22; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Senators

- Bramble
- Christensen
- Dabakis
- Dayton
- Harper
- Henderson
- Hillyard
- Jenkins
- Jones
- Knudson
- Madsen
- Mayne
- Osmond
- Reid
- Robles
- Shiozawa
- Stephenson
- Stevenson
- Urquhart
- Van Tassell
- Vickers
- Weiler

Absent or not voting were: Senators

- Adams
- Davis
- Hinkins
- Okerlund
- Thatcher
- Valentine
- Niederhauser

* * *

On motion of Senator Madsen, the circle was removed from H.B. 323, DIVORCE ORIENTATION COURSE TIMING, and it was before the Senate.

Senator Madsen proposed the following amendment:

1. Page 1, Lines 20 through 21
   House Committee Amendments 2–14–2014:
20 Other Special Clauses:

21 {–None–} This bill takes effect on July 1, 2014.

2. Page 3, Lines 84 through 85:

84 the effectiveness of the mandatory educational course. Progress reports shall be provided if

85 requested by the Judiciary Interim Committee.

Section 2. Effective date.

This bill takes effect on July 1, 2014.

Senator Madsen’s motion to amend passed on a voice vote.

# # #

Senator Weiler proposed the following amendment:

1. Page 3, Lines 63 through 66:

63 [(8)] (10) Each participant shall pay the costs of the course, which may not exceed

64 {–$20–} $30 , to the independent contractor providing the course at the time and place of the course. A petitioner who attends a live instruction course within 30 days of filing may not be charged more than $15 for the course. A respondent who attends a live instruction course within 30 days of being served with a petition for divorce may not be charged more than $15 for the course.

65 (a) A fee of $5 shall be collected, as part of the course fee paid by each participant, and

66 deposited in the Children’s Legal Defense Account described in Section 51–9–408.

Senator Weiler’s motion to amend passed on a voice vote. Senator Madsen explained the bill. Senator Dabakis commented. The bill passed second reading on the following roll call:

Yeas, 19; Nays, 3; Absent or not voting, 7.

Voting in the affirmative were: Senators

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On motion of Senator Hillyard, the circle was removed from 1st Sub. H.B. 254, HUMAN TRAFFICKING VICTIM AMENDMENTS, and it was before the Senate. Senator Hillyard explained the bill. The bill passed second reading on the following roll call:

**Yeas, 22; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Senators

Adams  Christensen  Dabakis  Davis
Dayton  Harper  Henderson  Hillyard
Hinkins  Jenkins  Jones  Knudson
Madsen  Mayne  Reid  Robles
Shiozawa  Stephenson  Stevenson  Van Tassell
Vickers  Weiler

**Absent or not voting were:** Senators

Bramble  Okerlund  Osmond  Thatcher
Urquhart  Valentine  Niederhauser

* * *

On motion of Senator Okerlund, and at 4:05 p.m., the Senate recessed.

**EVENING SESSION**

The Senate reassembled at 6:25 p.m., with President Niederhauser presiding.

**COMMUNICATIONS FROM THE HOUSE**

Mr. President: March 5, 2014

The House passed, S.B. 58, CARBON MONOXIDE DETECTION AMENDMENTS, by Senator J. Dabakis, which has been signed by the Speaker, and it is transmitted for the signature of the President; and
The House passed, **1st Sub. S.B. 173**, CHILD PROTECTION AMENDMENTS, by Senator T. Weiler, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 180**, PROPERTY TAX MODIFICATIONS, by Senator W. Harper, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 198**, LAW ENFORCEMENT EXEMPTION FOR MEDICAL INFORMATION, by Senator J. S. Adams, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 203**, IMMIGRATION AMENDMENTS, by Senator C. Bramble, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: March 5, 2014

The House passed **H.B. 123**, PROPERTY TAX LIEN AMENDMENTS, by Representative M. Wheatley, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 200**, UNLAWFUL REMOVAL OR VANDALISM OF CAMPAIGN SIGNS, by Representative E. Hutchings, and it is transmitted for consideration; and

The House passed, as substituted and amended, **2nd Sub. H.B. 268**, DANGEROUS WEAPONS AMENDMENTS, by Representative B. Greene, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 356**, NEW CONVENTION FACILITY DEVELOPMENT INCENTIVE PROVISIONS, by Representative B. Wilson, and it is transmitted for consideration; and

The House passed **H.B. 414**, LEGISLATIVE SUBPOENA AMENDMENTS, by Representative J. Dunnigan, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.
THIRD READING CALENDAR

On motion of Senator Robles, the circle was removed from S.B. 63, COMPACT FOR INTERSTATE SHARING OF PUTATIVE FATHER REGISTRY INFORMATION, and it was before the Senate.

On motion of Senator Robles, the following substitute bill replaced the original bill:

2nd Sub. S.B. 63 Compact for Interstate Sharing of Putative Father Registry Information (L. Robles)

Senator Robles explained the bill. Senator Valentine commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams    Bramble    Dabakis    Henderson
Hillyard Hinkins    Jones    Knudson
Madsen    Mayne    Okerlund    Osmond
Reid    Robles    Shiozawa    Thatcher
Valentine    Van Tassell    Vickers    Weiler
Niederhauser

Voting in the negative were: Senators
Dayton    Harper    Jenkins    Stephenson

Absent or not voting were: Senators
Christensen    Davis    Stevenson    Urquhart

2nd Sub. S.B. 63 was transmitted to the House for consideration.

* * *

On motion of Senator Van Tassell, the circle was removed from S.J.R. 4, JOINT RESOLUTION ON WATER RIGHTS ON GRAZING LANDS, and it was before the Senate. Senator Van Tassell explained the bill. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams    Bramble    Dayton    Harper
Henderson    Hillyard    Hinkins    Jenkins
S.J.R. 4 was transmitted to the House for consideration.

On motion of Senator Stephenson, the circle was removed from 1st Sub. S.B. 19, APPOINTMENT AND QUALIFICATION OF MEMBERS OF THE STATE TAX COMMISSION, and it was before the Senate. Senator Stephenson explained the bill. Senators Valentine, Dabakis, and Henderson commented. The bill passed on the following roll call:

**Yeas, 22; Nays, 4; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

Adams, Bramble, Dayton, Harper
Henderson, Hillyard, Hinkins, Jenkins
Knudson, Madsen, Okerlund, Osmond
Reid, Shiozawa, Stephenson, Thatcher
Urquhart, Valentine, Van Tassell, Vickers
Weiler, Niederhauser

**Voting in the negative were:** Senators

Dabakis, Jones, Mayne, Robles

**Absent or not voting were:** Senators

Christensen, Davis, Stevenson

1st Sub. S.B. 19 was transmitted to the House for consideration.

On motion of Senator Okerlund, the circle was removed from 1st Sub. S.B. 88, CHILD INTERVIEW AMENDMENTS, and it was before the Senate.

Senator Madsen proposed the following amendment:
(d) In an administrative case, pursuant to a written request, the Division of Child and Family Services may display, but may not distribute or release, a recording or transcript to the respondent or to the respondent’s designated representative.

(e) (i) Within two business days of a request from a parent or guardian of a child victim, an investigative agency shall allow the parent or guardian to view a recording after the conclusion of an interview, unless:

(A) the suspect is a parent or guardian of the child victim;
(B) the suspect resides in the home with the child victim; or
(C) the investigative agency determines that allowing the parent or guardian to view the recording would likely compromise or impede the investigation.

(ii) If the investigative agency determines that allowing the parent or guardian to view the recording would likely compromise or impede the investigation, the parent or guardian may petition a juvenile or district court for an expedited hearing on whether there is good cause for the court to enter an order allowing the parent or guardian to view the recording in accordance with Subsection (5)(c).

(iii) A Children’s Justice Center shall coordinate the viewing of the recording described in this Subsection (6)(e).

(f) A multidisciplinary team assembled by a Children’s Justice Center or an interdisciplinary team assembled by the Division of Child and Family Services may view a recording or transcript, but may not receive a recording or transcript.

(g) A Children’s Justice Center:

(i) may distribute or display a recording or transcript to an authorized trainer or evaluator for purposes of training or evaluation; and

(ii) may display, but may not distribute, a recording or transcript to an authorized trainee.
An authorized trainer or instructor may display a recording or transcript according to the terms of the authorized trainer’s or instructor’s contract with the Children’s Justice Center or according to the authorized trainer’s or instructor’s scope of employment.

In an investigation under Section 53A–6–306, in which a child victim who is the subject of the recording or transcript has alleged criminal conduct against an educator, a law enforcement agency may distribute or release the recording or transcript to an investigator operating under UPPAC authorization, upon the investigator’s written request.

Senator Madsen’s motion to amend passed on a voice vote. Senator Okerlund explained the bill. Senator Valentine commented. The bill passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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<tr>
<th>Adams</th>
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**Absent or not voting were:** Senators

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<tr>
<th>Christensen</th>
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**1st Sub. S.B. 88** was transmitted to the House for consideration.

**SECOND READING CALENDAR**

On motion of Senator Reid, **S.B. 209, SCHOOL GRADING REVISIONS**, was read the second time and circled.
On motion of Senator Stephenson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Stephenson, under suspension of the rules, S.B. 218, CHARTER SCHOOL AMENDMENTS, was considered read the second and third times. Senator Stephenson explained the bill. The bill passed on the following roll call:

**Yeas, 24; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

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<tr>
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**Absent or not voting were:** Senators

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S.B. 218 was transmitted to the House.

**Yeas, 25; Nays, 1; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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Voting in the negative was: Senator Robles

Absent or not voting were: Senators
Madsen Stevenson Thatcher

* * *

On motion of Senator Davis, the circle was removed from S.B. 164, ENVIRONMENTAL PROTECTION AMENDMENTS, and it was before the Senate. Senator Davis explained the bill. Senators Christensen, Robles, Van Tassell, Hinkins, Dabakis, and Osmond commented. The bill failed second reading on the following roll call:

Yeas, 14; Nays, 11; Absent or not voting, 4.

Voting in the affirmative were: Senators
Dabakis Davis Henderson Hillyard
Jones Mayne Osmond Robles
Shiozawa Thatcher Urquhart Valentine
Weiler Niederhauser

Voting in the negative were: Senators
Adams Christensen Dayton Jenkins
Knudson Madsen Okerlund Reid
Stephenson Van Tassell Vickers

Absent or not voting were: Senators
Bramble Harper Hinkins Stevenson

The bill was sent to the staff for filing.

* * *

On motion of Senator Adams, the circle was removed from S.B. 209, SCHOOL GRADING REVISIONS, and it was before the Senate. Senator Adams explained the bill. Senator Jones commented. The bill passed second reading on the following roll call:

Yeas, 17; Nays, 8; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams Dayton Henderson Hillyard
Hinkins Jenkins Knudson Madsen
On motion of Senator Jenkins, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Jenkins, under suspension of the rules, S.B. 201, EXPUNGEMENT MODIFICATIONS, was considered read the second and third times. Senator Jenkins explained the bill. The bill passed on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

- Adams
- Christensen
- Dayon
- Henderson
- Jenkins
- Jones
- Mayne
- Okerlund
- Robles
- Shiozawa
- Urquhart
- Valentine
- Niederhauser

**Voting in the negative were:** Senators

- Christensen
- Dabakis
- Davis
- Jones
- Mayne
- Robles
- Van Tassell
- Vickers

**Absent or not voting were:** Senators

- Bramble
- Harper
- Stevenson
- Valentine

* * *

On motion of Senator Hillyard, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Hillyard, under suspension of the rules, S.B. 205, CONTROLLED SUBSTANCE PENALTY AMENDMENTS, was considered read the second and third times. Senator Hillyard explained the bill. The bill passed on the following roll call:

**S.B. 201 was transmitted to the House.**

* * *

On motion of Senator Hillyard, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Hillyard, under suspension of the rules, S.B. 205, CONTROLLED SUBSTANCE PENALTY AMENDMENTS, was considered read the second and third times. Senator Hillyard explained the bill. The bill passed on the following roll call:
Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
- Adams
- Christensen
- Dabakis
- Davis
- Dayton
- Henderson
- Hillyard
- Hinkins
- Jenkins
- Jones
- Knudson
- Madsen
- Mayne
- Okerlund
- Osmond
- Reid
- Shiozawa
- Stephenson
- Thatcher
- Urquhart
- Valentine
- Van Tassell
- Vickers
- Weiler
- Niederhauser

Absent or not voting were: Senators
- Bramble
- Harper
- Robles
- Stevenson

S.B. 205 was transmitted to the House.

***

On motion of Senator Knudson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Knudson, under suspension of the rules, S.B. 212, INVASIVE SPECIES AMENDMENTS, was considered read the second and third times. Senator Knudson explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
- Adams
- Christensen
- Dabakis
- Davis
- Dayton
- Harper
- Henderson
- Hillyard
- Hinkins
- Jenkins
- Jones
- Knudson
- Madsen
- Mayne
- Okerlund
- Osmond
- Reid
- Shiozawa
- Stephenson
- Thatcher
- Urquhart
- Valentine
- Van Tassell
- Vickers
- Weiler
- Niederhauser

Absent or not voting were: Senators
- Bramble
- Robles
- Stevenson
- Niederhauser

S.B. 212 was transmitted to the House.

***

S.B. 213, COMPULSORY POOLING AMENDMENTS, was read the second time. Senator Okerlund explained the bill.
Senator Okerlund proposed the following amendment:

1. Page 1, Lines 12 through 14:

   12 authorizes the Board of Oil, Gas, and Mining to assess against a nonconsenting
   13 owner in a compulsory pooling order up to {\(500\%\)} 400\% of the nonconsenting owner’s
   14 share of:

2. Page 3, Lines 81 through 85:

   81 (D) an amount to be determined by the board but not less than 150\% nor greater than
   82 \([300\%]\) \(\{500\%\}\) 400\% of the nonconsenting owner’s share of the costs of staking the location, wellsite
   83 preparation, rights–of–way, rigging up, drilling, reworking, recompleting, deepening or
   84 plugging back, testing, and completing, and the cost of equipment
   85 the wellhead connections.

Senator Okerlund’s motion to amend passed on a voice vote. Senators Hinkins, Jenkins, Osmond, and Van Tassell commented.

On motion of Senator Okerlund, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Okerlund, under suspension of the rules, S.B. 213, COMPULSORY POOLING AMENDMENTS, was considered read the second and third times. Senator Okerlund explained the bill. The bill passed on the following roll call:

**Y eas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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Absent or not voting were: Senators

Stevenson Thatcher Niederhauser

S.B. 213 was transmitted to the House.

* * *

S.B. 225, REPEAL OF BUSINESS DEVELOPMENT FOR DISADVANTAGED RURAL COMMUNITIES ACCOUNT, was read the second time. Senator Hillyard explained the bill.

Senator Hillyard proposed the following amendment:

1. Page 1, Lines 15 through 16:

   15  repeals the Business Development for Disadvantaged Rural Communities Restricted Account in the General Fund; {and—}  

   16  provides for the transfer of any remaining account balance to the General Fund; and

2. Page 1, Line 26:

   26  63M–1–2004, as renumbered and amended by Laws of Utah 2008, Chapter 382

   Uncodified Material Affected:  
   ENACTS UNCODIFIED MATERIAL

3. Page 8, Line 244:

   244  Deposit of certain money and interest into the General Fund.

   Section 5. Restricted Fund and Account Transfers,  
   The Legislature authorizes the State Division of Finance to transfer any remaining balance in the General Fund Restricted − Business Development for Disadvantage Rural Communities Restricted Account to the General Fund on June 30, 2014.

Senator Hillyard’s motion to amend passed on a voice vote.
On motion of Senator Hillyard, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Hillyard, under suspension of the rules, S.B. 225, REPEAL OF BUSINESS DEVELOPMENT FOR DISADVANTAGED RURAL COMMUNITIES ACCOUNT, was considered read the second and third times. Senator Hillyard explained the bill. The bill passed on the following roll call:

**Y eas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators
- Adams
- Bramble
- Christensen
- Dabakis
- Davis
- Dayton
- Harper
- Henderson
- Hillyard
- Hinkins
- Jenkins
- Jones
- Knudson
- Madsen
- Mayne
- Okerlund
- Osmond
- Reid
- Robles
- Shiozawa
- Stephenson
- Thatcher
- Urquhart
- Valentine
- Van Tassell
- Vickers
- Weiler

**Absent or not voting were:** Senators
- Stevenson
- Niederhauser

S.B. 225 was transmitted to the House.

* * *

On motion of Senator Reid, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Reid, under suspension of the rules, S.B. 228, GEOGRAPHIC DIVERSITY AMENDMENTS, was considered read the second and third times. Senator Reid explained the bill. The bill passed on the following roll call:

**Y eas, 25; Nays, 2; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators
- Adams
- Bramble
- Christensen
- Davis
- Dayton
- Harper
- Henderson
- Hillyard
- Hinkins
- Jenkins
- Jones
- Knudson
- Madsen
- Mayne
- Okerlund
- Osmond
- Reid
- Shiozawa
- Stephenson
- Thatcher
- Urquhart
- Valentine
- Van Tassell
- Vickers
- Weiler
Voting in the negative were: Senators
Dabakis Robles

Absent or not voting were: Senators
Stevenson Niederhauser

S.B. 228 was transmitted to the House.

* * *

S.B. 70, STATE DATA PORTAL AMENDMENTS, was read the second time. Senator Henderson explained the bill.

Senator Henderson proposed the following amendment:

1. Page 1, Line 18:

   18 directs the Department of Administrative Services to:

2. Page 1, Line 21:

   21 executive agencies, school districts, charter schools, public transit districts, counties, municipalities, local districts, and special service districts; and

3. Page 6, Lines 165 through 171:

   165 by January 1, 2015, serve as a point of access for Government Records

   166 Access and Management requests for executive agencies;

   167 (b) by January 1, 2016, serve as a point of access for Government Records

   168 Access and Management requests for political subdivisions:

   (i) school districts;
   (ii) charter schools;
   (iii) public transit districts created under Title 17B, Chapter 2a, Part 8, Public Transit District Act;
   (iv) counties; and
   (v) municipalities;
(c) by January 1, 2017, serve as a single point of access for Government Records.

Access and Management requests for all special districts: (i) local districts under Title 17B, Limited Purpose Local Government Entities – Local Districts; and (ii) special service districts under Title 17D, Chapter 1, Special Service District Act.

except as provided in Subsection (12)(a), provide link capabilities to other existing repositories of public information.

4. Page 6, Lines 179 through 180:

(g) incorporate technical elements the board identifies as useful to a citizen using the information website.

(12)(a) The department, in consultation with the board, shall establish by rule any restrictions on the inclusion of maps and photographs, as described in Subsection (11)(d), on the website described in Subsection (10) if the inclusion would pose a potential security concern.
(b) The website described in Subsection (10) may not publish any record that is classified as private, protected, or controlled under Title 63G, Chapter 2, Government Records Access and Management Act.

Senator Henderson’s motion to amend passed on a voice vote.

On motion of Senator Henderson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Henderson, under suspension of the rules, S.B. 70, STATE DATA PORTAL AMENDMENTS, was considered read the second and third times. Senator Henderson explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators

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Absent or not voting were: Senators
Hillyard        Hinkins        Stevenson        Niederhauser

S.B. 70 was transmitted to the House.

***

1st Sub. S.B. 93, INTERNAL AUDIT AMENDMENTS, was read the second time. Senator Stephenson explained the bill.

Senator Robles proposed the following amendment:

1. Page 3, Lines 65 through 69:

   (5) “Internal audit program” means an audit function that:

   (a) is conducted by a local school board independent of the
   school district offices or
   other operations; and

   (b) objectively evaluates the effectiveness of the school district
   governance, risk
   management, internal controls, and the efficiency of
   operations; and

   (c) is conducted in accordance with the current:
   (i) International Standards for the Professional Practice of Internal
   Auditing; or
   (ii) The Government Auditing Standards, issued by the
   Comptroller General of the United States.

2. Page 5, Lines 126 through 130

   Senate Committee Amendments 2–25–2014:

   (10) “Internal audit program” means an audit function that:

   (a) is conducted by an agency, division, bureau, or office,
   independent of the agency.

   division, bureau, or office operations; and

   (b) objectively evaluates the effectiveness of agency, division,
   bureau, or office
   governance, risk management, internal controls, and the efficiency
   of operations; and

   (c) is conducted in accordance with the current:
(i) International Standards for the Professional Practice of Internal Auditing; or

3. Page 9, Line 265:

265 63I–5–401. Duties and powers of the agency internal audit director.

4. Page 11, Lines 310 through 323:

310 (3) The agency internal audit director shall ensure that:

311 (a) audits are conducted in accordance with professional auditing standards such as

312 those published by the Institute of Internal Auditors, Inc., the American Institute of Certified Public Accountants and, when required by other law, regulation, agreement, contract, or policy,

313 in accordance with Government Auditing Standards, issued by the Comptroller General of the United States;

316 (b) all reports of audit findings issued by internal audit staff shall include a statement

317 that the audit was conducted according to the appropriate standards;

318 (c) public release of reports of audit findings comply with the conditions specified by

319 the state laws and rules governing the state agency;

320 (c) copies of all reports of audit findings issued by the internal audit staff are available;

321 upon written request, to the Offices of the Legislative Auditor General [and], the Office of the

322 State Auditor [upon request], and the governor’s internal audit director; and

323 (d) significant audit matters that cannot be appropriately addressed by the agency
Senator Robles’ motion to amend passed on a voice vote. Senators Bramble and Van Tassell commented.

On motion of Senator Stephenson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Stephenson, under suspension of the rules, **1st Sub. S.B. 93**, INTERNAL AUDIT AMENDMENTS, was considered read the second and third times. Senator Stephenson explained the bill. The bill passed on the following roll call:

**Yeas, 23; Nays, 2; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

Hinkins    Van Tassell

**Absent or not voting were:** Senators

Henderson  Hillyard  Stevenson  Niederhauser

1st Sub. S.B. 93 was transmitted to the House.

* * *

On motion of Senator Mayne, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Mayne, under suspension of the rules, **S.B. 113**, PUBLIC MEETINGS AMENDMENTS, was considered read the second and third times. Senator Mayne explained the bill. The bill passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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Absent or not voting were: Senators
Bramble     Hillyard     Stevenson

S.B. 113 was transmitted to the House.

* * *

2nd Sub. S.B. 167, REGULATION OF DRONES, was read the second time.

Senator Stephenson proposed the following amendment:

1. Page 2, Line 49:

   49  (2) “Non−government actor” means a person that is not:

2. Page 3, Line 72:

   72  (3) from a person who is a non−government actor.

3. Page 3, Lines 78 through 79:

   78  (b) shall ensure that data described in Subsection (1)(a) is destroyed as soon as

   79  reasonably possible after the law enforcement agency collects or receives the data.

4. Page 4, Line 88:

   88  (ii) from a person who is a non−government actor;

5. Page 4, Line 112:

   112 law enforcement agency, data collected by an unmanned aerial vehicle; and

6. Page 5, Line 119:

   119 on the annual report in the year following the year in which the information was excluded.
7. Page 5, Line 134:

134 will provide promising technological advances, which, if properly developed, will prove

Senator Stephenson’s motion to amend passed on a voice vote.

###

Senator Weiler proposed the following amendment:

1. Page 1, Lines 14 through 17:

   14 prohibits a law enforcement agency from obtaining data through an unmanned aerial vehicle unless the data was obtained:
   15 • pursuant to a warrant; { or }  
   16 • in accordance with judicially recognized exceptions to warrant requirements; or  
   17 • under certain conditions, from a nongovernment actor.

2. Page 3, Lines 68 through 72:

   68 (1) A law enforcement agency may not obtain, receive, or use data acquired through an unmanned aerial vehicle unless the data is obtained:
   69 { (1) } (a) pursuant to a search warrant;
   70 { (2) } (b) in accordance with judicially recognized exceptions to warrant requirements; or
   71 { (3) } (c) subject to Subsection (2), from a person who is a non-government actor.

   (2) A nongovernment actor may only disclose data acquired through an unmanned aerial vehicle to a law enforcement agency if:
   
   (a) the data appears to pertain to the commission of a crime; or
   
   (b) the nongovernment actor believes, in good faith, that:
       (i) the data pertains to an imminent or ongoing emergency involving danger of death or serious bodily injury to an individual; and
(ii) disclosing the data would assist in remedying the emergency.

Senator Weiler’s motion to amend passed on a voice vote. Senator Stephenson explained the bill. Senators Dabakis and Mayne commented. The bill passed second reading on the following roll call:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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**Absent or not voting was:** Senator Stevenson

* * *

**S.B. 224, RENEWABLE ENERGY TAX CREDIT AMENDMENTS,** was read the second time.

Senator Okerlund proposed the following amendment:

1. **Page 1, Line 18:**

   18 This bill takes effect for a taxable year beginning on or after January 1, \( \{–2016\} \text{ } 2015 \).

2. **Page 4, Lines 108 through 112:**

   108 (b) (i) [For taxable years beginning on or after January 1, 2007, a] A business entity

   109 that purchases or participates in the financing of a commercial energy system situated in Utah

   110 [is entitled to] may claim a refundable tax credit as provided in this Subsection (2)(b) if the

   111 commercial energy system does not use wind, geothermal electricity, solar, or biomass
112 equipment capable of producing a total of 660 or more kilowatts of electricity or if the commercial energy system does not use solar equipment capable of producing 2,000 or more kilowatts of electricity, and:

3. Page 6, Lines 168 through 174:

168 (3) (a) A business entity that owns a commercial energy system located in the state that
169 uses solar equipment capable of producing a total of 660 or more kilowatts of electricity may
170 claim a refundable tax credit as provided in this Subsection (3) if:
171 (i) (A) the commercial energy system supplies all or part of the energy required by
172 commercial units owned or used by the business entity; or
173 (ii) (B) the business entity sells all or part of the energy produced by the commercial
174 energy system as a commercial enterprise; and
(ii) the business entity does not claim a tax credit under Subsection (2)(b).

4. Page 6, Lines 179 through 181:

179 (c) The tax credit under this Subsection (3) may be claimed for production occurring
180 during a period of 48 months beginning with the month in which the commercial energy system is placed in commercial service.

5. Page 7, Lines 183 through 184:

183 (e) The tax credit under this Subsection (3) is allowed for a commercial energy system
184 completed and placed in service on or after January 1, 2015.

6. Page 7, Lines 185 through 187:

185 (f) A business entity that leases a commercial energy system installed on a commercial
unit may claim a tax credit under this Subsection (3) if the business entity that is the lessee can confirm that the lessor irrevocably elects not to claim the tax credit.

7. Page 8, Line 215:

This bill takes effect for a taxable year beginning on or after January 1, 2015.

Senator Okerlund’s motion to amend passed on a voice vote.

On motion of Senator Okerlund, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Okerlund, under suspension of the rules, S.B. 224, RENEWABLE ENERGY TAX CREDIT AMENDMENTS, was considered read the second and third times. Senator Okerlund explained the bill. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudson  Madsen  Mayne  Okerlund
Osmond  Reid  Robles  Shiozawa
Stephenson  Thatcher  Urquhart  Valentine
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator Stevenson

S.B. 224 was transmitted to the House.

INTRODUCTION OF BILLS

S.B. 272, Expansion of Medicaid Program (G. Davis), was read the first time by short title and referred to the Rules Committee.

S.B. 273, Repeal of Veterans’ Nursing Home Account (L. Hillyard), was read the first time by short title and referred to the Rules Committee.
On motion of Senator Valentine, 2nd Sub. H.B. 246 was lifted from the Government Operations and Political Subdivisions Standing Committee and referred to the Business and Labor Standing Committee.

SECOND READING CALENDAR

On motion of Senator Harper, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Harper, under suspension of the rules, 1st Sub. S.B. 48, EMERGENCY TELEPHONE SERVICE LAW AMENDMENTS, was considered read the second and third times. Senator Harper explained the bill. Senator Shiozawa commented. The bill failed on the following roll call:

**Yea**, 12; **Nay**, 8; Absent, 9.

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

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**Absent or not voting were:** Senators

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The bill was filed.

**S.B. 197, MOTOR VEHICLE INSURANCE – SETTLEMENT OF CLAIMS,** was read the second time.
Senator Davis proposed the following amendment:

1. Page 1, Line 14:

14  ►  provides that {−a−}  **an insured person**
injured by an unfair claim settlement practice may bring a

2. Page 1, Lines 18 through 20:

18  ►  provides that a court may award {−a−}  **an insured person**
injured by an unfair claim settlement practice
19  practice actual damages, costs, and attorney fees, and, if the court
determines that
20  the circumstances are appropriate, punitive damages; and

3. Page 2, Lines 36 through 42:

36  (1) {−A−}  **An insured person**
injured by an unfair claim settlement practice, as described in Section
37  31A–26–303, may bring a private cause of action against an insurer
or a person representing an
38  insurer who engages in the unfair claim settlement practice if the
unfair claim settlement
39  practice was made in relation to an insurance policy or combination
of insurance policies
40  purchased to satisfy the owner’s or operator’s security requirement
of Section 41–12a–301.
41  (2) In an action under Subsection (1), a court may award {−a−}  **an insured person**
injured by an unfair
42  claim settlement practice:

Senator Davis’ motion to amend passed on a voice vote. Senator Davis explained the bill. Senators Hillyard, Weiler, and Bramble commented.

On motion of Senator Davis, the bill was circled.

***

On motion of Senator Okerlund, **S.B. 230, INSURANCE MODIFICATIONS**, was read the second time and circled.
On motion of Senator Valentine, S.B. 233, UTAH SMALL BUSINESS JOBS ACT, was read the second time and circled.

S.B. 230, INSURANCE MODIFICATIONS, was transmitted to the House.

On motion of Senator Valentine, the circle was removed from S.B. 233, UTAH SMALL BUSINESS JOBS ACT, and it was before the Senate.

On motion of Senator Valentine, the following substitute bill replaced the original bill:

1st Sub. S.B. 233 Utah Business Jobs Acts (J. Valentine)
On motion of Senator Valentine, the bill was circled.

* * *

S.B. 16, VETERANS TUITION GAP COVERAGE, was read the second time.

Senator Stephenson proposed the following amendment:

1. Page 2, Lines 49 through 53:

   49 (2) “Institution of higher education” or “institution” means a:
   50 (a) credit–granting higher education institution within the state
   51 system of higher
   52 education; or
   53 { (b) private, nonprofit college or university in the state that
   54 is accredited by the
   55 Northwest Commission for Colleges and Universities. } an
   56 institution of higher learning, as defined in the federal program, that is
   57 located in the state.

Senator Stephenson’s motion to amend passed on a voice vote.

On motion of Senator Robles, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Robles, under suspension of the rules, S.B. 16, VETERANS TUITION GAP COVERAGE, was considered read the second and third times. Senator Robles explained the bill. The bill passed on the following roll call:

Y eas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators

Adams  Christensen  Dabakis  Davis
Dayton  Harper  Henderson  Hillyard
Hinkins  Jenkins  Jones  Knudson
Madsen  Mayne  Okerlund  Reid
Robles  Shiozawa  Stephenson  Thatcher
Urquhart  Valentine  Van Tassell  Vickers
Weiler  Niederhauser
Absent or not voting were: Senators
Bramble Osmond Stevenson

S.B. 16 was transmitted to the House.

***

On motion of Senator Hillyard, the Senate voted to hold S.B. 48 in the Senate for 24 hours.

***

On motion of Senator Valentine, the circle was removed from 1st Sub. S.B. 233, UTAH SMALL BUSINESS JOBS ACT, and it was before the Senate. Senator Valentine explained the bill. The bill passed second reading on the following roll call:

Yea, 25; Nay, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Christensen Dabakis Davis Dayton
Harper Henderson Hillyard Hinkins
Jenkins Jones Knudson Madsen
Mayne Okerlund Reid Robles
Shiozawa Stephenson Thatcher Urquhart
Valentine Van Tassell Vickers Weiler
Niederhauser

Absent or not voting were: Senators
Adams Bramble Osmond Stevenson

INTRODUCTION OF BILLS

S.B. 274, Water Jurisdiction Amendments (M. Dayton), was read the first time by short title and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: March 5, 2014

The Rules Committee recommends assignment of the following bills to standing committees:

Economic Development and Workforce Services Committee
S.B. 273 Repeal of Veterans’ Nursing Home Account (Sen. L. Hillyard)
H.B. 94  Workers’ Compensation and Home and Community Based Services (Rep. R. Edwards)

Government Operations and Political Subdivisions Committee
H.B. 200 Unlawful Removal or Vandalism of Campaign Signs (Rep. E. Hutchings)
H.B. 414 Legislative Subpoena Amendments (Rep. J. Dunnigan)
H.C.R. 5 Concurrent Resolution to Protect State Funds (Rep. R. Spendlove)

Health and Human Services Committee
S.B. 272 Expansion of Medicaid Program (Sen. G. Davis)

Revenue and Taxation Committee
H.C.R. 9 Concurrent Resolution Recognizing the 20th Anniversary of the Utah Commission on Service and Volunteerism (Rep. R. Spendlove)
H.C.R. 11 Concurrent Resolution Recognizing 100th Anniversary of Logan Regional Hospital (Rep. E. Redd)

John L. Valentine
Rules Committee Chair

Report filed. On motion of Senator Valentine, the committee report was adopted.

***

On motion of Senator Okerlund, and at 9:10 p.m., the Senate adjourned until 10:00 a.m., Thursday, March 6, 2014.
THIRTY-EIGHTH DAY
MORNING SESSION
March 6, 2014

The Senate was called to order at 10:23 a.m., with President Wayne Niederhauser presiding.

Prayer – Dr. Forest Crawford
Pledge of Allegiance – Senator Deidre Henderson
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(Please refer to Day 1, Page 65)

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 5, 2014

The Speaker of the House has signed 2nd Sub. S.B. 54, ELECTIONS AMENDMENTS, by Senator C. Bramble, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bill was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

* * *

Mr. President: March 5, 2014

The House passed, as substituted and amended, 2nd Sub. H.B. 141, HEALTH REFORM AMENDMENTS, by Representative J. Dunnigan, and it is transmitted for consideration; and

The House passed H.B. 143, PSYCHIATRIC NURSE AMENDMENTS, by Representative E. Redd, and it is transmitted for consideration; and

The House passed H.B. 223, SCHOOL BOARD ELECTIONS PROVISIONS, by Representative J. Nielson, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 357, BUDGETARY AMENDMENTS, by Representative R. Menlove, and it is transmitted for consideration; and
The House passed, as amended, **H.B. 361**, CERTIFICATE OF STILLBIRTH AMENDMENTS, by Representative J. Nielson, and it is transmitted for consideration; and

The House passed, as substituted, **2nd Sub. H.B. 367**, PHYSICAL THERAPY SCOPE OF PRACTICE AMENDMENTS, by Representative G. Hughes, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

**STANDING COMMITTEE REPORTS**

Mr. President: March 5, 2014

The Economic Development and Workforce Services Committee reports a favorable recommendation on **H.B. 90**, WOMEN IN THE ECONOMY COMMISSION, by Representative J. Seelig; and

The Economic Development and Workforce Services Committee reports a favorable recommendation on **1st Sub. H.B. 320**, EDUCATORS’ PROFESSIONAL LEARNING, by Representative B. Last; and

The Economic Development and Workforce Services Committee reports a favorable recommendation on **H.C.R. 3**, CONCURRENT RESOLUTION ON UNMANNED AIRCRAFT SYSTEMS, by Representative V. Peterson; and

The Economic Development and Workforce Services Committee recommends **S.B. 263**, SMALL BUSINESS INNOVATION RESEARCH, by Senator J. Stevenson, be replaced and favorably recommends **1st Sub. S.B. 263**, SMALL BUSINESS INNOVATION RESEARCH.

Aaron Osmond, Chair

Mr. President: March 5, 2014

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **H.B. 83**, LOCAL GOVERNMENT RESIDENTIAL REIMBURSEMENT AUTHORITY, by Representative Johnny Anderson; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **H.B. 97**, LIMITATION ON LOCAL GOVERNMENT REGULATION OF ANIMALS, by Representative B. King; and
The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **H.B. 103**, STATE MONEY MANAGEMENT ACT AMENDMENTS, by Representative R. Cunningham; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **H.B. 335**, SUPPLEMENTAL SAVINGS PLAN AMENDMENTS, by Representative R. Cunningham; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **H.J.R. 13**, JOINT RULES RESOLUTION ON CONFERENCE COMMITTEE REPORTS, by Representative J. Seelig; and


Margaret Dayton, Chair,

Mr. President: March 5, 2014

The Retirement and Independent Entities Committee reports a favorable recommendation on **H.B. 126**, RETIREMENT AMENDMENTS, by Representative L. Perry.

Todd Weiler, Chair

Mr. President: March 5, 2014

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 218**, TAX CREDIT FOR WORKING INDIVIDUALS AND FAMILIES, by Representative E. Hutchings; and

The Revenue and Taxation Committee recommends **S.J.R. 18**, UTAH FIBER FRIENDLY STATE – JOINT RESOLUTION, by Senator H. Stephenson, be replaced and favorably recommends **1st Sub. S.J.R. 18**, UTAH BROADBAND FRIENDLY STATE – JOINT RESOLUTION with the following amendments:

1. Page 1, Lines 17 through 20:

   17 urges the Governor’s Office of Economic Development to work in concert with the

   18 Utah League of Cities and Towns and {to offer} private providers **to offer** support,
19 encouragement, and technical expertise to Utah’s cities and towns in promoting the
20 goal of broadband connectivity to every Utah home and business.

2. Page 3, Lines 64 through 68:

64 BE IT FURTHER RESOLVED that the Legislature of the state of Utah urges the
65 Governor’s Office of Economic Development to work in concert with the Utah League of
66 Cities and Towns and { to offer } private providers to offer support, encouragement, and technical
67 expertise to Utah’s cities and towns in promoting the goal of broadband connectivity to every
68 Utah home and business.

Deidre M. Henderson, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were placed on Second Reading Calendar.

STANDING COMMITTEE REPORTS

Mr. President: March 6, 2014

The Business and Labor Committee reports a favorable recommendation on 1st Sub. H.B. 405, POSTSECONDARY SCHOOL STATE AUTHORIZATION, by Representative J. Dunnigan, and recommends it be considered read for the second time and placed on the Consent Calendar.

Curtis S. Bramble, Chair

Mr. President: March 5, 2014

The Economic Development and Workforce Services Committee reports a favorable recommendation on H.B. 386, REPEAL OF UTAH HISTORY ENDOWMENT FUND, by Representative M. Brown, and recommends it be considered read for the second time and placed on the Consent Calendar.

Aaron Osmond, Chair

Mr. President: March 5, 2014

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 340, LOCAL DISTRICT BOUNDARY
ADJUSTMENTS, by Representative J. Peterson, and recommends it be considered read for the second time and placed on the Consent Calendar.

Margaret Dayton, Chair

Mr. President:

The Retirement and Independent Entities Committee reports a favorable recommendation on **H.B. 194**, PUBLIC SAFETY RETIREMENT CONVERSION WINDOW, by Representative L. Perry, and recommends it be considered read for the second time and placed on the Consent Calendar.

Todd Weiler, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were considered read the second time and placed on the Consent Calendar.

**CONSENT CALENDAR**

On motion of Senator Adams, **1st Sub. H.B. 332**, REAL ESTATE AMENDMENTS, was read the third time and circled.

**S.B. 240**, CARSON SMITH SCHOLARSHIP AMENDMENTS, was read the third time, explained by Senator Adams, and passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**S.B. 240** was transmitted to the House for consideration.

**H.B. 114**, MAIL−ORDER WHOLESALE DRUG AMENDMENTS, was read the third time, explained by Senator Vickers, and passed on the following roll call:
Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators

Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Mayne  Okerlund  Osmond  Reid
Robles  Shiozawa  Thatcher  Valentine
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Knudson  Madsen  Stephenson  Stevenson
Urquhart

H.B. 114 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Adams, the circle was removed from 1st Sub. H.B. 332, REAL ESTATE AMENDMENTS, and it was before the Senate. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators

Adams  Christensen  Dabakis  Davis
Dayton  Harper  Henderson  Hillyard
Hinkins  Jenkins  Jones  Knudson
Mayne  Okerlund  Osmond  Reid
Robles  Shiozawa  Stephenson  Thatcher
Valentine  Van Tassell  Vickers  Weiler
Niederhauser

Absent or not voting were: Senators
Bramble  Madsen  Stevenson  Urquhart

1st Sub. H.B. 332 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

S.B. 254, REPEAL OF CERTIFIED NURSE MIDWIFE EDUCATION AND ENFORCEMENT ACCOUNT, was read the third time, explained by Senator Hillyard, and passed on the following roll call:
Yeas, 25; Nays, 0; Absent or not voting, 4.

**Voting in the affirmative were:** Senators

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S.B. 254 was transmitted to the House for consideration.

**CONCURRENCE CALENDAR**

On motion of Senator Harper, the Senate voted to concur in the House amendments to **S.B. 126**, CHILD WELFARE AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

**Voting in the affirmative were:** Senators

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S.B. 126 was returned to the House for the signature of the Speaker.

* * *

S.B. 158, CEMETERY AMENDMENTS, was before the Senate.

On motion of Senator Jenkins, the bill was circled.
THIRD READING CALENDAR

H.B. 42, CONSTRUCTION LIENS AMENDMENTS, was read the third time, explained by Senator Jenkins, and passed on the following roll call:

Y eas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams    Christensen    Dabakis    Davis
Dayton   Harper       Henderson    Hillyard
Hinkins  Jenkins     Jones       Knudson
Madsen   Mayne       Okerlund    Osmond
Reid     Robles      Shiozawa    Stephenson
Stevenson Thatcher    Urquhart    Van Tassell
Vickers  Weiler     Niederhauser

Absent or not voting were: Senators
Bramble    Valentine

H.B. 42 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

On motion of Senator Christensen, H.B. 127, CONSUMER LENDING AMENDMENTS, was read the third time and circled.

***

H.B. 273, PROPERTY TAX RESIDENTIAL EXEMPTION AMENDMENTS, was read the third time, explained by Senator Urquhart, and passed on the following roll call:

Y eas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams    Christensen    Dabakis    Davis
Dayton   Harper       Henderson    Hinkins
Jenkins  Jones       Knudson     Madsen
Mayne    Okerlund    Osmond      Reid
Robles   Shiozawa   Stephenson    Stevenson
Thatcher  Urquhart   Van Tassell  Vickers
Weiler    Niederhauser

***
Absent or not voting were: Senators
Bramble Hillyard Valentine

H.B. 273 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

S.B. 42, EARLY CHILDHOOD EDUCATION, was read the third time, explained by Senator Osmond, and passed on the following roll call:

Yeas, 20; Nays, 6; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Dabakis Davis Harper
Henderson Jones Knudson Madsen
Mayne Okerlund Osmond Reid
Robles Shiozawa Stevenson Thatcher
Urquhart Van Tassell Weiler Niederhauser

Voting in the negative were: Senators
Christensen Dayton Hinkins Stephenson
Valentine Vickers

Absent or not voting were: Senators
Bramble Hillyard Jenkins

S.B. 42 was transmitted to the House for consideration.

* * *

On motion of Senator Valentine, S.B. 258, EDUCATOR LICENSURE AMENDMENTS, was lifted from the Economic Development and Workforce Services Standing Committee and referred to the Health and Human Services Standing Committee.

* * *

H.B. 339, COUNTY BUDGET AMENDMENTS, was read the third time and explained by Senator Henderson. Senator Valentine commented and the bill passed on the following roll call:

Yeas, 21; Nays, 7; Absent or not voting, 1.
Voting in the affirmative were: Senators
Adams  Bramble  Dabakis  Davis
Henderson  Hillyard  Hinkins  Jones
Madsen  Mayne  Okerlund  Osmond
Reid  Robles  Shiozawa  Stephenson
Stevenson  Urquhart  Van Tassell  Vickers
Niederhauser

Voting in the negative were: Senators
Christensen  Harper  Jenkins  Knudson
Thatcher  Valentine  Weiler

Absent or not voting was: Senator
Dayton

H.B. 339 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Bramble, the circle was removed from H.B. 127, CONSUMER LENDING AMENDMENTS, and it was before the Senate. The bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent or not voting, 0.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudson  Madsen  Mayne  Okerlund
Osmond  Reid  Robles  Shiozawa
Stephenson  Stevenson  Thatcher  Urquhart
Valentine  Van Tassell  Vickers  Weiler
Niederhauser

H.B. 127 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Harper, the circle was removed from H.B. 76, INSURANCE RELATED REVISIONS, and it was before the Senate for reconsideration.
On motion of Senator Harper, the following substitute bill replaced the original bill:

**1st Sub. H.B. 76 Insurance Related Revisions** (J. Bird)

Senator Bramble commented. The bill passed on the following roll call:

**Yeas, 29; Nays, 0; Absent or not voting, 0.**

**Voting in the affirmative were:** Senators

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**1st Sub. H.B. 76, as amended, was returned to the House for further consideration.**

***

On motion of Senator Stevenson, **H.B. 350, REMOVAL OF DIRECTORS OF NONPROFIT CORPORATIONS**, was read the third time and circled.

***

**1st Sub. H.B. 211, SUBSTANCE ABUSE AMENDMENTS, was read the third time, explained by Senator Dayton, and passed on the following roll call:**

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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1st Sub. H.B. 211 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 257, AGGRAVATED SEXUAL ABUSE OF A CHILD AMENDMENTS, was read the third time, explained by Senator Weiler, and passed on the following roll call:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senator

Thatcher

H.B. 257 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

2nd Sub. H.B. 220, LAND USE AMENDMENTS, was read the third time, explained by Senator Adams, and passed on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

Knudson          | Okerlund
2nd Sub. H.B. 220, as amended, was returned to the House for further consideration.

* * *

H.B. 115, CONDOMINIUM AND COMMUNITY ASSOCIATION LIEN AMENDMENTS, was read the third time, explained by Senator Adams, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudson  Madsen  Mayne  Osmond
Reid  Robles  Shiozawa  Stephenson
Stevenson  Thatcher  Urquhart  Valentine
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator
Okerlund

H.B. 115 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 315, JUDGMENT LIEN AMENDMENTS, was read the third time, explained by Senator Van Tassell, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent or not voting, 0.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudson  Madsen  Mayne  Okerlund
Osmond  Reid  Robles  Shiozawa
Stephenson  Stevenson  Thatcher  Urquhart
Valentine  Van Tassell  Vickers  Weiler
Niederhauser

H.B. 315 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
H.B. 31, POLLUTION CONTROL AMENDMENTS, was read the third time and explained by Senator Henderson. Senator Valentine commented and the bill passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Davis | Mayne | Robles |

H.B. 31 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

**H.B. 86, UTAH ENERGY INFRASTRUCTURE AUTHORITY ACT AMENDMENTS, was read the third time.**

On motion of Senator Van Tassell, the following substitute bill replaced the original bill:

1st Sub. H.B. 86 Utah Energy Infrastructure Authority Act Amendments (R. Barrus)

Senator Van Tassell explained the bill. The bill passed on the following roll call:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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Stevenson   Thatcher   Urquhart   Valentine  
Van Tassell   Vickers   Weiler   Niederhauser  

**Absent or not voting was:** Senator Knudson  

**1st Sub. H.B. 86** was returned to the House for further consideration.  

* * *  

**1st Sub. H.B. 314**, **VEHICLE IMMOBILIZATION AND IMPOUND AMENDMENTS**, was read the third time, explained by Senator Harper, and passed on the following roll call:  

**Yeas, 27; Nays, 0; Absent or not voting, 2.**  

**Voting in the affirmative were:** Senators  

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**Absent or not voting were:** Senators  

| Senators |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|----------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|        |
| Dabakis  |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
| Knudson  |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

**1st Sub. H.B. 314**, as amended, was returned to the House for further consideration.  

* * *  

**H.B. 101**, **ROADWAY AND SIDEWALK SAFETY AMENDMENTS**, was read the third time, explained by Senator Bramble, and passed on the following roll call:  

**Yeas, 27; Nays, 1; Absent or not voting, 1.**  

**Voting in the affirmative were:** Senators  

| Senators |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|----------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|        |
| Adams    | Bramble | Christensen | Dabakis |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
| Davis    | Dayton  | Harper | Hillyard |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
| Hinkins  | Jenkins | Jones | Madsen |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
Voting in the negative was: Senator
Henderson

Absent or not voting was: Senator
Knudson

H.B. 101 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 196, FLEET MANAGEMENT AMENDMENTS, was read the third time and explained by Senator Bramble. Senators Valentine and Madsen commented and the bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Madsen  Mayne  Okerlund  Osmond
Reid  Robles  Shiozawa  Stephenson
Stevenson  Thatcher  Urquhart  Valentine
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator
Knudson

H.B. 196 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 341, FEDERAL LAND ACQUISITION AMENDMENTS, was read the third time, explained by Senator Urquhart, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.
Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Dayton Harper Hillyard
Hinkins Jenkins Jones Knudson
Madsen Mayne Okerlund Osmond
Reid Robles Shiozawa Stephenson
Stevenson Thatcher Urquhart Valentine
Van Tassell Vickers Weiler Niederhauser

Absent or not voting was: Senator
Henderson

H.B. 341 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 323, DIVORCE ORIENTATION COURSE TIMING, was read the third time, explained by Senator Madsen, and passed on the following roll call:

Yeas, 23; Nays, 4; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Dayton Harper Henderson
Hillyard Jenkins Jones Madsen
Mayne Okerlund Osmond Reid
Shiozawa Stephenson Stevenson Valentine
Van Tassell Weiler Niederhauser

Voting in the negative were: Senators
Knudson Robles Urquhart Vickers

Absent or not voting were: Senators
Hinkins Thatcher

H.B. 323, as amended, was returned to the House for further consideration.

* * *

1st Sub. H.B. 254, HUMAN TRAFFICKING VICTIM AMENDMENTS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:
Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams      Bramble      Christensen      Dabakis
Davis      Dayton       Harper          Henderson
Hillyard   Hinkins      Jenkins         Jones
Knudson    Madsen       Mayne           Okerlund
Osmond     Reid         Robles          Shiozawa
Stephenson Stevenson    Valentine       Van Tassell
Vickers    Weiler       Niederhauser

Absent or not voting were: Senators
Thatcher    Urquhart

1st Sub. H.B. 254 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Okerlund, and at 11:50 a.m., the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:30 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 6, 2014

The Speaker of the House has signed 1st Sub. S.B. 19, APPOINTMENT AND QUALIFICATION OF MEMBERS OF THE STATE TAX COMMISSION, by Senator H. Stephenson, and it is transmitted for the signature of the President; and

The House passed, 2nd Sub. S.B. 135, VOTER REGISTRATION AMENDMENTS, by Senator S. Jenkins, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, 1st Sub. S.B. 143, NAIL TECHNICIAN PRACTICE AMENDMENTS, by Senator T. Weiler, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, 1st Sub. S.B. 149, DROWSY DRIVING AMENDMENTS, by Senator A. Osmond, which has been signed by the Speaker, and it is transmitted for the signature of the President; and
The House passed, **S.B. 199**, AMENDMENTS TO EMERGENCY TELEPHONE SERVICE LAW, by Senator C. Bramble, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

***

**Mr. President:** March 6, 2014

The House passed, as amended, **1st Sub. S.B. 137**, HEALTH CARE PROFESSIONAL TRUTH IN ADVERTISING, by Senator T. Weiler, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bill was placed on the Concurrence Calendar.

***

**Mr. President:** March 6, 2014

The House passed, as substituted, **1st Sub. H.B. 118**, PERSONAL INJURY DAMAGES AMENDMENTS, by Representative K. McIff, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 133**, CONTINGENT MANAGEMENT FOR FEDERAL FACILITIES, by Representative D. Lifferth, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 147**, PEACE OFFICER AGREEMENTS WITH FEDERAL AGENCIES, by Representative R. Greenwood, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 152**, HIGHWAY SPONSORSHIP PROGRAM ACT, by Representative J. Knotwell, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 236**, STATE SCHOOL BOARD NOMINATION REVISIONS, by Representative K. Powell, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 251**, UNSWORN DECLARATION AMENDMENTS, by Representative K. McIff, and it is transmitted for consideration; and
The House passed, as substituted and amended, **1st Sub. H.B. 265**, PROBATE CODE AMENDMENTS, by Representative V. L. Snow, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 324**, ORTHO–BIONOMY EXEMPTION AMENDMENTS, by Representative B. Wilson, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 375**, PARENT–TIME AFTER RELOCATION OF A PARENT, by Representative G. Froerer, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

**RULES COMMITTEE REPORTS**

To the Members of the Senate: March 6, 2014

The Rules Committee recommends assignment of the following bills to standing committees:

**Business and Labor Committee**

**Education Committee**

**Government Operations and Political Subdivisions**
S.B. 274 Water Jurisdiction Amendments (Sen. M. Dayton)

**Health and Human Services Committee**
2nd Sub. H.B. 141 Health Reform Amendments (Rep. J. Dunnigan)

John L. Valentine
Rules Committee Chair

Report filed. On motion of Senator Valentine, the committee report was adopted.
STANDING COMMITTEE REPORTS

Mr. President: March 6, 2014

The Education Committee reports a favorable recommendation on **H.B. 111**, SCHOOL BUILDING COSTS REPORTING, by Representative J. Knotwell; and

The Education Committee reports a favorable recommendation on **1st Sub. H.B. 116**, SCHOOL CONSTRUCTION MODIFICATIONS, by Representative R. Cunningham; and

The Education Committee reports a favorable recommendation on **H.B. 329**, PROGRAMS FOR YOUTH PROTECTION, by Representative S. Eliason; and

The Education Committee reports a favorable recommendation on **2nd Sub. H.B. 286**, CHILD SEXUAL ABUSE PREVENTION, by Representative A. Romero; and

The Education Committee recommends **S.B. 80**, STATEWIDE ONLINE EDUCATION AMENDMENTS, by Senator H. Stephenson, be replaced and favorably recommends **1st Sub. S.B. 80**, STATEWIDE ONLINE EDUCATION AMENDMENTS.

Stuart C. Reid, Chair

Mr. President: March 6, 2014

The Health and Human Services Committee reports a favorable recommendation on **7th Sub. H.B. 105**, PLANT EXTRACT AMENDMENTS, by Representative G. Froerer, with the following amendments:

1. Page 5, Lines 124 through 130:

   124  (a) the name of each registrant; and
   125  (b) the name of each minor receiving care from a registrant.
   126  (4) The department shall make rules in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, to
   127  (a) establish the information an applicant is required to provide
   128  to the department under Subsections (1)(e)(iii) and (2)(e)(iv) ; and
   129  (b) designate the laboratory accreditation standard described in
   130  Subsection 58–37–4.3(2)(c)(iii).
129 (5) The department shall establish fees in accordance with Section 63J–1–504 that are
130 no greater than the amount necessary to cover the cost the
department incurs to implement this

2. Page 6, Lines 165 through 167
   House Floor Amendments 3–3–2014:

165 tetrahydrocannabinol and cannabidiol by weight;
166 (iii) is created by a laboratory that meets
167 an accreditation standard designated by the Department of Health; and

The Health and Human Services Committee recommends **H.B. 393, INSURANCE PRODUCER AMENDMENTS**, by Representative J. Stanard, be replaced and favorably recommends **1st Sub. H.B. 393, INSURANCE PRODUCER AMENDMENTS**; and

The Health and Human Services Committee reports a favorable recommendation on **S.B. 78, PRESCRIPTION EYE DROP GUIDELINES**, by Senator E. Vickers; and

The Health and Human Services Committee reports a favorable recommendation on **S.B. 81, PERMANENT STATE TRUST FUND AMENDMENTS**, by Senator A. Christensen.

Evan J. Vickers, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were placed on Second Reading Calendar.

**STANDING COMMITTEE REPORTS**

Mr. President: March 6, 2014

The Health and Human Services Committee reports a favorable recommendation on **2nd Sub. H.B. 113, PHARMACY BENEFIT MANAGER AMENDMENTS**, by Representative B. Last, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Health and Human Services Committee reports a favorable recommendation on **1st Sub. H.B. 347, INSURANCE COVERAGE FOR INFERTILITY TREATMENT**, by Representative L. Christensen, and
recommends it be considered read for the second time and placed on the Consent Calendar; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 384**, CONCUSSION AND HEAD INJURY AMENDMENTS, by Representative P. Ray, and recommends it be considered read for the second time and placed on the Consent Calendar.

Evan J. Vickers, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were considered read the second time and placed on the Consent Calendar.

**CONCURRENCE CALENDAR**

On motion of Senator Jenkins, the circle was removed from **S.B. 158**, CEMETERY AMENDMENTS, and it was before the Senate.

On motion of Senator Jenkins, the Senate voted to concur in the House amendments to **S.B. 158**, CEMETERY AMENDMENTS. The bill, as amended, passed on the following roll call:

**Yeas, 23; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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**S.B. 158** was returned to the House for the signature of the Speaker.

**THIRD READING CALENDAR**

**S.B. 211**, WATER RIGHTS AMENDMENTS, was read the third time, explained by Senator Dayton, and passed on the following roll call:

**Y eas, 23; Nays, 1; Absent or not voting, 5.**
Voting in the affirmative were: Senators
Adams  Dabakis  Davis  Dayton
Harper  Henderson  Hinkins  Jenkins
Jones  Knudson  Mayne  Okerlund
Osmond  Reid  Shiozawa  Stephenson
Stevenson  Urquhart  Valentine  Van Tassell
Vickers  Weiler  Niederhauser

Voting in the negative was: Senator
Robles

Absent or not voting were: Senators
Bramble  Christensen  Hillyard  Madsen
Thatcher

S.B. 211 was transmitted to the House for consideration.

* * *

S.B. 209, SCHOOL GRADING REVISIONS, was read the third time, explained by Senator Adams, and passed on the following roll call:

Yea, 17; Nays, 7; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams  Bramble  Dayton  Harper
Henderson  Jenkins  Knudson  Okerlund
Osmond  Reid  Shiozawa  Stephenson
Stevenson  Thatcher  Urquhart  Valentine
Vickers  Weiler

Voting in the negative were: Senators
Dabakis  Davis  Jones  Mayne
Robles  Van Tassell  Vickers

Absent or not voting were: Senators
Christensen  Hillyard  Hinkins  Madsen
Niederhauser

S.B. 209 was transmitted to the House for consideration.

* * *

2nd Sub. S.B. 167, REGULATION OF DRONES, was read the third time, explained by Senator Stephenson, and passed on the following roll call:
Yeas, 23; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Senators
Adams Bramble Dabakis Davis
Dayton Harper Henderson Jenkins
Jones Knudson Mayne Okerlund
Osmond Reid Robles Shiozawa
Stephenson Stevenson Thatcher Urquhart
Valentine Van Tassell Weiler

Absent or not voting were: Senators
Christensen Hillyard Hinkins Madsen
Vickers Niederhauser

2nd Sub. S.B. 167 was transmitted to the House for consideration.

* * *

On motion of Senator Stevenson, the circle was removed from H.B. 350, REMOVAL OF DIRECTORS OF NONPROFIT CORPORATIONS, and it was before the Senate. Senator Valentine commented and the bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams Bramble Dabakis Davis
Dayton Harper Henderson Hillyard
Hinkins Jenkins Jones Knudson
Madsen Mayne Okerlund Reid
Robles Stevenson Thatcher Urquhart
Urquhart Valentine Van Tassell Vickers
Weiler

Absent or not voting were: Senators
Christensen Osmond Shiozawa Niederhauser

H.B. 350 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

1st Sub. S.B. 233, UTAH SMALL BUSINESS JOBS ACT, was read the third time and explained by Senator Valentine.
Senator Valentine proposed the following amendment:

1. Page 14, Lines 405 through 407:

405 (A) calculate an annual fee to be paid by each applicant certified pursuant to
406 Subsection (6) (3) (a), regardless of the number of transferees under Subsection (7), by dividing
407 $70,000 by the number of applications certified pursuant to
Subsection (6) (3) (a); and

2. Page 14, Lines 422 through 423:

422 (v) An annual fee collected under this Subsection (8)(e) shall be deposited in the
423 General Fund as a dedicated credit for use by the office to implement this chapter part.

Senator Valentine’s motion to amend passed on a voice vote. Senator Jenkins commented and the bill passed on the following roll call:

**Yews, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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**Absent or not voting was:** Senator

Niederhauser

1st Sub. S.B. 233 was transmitted to the House for consideration.

**SECOND READING CALENDAR**

On motion of Senator Shiozawa, the circle was removed from 1st Sub. H.B. 119, OPIATE OVERDOSE EMERGENCY TREATMENT, and it was before the Senate. Senator Shiozawa explained the bill. Senators Henderson,
Dayton, and Christensen commented. The bill passed second reading on the following roll call:

**Y eas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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On motion of Senator Adams, the Senate voted to reconsider its action on **S.B. 209, SCHOOL GRADING REVISIONS**. The bill was placed at the top of the Third Reading Calendar.

**THIRD READING CALENDAR**

**S.B. 209, SCHOOL GRADING REVISIONS**, was before the Senate upon reconsideration and explained by Senator Adams.

Senator Urquhart proposed the following amendment:

1. Page 8, Lines 231 through 234:

   231  (3) (a) Except as provided in Subsection (3)(b), for the purpose of school grading, a

   232  student is considered college ready if the student’s

   233  {composite} score in each subject area on the ACT is at

   234  {least 18} or above the College Readiness Benchmark as defined

   235  by the ACT.

   236  (b) The {board} State Board of Regents may adopt by

   237  {composite} subject area score threshold on the ACT to be

   238  considered college ready for school grading purposes.
Senator Urquhart’s motion to amend passed on a voice vote. Senator Reid commented and the bill passed on the following roll call:

**Yeas, 19; Nays, 8; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

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**Absent or not voting were:** Senators

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**S.B. 209** was transmitted to the House.

On motion of Senator Okerlund, and at 3:20 p.m., the Senate sauntered.

The Senate was called to order at 3:50 p.m., with President Niederhauser presiding.

**SPECIAL ORDER OF BUSINESS**

Senator Hillyard honored Dr. Lars Hansen, Nobel Prize winner in Economics.

***

On motion of Senator Hillyard, the Senate voted to reconsider its action on **1st Sub. S.B. 48**, EMERGENCY TELEPHONE SERVICE LAW AMENDMENTS. The bill was placed at the top of the Second Reading Calendar.

**SECOND READING CALENDAR**

**1st Sub. S.B. 48**, EMERGENCY TELEPHONE SERVICE LAW AMENDMENTS, was before the Senate.

On motion of Senator Harper, the bill was circled.

***

On motion of Senator Hillyard, the circle was removed from **H.B. 334**, BAIL BONDSMEN AMENDMENTS, and it was before the Senate. Senator Hillyard
explained the bill. Senators Stephenson commented. The bill passed second reading on the following roll call:

**Yeas, 29; Nays, 0; Absent or not voting, 0.**

**Voting in the affirmative were:** Senators

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On motion of Senator Valentine, the Senate voted to lift the following bills from the Rules Committee and assign them to standing committees:

**Business and Labor Committee**

1st Sub. H.B. 133 Contingent Management for Federal Facilities
(Rep. D. Lifferth)

H.B. 152 Highway Sponsorship Program Act (Rep. J. Knotwell)

1st Sub. H.B. 324 Ortho–bionomy Exemption Amendments
(Rep. B. Wilson)

**Education Committee**


H.B. 147 Peace Officer Agreements with Federal Agencies
(Rep. R. Greenwood)

H.B. 236 State School Board Nomination Revisions
(Rep. K. Powell)

**Health and Human Services Committee**


H.B. 375 Parent–time After Relocation of a Parent
(Rep. G. Froerer)

***

On motion of Senator Okerlund, and at 4:05 p.m., the Senate adjourned until 10:00 a.m., Friday, March 7, 2014.
The Senate was called to order at 10:05 a.m., with President Wayne Niederhauser presiding.

Prayer – Stephen Peterson  
Pledge of Allegiance – Senator Wayne Harper  
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS  
(PLEASE REFER TO DAY 1, PAGE 65)

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 6, 2014

The Speaker of the House has signed S.B. 126, CHILD WELFARE AMENDMENTS, by Senator W. Harper, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bill was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

***

Mr. President: March 6, 2014

The House substituted and passed, 2nd Sub. S.B. 55, PHARMACEUTICAL DISPENSING AMENDMENTS, by Senator E. Vickers, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bill was placed on the Concurrence Calendar.

***

Mr. President: March 6, 2014

The House passed, as substituted and amended, 2nd Sub. H.B. 49, WATER RIGHTS – CHANGE APPLICATION AMENDMENTS, by Representative K. McIff, and it is transmitted for consideration; and
The House passed, as substituted and amended, 2nd Sub. H.B. 109, PUBLIC EDUCATION CAPITAL FUNDING EQUALIZATION, by Representative K. Ivory, and it is transmitted for consideration; and

The House passed, as substituted, 3rd Sub. H.B. 146, CHILD CARE AMENDMENTS, by Representative R. Menlove, and it is transmitted for consideration; and

The House passed, as amended, H.B. 149, AMENDMENTS TO FEDERAL LAW ENFORCEMENT LIMITATIONS, by Representative M. Noel, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.B. 150, SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS AMENDMENTS, by Representative V. Peterson, and it is transmitted for consideration; and

The House passed, as amended, H.B. 151, COMMISSION FOR THE STEWARDSHIP OF PUBLIC LANDS, by Representative K. Stratton, and it is transmitted for consideration; and

The House passed, as amended, H.B. 154, WOOD BURNING AMENDMENTS, by Representative P. Arent, and it is transmitted for consideration; and

The House passed, as substituted and amended, 2nd Sub. H.B. 243, AMENDMENTS TO THE FUND OF FUNDS, by Representative J. Bird, et al, and it is transmitted for consideration; and

The House passed, as substituted, 3rd Sub. H.B. 379, TRANSPARENCY OF BALLOT PROPOSITIONS, by Representative R. Wilcox, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 381, LOCAL GOVERNMENT INTERFUND LOANS, by Representative J. Knotwell, and it is transmitted for consideration; and

The House passed H.B. 390, UNLAWFUL ACTIVITIES AMENDMENTS, by Representative R. Chavez–Houck, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 392, DELEGATE RESPONSIBILITY AMENDMENTS, by Representative K. Powell, and it is transmitted for consideration; and

The House passed, as substituted and amended, H.B. 394, CAMPAIGN FINANCE REVISIONS, by Representative J. Dunnigan, et al, and it is transmitted for consideration; and
The House passed **H.J.R. 12**, JOINT RESOLUTION ON APPOINTMENT OF LEGAL COUNSEL FOR EXECUTIVE OFFICERS, by Representative M. McKell, and it is transmitted for consideration; and

The House passed **H.J.R. 21**, JOINT RESOLUTION ON THE SOVEREIGN CHARACTER OF PILT—PAYMENT IN LIEU OF TAXES, by Representative K. Ivory, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

**STANDING COMMITTEE REPORTS**

Mr. President: March 6, 2014

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **2nd Sub. H.B. 70**, FORCIBLE ENTRY AMENDMENTS, by Representative M. Roberts; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **1st Sub. H.B. 128**, ELECTRONIC DEVICE LOCATION AMENDMENTS, by Representative R. Wilcox, with the following amendments:

1. Page 3, Lines 69 through 75
   House Floor Amendments 3–3–2014:

   69   (2) A government entity may obtain location information without a warrant for an
   70   electronic device:
   71   (a) in accordance with Section 53–10–104.5;
   72   (b) if the device is reported stolen by the owner;
   73   (c) with the informed, affirmative consent of the owner or user of the electronic device;
   74   (d) in accordance with judicially recognized exceptions to warrant requirements; {or–}
   75   (e) if the owner has voluntarily and publicly disclosed the location information ; or
   (f) if the device is state–owned or is being used by a state employee to access private data on the state network while conducting state business .
2. Page 3, Lines 81 through 84
   House Floor Amendments 3–3–2014:

   81 (1) Except as provided in Subsection (2), a government entity that executes a warrant
   pursuant to Subsection 77–23c–102(1)(a) shall, within 14 days after the day on which the
   operation concludes, issue a notification to the owner of the electronic device specified in the
   warrant that states; and

   The Judiciary, Law Enforcement, and Criminal Justice Committee recommends H.B. 201, VISITATION AMENDMENTS, by Representative L. Christensen, be replaced and favorably recommends 1st Sub. H.B. 201, VISITATION AMENDMENTS with the following amendments:

1. Page 2, Line 33:

   33 (b) Absent a showing by a preponderance of clear and convincing evidence of real

2. Page 3, Lines 76 through 80:

   76 (2) A court that orders supervised parent–time shall give preference to persons
   suggested by the parties to supervise, including relatives. If the court finds that the persons suggested by the
   parties are willing to supervise, and are capable of protecting the children from physical,
   psychological or emotional harm, or child abuse, the court shall authorize the persons to
   supervise parent–time.

3. Page 3, Lines 84 through 86:

   84 (4) A noncustodial parent may petition the court to modify the order for supervised
   parent–time if the noncustodial parent can demonstrate that he or she has remedied the
   circumstances that justified the order for supervised parent–time.
(5) At the time supervised parent–time is awarded, the court shall consider:
   (a) whether the cost of professional or agency services is likely to prevent the noncustodial parent from exercising parent–time; and
   (b) whether the requirement for supervised parent–time should expire after a set period of time; or
   (c) whether a follow–up hearing to determine whether supervised parent–time should continue should be scheduled at the time supervision is imposed; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on 1st Sub. H.B. 213, CRIMINAL PENALTIES FOR SEXUAL CONTACT WITH A STUDENT, by Representative L. Christensen; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on H.J.R. 17, JOINT RESOLUTION ON JAIL FACILITIES, by Representative R. Greenwood.

Mark B. Madsen, Chair

Mr. President: March 6, 2014

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on H.B. 61, CLEAN AIR PROGRAMS, by Representative P. Arent; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on H.B. 132, TEMPORARY HOMELESS YOUTH SHELTER AMENDMENTS, by Representative G. Froerer; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on H.J.R. 6, JOINT RESOLUTION APPROVING COMMERCIAL NONHAZARDOUS SOLID WASTE DISPOSAL FACILITY AT A NEW LOCATION, by Representative G. Hughes.

Scott K. Jenkins, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were placed on Second Reading Calendar.

STANDING COMMITTEE REPORTS

Mr. President: March 6, 2014

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on 1st Sub. H.B. 293, GOVERNMENT IMMUNITY
WILDLIFE WAIVER AMENDMENTS, by Representative M. McKell, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 322**, PROTECTION OF ACTIVITIES IN PRIVATE VEHICLES, by Representative C. Oda, and recommends it be considered read for the second time and placed on the Consent Calendar.

Scott K. Jenkins, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were considered read the second time and placed on the Consent Calendar.

**CONSENT CALENDAR**

**H.B. 279**, JUDICIARY INTERIM COMMITTEE SUNSET PROVISIONS, was read the third time, explained by Senator Madsen, and passed on the following roll call:

**Yeas, 22; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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**H.B. 279** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

**H.B. 301**, CONCEALED WEAPON PERMIT FOR SERVICEMEMBERS, was read the third time, explained by Senator Valentine, and passed on the following roll call:

**Yeas, 22; Nays, 0; Absent or not voting, 7.**
Voting in the affirmative were: Senators
Adams     Christensen     Dabakis     Dayton
Harper    Hinkins         Jenkins     Jones
Knudson   Madsen         Mayne       Osmond
Reid      Shiozawa       Stevenson   Thatcher
Urquhart  Valentine      Van Tassell  Vickers
Weiler    Niederhauser

Absent or not voting were: Senators
Bramble   Davis          Henderson   Hillyard
Okerlund  Robles         Stephenson

H.B. 301 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

S.B. 259, VICTIM REPARATIONS FUND AMENDMENTS, was read the third time, explained by Senator Madsen, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams     Christensen     Dabakis     Dayton
Harper    Henderson       Hinkins     Jenkins
Jones     Knudson         Madsen      Mayne
Okerlund  Osmond         Reid        Shiozawa
Stephenson Stevenson     Thatcher    Urquhart
Valentine Van Tassell    Vickers     Weiler
Niederhauser

Absent or not voting were: Senators
Bramble   Davis          Hillyard    Robles

S.B. 259 was transmitted to the House for consideration.

* * *

S.B. 260, SEX OFFENDER AND KIDNAP OFFENDER REGISTRATION AMENDMENTS, was read the third time, explained by Senator Thatcher, and passed on the following roll call:

Yeas, 22; Nays, 0; Absent or not voting, 7.
**Voting in the affirmative were:** Senators

- Adams
- Christensen
- Dabakis
- Dayton
- Harper
- Hinkins
- Jenkins
- Madsen
- Mayne
- Okerlund
- Osmond
- Reid
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Urquhart
- Valentine
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Bramble
- Davis
- Henderson
- Hillyard
- Jones
- Knudson
- Robles

S.B. 260 was transmitted to the House for consideration.

***

On motion of Senator Knudson, **H.B. 353**, REPEAL OF AGRICULTURE CONSERVATION EASEMENT ACCOUNT, was read the third time and circled.

***

On motion of Senator Knudson, **H.B. 365**, NATURAL RESOURCES RELATED ACCOUNT REPEALS, was read the third time and circled.

***

H.B. 85, ELECTRONIC FILING OF TRAFFIC CITATIONS AND ACCIDENT REPORTS AMENDMENTS, was read the third time, explained by Senator Thatcher, and passed on the following roll call:

**Yeas, 24; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

- Adams
- Christensen
- Dabakis
- Davis
- Dayton
- Harper
- Hinkins
- Jones
- Knudson
- Madsen
- Mayne
- Okerlund
- Reid
- Shiozawa
- Stephenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Bramble
- Henderson
- Hillyard
- Jenkins
- Robles
H.B. 85 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

1st Sub. H.B. 331, IDENTIFICATION CARD AMENDMENTS, was read the third time, explained by Senator Valentine, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams
Dayton
Jones
Okerlund
Stephenson
Valentine
Niederhauser
Christensen
Harper
Knudson
Osmond
Stevenson
Van Tassell
Dabakis
Hinkins
Madsen
Reid
Thatcher
Vickers
Davis
Jenkins
Mayne
Shiozawa
Urquhart
Weiler

Absent or not voting were: Senators
Bramble
Henderson
Hillyard
Robles

1st Sub. H.B. 331 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 311, BUDGETING AMENDMENTS, was read the third time, explained by Senator Stevenson, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams
Davis
Hinkins
Madsen
Reid
Stevenson
Van Tassell
Bramble
Dayton
Jenkins
Mayne
Robles
Thatcher
Vickers
Christensen
Harper
Jones
Okerlund
Shiozawa
Urquhart
Weiler
Dabakis
Henderson
Knudson
Osmond
Stephenson
Valentine
Niederhauser

Absent or not voting was: Senator
Hillyard
H.B. 311 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

1st Sub. H.J.R. 11, JOINT RULES RESOLUTION ON BUDGET PROCESS AMENDMENTS, was read the third time, explained by Senator Stevenson, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Dayton Harper Henderson
Hinkins Jenkins Jones Knudson
Madsen Mayne Okerlund Osmond
Reid Robles Shiozawa Stephenson
Stevenson Thatcher Urquhart Valentine
Van Tassell Vickers Weiler Niederhauser

Absent or not voting was: Senator Hillyard

1st Sub. H.J.R. 11 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

CONCURRENCE CALENDAR

On motion of Senator Weiler, the Senate voted to concur in the House amendments to 1st Sub. S.B. 137, HEALTH CARE PROFESSIONAL TRUTH IN ADVERTISING. The bill, as amended, passed on the following roll call:

Yeas, 25; Nays, 1; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Dayton Harper Hinkins
Jenkins Jones Knudson Mayne
Okerlund Osmond Reid Robles
Shiozawa Stephenson Stevenson Thatcher
Urquhart Van Tassell Vickers Weiler
Niederhauser

Voting in the negative was: Senator Henderson
Absent or not voting were: Senators
Hillyard        Madsen        Valentine

1st Sub. S.B. 137 was returned to the House for the signature of the Speaker.

THIRD READING CALENDAR

1st Sub. H.B. 119, OPIATE OVERDOSE EMERGENCY TREATMENT, was read the third time, explained by Senator Shiozawa, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams          Bramble       Christensen  Dabakis
Davis          Dayton        Harper       Henderson
Hillyard       Hinkins       Jenkins     Jones
Knudson        Mayne         Okerlund    Osmond
Reid           Robles        Shiozawa    Stephenson
Stevenson      Thatcher      Urquhart    Van Tassell
Vickers        Weiler        Niederhauser

Absent or not voting were: Senators
Madsen        Valentine

1st Sub. H.B. 119 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

H.B. 334, BAIL BONDSMEN AMENDMENTS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams          Bramble       Christensen  Dabakis
Dayton         Harper        Henderson   Hillyard
Hinkins        Jenkins       Jones       Knudson
Mayne          Okerlund      Osmond      Reid
Robles         Shiozawa      Stephenson  Thatcher
Urquhart       Van Tassell   Vickers     Weiler
Niederhauser
Absent or not voting were: Senators
Davis Madsen Stevenson Valentine

H.B. 334 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

CONSENT CALENDAR

On motion of Senator Hillyard, the circle was removed from H.B. 353, REPEAL OF AGRICULTURE CONSERVATION EASEMENT ACCOUNT, and it was before the Senate. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Dayton Harper Henderson
Hillyard Hinkins Jenkins Jones
Knudson Mayne Okerlund Osmond
Reid Robles Shiozawa Stephenson
Thatcher Urquhart Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Madsen Stevenson Valentine

H.B. 353 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

On motion of Senator Hillyard, the circle was removed from H.B. 365, NATURAL RESOURCES RELATED ACCOUNT REPEALS, and it was before the Senate. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams Dabakis Davis Dayton
Harper Henderson Hillyard Hinkins
Jenkins Jones Knudson Mayne
Okerlund Osmond Reid Robles
Shiozawa Stephenson Thatcher Urquhart
Valentine Van Tassell Vickers Weiler
Niederhauser
Absent or not voting were: Senators  
Bramble  Christensen  Madsen  Stevenson  

H.B. 365 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

SECOND READING CALENDAR

On motion of Senator Hillyard, S.B. 181, ONLINE COURSE REPORTING REQUIREMENTS, was read the second time and circled.

***

On motion of Senator Okerlund, S.B. 157, SCHOOL–BASED BUDGETING AMENDMENTS, was read the second time and circled.

***

On motion of Senator Henderson, S.B. 219, PUBLIC EDUCATION UTAH PROFESSIONAL PRACTICES ADVISORY COMMISSION, was read the second time and circled.

***

On motion of Senator Harper, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Harper, under suspension of the rules, S.B. 71, INFORMED CONSENT AMENDMENTS, was considered read the second and third times. Senator Harper explained the bill. Senators Mayne and Shiozawa commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators  
Christensen  Dabakis  Davis  Dayton  
Harper  Henderson  Hillyard  Hinkins  
Jenkins  Jones  Knudson  Mayne  
Okerlund  Osmond  Reid  Robles  
Shiozawa  Stevenson  Thatcher  Urquhart  
Valentine  Van Tassell  Vickers  Weiler  
Niederhauser

Absent or not voting were: Senators  
Adams  Bramble  Madsen  Stephenson
S.B. 71 was transmitted to the House.

* * *

On motion of Senator Robles, under suspension of the rules, S.J.R. 9, JOINT RESOLUTION URGING INTERSTATE SHARING OF PUTATIVE FATHER REGISTRY INFORMATION, was considered read the second and third times. Senator Robles explained the bill. The bill passed on the following roll call:

**Yeas, 23; Nays, 1; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

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**Voting in the negative was:** Senator Dayton

**Absent or not voting were:** Senators

| Adams | Christensen | Madsen | Stephenson | Thatcher |

S.J.R. 9 was transmitted to the House.

* * *

1st Sub. S.J.R. 15, JOINT RESOLUTION ON POLITICAL PARTIES, was read the second time. Senator Jenkins explained the bill. Senator Henderson commented.

On motion of Senator Jenkins, the bill was circled.

* * *

On motion of Senator Weiler, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Weiler under suspension of the rules, 1st Sub. S.B. 221, INDIGENT COUNSEL IN JUVENILE COURT, was considered read the second and third times. Senator Weiler explained the bill. The bill passed on the following roll call:
Yeas, 25; Nays, 1; Absent or not voting, 3.

**Voting in the affirmative were:** Senators

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**Voting in the negative was:** Senator

Hillyard

**Absent or not voting were:** Senators

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1st Sub. S.B. 221 was transmitted to the House.

***

On motion of Senator Weiler, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Weiler, under suspension of the rules, S.B. 222, AUTOMA TIC LICENSE PLATE READER SYSTEM AMENDMENTS, was considered read the second and third times. Senator Weiler explained the bill. Senators Harper and Stephenson commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

Dabakis | Henderson |
S.B. 222 was transmitted to the House.

***

On motion of Senator Weiler, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Weiler, under suspension of the rules, S.B. 227, EXPOSURE OF CHILDREN TO PORNOGRAPHY, was considered read the second and third times. Senator Weiler explained the bill. The bill passed on the following roll call:

**Yeas, 29; Nays, 0; Absent or not voting, 0.**

**Voting in the affirmative were:** Senators

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S.B. 227 was transmitted to the House.

***

1st Sub. S.B. 229, ADOPTION ACT AMENDMENTS, was read the second time. Senator Weiler explained the bill.

On motion of Senator Weiler, the following substitute bill replaced the original bill:

**3rd Sub. S.B. 229 Adoption Act Amendments** (T. Weiler)

On motion of Senator Weiler, the bill was circled.

***

On motion of Senator Urquhart, the circle was removed from 2nd Sub. S.B. 153, ASSOCIATION FORECLOSURE AMENDMENTS, and it was before the Senate. Senator Urquhart explained the bill.
Senator Urquhart proposed the following amendment:

1. Page 2, Line 38:

   38  (2) (a)  [–In–] Except as provided in Subsection (2)(c) and in accordance with this section, the beneficiary of a trust deed that is secured by

2. Page 2, Line 49:

   49  (iii) a deed in lieu of foreclosure is recorded.
   49  (c) The beneficiary is not required to pay the unit’s share of the costs described in Subsection (4)(a) that accrue during the automatic stay in a bankruptcy proceeding.

Senator Urquhart’s motion to amend passed on a voice vote. Senators Van Tassell, Robles, Stephenson, and Weiler commented. Senators Robles, Valentine, Van Tassell, and Niederhauser declared conflicts of interest. The bill failed second reading on the following roll call:

**Yeas, 8; Nays, 20; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

Adams  Dabakis  Davis  Mayne  
Shiozawa  Stevenson  Urquhart  Niederhauser

**Voting in the negative were:** Senators

Bramble  Christensen  Dayton  Harper  
Henderson  Hillyard  Jenkins  Jones  
Knudson  Madsen  Okerlund  Osmond  
Reid  Robles  Stephenson  Thatcher  
Valentine  Van Tassell  Vickers  Weiler

**Absent or not voting was:** Senator

Hinkins

The bill was sent to the staff for filing.

* * *

On motion of Senator Stephenson, the circle was removed from S.B. 181, ONLINE COURSE REPORTING REQUIREMENTS, and it was before the Senate.
On motion of Senator Stephenson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Stephenson, under suspension of the rules, S.B. 181, ONLINE COURSE REPORTING REQUIREMENTS, was considered read the second and third times. Senator Stephenson explained the bill. The bill passed on the following roll call:

**Yeas, 27; Nays, 1; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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**Voting in the negative was:** Senator

Dabakis

**Absent or not voting was:** Senator

Christensen

S.B. 181 was transmitted to the House.

***

On motion of Senator Okerlund, 1st Sub. S.B. 73, AGRICULTURAL ENVIRONMENTAL AMENDMENTS, was read the second time and circled.

***

S.B. 231, AGRICULTURAL AMENDMENTS, was read the second time.

Senator Hinkins proposed the following amendment:

1. Page 14, Line 421:

   421 (d) has no outstanding infractions and owes no money to the department; and

Senator Hinkins’ motion to amend passed on a voice vote.
On motion of Senator Hinkins, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Hinkins, under suspension of the rules, S.B. 231, AGRICULTURAL AMENDMENTS, was considered read the second and third times. Senator Hinkins explained the bill. Senator Vickers commented. The bill passed on the following roll call:

**Yeas, 29; Nays, 0; Absent or not voting, 0.**

**Voting in the affirmative were:** Senators

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S.B. 231 was transmitted to the House.

* * *

On motion of Senator Stevenson, the Senate voted to reconsider its action on 1st Sub. H.J.R. 11, JOINT RULES RESOLUTION ON BUDGET PROCESS AMENDMENTS. The bill was placed at the top of the Third Reading Calendar.

**THIRD READING CALENDAR**

1st Sub. H.J.R. 11, JOINT RULES RESOLUTION ON BUDGET PROCESS AMENDMENTS, was before the Senate for reconsideration and explained by Senator Stevenson.

Senator Stevenson proposed the following amendment:

1. Page 1, Lines 22 through 25:

   22   ► amends deadlines within the general session to:
   23    • prioritize fiscal note bills;
   24    • pass or defeat a bill with a fiscal note;
   25    • pass or defeat a base budget bill;
   • complete decisions necessary to draft the final appropriations bill;
2. Page 4, Lines 112 through 115:

112  (b) That committee shall:

113  (i) make any further adjustments necessary to balance the budget; and

114  (ii) complete all decisions necessary to draft the final appropriations bill no later than

115  the 39th day of the annual general session.

Senator Stevenson’s motion to amend passed on a voice vote. The bill passed on the following roll call:

**Yeas, 29; Nays, 0; Absent or not voting, 0.**

**Voting in the affirmative were:** Senators

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**1st Sub. H.J.R. 11**, as amended, was returned to the House for further consideration.

***

On motion of Senator Valentine, **H.B. 394**, CAMPAIGN FINANCE REVISIONS, was lifted from the Rules Committee and assigned to the Business and Labor Standing Committee.

***

On motion of Senator Okerlund, and at 12:00 noon, the Senate recessed.
AFTERNOON SESSION

The Senate reassembled at 2:00 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 7, 2014

The House passed, S.B. 52, UTILITY RELOCATION ON HIGHWAY PROJECTS, by Senator K. Van Tassell, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 86, LEGISLATIVE PER DIEM REVISION, by Senator L. Hillyard, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The Speaker of the House has signed S.B. 158, CEMETERY AMENDMENTS, by Senator S. Jenkins, and it is transmitted for the signature of the President; and

The House passed, S.B. 176, LOCAL FUNDING FOR RURAL HEALTH CARE AMENDMENTS, by Senator R. Okerlund, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 207, CORPORATE FRANCHISE AND INCOME TAX AMENDMENTS, by Senator C. Bramble, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 214, MULTISTATE TAX COMPACT AMENDMENTS, by Senator C. Bramble, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.C.R. 3, CONCURRENT RESOLUTION ON THE SCHOOL OF DENTISTRY SERVING UNDERPRIVILEGED CHILDREN, by Senator P. Jones, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.C.R. 8, CONCURRENT RESOLUTION RECOGNIZING CANYONLANDS NATIONAL PARK’S 50TH ANNIVERSARY, by Senator D. Hinkins, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.J.R. 16, JOINT RULES RESOLUTION – LEGISLATIVE COMPENSATION AND EXPENSE REVISIONS, by Senator
L. Hillyard, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

***

Mr. President: March 7, 2014

The House passed, as amended, S.B. 206, TAX, FEE, OR CHARGE OFFENSE AND PENALTY AMENDMENTS, by Senator C. Bramble, and it is transmitted for further consideration; and

The House passed, as amended, S.B. 226, PROFESSIONAL LICENSING AMENDMENTS, by Senator J. Valentine, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.

***

Mr. President: March 7, 2014

The House concurred in the Senate amendments and passed 1st Sub. H.B. 76, INSURANCE RELATED REVISIONS, by Representative J. Bird, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed 1st Sub. H.B. 86, UTAH ENERGY INFRASTRUCTURE AUTHORITY ACT AMENDMENTS, by Representative R. Barrus, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed 2nd Sub. H.B. 220, LAND USE AMENDMENTS, by Representative G. Froerer, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed 1st Sub. H.B. 314, VEHICLE IMMOBILIZATION AND IMPOUND AMENDMENTS, by Representative R. C. Webb, and it is transmitted for the signature of the President; and
The House concurred in the Senate amendments and passed **H.B. 323**, DIVORCE ORIENTATION COURSE TIMING, by Representative J. Nielson, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

Mr. President: March 7, 2014

The House passed, as substituted, **3rd Sub. H.B. 89**, ASSOCIATION RENTAL AMENDMENTS, by Representative E. Tanner, and it is transmitted for consideration; and

The House passed **H.B. 408**, ELECTION REQUIREMENTS AMENDMENTS, by Representative K. Christofferson, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 415**, LOCAL AND SPECIAL SERVICE DISTRICT ELECTIONS AMENDMENTS, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 426**, RETIREMENT PARTICIPATION MODIFICATIONS, by Representative D. Ipson, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

**STANDING COMMITTEE REPORTS**

Mr. President: March 7, 2014

The Economic Development and Workforce Services Committee reports a favorable recommendation on **H.B. 94**, WORKERS’ COMPENSATION AND HOME AND COMMUNITY BASED SERVICES, by Representative R. Edwards; and

The Economic Development and Workforce Services Committee reports a favorable recommendation on **2nd Sub. H.B. 268**, DANGEROUS WEAPONS AMENDMENTS, by Representative B. Greene; and
The Economic Development and Workforce Services Committee reports a favorable recommendation on 1st Sub. H.B. 356, NEW CONVENTION FACILITY DEVELOPMENT INCENTIVE PROVISIONS, by Representative B. Wilson; and

The Economic Development and Workforce Services Committee reports a favorable recommendation on H.C.R. 8, CONCURRENT RESOLUTION REGARDING MOVING THE STATE PRISON, by Representative B. Wilson; and

The Economic Development and Workforce Services Committee reports a favorable recommendation on S.B. 268, PRISON RELOCATION COMMISSION, by Senator J. Stevenson; and

The Economic Development and Workforce Services Committee reports a favorable recommendation on S.B. 270, REPEAL OF PRISON RELOCATION AND DEVELOPMENT AUTHORITY, by Senator J. Stevenson; and

The Economic Development and Workforce Services Committee recommends S.B. 273, REPEAL OF VETERANS’ NURSING HOME ACCOUNT, by Senator L. Hillyard, be replaced and favorably recommends 1st Sub. S.B. 273, REPEAL OF VETERANS’ NURSING HOME REIMBURSEMENT ACCOUNT.

Aaron Osmond, Chair

Mr. President: March 7, 2014

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on 1st Sub. H.B. 120, CONTINUING EDUCATION ON FEDERALISM, by Representative K. Ivory; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 193, APPROPRIATIONS AND BUDGETING AMENDMENTS, by Representative J. Anderegg; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 333, PAYROLL SERVICES AMENDMENTS, by Representative R. Spendlove; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 414, LEGISLATIVE SUBPOENA AMENDMENTS, by Representative J. Dunnigan; and
The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **H.C.R. 5, CONCURRENT RESOLUTION TO PROTECT STATE FUNDS**, by Representative R. Spendlove; and

The Government Operations and Political Subdivisions Committee recommends **S.B. 267, GOVERNMENTAL IMMUNITY ACT AMENDMENTS**, by Senator T. Weiler, be replaced and favorably recommends **1st Sub. S.B. 267, GOVERNMENTAL IMMUNITY ACT AMENDMENTS**; and

The Government Operations and Political Subdivisions Committee recommends **S.B. 274, WATER JURISDICTION AMENDMENTS**, by Senator M. Dayton, be replaced and favorably recommends **1st Sub. S.B. 274, WATER JURISDICTION AMENDMENTS** with the following amendments:

1. Page 3, Line 68:
   After “agency:” Delete “or”

2. Page 3, Line 72:
   After “livestock”
   Insert “; or (c) acquire a livestock watering right if the public land agency is not a beneficial user”

Margaret Dayton, Chair

Mr. President: March 7, 2014

The Revenue and Taxation Committee recommends **S.B. 269, ANNUAL LEAVE PROGRAM II FOR STATE EMPLOYEES**, by Senator D. Henderson, be replaced and favorably recommends **1st Sub. S.B. 269, ANNUAL LEAVE PROGRAM II FOR STATE EMPLOYEES**.

Deidre M. Henderson, Chair

Mr. President: March 6, 2014

The Transportation and Public Utilities and Technology Committee recommends **1st Sub. H.B. 360, DISPLAY OF LICENSE PLATES**, by Representative M. Wheatley, be replaced and favorably recommends **2nd Sub. H.B. 360, DISPLAY OF LICENSE PLATES**.

Kevin T. Van Tassell, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were placed on Second Reading Calendar.
STANDING COMMITTEE REPORTS

Mr. President: March 7, 2014

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **H.B. 200**, UNLAWFUL REMOVAL OR VANDALISM OF CAMPAIGN SIGNS, by Representative E. Hutchings, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **2nd Sub. H.B. 262**, LOCAL GOVERNING BODY VOTING AMENDMENTS, by Representative K. Powell, and recommends it be considered read for the second time and placed on the Consent Calendar.

Margaret Dayton, Chair

Mr. President: March 7, 2014

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 123**, PROPERTY TAX LIEN AMENDMENTS, by Representative M. Wheatley, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.C.R. 9**, CONCURRENT RESOLUTION RECOGNIZING THE 20TH ANNIVERSARY OF THE UTAH COMMISSION ON SERVICE AND VOLUNTEERISM, by Representative R. Spendlove, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.C.R. 11**, CONCURRENT RESOLUTION RECOGNIZING 100TH ANNIVERSARY OF LOGAN REGIONAL HOSPITAL, by Representative E. Redd, and recommends it be considered read for the second time and placed on the Consent Calendar.

Deidre M. Henderson, Chair

Mr. President: March 6, 2014

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 130**, MOBILITY AND PEDESTRIAN
VEHICLES, by Representative J. Mathis, and recommends it be considered read for the second time and placed on the Consent Calendar.

Kevin T. Van Tassell, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were considered read the second time and placed on the Consent Calendar.

STANDING COMMITTEE REPORTS

Mr. President: March 7, 2014

With committee review, the Judiciary, Law Enforcement, and Criminal Justice Committee has returned 1st Sub. H.B. 318, RIGHTS OF PARENTS AND CHILDREN AMENDMENTS, by Representative L. Christensen, to the Rules Committee without recommendation; and

Without committee review, the Judiciary, Law Enforcement, and Criminal Justice Committee has returned S.B. 85, DRIVING UNDER THE INFLUENCE SENTENCING REVISIONS, by Senator S. Jenkins, to the Rules Committee; and

Without committee review, the Judiciary, Law Enforcement, and Criminal Justice Committee has returned S.B. 161, CRIMINAL SURCHARGE AMENDMENTS, by Senator W. Harper, to the Rules Committee; and

Without committee review, the Judiciary, Law Enforcement, and Criminal Justice Committee has returned S.B. 175, LAW ENFORCEMENT SERVICES ACCOUNT AMENDMENTS, by Senator S. Jenkins, to the Rules Committee.

Mark B. Madsen, Chair

Mr. President: March 7, 2014

Without committee review, the Revenue and Taxation Committee has returned S.B. 182, MOTOR FUEL TAX REVISIONS, by Senator J. Dabakis, to the Rules Committee; and

Without committee review, the Revenue and Taxation Committee has returned S.B. 194, AMENDMENTS TO TAX PROVISIONS, by Senator C. Bramble, to the Rules Committee; and

With committee review, the Revenue and Taxation Committee has returned S.B. 200, TAX CREDIT FOR EMPLOYER PURCHASE OF PUBLIC TRANSIT PASS, by Senator T. Weiler, to the Rules Committee without recommendation; and
Without committee review, the Revenue and Taxation Committee has returned **S.B. 262**, STUDENT ENROLLMENT REQUIREMENTS, by Senator D. Henderson, to the Rules Committee; and

With committee review, the Revenue and Taxation Committee has returned **S.J.R. 2**, JOINT RESOLUTION ON LEGISLATIVE POWER, by Senator A. Osmond, to the Rules Committee without recommendation; and

Deidre M. Henderson, Chair

Mr. President: March 7, 2014

Without committee review, the Transportation and Public Utilities and Technology Committee has returned **2nd Sub. H.B. 44**, INTERSTATE ELECTRIC TRANSMISSION LINES, by Representative S. Handy, to the Rules Committee; and

The Transportation and Public Utilities and Technology Committee has returned **2nd Sub. H.B. 256**, ADOPTION RECORDS ACCESS AMENDMENTS, by Representative J. Nielson, to the Rules Committee without recommendation with the following amendments:

1. Page 13a, Lines 392w through 392ag

   House Floor Amendments 3–3–2014:

   392w relinquishment under Subsection (1) or (2).

   392x (4) (a) At the time of a birth mother’s consent to adoption of a child, or relinquishment of a

   392y child for adoption, a person authorized by Subsection (1) or (2) to take consents or relinquishments

   392z shall notify the birth mother that :

   (i) adoption documents shall be made available for inspection and

   392aa copying in accordance with Subsection 78B–6–141(3), unless the birth mother declines to permit

   392ab identifying information to be made available for inspection and copying ; and

   (ii) the birth mother may decline to permit identifying information to be made available for inspection and copying

   392ac (b) {–If –} After determining that the birth

   mother declines to permit identifying information to be made available for
392ad inspection and copying, the person authorized by Subsection (1) or (2) to take consents or
392ae relinquishments shall assist the birth mother with filing a written document that states the birth
392af mother’s refusal in accordance with Subsection 78B–6–141(3).
392af1 \(\hat{H}\) (c) This Subsection (4) does not apply to a parent or a parent’s designee who safely
392af2 relinquishes a newborn child pursuant to Section 62A–4a–802.
392ag \(\hat{H}\) (5) A person, authorized by Subsection (1) or (2) to take consents or relinquishments,

2. Page 13a, Lines 392am through 393
   House Floor Amendments 3–3–2014:
392am \(\hat{H}\) (7) A signature described in Subsection (1)(b), (1)(c), (2)(a), or (2)(b), shall be:
392an (a) notarized; or
392ao (b) witnessed by two individuals who are not members of the birth mother’s or the signatory’s
392ap immediate family.
   (8) (a) At the beginning of the adoption process, a person authorized by a child–placing agency to take consents or relinquishments under Subsection (1)(c) or (2)(a) shall notify the birth mother that:
      (i) adoption documents shall be made available for inspection and copying in accordance with Subsection 78B–6–141(3), unless the birth mother declines to permit identifying information to be made available for inspection and copying; and
      (ii) the birth mother may decline to permit identifying information to be made available for inspection and copying.
   (b) After determining that the birth mother declines to permit identifying information to be made available for inspection and copying, the person authorized by a child–placing agency to take consents or relinquishments under Subsection (1)(c) or (2)(a) shall assist the birth mother with filing a written document that states the birth mother’s refusal in accordance with Subsection 78B–6–141(3).

393 \(\hat{H}\) Section 78B–6–141 is amended to read: ; and
Without committee review, the Transportation and Public Utilities and Technology Committee has returned S.B. 30, UNIFORM DRIVER LICENSE ACT AMENDMENTS, by Senator K. Van Tassell, to the Rules Committee; and

With committee review, the Transportation and Public Utilities and Technology Committee has returned S.B. 128, SAFETY BELT AMENDMENTS, by Senator L. Robles, to the Rules Committee; and

Without committee review, the Transportation and Public Utilities and Technology Committee has returned S.B. 235, TRANSPORTATION REVISIONS, by Senator W. Harper, to the Rules Committee; and

Without committee review, the Revenue and Taxation Committee has returned S.B. 262, STUDENT ENROLLMENT REQUIREMENTS, by Senator D. Henderson, to the Rules Committee.

Kevin T. Van Tassell, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were returned to the Rules Committee.

SECOND READING CALENDAR

1st Sub. S.B. 216, MUNICIPAL FORMATION AMENDMENTS, was read the second time.

On motion of Senator Mayne, the following substitute bill replaced the original bill:

3rd Sub. S.B. 216 Political Subdivisions Revisions (K. Mayne)

On motion of Senator Mayne, the bill was circled.

* * *

1st Sub. S.B. 179, PROCUREMENT REVISIONS, was read the second time.

On motion of Senator Jenkins, the following substitute bill replaced the original bill:

2nd Sub. S.B. 179 Procurement Revisions (S. Jenkins)

Senator Jenkins proposed the following amendment:

1. Page 13, Lines 376 through 379:
376  (o) the purpose of discussing information {that, at the time of the meeting, the public
377  body determines is necessary to be kept from public disclosure in order for the public body to
378  fulfill its duties under Title 63G, Chapter 6a, Utah Procurement Code, including the duty to
379  conduct a fair procurement process} provided to the public body during the procurement process under Title 63G, Chapter 6a, Utah Procurement Code, if, at the time of the meeting:
   (i) the information may not, under Title 63G, Chapter 6a, Utah Procurement Code, be disclosed to a member of the public or to a participant in the procurement process; and
   (ii) the public body needs to review or discuss the information in order to properly fulfill its role and responsibilities in the procurement process; or

Senator Jenkins’ motion to amend passed on a voice vote.

On motion of Senator Jenkins, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Jenkins, under suspension of the rules, 2nd Sub. S.B. 179, PROCUREMENT REVISIONS, was considered read the second and third times. Senator Jenkins explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 1; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams          Bramble          Christensen      Dabakis
Davis          Harper           Hillyard         Hinkins
Jenkins        Jones            Knudson          Madsen
Mayne          Osmond           Reid             Robles
Shiozawa       Stevenson        Thatcher         Urquhart
Valentine      Van Tassell      Vickers          Weiler
Niederhauser

Voting in the negative was: Senator
Dayton

Absent or not voting were: Senators
Henderson      Okerlund        Stephenson
2nd Sub. S.B. 179 was transmitted to the House.

* * *

S.B. 75, PRIMARY CARE GRANTS AMENDMENTS, was read the second time.

Senator Christensen proposed the following amendment:

1. Page 7, Line 245 through Page 9, Line 247:
   
   245 Subsection 26–10b–104(1);
   
   246 (b) recommend to the executive director, grant applications to award under Subsection
   
   247 26–10b–102(1);

2. Page 9, Lines 256 through 259:
   
   256 Rulemaking Act, that govern the committee, including the committee’s grant selection criteria.
   
   257 (2) The committee shall consist of:
   
   258 (a) as chair, the executive director or an individual designated by the executive director; and
   
   259 (b) six members appointed by the governor to serve up to two consecutive, two–year

3. Page 9, Lines 263 through 266:
   
   263 population and with health care systems, where at least one is familiar with a rural medically
   
   264 underserved population.
   
   265 (3) The executive director may remove a committee member:
   
   266 (a) if the member is unable or unwilling to carry out the member’s assigned

Senator Christensen’s motion to amend passed on a voice vote.

On motion of Senator Christensen, the Senate, by a two–thirds majority, voted to suspend the constitutional three readings requirement.
On motion of Senator Christensen, under suspension of the rules, S.B. 75, PRIMARY CARE GRANTS AMENDMENTS, was considered read the second and third times. Senator Christensen explained the bill. The bill passed on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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S.B. 75 was transmitted to the House.

***

On motion of Senator Shiozawa, S.B. 251, AMENDMENTS TO MEDICAID AND HEALTH CARE, was read the second time and circled.

***

On motion of Senator Hillyard, S.B. 74, CAREER AND TECHNICAL EDUCATION FUNDING FOR CHARTER SCHOOLS, was read the second time and circled.

***

S.B. 104, IMPROVEMENT OF READING INSTRUCTION, was read the second time. Senator Osmond explained the bill.

Senator Osmond proposed the following amendment:

1. Page 2, Line 58 through Page 3, Line 59:

58 learning technology if a student is unable to regularly access a reading clinic location.

(6) The clinic shall integrate both the usage of and instruction on the
use of technology–based reading assessment tools as part of the clinic’s services.

59  Section 2. Appropriation.

Senator Osmond’s motion to amend passed on a voice vote.

On motion of Senator Osmond, the Senate, by a two–thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Osmond, under suspension of the rules, S.B. 104, IMPROVEMENT OF READING INSTRUCTION, was considered read the second and third times. Senator Osmond explained the bill. Senators Hillyard and Jones commented. The bill passed on the following roll call:

**Yeas, 19; Nays, 3; Absent or not voting, 7.**

**Voting in the affirmative were:** Senators
Bramble  Christensen  Dabakis  Davis
Dayton  Harper  Hillyard  Jenkins
Jones  Knudson  Madsen  Okerlund
Osmond  Reid  Shiozawa  Thatcher
Valentine  Vickers  Weiler

**Voting in the negative were:** Senators
Hinkins  Urquhart  Van Tassell

**Absent or not voting were:** Senators
Adams  Henderson  Mayne  Robles
Stephenson  Stevenson  Niederhauser

S.B. 104 was transmitted to the House.

***

1st Sub. S.B. 122, PARENTAL RIGHTS IN PUBLIC EDUCATION, was read the second time.

On motion of Senator Osmond, the following substitute bill replaced the original bill:

2nd Sub. S.B. 122 Parental Rights in Public Education (A. Osmond)

Senator Osmond explained the bill. The bill passed second reading on the following roll call:
Day 39734  SENATE JOURNAL

Y eas, 21; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Senators
Bramble            Christensen        Davis                Dayton
Harper             Henderson          Hillyard             Hinkins
Jenkins            Knudson            Madsen               Okerlund
Osmond             Reid               Robles               Shiozawa
Thatcher           Urquhart           Valentine            Vickers
Weiler

Absent or not voting were: Senators
Adams              Dabakis            Jones                Mayne
Stephenson         Stevenson          Van Tassell          Niederhauser

* * *

S.B. 232, SCHOOL SAFETY TIP LINE, was read the second time.

On motion of Senator Thatcher, the following substitute bill replaced the original bill:


On motion of Senator Thatcher, the bill was circled.

* * *

S.J.R. 12, JOINT RESOLUTION ON STATE SUPERINTENDENT OF PUBLIC INSTRUCTION, was read the second time. Senator Reid explained the bill. Senators Davis and Bramble commented. The bill passed second reading on the following roll call:

Yeas, 21; Nays, 1; Absent or not voting, 7.

Voting in the affirmative were: Senators
Bramble            Christensen        Dabakis              Dayton
Harper             Henderson          Hillyard             Hinkins
Jenkins            Knudson            Madsen               Okerlund
Osmond             Reid               Robles               Shiozawa
Thatcher           Urquhart           Valentine            Van Tassell
Weiler

Voting in the negative was: Senator
Davis
Absent or not voting were: Senators
Adams        Jones        Mayne        Stephenson
Stevenson    Vickers      Niederhauser

* * *

1st Sub. S.B. 69, PREJUDGMENT INTEREST REVISIONS, was read the second time. Senator Weiler commented.

On motion of Senator Urquhart, the following substitute bill replaced the original bill:

2nd Sub. S.B. 69 Prejudgement Interest Revisions (S. Urquhart)

On motion of Senator Urquhart, the bill was circled.

* * *

S.B. 241, COUNTY JAIL CONTRACTING AMENDMENTS, was read the second time. Senator Jenkins explained the bill.

Senator Jenkins proposed the following amendment:

1. Page 1, Lines 9 through 10:

   9 This bill modifies the provisions {—for which a county may refuse to accept a state probationer or parolee for—} regarding the incarceration of state parole inmates or state probationary inmates in a county correctional facility.

2. Page 1, Lines 13 through 14:

   13 {—provides that a county may refuse to accept a state probationer or parolee for—} release a number of inmates from a county correctional facility if the state does not appropriate funds

3. Page 2, Lines 32 through 33:

   32 (b) A county may {—refuse to accept and house a state probationary inmate or a state parole inmate in—} release a number of inmates from a county correctional facility, but not to exceed the number of state
probationary inmates and state parole inmates in excess of the five year
average as established in Subsection (9) if:

Senator Jenkins’ motion to amend passed on a voice vote. Senators Hillyard
and Thatcher commented. The bill passed second reading on the following roll
call:

**Yeas, 23; Nays, 5; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

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**Absent or not voting was:** Senator

Vickers

***

On motion of Senator Mayne, the circle was removed from **3rd Sub. S.B. 216, POLITICAL SUBDIVISION REVISIONS**, and it was before the Senate.

Senator Jones proposed the following amendment:

1. Page 2, Lines 39 through 41:

   39  17B–1–502, as last amended by Laws of Utah 2013, Chapter 141

   40  {17B–1–512, as last amended by Laws of Utah 2011, Chapter 297–}

   41  63I–2–210, as last amended by Laws of Utah 2009, Chapter 205

2. Page 3, Lines 58 through 59:

   58  10–2–130. Suspension of township incorporation and

   annexation procedures on or
3. Page 3, Lines 78 through 83:

(2) (a) Except as provided in Sections 10–2–130 is filed with the

4. Page 4, Lines 97 through 99:

(b) is the subject of or otherwise relates to a petition to annex

98 Subsection 10–2–403(3) before January 1, 2014.

(4)(a) For an incorporation petition suspended in accordance

with Subsection 10–2–403(3) before January 1, 2014.

(b) The county clerk shall process the petition in accordance with

Section 10–2–105 and may issue a certification or rejection of the

petition as provided in Section 10–2–105.

(c) Notwithstanding any other provision of Chapter 2, Incorporation, Classification, Boundaries, Consolidation, and Dissolution of Municipalities, any further processing, including a feasibility study, public hearing, or an incorporation election, is suspended until November 15, 2015.

99 Section 2. Section 17–15–30 is enacted to read:

5. Page 4, Lines 101 through 102:

101 No later than December 1, 2014, a county of the first class shall study the governance

102 of, delivery of services to, and other issues related to the unincorporated county.

6. Page 4, Line 104:

104 Counties may provide municipal services — Limitation — First class

7. Page 7, Lines 202 through 204:

202 (5) (a) If adequate protests are not filed with respect to a resolution proposing the
creation of a local district for which an election is not required under Subsection 17B−1−214(3)(d), (e), [or (f), or (g)] a resolution approving the creation of the local district may

8. Page 11, Lines 321 through 322:

(c) if an election was not required because of Subsection 17B−1−214(3)(d), (e), [or (f), or (g)] the area of the new local district as described in the resolution adopted under Subsection

9. Page 13, Lines 379 through 380:

(A) fire protection, paramedic, and emergency services; or

(B) law enforcement service; and

10. Page 14, Line 383 through Page 17, Line 472:

Delete lines 383 through 472
Renumber remaining sections accordingly.

11. Page 17, Line 501:

Local Districts, and a provision in this part, the provisions in this part govern.

12. Page 17, Lines 518 through 519:

The legislative body shall comply with the requirements of Sections 17B−1−210, and 211, and 212.

13. Page 19, Lines 557 through 561:

(ii) a member with powers and duties of other board of trustees members as described in Subsection (2)(b).

(4) The board may adopt a resolution providing for future board members to be appointed, as provided in Section 17B−1−304, or elected, as provided in Section 17B−1−306.

(5) (a) Notwithstanding Subsections 17B−1−309(1) or 17B−1−310(1), the
14. Page 19, Line 580:

   580   (d) is located in whole or in part in one of the following as defined in Section 17–41–101:

15. Page 20, Line 596:

   596   (b) representative of only those taxes collected in the area of the municipality that is

Senator Jones’ motion to amend passed on a voice vote. Senator Mayne explained the bill. Senators Thatcher and Jones commented. On motion of Senator Mayne, the bill was considered read for the first and second time. The bill passed second reading on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Hillyard | Vickers |

* * *

On motion of Senator Osmond, the Senate voted to move to Third Reading Calendar.

**THIRD READING CALENDAR**

**2nd Sub. S.B. 122,** PARENTAL RIGHTS IN PUBLIC EDUCATION, under suspension of the rules, was read the third time, explained by Senator Osmond, and passed on the following roll call:

**Yeas, 21; Nays, 1; Absent or not voting, 7.**

**Voting in the affirmative were:** Senators

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Jenkins      Jones      Madsen      Mayne
Okerlund     Osmond     Reid       Robles
Stephenson   Thatcher   Urquhart  Valentine
Weiler

Voting in the negative was: Senator
Shiozawa

Absent or not voting were: Senators
Dabakis      Hillyard   Knudson    Stevenson
Van Tassell  Vickers    Niederhauser

2nd Sub. S.B. 122 was transmitted to the House for consideration.

SECOND READING CALENDAR

On motion of Senator Weiler, the circle was removed from 3rd Sub. S.B. 229, ADOPTION ACT AMENDMENTS, and it was before the Senate. Senator Weiler explained the bill.

On motion of Senator Weiler, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Weiler, under suspension of the rules, 3rd Sub. S.B. 229, ADOPTION ACT AMENDMENTS, was considered read the second and third times. Senator Weiler explained the bill. Senator Urquhart commented. The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Senators
Adams       Bramble    Christensen  Dabakis
Davis       Dayton     Harper      Henderson
Hinkins     Jenkins    Jones      Madsen
Mayne       Okerlund   Osmond     Reid
Robles      Stephenson Thatcher   Urquhart
Valentine   Van Tassell Weiler

Absent or not voting were: Senators
Hillyard    Knudson    Shiozawa   Stevenson
Vickers     Niederhauser

3rd Sub. S.B. 229 was transmitted to the House.
On motion of Senator Urquhart, the circle was removed from 2nd Sub. S.B. 69, PREJUDGEMENT INTEREST REVISIONS, and it was before the Senate. Senator Urquhart explained the bill. Senators Jenkins, Valentine, and Stephenson commented.

On motion of Senator Urquhart, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Urquhart, under suspension of the rules, 2nd Sub. S.B. 69, PREJUDGEMENT INTEREST REVISION, was considered read the second and third times. Senator Urquhart explained the bill. The bill passed on the following roll call:

**Yeas, 18; Nays, 5; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators
- Bramble  
- Harper  
- Mayne  
- Shiozawa  
- Van Tassell
- Christensen  
- Henderson  
- Okerlund  
- Stephenson  
- Weiler  
- Davis  
- Hinkins  
- Osmond  
- Thatcher  
- Dayton  
- Jenkins  
- Reid  
- Urquhart

**Voting in the negative were:** Senators
- Dabakis  
- Valentine  
- Jones  
- Madsen  
- Robles

**Absent or not voting were:** Senators
- Adams  
- Vickers  
- Hillyard  
- Knudson  
- Niederhauser  
- Knudson  
- Stevenson

2nd Sub. S.B. 69 was transmitted to the House.

* ***

On motion of Senator Okerlund, and at 4:10 p.m., the Senate adjourned until 8:00 a.m., Monday, March 10, 2014.
The Senate was called to order at 8:15 a.m., with President Wayne Niederhauser presiding.

**Prayer** – Senator Aaron Osmond

**Pledge of Allegiance** – Senator Wayne Harper

**Roll Call** – All Senators present

**READING OF TITLES OF BILLS AND RESOLUTIONS**
(PLEASE REFER TO DAY 1, PAGE 65)

**COMMUNICATIONS FROM THE HOUSE**

Mr. President: March 7, 2014

The Speaker of the House has signed 1st Sub. S.B. 137, HEALTH CARE PROFESSIONAL TRUTH IN ADVERTISING, by Senator T. Weiler, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bill was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

* * *

Mr. President: March 7, 2014

The House passed, as substituted, 1st Sub. H.B. 137, AMENDMENTS TO DRIVER LICENSE SANCTIONS FOR ALCOHOL OR DRUG RELATED OFFENSES, by Representative J. Knotwell, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 157, RAPE KIT PROCESSING AMENDMENTS, by Representative J. Seelig, and it is transmitted for consideration; and

The House passed, as amended, H.B. 160, UTAH WILDERNESS ACT, by Representative S. Handy, and it is transmitted for consideration; and

The House passed, as amended, H.B. 396, ASSOCIATION OPEN MEETING AMENDMENTS, by Representative G. Hughes, and it is transmitted for consideration; and
The House passed, as amended, **H.B. 399**, TRUANCY AMENDMENTS, by Representative F. Gibson, and it is transmitted for consideration; and

The House passed **H.B. 416**, AMENDMENTS TO PROCEDURES FOR SURFACE LEASES, by Representative M. McKell, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 419**, CHARTER SCHOOL REVISIONS, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed **H.B. 427**, ASSET FORFEITURE REVISIONS, by Representative E. Hutchings, and it is transmitted for consideration; and


Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

**CONCURRENCE CALENDAR**

On motion of Senator Vickers, the Senate voted to concur in the House amendments to **2nd Sub. S.B. 55**, PHARMACEUTICAL DISPENSING AMENDMENTS. The bill, as amended, passed on the following roll call:

**Y eas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

<table>
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<th>Adams</th>
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<td>Weiler</td>
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**Absent or not voting were:** Senators

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<tr>
<th>Madsen</th>
<th>Robles</th>
<th>Urquhart</th>
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**2nd Sub. S.B. 55** was returned to the House for the signature of the Speaker.
On motion of Senator Bramble, the Senate voted to concur in the House amendments to S.B. 206, TAX, FEE, OR CHARGE OFFENSE AND PENALTY AMENDMENTS. The bill, as amended, passed on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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<td>Vickers</td>
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<td>Niederhauser</td>
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**Absent or not voting were:** Senators

| Madsen | Robles |

S.B. 206 was returned to the House for the signature of the Speaker.

* *** *

On motion of Senator Valentine, the Senate voted to concur in the House amendments to S.B. 226, PROFESSIONAL LICENSING AMENDMENTS. The bill, as amended, passed on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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<td>Vickers</td>
<td>Weiler</td>
<td>Niederhauser</td>
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</tbody>
</table>

**Absent or not voting were:** Senators

| Madsen | Robles |

S.B. 226 was returned to the House for the signature of the Speaker.
THIRD READING CALENDAR

S.J.R. 12, JOINT RESOLUTION ON STATE SUPERINTENDENT OF PUBLIC INSTRUCTION, was read the third time, explained by Senator Reid, and passed on the following roll call:

Yeas, 24; Nays, 3; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Dayton  Harper  Henderson  Hillyard
Hinkins  Jenkins  Knudson  Okerlund
Osmond  Reid  Shiozawa  Stephenson
Stevenson  Thatcher  Urquhart  Valentine
Van Tassell  Vickers  Weiler  Niederhauser

Voting in the negative were: Senators
Davis  Jones  Mayne

Absent or not voting were: Senators
Madsen  Robles

S.J.R. 12 was transmitted to the House for consideration.

***

On motion of Senator Jenkins, S.B. 241, COUNTY JAIL CONTRACTING AMENDMENTS, was read the third time and circled.

***

3rd Sub. S.B. 216, POLITICAL SUBDIVISIONS REVISIONS, was read the third time, explained by Senator Mayne, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudson  Mayne  Okerlund  Osmond
Reid  Shiozawa  Stephenson  Stevenson
Thatcher  Urquhart  Valentine  Van Tassell
Vickers  Weiler  Niederhauser
Absent or not voting were: Senators
Madsen        Robles

3rd Sub. S.B. 216 was transmitted to the House for consideration.

* * *

On motion of Senator Jenkins, the circle was removed from S.B. 241, COUNTY JAIL CONTRACTING AMENDMENTS, and it was before the Senate. Senator Jenkins explained the bill. Senator Hillyard commented. The bill passed on the following roll call:

Yeas, 20; Nays, 4; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams        Christensen        Dabakis        Davis
Dayton       Harper            Henderson       Hinkins
Jenkins      Jones             Knudson         Mayne
Okerlund     Osmond           Reid            Shiozawa
Urquhart     Valentine        Van Tassell     Vickers

Voting in the negative were: Senators
Stephenson    Thatcher       Weiler           Niederhauser

Absent or not voting were: Senators
Bramble       Hillyard       Madsen          Robles
Stevenson

S.B. 241 was transmitted to the House for consideration.

SECOND READING CALENDAR

S.B. 237, URBAN FARMING AMENDMENTS, was read the second time. Senator Adams explained the bill.

Senator Van Tassell proposed a verbal amendment as follows:

1. Page 5, Line 128:
   Delete “five” and insert “eight”

Senator Van Tassell’s motion to amend passed on a voice vote. Senators Van Tassell and Stephenson commented.

On motion of Senator Adams, the bill was circled.
On motion of Senator Adams, S.B. 243, AIR QUALITY PROGRAMS, was read the second time and circled.

On motion of Senator Shiozawa, the circle was removed from S.B. 251, AMENDMENTS TO MEDICAID AND HEALTH CARE, and it was before the Senate. Senator Shiozawa explained the bill.

Senator Shiozawa made the motion to substitute the bill with 1st Sub. S.B. 251. Senator Davis made a substitute motion to substitute the bill with 2nd Sub. S.B. 251. Senator Davis’ motion failed on a voice vote.

On motion of Senator Shiozawa, the following substitute bill replaced the original bill:

1st Sub. S.B. 251 Amendments to Medicaid and Health Care
(B. Shiozawa)

Senators Dabakis and Vickers commented.

On motion of Senator Shiozawa, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Shiozawa, under suspension of the rules, 1st Sub. S.B. 251, AMENDMENTS TO MEDICAID AND HEALTH CARE, was considered read the second and third times. Senator Shiozawa explained the bill. The bill passed on the following roll call:

Yeas, 19; Nays, 6; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams Bramble Dabakis Davis
Harper Hinkins Knudson Mayne
Okerlund Osmond Shiozawa Stevenson
Thatcher Urquhart Valentine Van Tassell
Vickers Weiler Niederhauser

Voting in the negative were: Senators
Christensen Dayton Henderson Jenkins
Madsen Reid
Absent or not voting were: Senators
Hillyard       Jones       Robles       Stephenson

1st Sub. S.B. 251 was transmitted to the House.

***

On motion of Senator Okerlund, the circle was removed from 1st Sub.
S.B. 73, AGRICULTURAL ENVIRONMENTAL AMENDMENTS, and it was
before the Senate.

On motion of Senator Okerlund, the following substitute bill replaced the
original bill:

3rd Sub. S.B. 73 Agricultural Environmental Amendments (R. Okerlund)

On motion of Senator Okerlund, the Senate, by a two-thirds majority, voted
to suspend the constitutional three readings requirement.

S.B. 73, AGRICULTURAL ENVIRONMENTAL AMENDMENTS, was
considered read the second and third times. Senator Okerlund explained the bill.
Senator Dayton commented. The bill passed on the following roll call:

Yeas, 22; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Senators
Adams         Bramble       Dabakis       Davis
Dayton        Harper        Henderson     Hinkins
Knudson       Madsen        Mayne         Okerlund
Osmond        Reid          Shiozawa      Thatcher
Urquhart      Valentine     Van Tassell   Vickers
Weiler        Niederhauser

Absent or not voting were: Senators
Christensen   Hillyard      Jenkins       Jones
Robles        Stephenson    Stevenson

3rd Sub. S.B. 73 was transmitted to the House.

***

On motion of Senator Hinkins, the Senate, by a two-thirds majority, voted to
suspend the constitutional three readings requirement.
On motion of Senator Hinkins, under suspension of the rules, **S.B. 204, RETIREMENT SYSTEM OPT–OUT FOR RURAL HEALTH CARE CENTERS**, was considered read the second and third times. Senator Hinkins explained the bill. Senator Weiler commented. The bill passed on the following roll call:

**Yeas, 18; Nays, 3; Absent or not voting, 8.**

**Voting in the affirmative were:** Senators
Adams Bramble Dabakis Dayton
Harper Henderson Hinkins Jenkins
Madsen Mayne Okerlund Osmond
Reid Thatcher Urquhart Valentine
Van Tassell Vickers

**Voting in the negative were:** Senators
Davis Weiler Niederhauser

**Absent or not voting were:** Senators
Christensen Hillyard Jones Knudson
Robles Shiozawa Stephenson Stevenson

**S.B. 204** was transmitted to the House.

***

On motion of Senator Adams, the circle was removed from **S.B. 74, CAREER AND TECHNICAL EDUCATION FUNDING FOR CHARTER SCHOOLS**, and it was before the Senate.

Senator Adams proposed the following amendment:

1. Page 3, Lines 71 through 73:
   
   \[
   (iii) \text{For an eligible charter school seeking funding for the eligible charter school’s first year as an eligible charter school, the board shall calculate funding for an approved program based on the eligible charter school’s actual fall enrollment of the approved program.}
   \]

2. Page 4, Lines 101 through 104:
101 (ii) For an eligible charter school seeking funding for the eligible charter school’s first year as an eligible charter school, the board shall allocate the remaining money described in Subsection (6)(a)(i) to the eligible charter school based on the eligible charter school’s actual fall enrollment of the approved program.

Senator Adams’ motion to amend passed on a voice vote.

On motion of Senator Adams, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Adams, under suspension of the rules, S.B. 74, CAREER AND TECHNICAL EDUCATION FUNDING FOR CHARTER SCHOOLS, was considered read the second and third times. Senator Adams explained the bill. The bill passed on the following roll call:

**Yeas, 22; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Senators

Adams  Bramble  Christensen  Dabakis  
Davis  Dayton  Harper  Henderson  
Jenkins  Knudson  Madsen  Mayne  
Okerlund  Osmond  Reid  Thatcher  
Urquhart  Valentine  Van Tassell  Vickers  
Weiler  Niederhauser

**Absent or not voting were:** Senators

Hillyard  Hinkins  Jones  Robles  
Shiozawa  Stephenson  Stevenson

*S.B. 74* was transmitted to the House.

***

On motion of Senator Thatcher, the circle was removed from 1st Sub. S.B. 232, SCHOOL SAFETY TIP LINE, and it was before the Senate. Senator Thatcher explained the bill.

Senator Thatcher proposed the following amendment:
1. Page 1, Lines 13 through 14:

{\(\text{designates the abbreviated dialing code “311” as a statewide School Safety Tip Line subject to certain exceptions; }\)}

2. Page 2, Lines 43 through 55:

As used in this part {\(\text{:}\)}

(1) “311” means the abbreviated dialing code assigned by the Federal Communications Commission for quickly accessing nonemergency services.


Section 3. Section 53A–11–1503 is enacted to read:

53A–11–1503. {\(\text{311 designated as a School Safety Tip Line established }\)}

(1) (a) Except as provided in Subsection (1)(b), 311 is designated as a School Safety Tip Line to provide a means for a public school student, parent, school employee, or citizen to make anonymous reports concerning unsafe, violent, or criminal activities, or the threat of such activities.

(1)(b) An entity using 311 in this state for purposes other than a School Safety Tip Line for at least six months as of May 13, 2014, may continue using 311 for other purposes.

3. Page 4, Lines 88 through 90:

Professional Licensing under Section 58–60–204; {\(\text{and}\)}

(ii) estimate the cost of operating a School Safety Tip Line including the extent to which operations will be funded through private donations and grants {\(\text{and}\)}
(iii) designate a phone number for the School Safety Tip Line.

Senator Thatcher’s motion to amend passed on a voice vote.

On motion of Senator Thatcher, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Thatcher, under suspension of the rules, 1st Sub. S.B. 232, SCHOOL SAFETY TIP LINE, was considered read the second and third times. Senator Thatcher explained the bill. Senators Henderson, Valentine, Davis, and Bramble commented. The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Senators

Adams  
Dayton  
Jones  
Okerlund  
Thatcher  
Vickers

Bramble  
Henderson  
Knudson  
Osmond  
Urquhart  
Weiler

Dabakis  
Hinkins  
Madsen  
Reid  
Valentine  
Niederhauser

Davis  
Jenkins  
Mayne  
Stephenson  
Van Tassell

Absent or not voting were: Senators

Christensen  
Shiozawa  

Harper  
Stevenson

Hillyard  
Robles

1st Sub. S.B. 232 was transmitted to the House.

* * *

S.B. 253, DISTRACTED DRIVER AMENDMENTS, was read the second time.

On motion of Senator Urquhart, the following substitute bill replaced the original bill:

1st Sub. S.B. 253 Distracted Driver Amendments (S. Urquhart)

Senator Urquhart proposed the following amendment:

1. Page 1, Line 19:

  19 communication device; {and–}  
  ▶ amends the penalties for violating the prohibition on using a
handheld wireless communication device while operating a moving motor vehicle; and

2. Page 4, Line 91:

91 (b) to view a global positioning or navigation device or a global positioning or navigation application;

3. Page 4, Line 107:

107 handheld wireless communication device for text messaging or electronic mail communication in violation of this section

Senator Urquhart’s motion to amend passed on a voice vote.

On motion of Senator Urquhart, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Urquhart, under suspension of the rules, 1st Sub. S.B. 253, DISTRACTED DRIVER AMENDMENTS, was considered read the second and third times. Senator Urquhart explained the bill. Senators Mayne and Weiler commented. The bill passed on the following roll call:

Yeas, 17; Nays, 8; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Hinkins Jones Knudson
Mayne Okerlund Osmond Shiozawa
Urquhart Valentine Van Tassell Weiler
Niederhauser

Voting in the negative were: Senators
Dayton Henderson Jenkins Madsen
Reid Stephenson Thatcher Vickers

Absent or not voting were: Senators
Harper Hillyard Robles Stevenson

1st Sub. S.B. 253 was transmitted to the House.

* * *

On motion of Senator Stephenson, the circle was removed from S.B. 157, SCHOOL–BASED BUDGETING AMENDMENTS, and it was before the Senate.
Senator Stephenson proposed the following amendment:

1. Page 2, Line 42:

42 53A–2–507, Utah Code Annotated 1953
53A–2–508, Utah Code Annotated 1953

2. Page 7, Line 183 through Page 7, Line 184:

183 Section 53A–2–504; and
184 (4) each school budget.

Section 9, Section 53A–2–508 is enacted to read:
53A–2–508. Principal’s election to not implement school–based budgeting.

(1) An annual basis, a principal may elect to not implement school–based budgeting.
(2) Sections 53A–2–504 through 53A–2–507 do not apply to a school where school–based budgeting is not implemented pursuant to Subsection (1).

Senator Stephenson’s motion to amend passed on a voice vote.

On motion of Senator Stephenson, the bill was circled.

***

On motion of Senator Okerlund, S.B. 72, UNINSURED MOTORIST PROVISIONS, was read the second time and circled.

***

On motion of Senator Bramble, S.B. 249, TRANSPORTATION RIGHTS–OF–WAY SAFETY AMENDMENTS, was read the second time and circled.

***

On motion of Senator Bramble, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Bramble, under suspension of the rules, S.B. 250, PUBLIC DUTY DOCTRINE AMENDMENTS, was considered read the second and third times. Senator Bramble explained the bill. The bill passed on the following roll call:
Yeas, 18; Nays, 0; Absent or not voting, 11.

Voting in the affirmative were: Senators
Bramble               Christensen          Dabakis          Davis
Dayton                Harper              Hinkins           Jenkins
Jones                 Knudson             Mayne            Okerlund
Reid                  Shiozawa           Van Tassell       Vickers
Weiler                Niederhauser

Absent or not voting were: Senators
Adams                 Henderson           Hillyard         Madsen
Osmond                Robles             Stephenson       Stevenson
Thatcher              Urquhart           Valentine

S.B. 250 was transmitted to the House.

***

On motion of Senator Dayton, 1st Sub. S.B. 34, GOVERNANCE OF THE UTAH EDUCATION AND WORKFORCE ALLIANCE, was read the second time and circled.

***

On motion of Senator Dayton, S.B. 49, PARENTAL PERMISSION TO RELEASE STUDENT INFORMATION, was read the second time and circled.

***

On motion of Senator Dayton, S.B. 183, PROFICIENCY LEVELS OF STATEWIDE ASSESSMENTS, was read the second time and circled.

***

On motion of Senator Okerlund, 1st Sub. S.B. 110, GUARDIANSHIP FORMS FOR PARENTS OF DISABLED ADULT CHILD, was read the second time and circled.

***

On motion of Senator Valentine, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Valentine, under suspension of the rules, S.B. 261, EMERGENCY ROOM SERVICES AMENDMENTS, was considered read the
second and third times. Senator Valentine explained the bill. The bill passed on the following roll call:

**Yeas, 24; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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S.B. 261 was transmitted to the House.

***

On motion of Senator Osmond, the circle was removed from 1st Sub. S.B. 110, GUARDIANSHIP FORMS FOR PARENTS OF DISABLED ADULT CHILD, and it was before the Senate.

On motion of Senator Osmond, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Osmond, under suspension of the rules, 1st Sub. S.B. 110, GUARDIANSHIP FORMS FOR PARENTS OF DISABLED ADULT CHILD, was considered read the second and third times. Senator Osmond explained the bill. Senator Mayne commented. The bill passed on the following roll call:

**Yeas, 21; Nays, 0; Absent or not voting, 8.**

**Voting in the affirmative were:** Senators

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Absent or not voting were: Senators
Bramble Christensen Hillyard Hinkins
Robles Stevenson Thatcher Urquhart

1st Sub. S.B. 110 was transmitted to the House.

* * *

S.B. 256, ASSET FORFEITURE AMENDMENTS, was read the second time. Senator Stephenson explained the bill.

Senator Stephenson proposed the following amendment:

1. Page 1, Lines 19 through 20:

   19 provides that if the prosecuting attorney does not { file a forfeiture complaint } take a specified action regarding forfeiture of the property within
   20 { 60 } 75 days after the seizure, the property shall be promptly returned and no further

2. Page 1, Line 27 through Page 2, Line 28:

   27 fees to 20% of the value of the property { or the actual amount of attorney fees, }
   28 whichever is less } .

3. Page 2, Lines 36 through 37:

   36 24–4–104, as enacted by Laws of Utah 2013, Chapter 394
   37 24–4–105, as enacted by Laws of Utah 2013, Chapter 394

4. Page 5, Lines 144 through 146:

   144 (1) (a) { Within [90] 60 days from the date the property is seized, the prosecuting
   145 attorney } may elect to shall file a complaint for civil forfeiture in the appropriate district court,

   The law enforcement agency shall promptly return seized property, and the prosecuting attorney may take no further action to effect the forfeiture of the property, unless within 75 days after the property is seized the prosecuting attorney:

   (i) files a criminal forfeiture indictment or information under Subsection
24–4–105(2);
(ii) obtains a restraining order under Subsection 24–4–105(3);
(iii) files a petition under Subsection 24–4–114(1); or
(iv) files a civil forfeiture complaint.

146 (b) {The—} A complaint for civil forfeiture shall describe with reasonable particularity the:

5. Page 5a, Line 150:

150 (2) (a) After {the—} a complaint is filed, the prosecuting attorney shall serve a copy of the

6. Page 7, Lines 184 through 189:

184 bond with respect to the property subject to forfeiture.
185 {–(8) If the prosecuting attorney does not file a civil complaint for forfeiture within 60
186 days of the seizure of the property, as required by Subsection
187 24–4–104(1):
188 (a) the seizing agency shall promptly return the property to the claimant; and
189 (b) the prosecuting attorney may take no further action to effect the forfeiture of the
189 property—}

7. Page 14, Line 422:

422 {–seized—} forfeited property in attorney fees {– or the actual amount of the attorney fees, whichever is less—}.

Senator Stephenson’s motion to amend passed on a voice vote.

On motion of Senator Stephenson, the bill was circled.

***

On motion of Senator Okerlund, and at 10:25 a.m., the Senate sauntered.

The Senate was called to order at 10:50 a.m., with President Niederhauser presiding.

***

On motion of Senator Okerlund, S.B. 245, INTERNET VOTING PILOT PROJECT AMENDMENTS, was read the second time and circled.
1st Sub. S.B. 244, MODIFICATIONS TO PROPERTY TAX, was read the second time.

Senator Osmond proposed the following amendment:

1. Page 9, Lines 251 through 253:

   251 (e) A person is considered to be a taxpayer for purposes of this Subsection (4) regardless of whether the property that is the subject of the notice required by this section is exempt from taxation.

Senator Osmond’s motion to amend passed on a voice vote.

On motion of Senator Osmond, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Osmond, under suspension of the rules, 1st Sub. S.B. 244, MODIFICATIONS TO PROPERTY TAX, was considered read the second and third times. Senator Osmond explained the bill. The bill passed on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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1st Sub. S.B. 244 was transmitted to the House.

On motion of Senator Dabakis, legislative staff was authorized to draft a resolution regarding support of the people of Ukraine.
On motion of Senator Stephenson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Stephenson, under suspension of the rules, S.B. 257, PARENT REVIEW OF INSTRUCTIONAL MATERIALS AND CURRICULUM, was considered read the second and third times. Senator Stephenson explained the bill. Senator Madsen commented. The bill passed on the following roll call:

**Yeas, 24; Nays, 2; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

Bramble Christensen Dayton Harper
Henderson Hillyard Hinkins Jenkins
Jones Knudson Madsen Mayne
Okerlund Osmond Reid Shiozawa
Stephenson Thatcher Urquhart Valentine
Van Tassell Vickers Weiler Niederhauser

**Voting in the negative were:** Senators

Dabakis Davis

**Absent or not voting were:** Senators

Adams Robles Stevenson

S.B. 257 was transmitted to the House.

* * *

On motion of Senator Bramble, the circle was removed from S.B. 245, INTERNET VOTING PILOT PROJECT AMENDMENTS, and it was before the Senate.

On motion of Senator Bramble, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Bramble, under suspension of the rules, S.B. 245, INTERNET VOTING PILOT PROJECT AMENDMENTS, was considered read the second and third times. Senator Bramble explained the bill. The bill passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**
Voting in the affirmative were: Senators
Bramble Christensen Dabakis Davis
Dayton Harper Henderson Hillyard
Hinkins Jenkins Jones Knudson
Madsen Mayne Okerlund Osmond
Reid Shiozawa Stephenson Thatcher
Urquhart Valentine Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Adams Robles Stevenson

S.B. 245 was transmitted to the House.

***

On motion of Senator Hillyard, the circle was removed from S.B. 72, UNINSURED MOTORIST PROVISIONS, and it was before the Senate.

On motion of Senator Hillyard, the following substitute bill replaced the original bill:

1st Sub. S.B. 72 Uninsured Motorist Provisions (L. Hillyard)

On motion of Senator Hillyard, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Hillyard, under suspension of the rules, 1st Sub. S.B. 72, UNINSURED MOTORIST PROVISIONS, was considered read the second and third times. Senator Hillyard explained the bill. Senator Vickers commented. Senator Bramble declared a conflict of interest. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Bramble Christensen Dabakis Davis
Dayton Harper Henderson Hillyard
Jenkins Jones Knudson Madsen
Mayne Okerlund Osmond Reid
Robles Shiozawa Stephenson Thatcher
Urquhart Van Tassell Vickers Weiler
Niederhauser
Absent or not voting were: Senators
Adams  Hinkins  Stevenson  Valentine

1st Sub. S.B. 72 was transmitted to the House.

* * *

On motion of Senator Stephenson, the circle was removed from S.B. 256, ASSET FORFEITURE AMENDMENTS, and it was before the Senate.

On motion of Senator Stephenson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Stephenson, under suspension of the rules, S.B. 256, ASSET FORFEITURE AMENDMENTS, was considered read the second and third times. Senator Stephenson explained the bill. Senators Madsen and Dabakis commented. The bill passed on the following roll call:

Y eas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Bramble  Christensen  Dabakis  Davis
Dayton  Harper  Henderson  Hillyard
Jenkins  Jones  Knudson  Madsen
Mayne  Okerlund  Osmond  Reid
Robles  Shiozawa  Stephenson  Thatcher
Urquhart  Van Tassell  Vickers  Weiler
Niederhauser

Absent or not voting were: Senators
Adams  Hinkins  Stevenson  Valentine

S.B. 256 was transmitted to the House.

* * *

On motion of Senator Harper, the circle was removed from 1st Sub. S.B. 48, EMERGENCY TELEPHONE SERVICE LAW AMENDMENTS, and it was before the Senate.

On motion of Senator Harper, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Harper, under suspension of the rules, 1st Sub. S.B. 48, EMERGENCY TELEPHONE SERVICE LAW AMENDMENTS, was
considered read the second and third times. Senator Harper explained the bill. Senator Jenkins commented. The bill passed on the following roll call:

**Yeas, 21; Nays, 8; Absent or not voting, 0.**

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

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1st Sub. S.B. 48 was transmitted to the House.

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On motion of Senator Hilyard, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Hilyard, under suspension of the rules, 1st Sub. S.B. 273, REPEAL OF VETERANS’ NURSING HOME REIMBURSEMENT ACCOUNT, was considered read the second and third times. Senator Hilyard explained the bill. Senator Jenkins commented. The bill passed on the following roll call:

**Yeas, 29; Nays, 0; Absent or not voting, 0.**

**Voting in the affirmative were:** Senators

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1st Sub. S.B. 273 was transmitted to the House.
1st Sub. S.B. 170, EDUCATION LOAN AMENDMENTS, was read the second time.

Senator Knudson proposed the following amendment:

1. Page 2, Lines 29 through 30:

   29 (b) “Education loan” means a loan subject to this title, or notwithstanding Subsection 70C−1−202 made by a depository institution that:

Senator Knudson’s motion to amend passed on a voice vote.

On motion of Senator Knudson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Knudson, under suspension of the rules, 1st Sub. S.B. 170, EDUCATION LOAN AMENDMENTS, was considered read the second and third times. Senator Knudson explained the bill. Senator Valentine commented. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators

Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudson  Madsen  Mayne  Okerlund
Osmond  Reid  Robles  Shiozawa
Stevenson  Thatcher  Urquhart  Valentine
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator Stephenson

1st Sub. S.B. 170 was transmitted to the House.

* * *

On motion of Senator Vickers, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.
On motion of Senator Vickers, under suspension of the rules, **2nd Sub. S.B. 77**, PHARMACY PRACTICE ACT AMENDMENTS, was considered read the second and third times. Senator Vickers explained the bill. The bill passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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2nd Sub. S.B. 77 was transmitted to the House.

* * *

On motion of Senator Jenkins, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Jenkins, under suspension of the rules, **1st Sub. S.B. 159**, BAIL AMENDMENTS, was considered read the second and third times. Senator Jenkins explained the bill. Senators Hillyard and Weiler commented. The bill passed on the following roll call:

**Yeas, 25; Nays, 1; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Voting in the negative was:** Senator

Madsen
Absent or not voting were: Senators
Bramble Stevenson Valentine

1st Sub. S.B. 159 was transmitted to the House.

***

On motion of Senator Okerlund, and at 11:55 a.m., the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:45 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 10, 2014
The Speaker of the House has signed 2nd Sub. S.B. 55, PHARMACEUTICAL DISPENSING AMENDMENTS, by Senator E. Vickers, and it is transmitted for the signature of the President; and

The Speaker of the House has signed S.B. 206, TAX, FEE, OR CHARGE OFFENSE AND PENALTY AMENDMENTS, by Senator C. Bramble, and it is transmitted for the signature of the President; and

The Speaker of the House has signed S.B. 226, PROFESSIONAL LICENSING AMENDMENTS, by Senator J. Valentine, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

***

Mr. President: March 10, 2014
The House passed, as substituted, 1st Sub. H.B. 129, SURPLUS LINES INSURANCE AMENDMENTS, by Representative C. Oda, and it is transmitted for consideration; and

The House passed, as amended, H.B. 140, TAX CREDIT AMENDMENTS, by Representative B. King, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 155, UTAH COMMUNICATION AGENCY NETWORK AND UTAH 911 COMMITTEE
AMENDMENTS, by Representative B. Dee, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 156**, ELECTION DAY VOTER REGISTRATION PILOT PROJECT, by Representative R. Chavez–Houck, and it is transmitted for consideration; and

The House passed, as substituted, **2nd Sub. H.B. 158**, GRAZING AND TIMBER AGRICULTURAL COMMODITY ZONES IN UTAH, by Representative M. Noel, and it is transmitted for consideration; and

The House passed **H.B. 164**, INTERSTATE COMPACT ON TRANSFER OF PUBLIC LANDS, by Representative K. Stratton, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 166**, RECODIFICATION OF APPROPRIATIONS LIMIT FORMULA, by Representative C. Hall, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 170**, LOCAL SCHOOL BOARD BOND AMENDMENTS, by Representative D. McCay, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 190**, BREATHALYZER AMENDMENTS, by Representative G. Hughes, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 192**, INITIATIVE AND REFERENDUM PETITION AMENDMENTS, by Representative J. Stanard, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 277**, MUSIC THERAPIST LICENSURE AMENDMENTS, by Representative R. Edwards, and it is transmitted for consideration; and

The House passed, as substituted and amended, **2nd Sub. H.B. 342**, POWERS AND DUTIES OF THE STATE BOARD OF EDUCATION, by Representative D. Layton, and it is transmitted for consideration; and

The House passed **H.B. 368**, JURY DUTY AMENDMENTS, by Representative C. Hall, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 373**, FIREARM TRANSFER CERTIFICATION AMENDMENTS, by Representative R. Wilcox, and it is transmitted for consideration; and
The House passed **H.B. 385**, EXPERT TESTIMONY NOTICE REQUIREMENT AMENDMENTS, by Representative R. Greenwood, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 388**, AMENDMENTS TO TRANSPORTATION FUNDING, by Representative Johnny Anderson, and it is transmitted for consideration; and

The House passed **H.B. 389**, VOTER ELIGIBILITY AMENDMENTS, by Representative R. C. Webb, and it is transmitted for consideration; and

The House passed **H.B. 404**, COURT SECURITY FEE AMENDMENTS, by Representative P. Ray, and it is transmitted for consideration; and

The House passed **H.B. 388**, AMENDMENTS TO TRANSPORTATION FUNDING, by Representative Johnny Anderson, and it is transmitted for consideration; and

The House passed **H.B. 389**, VOTER ELIGIBILITY AMENDMENTS, by Representative R. C. Webb, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 410**, UTAH PRESIDENTIAL PRIMARY ELECTRONIC VOTING PILOT PROJECT, by Representative J. Cox, and it is transmitted for consideration; and

The House passed **H.B. 417**, ENGLISH LANGUAGE ARTS INSTRUCTIONAL TOOL, by Representative C. Moss, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 418**, RIGHTS OF GRANDPARENTS TO CHILD VISITATION, by Representative L. Christensen, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 422**, INITIATIVE AND REFERENDUM IMPACT DISCLOSURE, by Representative B. Last, and it is transmitted for consideration; and

The House passed **H.C.R. 7**, CONCURRENT RESOLUTION TO SUPPORT PLANS TO REDUCE AIR POLLUTION IN UTAH, by Representative J. Briscoe, and it is transmitted for consideration; and

The House passed **H.C.R. 10**, CONCURRENT RESOLUTION ON SCHOOL AND INSTITUTIONAL TRUST LANDS EXCHANGE ACT, by Representative M. Noel, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.C.R. 12**, CONCURRENT RESOLUTION RECOGNIZING THE 30TH ANNIVERSARY OF THE SUNDANCE INSTITUTE, by Representative J. Seelig, and it is transmitted for consideration; and

The House passed **H.C.R. 13**, CONCURRENT RESOLUTION ON TRANSFER OF PUBLIC LANDS ACT, by Representative M. Noel, and it is transmitted for consideration; and
The House passed, as substituted, 1st Sub. H.J.R. 7, JOINT RULES RESOLUTION ON LEGISLATIVE REVIEW NOTES, by Representative K. Ivory, and it is transmitted for consideration; and

The House passed, as amended, H.J.R. 23, JOINT RESOLUTION ENDORSING TIER III STANDARDS FOR AIR QUALITY, by Representative P. Arent, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.J.R. 25, JOINT RESOLUTION TO END UNREPORTED FEDERAL GOVERNMENT LIABILITIES, by Representative S. Eliason, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

STANDING COMMITTEE REPORTS

Mr. President: March 7, 2014

The Business and Labor Committee reports a favorable recommendation on 1st Sub. H.B. 133, CONTINGENT MANAGEMENT FOR FEDERAL FACILITIES, by Representative D. Lifferth; and

The Business and Labor Committee reports a favorable recommendation on H.B. 152, HIGHWAY SPONSORSHIP PROGRAM ACT, by Representative J. Knotwell; and

The Business and Labor Committee recommends 2nd Sub. H.B. 246, FAILURE TO REPORT CONTRIBUTIONS OR PUBLIC SERVICE ASSISTANCE, by Representative C. Hall, be replaced and favorably recommends 3rd Sub. H.B. 246, GOVERNMENT ETHICS REVISIONS with the following amendments:

1. Page 2, Lines 38 through 39:
   38 Other Special Clauses:
   39 { None } Provides an immediate effective date.

2. Page 14, Line 410:
   410 (7) Nothing in this chapter creates a third-party cause of action or appeal rights.

Section 9. Immediate 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; and

The Business and Labor Committee recommends 1st Sub. H.B. 302, VOTING RECORDS AMENDMENTS, by Representative R. Edwards, be replaced and favorably recommends 2nd Sub. H.B. 302, VOTING RECORDS AMENDMENTS; and

The Business and Labor Committee recommends H.B. 394, CAMPAIGN FINANCE REVISIONS, by Representative J. Dunnigan, be replaced and favorably recommends 1st Sub. H.B. 394, CAMPAIGN FINANCE REVISIONS; and

The Business and Labor Committee reports a favorable recommendation on S.B. 271, POSTJUDGMENT INTEREST AMENDMENTS, by Senator C. Bramble.

Curtis S. Bramble, Chair

Mr. President: March 7, 2014

The Education Committee reports a favorable recommendation on 1st Sub. H.B. 118, PERSONAL INJURY DAMAGES AMENDMENTS, by Representative K. McIlff, with the following amendments:

1. Page 1, Lines 12 through 17:

12 { →provides for a limit of $100,000 in general damages collected in personal injury cases related to a wrongful act or negligence; }  
13 requires notice be mailed to or served upon a person or party believed to be at fault  
14 for personal injury { →and{ }→ }  
15 { →exempts an uninsured motorist from general damage awards over $100,000 under }
17 certain circumstances. – }

2. Page 2, Lines 40 through 41:

40 occurred prior to death of the injured party from the unrelated cause. { - General damages may not
41 exceed $100,000. – }

3. Page 2, Lines 55 through 56:

{ –
55 (e) In no event shall the general damage award exceed $100,000 regardless of available
56 liability, uninsured or underinsured motor vehicle coverage. – } ; and

The Education Committee reports a favorable recommendation on H.B. 147, PEACE OFFICER AGREEMENTS WITH FEDERAL AGENCIES, by Representative R. Greenwood; and

The Education Committee reports a favorable recommendation on H.B. 153, STUDY ON CONTRIBUTION AND CREDIT FOR EDUCATION FUNDING, by Representative K. Christofferson; and

The Education Committee reports a favorable recommendation on H.B. 239, FRONT−LINE TEACHERS DATA PROGRAM, by Representative J. Nielson; and

The Education Committee reports a favorable recommendation on H.B. 241, SCHOOL RECORDS AMENDMENTS, by Representative G. Froerer.

Stuart C. Reid, Chair

Mr. President: March 7, 2014

The Health and Human Services Committee reports a favorable recommendation on 2nd Sub. H.B. 141, HEALTH REFORM AMENDMENTS, by Representative J. Dunnigan; and

The Health and Human Services Committee reports a favorable recommendation on H.B. 143, PSYCHIATRIC NURSE AMENDMENTS, by Representative E. Redd; and

The Health and Human Services Committee reports a favorable recommendation on 1st Sub. H.B. 251, UNSWORN DECLARATION AMENDMENTS, by Representative K. McIff; and
The Health and Human Services Committee reports a favorable recommendation on 1st Sub. H.B. 265, PROBATE CODE AMENDMENTS, by Representative V. L. Snow; and

The Health and Human Services Committee reports a favorable recommendation on H.B. 361, CERTIFICATE OF STILLBIRTH AMENDMENTS, by Representative J. Nielson; and

The Health and Human Services Committee reports a favorable recommendation on H.B. 375, PARENT−TIME AFTER RELOCATION OF A PARENT, by Representative G. Froerer; and

The Health and Human Services Committee reports a favorable recommendation on S.B. 258, EDUCATOR LICENSURE AMENDMENTS, by Senator J. Stevenson, with the following amendments:

1. Page 1, Lines 12 through 13:

   12 {→ provides that a teacher who provides distance learning is not required to obtain a
   13 license issued by the State Board of Education under certain circumstances; and→}

2. Page 1, Line 24:

   24 {53A−6−113, Utah Code Annotated 1953 →}

3. Page 2, Lines 28 through 41:

   28 {Section 1. Section 53A−6−113 is enacted to read:
   29 53A−6−113. Distance learning − License requirements.
   30 (1) As used in this section, “distance learning” means instruction of curriculum that is:
   31 (a) aligned with the core curriculum standards established by the board; and
   32 (b) delivered from a remote location across state lines.
   33 (2) A teacher who provides distance learning to a student in Utah is not required to
   34 hold a license if:
   35 (a) the teacher holds a teaching credential issued by another state for the grade level}
and subject taught to a Utah student;

(b) the teacher is employed at a school in the state where the teacher’s teaching credential was issued; and

c) the out-of-state school where the teacher is employed is accredited by the accrediting body that accredits public schools in Utah pursuant to board rule.}

Section 2. Section 53A–6–114 is enacted to read:

Evan J. Vickers, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills returned to the Rules committee.

STANDING COMMITTEE REPORTS

Mr. President: March 7, 2014

Without committee review, the Economic Development and Workforce Services Committee has returned S.B. 76, RURAL ECONOMIC MAPPING AND PARTNERSHIP, by Senator S. Reid, to the Rules Committee; and

Without committee review, the Economic Development and Workforce Services Committee has returned S.B. 119, SALES AND USE TAX EXEMPTION AMENDMENTS, by Senator S. Reid, to the Rules Committee.

Aaron Osmond, Chair

Mr. President: March 7, 2014

With committee review, the Education Committee has returned S.B. 91, SCHOOL DISTRICT MODIFICATIONS, by Senator W. Harper, to the Rules Committee without recommendation; and

Without committee review, the Education Committee has returned S.B. 107, MATH LITERACY – SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS INITIATIVE, by Senator S. Urquhart, to the Rules Committee; and
Without committee review, the Education Committee has returned **S.B. 236**, HIGHER EDUCATION ADMISSION AMENDMENTS, by Senator A. Osmond, to the Rules Committee.

Stuart C. Reid, Chair

Mr. President: March 7, 2014

Without committee review, the Government Operations and Political Subdivisions Committee has returned **1st Sub. H.B. 382**, LIMITED PURPOSE LOCAL GOVERNMENT ENTITIES AMENDMENTS, by Representative B. Dee, to the Rules Committee without recommendation; and

Without committee review, the Government Operations and Political Subdivisions Committee has returned **S.B. 82**, PROPERTY RIGHTS RELATED TO OUTDOOR ADVERTISING, by Senator M. Dayton, to the Rules Committee without recommendation; and

With committee review, the Government Operations and Political Subdivisions Committee has returned **S.B. 94**, SECURITY PERSONNEL LICENSING ACT AMENDMENTS, by Senator M. Dayton, to the Rules Committee without recommendation with the following amendments:

1. Page 3, Line 63:
   Delete “contract security company” and reinstate “business or entity”; and

Without committee review, the Government Operations and Political Subdivisions Committee has returned **S.B. 141**, LOBBYIST DISCLOSURE AND REGULATION ACT REVISIONS, by Senator T. Weiler, to the Rules Committee without recommendation; and

Without committee review, the Government Operations and Political Subdivisions Committee has returned **S.B. 223**, BILLBOARD RELATED AMENDMENTS, by Senator S. Urquhart, to the Rules Committee without recommendation; and

Without committee review, the Government Operations and Political Subdivisions Committee has returned **S.B. 247**, UTAH NAVAJO ROYALTIES AMENDMENTS, by Senator K. Van Tassell, to the Rules Committee without recommendation.

Margaret Dayton, Chair

The Natural Resources, Agriculture, and Environment Committee has returned **H.B. 121**, AIR QUALITY REVISIONS, by Representative R. Edwards,
to the Rules Committee without recommendation with the following amendments:

1. Page 2, Lines 33 through 33a
   House Committee Amendments 2–24–2014:

   33 (b) the board finds that the more stringent rule will provide

   \[\text{essential}\] \(\rightarrow\) \(\text{reasonable}\) \(\leftarrow\)

   33a \(\rightarrow\) added \(\text{evidence based} \) protections; and

The Natural Resources, Agriculture, and Environment Committee deleted S.B. 64, AIR QUALITY RULES AND PENALTIES, by Senator L. Robles, and replaced it with 1st Sub. S.B. 64, AIR QUALITY RULES AND PENALTIES, and has returned it to the Rules Committee without recommendation.

Scott K. Jenkins, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills returned to the Rules Committee.

CONSENT CALENDAR

H.B. 376, ALCOHOL REVISIONS, was read the third time, explained by Senator Valentine, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators

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Absent or not voting were: Senators

| Bramble | Dabakis | Robles | Stephenson |

H.B. 376 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 346, FOSTER CHILDREN AMENDMENTS, was read the third time, explained by Senator Christensen, and passed on the following roll call:
Yeas, 22; Nays, 0; Absent or not voting, 7.

**Voting in the affirmative were:** Senators

Bramble  Christensen  Davis  Dayton
Harper  Henderson  Hinkins  Jenkins
Jones  Knudson  Madsen  Mayne
Osmond  Reid  Robles  Shiozawa
Urquhart  Valentine  Van Tassell  Vickers
Weiler  Niederhauser

**Absent or not voting were:** Senators

Adams  Dabakis  Hillyard  Okerlund
Stephenson  Stevenson  Thatcher

**H.B. 346**, as amended, was returned to the House for further consideration.

* * *

**1st Sub. H.C.R. 1**, CONCURRENT RESOLUTION DESIGNATING CALL YOUR MILITARY HERO DAY, was read the third time, explained by Senator Knudson, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent or not voting, 5.

**Voting in the affirmative were:** Senators

Bramble  Christensen  Dabakis  Davis
Dayton  Harper  Henderson  Hinkins
Jenkins  Jones  Knudson  Madsen
Mayne  Osmond  Reid  Robles
Shiozawa  Stephenson  Urquhart  Valentine
Van Tassell  Vickers  Weiler  Niederhauser

**Absent or not voting were:** Senators

Adams  Hillyard  Okerlund  Stevenson
Thatcher

**1st Sub. H.C.R. 1** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

**H.J.R. 14**, JOINT RESOLUTION ON CAREGIVING, was read the third time, explained by Senator Shiozawa, and passed on the following roll call:
Yeas, 26; Nays, 0; Absent or not voting, 3.

**Voting in the affirmative were:** Senators

Bramble Christensen  Dabakis  Davis
Dayton Harper  Henderson  Hinkins
Jenkins Jones  Knudson  Madsen
Mayne Okerlund  Osmond  Reid
Robles Shiozawa  Stephenson  Stevenson
Urquhart Valentine  Van Tassell  Vickers
Weiler Niederhauser

**Absent or not voting were:** Senators

Adams Hillyard  Thatcher

**H.J.R. 14** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

**S.B. 255**, SOCIAL WORK AMENDMENTS, was read the third time, explained by Senator Davis, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

**Voting in the affirmative were:** Senators

Bramble Christensen  Dabakis  Davis
Dayton Harper  Henderson  Hinkins
Jenkins Jones  Knudson  Madsen
Mayne Okerlund  Osmond  Reid
Robles Shiozawa  Stevenson  Urquhart
Valentine Van Tassell  Vickers  Weiler
Niederhauser

**Absent or not voting were:** Senators

Adams Hillyard  Stephenson  Thatcher

**S.B. 255** was transmitted to the House for consideration.

* * *

On motion of Senator Okerlund, **H.B. 380**, REPEAL OF HOUSING RELIEF EXPENDABLE SPECIAL REVENUE FUND, was read the third time and circled.
SECOND READING CALENDAR

On motion of Senator Okerlund, S.B. 264, RETENTION OF OUTSIDE COUNSEL, EXPERT WITNESSES, AND LITIGATION SUPPORT SERVICES, was read the second time and circled.

***

On motion of Senator Robles, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Robles, under suspension of the rules, S.B. 265, LAW ENFORCEMENT SERVICES ACCOUNT, was considered read the second and third times. Senator Robles explained the bill. Senator Jenkins commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Dayton Harper Henderson
Hinkins Jenkins Jones Knudson
Madsen Mayne Okerlund Osmond
Reid Robles Shiozawa Stephenson
Stevenson Valentine Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Hillyard Thatcher Urquhart

S.B. 265 was transmitted to the House.

***

On motion of Senator Christensen, S.B. 81, PERMANENT STATE TRUST FUND AMENDMENTS, was read the second time and circled.

***

On motion of Senator Dayton, 1st Sub. S.B. 263, SMALL BUSINESS INNOVATION RESEARCH, was read the second time and circled.

***

On motion of Senator Dayton, S.B. 79, UNIFORM REAL PROPERTY ELECTRONIC RECORDING ACT, was read the second time and circled.
1st Sub. S.J.R. 18, UTAH BROADBAND FRIENDLY STATE – JOINT RESOLUTION, was read the second time.

On motion of Senator Stephenson, the following substitute bill replaced the original bill:

2nd Sub. S.J.R. 18 Utah Broadband Friendly State – Joint Resolution (H. Stephenson)

On motion of Senator Stephenson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Stephenson, under suspension of the rules, 2nd Sub. S.J.R. 18, UTAH BROADBAND FRIENDLY STATE – JOINT RESOLUTION, was considered read the second and third times. Senator Stephenson explained the bill. Senator Harper commented. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hinkins  Jenkins  Jones  Knudson
Mayne  Okerlund  Osmond  Reid
Shiozawa  Stephenson  Stevenson  Thatcher
Urquhart  Van Tassell  Vickers  Weiler

Absent or not voting were: Senators
Hillyard  Madsen  Robles  Valentine
Niederhauser

2nd Sub. S.J.R. 18 was transmitted to the House.

* * *

On motion of Senator Stephenson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Stephenson, under suspension of the rules, 1st Sub. S.B. 80, STATEWIDE ONLINE EDUCATION AMENDMENTS, was considered read the second and third times. Senator Stephenson explained the bill. Senators Osmond and Jones commented. The bill passed on the following roll call:
Yeas, 21; Nays, 4; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dayton
Harper  Henderson  Jenkins  Madsen
Okerlund  Osmond  Reid  Robles
Shiozawa  Stephenson  Stevenson  Thatcher
Urquhart  Valentine  Van Tassell  Vickers
Weiler

Voting in the negative were: Senators
Dabakis  Davis  Jones  Mayne

Absent or not voting were: Senators
Hillyard  Hinkins  Knudson  Niederhauser

1st Sub. S.B. 80 was transmitted to the House.

* * *

S.B. 78, PRESCRIPTION EYE DROP GUIDELINES, was read the second time.

Senator Vickers proposed the following amendment:

1. Page 1, Lines 13 through 15:
   
   13 liquid legend drug administered to the eye once an amount of time has passed after
   14 which a patient should have used \( \{ -50\% \} 70\% \) of the
   dosage units of the drug according to a
   15 practitioner’s instructions; and

2. Page 2, Lines 39 through 40:
   
   39 legend drug administered to the eye once an amount of time has
   passed after which a patient
   40 should have used \( \{ -50\% \} 70\% \) of the dosage units of the
   drug according to a practitioner’s instructions.

Senator Vickers’ motion to amend passed on a voice vote.

On motion of Senator Vickers, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.
On motion of Senator Vickers, under suspension of the rules, **S.B. 78, PRESCRIPTION EYE DROP GUIDELINES**, was considered read the second and third times. Senator Vickers explained the bill. The bill passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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**S.B. 78** was transmitted to the House.

**Yeas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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S.B. 268 was transmitted to the House.

INTRODUCTION OF BILLS

S.J.R. 19. Joint Resolution Supporting Ukrainian Sovereignty (J. Dabakis), was read the first time by short title and referred to the Rules Committee.

* * *

On motion of Senator Valentine, S.J.R. 19, JOINT RESOLUTION SUPPORTING UKRAINIAN SOVEREIGNTY, was lifted from the Rules Committee and placed at the bottom of the Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Adams, the circle was removed from S.B. 243, AIR QUALITY PROGRAMS, and it was before the Senate.

Senator Harper proposed the following amendment:

1. Page 1, Lines 19 through 20:
   19 requires the entities that retain funds to use the funds for air quality public education;
   20 or grant programs, research or other programs;

2. Page 4, Lines 114 through 118
   Senate Committee Amendments 2–28–2014:
   114 (b) a program utility shall:
   115 (i) notify its customers in writing on the program utility’s website and in its billing statements:
   (A) of the creation and purpose of the program for which the charge is imposed;
   (B) potential use of the money collected from the charge;
   (C) that the customer may opt out of the charge in accordance with Subsection (10); and
   (D) the method by which the customer may opt out of the charge in accordance with Subsection (10); and
   117 (ii) provide to each customer the information prepared by the alternative fuel vehicle
3. Page 5, Lines 139 through 146:

139 (7) (a) Before disbursing the funds in accordance with Subsection (6), the alternative fuel vehicle interlocal entity governing body shall:

140 (i) review and approve an air quality public education grant program or air quality research, or other program that implements measures to improve air quality that is proposed or administered by the alternative fuel vehicle interlocal entity, the Air Quality Board, or an entity that represents public and private interests in improving air quality, respectively; and

145 (ii) ensure that the public education grant program or air quality research, or other program that implements measures to improve air quality increases awareness of, or implements measures to improve, air quality in the state.

4. Page 5, Lines 147 through 149:

147 (b) The alternative vehicle interlocal entity shall review a public education grant program or research, or other program that qualifies for and receives funds in accordance with Subsection (7)(a) at least annually to:

5. Page 7, Lines 188 through 193:

188 (c) A program utility shall allow a customer to opt out of the charge in accordance with Subsection (10)(b) by:

190 (i) mail;

191 (ii) telephone; or

192 (iii) any other electronic means the program utility considers appropriate, including the
193 Internet.
(d) If a customer opts out of the charge in accordance with this Subsection (10), the customer may not be imposed the charge unless after opting out of the program, the customer opts in to the program by contacting the program utility by:
(i) mail;
(ii) telephone; or
(iii) any other electronic means the program utility considers appropriate, including the Internet.

Senator Harper’s motion to amend passed on a voice vote.

On motion of Senator Adams, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Adams, under suspension of the rules, S.B. 243, AIR QUALITY PROGRAMS, was considered read the second and third times. Senator Adams explained the bill. Senators Mayne, Davis, and Jones commented. The bill passed on the following roll call:

**Yeas, 15; Nays, 11; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators
Adams Bramble Christensen Dabakis
Davis Harper Hinkins Jones
Mayne Okerlund Osmond Robles
Stevenson Thatcher Weiler

**Voting in the negative were:** Senators
Dayton Henderson Jenkins Madsen
Reid Shiozawa Stephenson Urquhart
Valentine Van Tassell Vickers

**Absent or not voting were:** Senators
Hillyard Knudson Niederhauser

**S.B. 243** was transmitted to the House.

* * *

On motion of Senator Stevenson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Stevenson, under suspension of the rules, S.B. 270, REPEAL OF PRISON RELOCATION AND DEVELOPMENT AUTHORITY,
was considered read the second and third times. Senator Stevenson explained the bill. The bill passed on the following roll call:

**Yeas, 26; Nays, 0;Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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*S.B. 270* was transmitted to the House.

* * *

On motion of Senator Weiler, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Weiler, under suspension of the rules, **1st Sub. S.B. 267, GOVERNMENTAL IMMUNITY ACT AMENDMENTS,** was considered read the second and third times. Senator Weiler explained the bill.

Senator Weiler proposed a verbal amendment as follows:

1. Page 4, Line 96:
   After “within” delete “60” and insert “30”

2. Page 4, Line 104:
   After “than” delete “60” and insert “30”

Senator Weiler’s motion to amend passed on a voice vote. Senator Valentine commented. The bill passed on the following roll call:

**Yeas, 26; Nays, 0;Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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Day 42  Monday, March 10, 2014
1st Sub. S.B. 267 was transmitted to the House.

* * *

On motion of Senator Dayton, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Dayton, under suspension of the rules, 1st Sub. S.B. 274, WATER JURISDICTION AMENDMENTS, was considered read the second and third times. Senator Dayton explained the bill. The bill passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

Voting in the affirmative were: Senators

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Absent or not voting were: Senators

| Adams | Dabakis | Knudson |

1st Sub. S.B. 274 was transmitted to the House.

* * *

On motion of Senator Henderson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Henderson, under suspension of the rules, 1st Sub. S.B. 269, ANNUAL LEAVE PROGRAM II FOR STATE EMPLOYEES, was
considered read the second and third times. Senator Henderson explained the bill. Senator Valentine commented. The bill passed on the following roll call:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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**Absent or not voting was:** Senator

Knudson

1st Sub. S.B. 269 was transmitted to the House.

***

On motion of Senator Okerlund, and at 4:00 p.m., the Senate recessed.

**EVENING SESSION**

The Senate reassembled at 6:00 p.m., with President Niederhauser presiding.

***

On motion of Senator Valentine, the Senate voted to lift S.B. 271, POSTJUDGMENT INTEREST AMENDMENTS, and S.B. 258, EDUCATOR LICENSURE AMENDMENTS, from the Rules Committee and place them at the bottom of the Second Reading Calendar

**SECOND READING CALENDAR**

On motion of Senator Christensen, the circle was removed from S.B. 81, PERMANENT STATE TRUST FUND AMENDMENTS, and it was before the Senate.

On motion of Senator Christensen, the following substitute bill replaced the original bill:

1st Sub. S.B. 81 Permanent State Trust Fund Amendments
(A. Christensen)
On motion of Senator Christensen, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Christensen, under suspension of the rules, **1st Sub. S.B. 81, PERMANENT STATE TRUST FUND AMENDMENTS, was considered read the second and third times. Senator Christensen explained the bill. The bill passed on the following roll call:**

**Yeas, 24; Nays, 1; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators
- Adams
- Bramble
- Christensen
- Dabakis
- Davis
- Dayton
- Henderson
- Hillyard
- Jenkins
- Jones
- Knudson
- Madsen
- Mayne
- Okerlund
- Osmond
- Reid
- Shiozawa
- Stevenson
- Urquhart
- Valentine
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Voting in the negative was:** Senator
- Harper

**Absent or not voting were:** Senators
- Hinkins
- Robles
- Stephenson
- Thatcher

**1st Sub. S.B. 81** was transmitted to the House.

** ***

On motion of Senator Adams, the circle was removed from **S.B. 237, URBAN FARM AMENDMENTS,** and it was before the Senate.

On motion of Senator Adams, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Adams, under suspension of the rules, **S.B. 237, URBAN FARMING AMENDMENTS, was considered read the second and third times. Senator Adams explained the bill. The bill passed on the following roll call:**

**Yeas, 19; Nays, 8; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators
- Adams
- Bramble
- Christensen
- Dabakis
- Davis
- Harper
- Hillyard
- Jones
- Knudson
- Mayne
- Okerlund
- Shiozawa
- Stevenson
- Thatcher
- Urquhart
- Valentine
- Van Tassell
- Weiler
- Niederhauser

* * *
Voting in the negative were: Senators
Dayton Henderson Jenkins Madsen
Osmond Reid Stephenson Vickers

Absent or not voting were: Senators
Hinkins Robles

S.B. 237 was transmitted to the House.

* * *

On motion of Senator Hillyard, the circle was removed from S.B. 79, UNIFORM REAL PROPERTY ELECTRONIC RECORDING ACT, and it was before the Senate.

Senator Hillyard proposed the following amendment:

1. Page 10, Lines 285 through 299:

285   (1) (a) (i) There is established the Utah Electronic Recording Commission consisting
286    of {five} six members.
287    (ii) The commission shall adopt standards to implement this chapter.
288   (b) (i) The governor shall appoint:
289        (A) four elected county recorders with no two appointees representing the same class of county; and
290        (B) one person practicing in the land title industry nominated by the Utah Land Title Association.
291    (ii) The term for each appointee is four years, except that the term for:
292        (A) the first two appointed county recorders is for two years; and
293        (B) the first appointed person practicing in the land title industry is for two years.
294   (c) The five members appointed by the governor shall select one elected county commissioner to serve as the sixth member of the commission for a four year term.
(d) (i) The members of the commission shall annually elect from its members a commission chair, vice chair, and secretary.

(ii) The members of the commission shall serve as its own staff to the commission.

(e) A member of the commission may designate another person to represent the member in voting and attendance of meetings.

(f) An action of the commission requires four affirmative votes.

Senator Hillyard’s motion to amend passed on a voice vote.

On motion of Senator Hillyard, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Hillyard, under suspension of the rules, S.B. 79, UNIFORM REAL PROPERTY ELECTRONIC RECORDING ACT, was considered read the second and third times. Senator Hillyard explained the bill. Senator Valentine commented. The bill passed on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Jenkins  Jones  Knudson
Madsen  Mayne  Okerlund  Osmond
Reid  Robles  Shiozawa  Stephenson
Stevenson  Thatcher  Valentine  Van Tassell
Vickers  Weiler  Niederhauser

**Absent or not voting were:** Senators

Hinkins  Urquhart

S.B. 79 was transmitted to the House.

***

On motion of Senator Dabakis, under suspension of the rules, S.J.R. 19, JOINT RESOLUTION SUPPORTING UKRAINIAN SOVEREIGNTY, was considered read the second and third times. Senator Dabakis explained the bill. The bill passed on the following roll call:
**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

Hinkins         Urquhart

*S.J.R. 19* was transmitted to the House.

***

On motion of Senator Bramble, *S.B. 271*, POSTJUDGMENT INTEREST AMENDMENTS, was read the second time and circled.

***

On motion of Senator Stevenson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Stevenson, under suspension of the rules, *S.B. 258*, EDUCATOR LICENSURE AMENDMENTS, was considered read the second and third times. Senator Stevenson explained the bill. The bill passed on the following roll call:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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**Absent or not voting was:** Senator

Hinkins
S.B. 258 was transmitted to the House.

***

On motion of Senator Stephenson, the circle was removed from S.B. 183, PROFICIENCY LEVELS OF STATEWIDE ASSESSMENTS, and it was before the Senate.

On motion of Senator Stephenson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Stephenson, under suspension of the rules, S.B. 183, PROFICIENCY LEVELS OF STATEWIDE ASSESSMENTS, was considered read the second and third times. Senator Stephenson explained the bill. The bill passed on the following roll call:

**Yeas, 25; Nays, 1; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Voting in the negative was:** Senator

Van Tassell

**Absent or not voting were:** Senators

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S.B. 183 was transmitted to the House.

***

On motion of Senator Bramble, the circle was removed from S.B. 271, POSTJUDGMENT INTEREST AMENDMENTS, and it was before the Senate.

On motion of Senator Bramble, the following substitute bill replaced the original bill:

1st Sub. S.B. 271 Postjudgment Interest Amendments (C. Bramble)
On motion of Senator Bramble, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Bramble, under suspension of the rules, **1st Sub. S.B. 271**, POSTJUDGMENT INTEREST AMENDMENTS, was considered read the second and third times. Senator Bramble explained the bill. The bill passed on the following roll call:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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**Absent or not voting was:** Senator Hinkins

**1st Sub. S.B. 271** was transmitted to the House.

***

On motion of Senator Stephenson, the circle was removed from **1st Sub. S.B. 34**, GOVERNANCE OF THE UTAH EDUCATION AND WORKFORCE ALLIANCE, and it was before the Senate.

On motion of Senator Stephenson, the following substitute bill replaced the original bill:

**2nd Sub. S.B. 34 Governance of the Utah Education and Workforce Alliance** (H. Stephenson)

On motion of Senator Stephenson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Stephenson, under suspension of the rules, **2nd Sub. S.B. 34**, GOVERNANCE OF THE UTAH EDUCATION AND WORKFORCE ALLIANCE, was considered read the second and third times. Senator Stephenson explained the bill. Senator Jones commented. The bill passed on the following roll call:
Yeas, 19; Nays, 7; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams     Bramble     Christensen     Dayton
Harper     Henderson   Hillyard     Jenkins
Knudson    Madsen      Okerlund     Osmond
Reid       Stephenson  Stevenson     Urquhart
Vickers    Weiler      Niederhauser

Voting in the negative were: Senators
Dabakis    Davis       Jones        Mayne
Robles     Shiozawa    Van Tassell

Absent or not voting were: Senators
Hinkins    Thatcher    Valentine

2nd Sub. S.B. 34 was transmitted to the House.

* * *

On motion of Senator Jenkins, the circle was removed from 1st Sub. S.J.R. 15, JOINT RESOLUTION ON POLITICAL PARTIES AND THEIR CANDIDATES, and it was before the Senate.

On motion of Senator Jenkins, under suspension of the rules, 1st Sub. S.J.R. 15, JOINT RESOLUTION ON POLITICAL PARTIES AND THEIR CANDIDATES, was considered read the second and third times. Senator Jenkins explained the bill. The bill failed on the following roll call:

Yeas, 13; Nays, 15; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams     Dabakis      Dayton       Henderson
Jenkins    Knudson     Madsen       Osmond
Reid       Stephenson  Thatcher     Vickers
Weiler

Voting in the negative were: Senators
Bramble   Christensen  Davis        Harper
Hillyard   Jones       Mayne        Okerlund
Robles     Shiozawa    Stevenson    Urquhart
Valentine  Van Tassell Niederhauser

Absent or not voting was: Senator
Hinkins
**1st Sub. S.J.R. 15** was filed.

***

On motion of Senator Stevenson, the circle was removed from **1st Sub. S.B. 263, SMALL BUSINESS INNOVATION RESEARCH**, and it was before the Senate.

On motion of Senator Stevenson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Stevenson, under suspension of the rules, **1st Sub. S.B. 263, SMALL BUSINESS INNOVATION RESEARCH**, was considered read the second and third times. Senator Stevenson explained the bill. The bill passed on the following roll call:

**Yeas, 26; Nays, 2; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators
Adams Bramble Christensen Dabakis
Davis Dayton Harper Jenkins
Jones Knudson Madsen Mayne
Okerlund Osmond Reid Robles
Shiozawa Stephenson Stevenson Thatcher
Urquhart Valentine Van Tassell Vickers
Weiler Niederhauser

**Voting in the negative were:** Senators
Henderson Hillyard

**Absent or not voting was:** Senator
Hinkins

**1st Sub. S.B. 263** was transmitted to the House.

***

On motion of Senator Stephenson, the circle was removed from **S.B. 157, SCHOOL–BASED BUDGETING AMENDMENTS**, and it was before the Senate.

Senator Stephenson proposed the following amendment:
Day 42796 SENATE JOURNAL

1. Page 2, Line 42:

42  53A–2–507, Utah Code Annotated 1953
    53A–2–508, Utah Code Annotated 1953

2. Page 7, Line 184:

184  (4) each school budget.

Section 9. Section 53A–2–508 is enacted to read:

53A–2–508. Exemption for a school district with fewer than 20,000
students.

Notwithstanding the requirements of Sections 53A–2–504 through
53A–2–507, a school district with an enrollment of fewer than 20,000
students is not required to implement school–based budgeting.

Senator Stephenson’s motion to amend passed on a voice vote.

On motion of Senator Stephenson, the Senate, by a two–thirds majority, voted
to suspend the constitutional three readings requirement.

On motion of Senator Stephenson, under suspension of the rules, S.B. 157,
SCHOOL–BASED BUDGETING AMENDMENTS, was considered read the
second and third times. Senator Stephenson explained the bill. Senators Mayne,
Jones, Davis, and Van Tassell commented. The bill failed on the following roll
call:

Yeas, 11; Nays, 17; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams                     Dayton                     Jenkins                     Madsen
Osmond                    Reid                       Stephenson                 Stevenson
Urquhart                  Weiler                     Niederhauser

Voting in the negative were: Senators
Bramble                   Christensen                 Dabakis                    Davis
Harper                    Henderson                  Hillyard                   Hinkins
Jones                     Knudson                    Mayne                      Okerlund
Robles                    Shiozawa                   Valentine                  Van Tassell
Vickers

Absent or not voting was: Senator
Thatcher

S.B. 157 was filed.
On motion of Senator Adams, the circle was removed from S.B. 264, RETENTION OF OUTSIDE COUNSEL, EXPERT WITNESSES, AND LITIGATION SUPPORT SERVICES, and it was before the Senate.

On motion of Senator Adams, the following substitute bill replaced the original bill:

1st Sub. S.B. 264 Retention of Outside Counsel, Expert Witnesses, and Litigation Support Services (J. Adams)

On motion of Senator Adams, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Adams, under suspension of the rules, 1st Sub. S.B. 264, RETENTION OF OUTSIDE COUNSEL, EXPERT WITNESSES, AND LITIGATION SUPPORT SERVICES, was considered read the second and third times. Senator Adams explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 1; Absent or not voting, 2.

Voting in the affirmative were: Senators

Adams  Bramble  Christensen  Davis
Dayton  Harper  Henderson  Hillyard
Hinkins  Jenkins  Jones  Madsen
Mayne  Okerlund  Osmond  Reid
Robles  Shiozawa  Stephenson  Stevenson
Thatcher  Urquhart  Valentine  Vickers
Weiler  Niederhauser

Voting in the negative was: Senator
Dabakis

Absent or not voting were: Senators
Knudson  Van Tassell

1st Sub. S.B. 264 was transmitted to the House.

* * *
INTENT LANGUAGE

It is the intent of the legislature that the Attorney General and his staff implement rules during 2014 related to the transparency and the maximum amount that can be paid when hiring private contingency fee attorneys, alone with any possible exception to such maximum amounts. It is also the intent that the legislature during the 2015 session introduce legislation to place in code transparency and the maximum amount that can be paid when hiring private contingency fee attorneys and any possible exception to such maximum amounts.

* * *

On motion of Senator Bramble, the circle was removed from S.B. 249, TRANSPORTATION RIGHTS—OF—WAY SAFETY AMENDMENTS, and it was before the Senate.

On motion of Senator Bramble, the following substitute bill replaced the original bill:

1st Sub. S.B. 249 Transportation Rights—of—Way Safety Amendments
(C. Bramble)

Senator Bramble proposed the following amendment:

1. Page 3, Line 81:

81 enhance {the} highway safety {and efficiency of the highway—}.

Senator Bramble’s motion to amend passed on a voice vote.

###

Senator Jenkins proposed the following amendment:

1. Page 3, Line 72:

72 (i) the pathway is in close proximity to a highway and located within the highway’s right—of—way .

Senator Jenkins’ motion to amend failed on a voice vote.

###

Senator Jenkins proposed the following amendment:
1. Page 3, Line 72:

72   (i) the pathway is in close proximity to a highway and located within the highway’s right-of-way if practical;

Senator Jenkins’ motion to amend passed on a voice vote.

On motion of Senator Bramble, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Bramble, under suspension of the rules, 1st Sub. S.B. 249, TRANSPORTATION RIGHTS–OF–WAY SAFETY AMENDMENTS, was considered read the second and third times. Senator Bramble explained the bill. Senators Valentine, Okerlund, and Christensen commented. The bill passed on the following roll call:

Y eas, 17; Nays, 11; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams       Bramble       Christensen       Dabakis
Davis       Jones         Madsen           Mayne
Osmond      Reid          Robles           Shiozawa
Stevenson   Urquhart     Valentine        Weiler
Niederhauser

Voting in the negative were: Senators
Dayton      Harper        Henderson        Hillyard
Hinkins     Jenkins       Knudson          Okerlund
Stephenson  Van Tassell  Vickers

Absent or not voting was: Senator
Thatcher

1st Sub. S.B. 249 was transmitted to the House.

THIRD READING CALENDAR

On motion of Senator Stephenson, the circle was removed from S.B. 202, CHARTER SCHOOL FUNDING AMENDMENTS, and it was before the Senate. Senator Stephenson explained the bill. Senators Henderson, Valentine, and Jones commented. The bill failed on the following roll call:

Y eas, 14; Nays, 14; Absent or not voting, 1.
Voting in the affirmative were: Senators
Adams Bramble Dayton Jenkins
Knudson Madsen Osmond Reid
Stephenson Stevenson Thatcher Urquhart
Weiler Niederhauser

Voting in the negative were: Senators
Dabakis Davis Harper Henderson
Hillyard Hinkins Jones Mayne
Okerlund Robles Shiozawa Valentine
Van Tassell Vickers

Absent or not voting was: Senator Christensen

S.B. 202 was filed.

* * *

On motion of Senator Stevenson, the circle was removed from 1st Sub. S.B. 51. LOCAL GOVERNMENT ENTITIES AMENDMENTS, and it was before the Senate.

Senator Stevenson proposed the following amendment:

1. Page 5, Lines 128 through 132
   Senate 2nd Reading Amendments 3–4–2014:
   128 revenue, calculating the levy on the latest taxable value.
   129 (3) A governing body may \{not\} spend or transfer money deposited in an enterprise fund for a good,
   130 service, project, venture, or other purpose that is not directly related to the goods or services
   131 provided by the enterprise for which the enterprise fund was created, \{unless\} if the governing
   132 body:

2. Page 5, Lines 144 through 146
   Senate 2nd Reading Amendments 3–4–2014:
   144 (5)(a) \{If\} Except as provided in Subsection (5)(d), if a town council includes in a tentative budget, or an amendment to a budget,
145 allocations or transfers from an enterprise fund to another fund for a good, service, project, venture, or purpose other than
146 reasonable allocations of costs between the enterprise fund and the other fund, the

3. Page 6, Lines 164 through 165:

164 previously approved by the town council for the current fiscal year.
(d) A governing body is not required to repeat the notice and hearing requirements in this Subsection (5) if the funds to be allocated or transferred for the current year were previously approved by the governing body during the current year and at a public hearing that complies with the notice and hearing requirements of this Subsection (5).

165 Section 3. Section 10–6–106 is amended to read:

4. Page 9, Lines 244 through 249
   Senate 2nd Reading Amendments 3–4–2014:

244 (3) (a) The governing body shall adopt and administer an operating and capital budget
245 in accordance with this Subsection (3).
246 (b) A governing body may spend or transfer money deposited in an enterprise fund for a good, service, project, venture, or other purpose that is not directly related to the goods or services
247 provided by the enterprise for which the enterprise fund was created, unless if the governing body:

249

5. Page 9, Lines 271 through 273
   Senate 2nd Reading Amendments 3–4–2014:

271 (f) (i) Except as provided in Subsection (3)(f)(iv), if the governing body includes in a tentative budget or an amendment to a budget
272 allocations or transfers from an enterprise fund to another fund for a good, service, project, venture, or purpose other than
273 reasonable allocations of costs between the [utility] enterprise fund and the other fund, the
6. Page 10, Lines 292 through 293:
292 previously approved by the governing body for the current fiscal year.]
    (iv) A governing body is not required to repeat the notice and hearing requirements in this Subsection (3)(f) if the funds to be allocated or transferred for the current year were previously approved by the governing body during the current year and at a public hearing that complies with the notice and hearing requirements of this Subsection (3)(f).
293 (4) (a) Each tentative budget, amendment to a budget, or budget shall be reviewed and
7. Page 61, Lines 1868 through 1869
Senate 2nd Reading Amendments 3–4–2014:
1868 (b) If, after receiving notice under Subsection (8)(a), a state or independent local fee–assessing unit
1869 that exclusively assesses fees has not made corrections to comply with state laws and

Senator Stevenson’s motion to amend passed on a voice vote.

###

Senator Stevenson proposed the following amendment:

1. Page 15, Line 452 through Page 16, Line 464:
452 {−A−} (1) Except as provided in Subsection (2), a local district may establish reasonable rules requiring a customer who signs up for
453 one service to receive multiple commodities, services, or facilities provided by the district
454 under conditions or circumstances that are, as determined by the board of trustees, in the
455 general best interest of the district’s customers if:
456 {−(1)−} (a) the local district provides more than one commodity, service, or facility:
(2) Subsection (1) does not apply to a utility or a service account with a governmental entity.

Section 7. Section 17B–1–202 is amended to read:

Senator Stevenson’s motion to amend passed on a voice vote.

# # #

Senator Valentine proposed the following amendment:

1. Page 36, Lines 1100 through 1104:

1100 (2) (a) A public transit district may only assist in the economic development of areas

1101 under Subsection (1)(l)(p):

1102 (i) in the manner described in Subsection (1)(l)(p)(i) or (ii); and

1103 (ii) on no more than [five] (–10–) eight transit–oriented developments or transit–supportive

1104 developments selected by the board of trustees.

Senator Valentine’s motion to amend passed on a voice vote. Senator Stevenson explained the bill. Senator Van Tassell commented. The bill passed on the following roll call:
Yeas, 22; Nays, 5;Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams Christensen Dabakis Davis
Dayton Henderson Hinkins Jones
Knudson Madsen Mayne Okerlund
Robles Shiozawa Stephenson Stevenson
Thatcher Urquhart Valentine Vickers
Weiler Niederhauser

Voting in the negative were: Senators
Harper Hillyard Jenkins Osmond
Van Tassell

Absent or not voting were: Senators
Bramble Reid

1st Sub. S.B. 51 was transmitted to the House for consideration.

***

Senator Henderson, made the motion to reconsider its action on S.B. 202, CHARTER SCHOOL FUNDING. The motion failed on a voice vote.

***

On motion of Senator Valentine, the Senate voted to send all bills on the Second and Third Reading Calendars to the Rules Committee.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 10, 2014

The House passed, as substituted and amended, 1st Sub. H.B. 67, POLITICAL SUBDIVISION JURISDICTION AMENDMENTS, by Representative M. Roberts, and it is transmitted for consideration; and

The House passed, as amended, H.B. 148, OFF–HIGHWAY VEHICLE AMENDMENTS, by Representative M. Noel, and it is transmitted for consideration; and

The House passed, as amended, H.B. 159, REGULATION OF CHILD CARE PROGRAMS, by Representative G. Hughes, and it is transmitted for consideration; and
The House passed, as substituted, 1st Sub. H.B. 171, NATURAL GAS FACILITIES AMENDMENTS, by Representative G. Hughes, and it is transmitted for consideration; and

The House passed H.B. 178, HALFWAY HOUSE AMENDMENTS, by Representative E. Hutchings, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 183, FEDERAL LAND EXCHANGE AND SALE AMENDMENTS, by Representative M. Noel, and it is transmitted for consideration; and

The House passed, as amended, H.B. 185, JUVENILE DETENTION FACILITIES AMENDMENTS, by Representative E. Hutchings, and it is transmitted for consideration; and

The House passed H.B. 276, DISORDERLY CONDUCT AMENDMENTS, by Representative C. Oda, and it is transmitted for consideration; and

The House passed, as amended, H.B. 364, EMINENT DOMAIN AND PUBLIC RECREATION, by Representative M. Roberts, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 366, EXPUNGEMENT AMENDMENTS, by Representative E. Hutchings, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.B. 369, MISSED ELECTIONS AMENDMENTS, by Representative J. Cox, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 377, DRIVER LICENSE RECORDS AMENDMENTS, by Representative E. Hutchings, and it is transmitted for consideration; and

The House passed, as amended, H.B. 397, STUDENT AND FAMILY PRIVACY AMENDMENTS, by Representative D. Layton, and it is transmitted for consideration; and

The House passed, as amended, H.B. 411, VICTIM RESTITUTION AMENDMENTS, by Representative B. Wilson, and it is transmitted for consideration; and

The House passed, as amended, H.B. 412, STATE OF UTAH TRANSPORTATION PLAN FOR THE DIXIE NATIONAL FOREST, by Representative M. Noel, and it is transmitted for consideration; and
The House passed, as substituted, 1st Sub. H.B. 429, SPINAL CORD AND BRAIN INJURY REHABILITATION FUND AMENDMENTS, by Representative E. Hutchings, and it is transmitted for consideration; and

The House passed H.B. 432, WILDLAND FIRE LIABILITY AMENDMENTS, by Representative M. Wheatley, and it is transmitted for consideration; and

The House passed, as amended, H.B. 433, PEACE OFFICER MERIT AMENDMENTS, by Representative B. Dee, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 435, TAXATION OF PROPERTY AMENDMENTS, by Representative D. Sagers, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

INTRODUCTION OF BILLS

S.B. 9, State Land Acquisition and General Obligation Bond Authorization Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

STANDING COMMITTEE REPORTS

Mr. President: March 10, 2014

With committee review, the Business and Labor Committee has returned 4th Sub. H.B. 112, REGULATION OF ELECTRONIC CIGARETTES, by Representative P. Ray, to the Rules Committee without recommendation; and

Without committee review, the Business and Labor Committee has returned 1st Sub. H.B. 324, ORTHO−BIONOMY EXEMPTION AMENDMENTS, by Representative B. Wilson, to the Rules Committee; and

Without committee review, the Business and Labor Committee has returned S.B. 146, GOVERNMENT ETHICS AMENDMENTS, by Senator C. Bramble, to the Rules Committee; and

Without committee review, the Business and Labor Committee has returned S.B. 152, HOMEOWNER ASSOCIATION RESERVE ACCOUNT AMENDMENTS, by Senator S. Urquhart, to the Rules Committee; and
The Business and Labor Committee deleted **S.B. 163, EMPLOYEE MEAL PERIODS**, by Senator L. Robles, and replaced it with **1st Sub. S.B. 163, EMPLOYEE MEAL PERIODS**, with the following amendments and has returned it to the Rules Committee without recommendation.

1. Page 3, Lines 74 through 80:

   74 (ii) a jail, prison, correctional facility, or other place of involuntary incarceration;

   75 including a juvenile detention facility;

   76 (d) a classified school employee;

   77 (e) an employee of a utility owned and operated by a political subdivision of the state;

   (f) a juvenile justice services employee who provides direct supervision of minors in custody or in a juvenile justice services program;

   78 or

   79 (g) an employee covered by a collective bargaining agreement that includes meal period requirements.

   80 and

Without committee review, the Business and Labor Committee has returned **S.B. 239, CREDIT REPORT PROTECTION FOR MINORS**, by Senator C. Bramble, to the Rules Committee; and

Without committee review, the Business and Labor Committee has returned **S.B. 246, PARENTAL RIGHTS OF BIOLOGICAL FATHERS**, by Senator C. Bramble, to the Rules Committee; and

Without committee review, the Business and Labor Committee has returned **S.J.R. 17, JOINT RESOLUTION SUPPORTING THE SALT LAKE INTERNATIONAL AIRPORT TERMINAL REDEVELOPMENT PROGRAM**, by Senator C. Bramble, to the Rules Committee.

Curtis S. Bramble, Chair

Mr. President: March 7, 2014

With committee review, the Education Committee has returned **H.B. 223, SCHOOL BOARD ELECTIONS PROVISIONS**, by Representative J. Nielson, to the Rules Committee without recommendation; and
With committee review, the Education Committee has returned **H.B. 236, STATE SCHOOL BOARD NOMINATION REVISIONS**, by Representative K. Powell, to the Rules Committee without a recommendation and with the following amendments:

1. Page 2, Line 37 through Page 3, Line 60:

   37 (5) (a) “Lobbyist” means an individual who contracts for economic consideration, other than reimbursement for reasonable travel expenses, with a principal to lobby a public official.
   38 (b) “Lobbyist” does not include:
   39 (i) a government officer;
   40 (ii) a member or employee of the legislative branch of state government;
   41 (iii) a person while appearing at or providing written comments to a hearing conducted in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, or Title 63G, Chapter 4, Administrative Procedures Act;
   42 (iv) a person participating on or appearing before an advisory or study task force,
   43 commission, board, or committee constituted by the Legislature or any agency or department of state government, except legislative standing, appropriation, or interim committees;
   44 (v) a representative of a political party;
   45 (vi) an individual representing a bona fide church solely for the purpose of protecting the right to practice the religious doctrines of the church, unless the individual or church makes an expenditure that confers a benefit on a public official;
   46 (vii) a newspaper, television station or network, radio station or network, periodical of general circulation, or book publisher for the purpose of publishing news items, editorials,
other comments, or paid advertisements that directly or indirectly urge legislative or executive action; or

(viii) an individual who appears on the individual’s own behalf before a committee of the Legislature or an agency of the executive branch of state government solely for the purpose of testifying in support of or in opposition to legislative or executive action.

(6) “Principal” is as defined in Section 36−11−102.

(5) “Shapefile” means the digital vector storage format for storing geometric data.

2. Page 4, Lines 97 through 98

With committee review, the Education Committee has returned 1st Sub. H.B. 249, GRANTS FOR DIGITAL TEXTBOOKS, by Representative J. Anderegg, to the Rules Committee without a recommendation.

Stuart C. Reid, Chair

Mr. President:

Without committee review, the Health and Human Services Committee has returned 2nd Sub. H.B. 367, PHYSICAL THERAPY SCOPE OF PRACTICE AMENDMENTS, by Representative G. Hughes, to the Rules Committee; and

With committee review, the Health and Human Services Committee has returned S.B. 272, EXPANSION OF MEDICAID PROGRAM, by Senator G. Davis, to the Rules Committee without recommendation.

Evan J. Vickers, Chair

On motion of Senator Valentine, the committee reports were adopted. The bills were returned to the Rules Committee.

* * *

On motion of Senator Valentine, the Senate voted to lift S.B. 9, STATE LAND ACQUISITION AND GENERAL OBLIGATION BOND AUTHORIZATION
AMENDMENTS, from Rules and place it at the top of the Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Harper, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement. This bill did not have a Senate standing committee hearing.

On motion of Senator Harper, under suspension of the rules, S.B. 9, STATE LAND ACQUISITION AND GENERAL OBLIGATION BOND AUTHORIZATION AMENDMENTS, was considered read the second and third times. Senator Harper explained the bill. The bill passed on the following roll call:

**Yeas, 25; Nays, 1; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Voting in the negative was:** Senator

Weiler

**Absent or not voting were:** Senators

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<th>Urquhart</th>
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S.B. 9 was transmitted to the House.

* * *

On motion of Senator Okerlund, and at 8:05 p.m., the Senate adjourned until 8:30 a.m., Tuesday, March 11, 2014.
The Senate was called to order at 9:00 a.m., with President Wayne Niederhauser presiding.

Prayer – Daniel Madsen
Pledge of Allegiance – Senator Mark Madsen
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(Please refer to Day 1, Page 65)

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 10, 2014
The House concurred in the Senate amendments and passed 1st Sub. H.J.R. 11, JOINT RULES RESOLUTION ON BUDGET PROCESS AMENDMENTS, by Representative B. Wilson, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk
The bill was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

Mr. President: March 10, 2014
The House passed, as substituted, 3rd Sub. H.B. 134, FIREARM SAFETY AMENDMENTS, by Representative S. Eliason, et al, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 138, UNDERGROUND PETROLEUM STORAGE TANK AMENDMENTS, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 168, SCHOOL AND INSTITUTIONAL TRUST LANDS AND FUNDS MANAGEMENT PROVISIONS, by Representative M. Brown, and it is transmitted for consideration; and
The House passed, as amended, **H.B. 174**, UNIFORM POWERS OF APPOINTMENT ACT, by Representative V. L. Snow, and it is transmitted for consideration; and

The House passed **H.B. 176**, FOOD HANDLER PERMIT AMENDMENTS, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 177**, JUROR AND WITNESS FEES AMENDMENTS, by Representative K. Stratton, and it is transmitted for consideration; and

The House passed **H.B. 188**, COURT SECURITY REVISIONS, by Representative B. Dee, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 206**, DRIVER LICENSE TESTING REVISIONS, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 344**, INCORPORATION ELECTION AMENDMENTS, by Representative J. Cox, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 370**, CANAL SAFETY AMENDMENTS, by Representative Johnny Anderson, and it is transmitted for consideration; and

The House passed, as substituted, **2nd Sub. H.B. 401**, UTAH MEDICAID PROGRAM, by Representative J. Dunnigan, and it is transmitted for consideration; and

The House passed **H.B. 409**, STATEWIDE EDUCATION COordinating Committee, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed **H.B. 423**, SCHOOL DISTRICT POSTEMPLOYMENT HEALTH INSURANCE BENEFIT AMENDMENTS, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 425**, STATE EDUCATIONAL SOVEREIGNTY ACT, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 428**, VETERAN BENEFIT ASSISTANCE DISCLOSURE, by Representative T. Cosgrove, and it is transmitted for consideration; and
The House passed, as substituted, 1st Sub. H.J.R. 18, JOINT RULES RESOLUTION ON PERFORMANCE NOTES, by Representative R. Chavez–Houck, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

INTRODUCTION OF BILLS

S.B. 2, Public Education Budget Amendments (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

S.B. 3, Current Fiscal Year Supplemental Appropriations (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

On motion of Senator Hillyard, the Senate voted to place S.B. 2 and S.B. 3 at the top of the Second Reading Calendar

***

On motion of Senator Knudson, the following bills were lifted from Rules and placed on the Second Reading Calendar:

2nd Sub. H.B. 44  Interstate Electric Transmission Lines
H.B. 192  Initiative and Referendum Petition Amendments
2nd Sub. H.B. 367  Physical Therapy Scope of Practice Amendments
H.B. 390  Unlawful Activities Amendments
H.B. 102  Assessment Area Amendments
1st Sub. H.B. 155  Utah Communication Agency Network and Utah 911 Committee Amendments
2nd Sub. H.B. 286  Child Sexual Abuse Prevention
H.B. 72  Higher Education Grievance Procedure Amendments
H.B. 426  Retirement Participation Modifications
2nd Sub. H.B. 141  Health Reform Amendments
H.J.R. 17  Joint Resolution on Jail Facilities
7th Sub. H.B. 105  Plant Extract Amendments
1st Sub. H.B. 157  Rape Kit Processing Amendments
H.B. 148  Off–highway Vehicle Amendments
H.B. 126  Retirement Amendments
1st Sub. H.B. 357  Budgetary Amendments
H.J.R. 6  Joint Resolution Approving Commercial Nonhazardous Solid Waste Disposal Facility At a New Location
2nd Sub. H.B. 342  Powers and Duties of the State Board of Education
1st Sub. H.B. 84  School District Amendments
H.J.R. 21  Joint Resolution on the Sovereign Character of Pilt—payment in Lieu of Taxes
1st Sub. H.B. 137  Amendments to Driver License Sanctions for Alcohol or Drug Related Offenses
2nd Sub. H.B. 117  Patent Infringement Amendments
H.B. 276  Disorderly Conduct Amendments
H.C.R. 3  Concurrent Resolution on Unmanned Aircraft Systems
1st Sub. H.B. 392  Delegate Responsibility Amendments
2nd Sub. H.B. 49  Water Rights – Change Application Amendments
H.B. 404  Court Security Fee Amendments
H.B. 143  Psychiatric Nurse Amendments
1st Sub. H.B. 265  Probate Code Amendments
H.C.R. 5  Concurrent Resolution to Protect State Funds
H.B. 164  Interstate Compact on Transfer of Public Lands
1st Sub. H.B. 128  Electronic Device Location Amendments
H.B. 149  Amendments to Federal Law Enforcement Limitations
H.J.R. 20  Joint Resolution Recognizing the Significance of the Great Salt Lake
H.B. 156  Election Day Voter Registration Pilot Project
H.B. 325  Judicial Performance Evaluation Commission Amendments

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 11, 2014

The House requests the return of S.C.R. 3, CONCURRENT RESOLUTION ON THE SCHOOL OF DENTISTRY SERVING UNDERPRIVILEGED CHILDREN, by Senator P. Jones, for reconsideration.

Sandy D. Tenney, Chief Clerk

The bill was returned to the House.
CONSENT CALENDAR

H.B. 19, ELECTRIC VEHICLE BATTERY CHARGING SERVICE AMENDMENTS, was read the third time, explained by Senator Okerlund, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Hillyard
Hinkins  Jenkins  Jones  Knudson
Mayne  Okerlund  Osmond  Reid
Robles  Shiozawa  Stevenson  Thatcher
Valentine  Van Tassell  Vickers  Niederhauser

Absent or not voting were: Senators
Henderson  Madsen  Stephenson  Urquhart
Weiler

H.B. 19 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

1st Sub. H.B. 199, PARK MODEL RECREATIONAL VEHICLES, was read the third time, explained by Senator Van Tassell, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Hillyard
Hinkins  Jenkins  Jones  Knudson
Mayne  Okerlund  Osmond  Reid
Robles  Shiozawa  Stevenson  Thatcher
Urquhart  Valentine  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Henderson  Madsen  Stephenson

1st Sub. H.B. 199 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
**H.B. 349**, REPEAL OF TRANSPORTATION RELATED FUNDS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Madsen | Stephenson |

**H.B. 349** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

**H.B. 380**, REPEAL OF HOUSING RELIEF EXPENDABLE SPECIAL REVENUE FUND, and it was before the Senate. The bill passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Madsen | Stephenson | Valentine |

**H.B. 380** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
1st Sub. H.B. 405, POSTSECONDARY SCHOOL STATE AUTHORIZATION, was read the third time, explained by Senator Bramble, and passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

- Adams
- Bramble
- Christensen
- Dabakis
- Davis
- Dayton
- Harper
- Henderson
- Hillyard
- Hinkins
- Jenkins
- Jones
- Knudson
- Okerlund
- Osmond
- Reid
- Robles
- Stephenson
- Stevenson
- Thatcher
- Urquhart
- Valentine
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Madsen
- Mayne
- Shiozawa

1st Sub. H.B. 405 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

**H.B. 386, REPEAL OF UTAH HISTORY ENDOWMENT FUND, was read the third time, explained by Senator Hillyard, and passed on the following roll call:**

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

- Adams
- Bramble
- Christensen
- Dabakis
- Davis
- Dayton
- Harper
- Henderson
- Hillyard
- Hinkins
- Jenkins
- Jones
- Knudson
- Okerlund
- Osmond
- Reid
- Robles
- Stephenson
- Stevenson
- Thatcher
- Urquhart
- Valentine
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting was:** Senator

- Madsen

H.B. 386 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
H.B. 340, LOCAL DISTRICT BOUNDARY ADJUSTMENTS, was read the third time, explained by Senator Jenkins, and passed on the following roll call:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

Voting in the affirmative were: Senators

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Absent or not voting was: Senator Madsen

H.B. 340 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 194, PUBLIC SAFETY RETIREMENT CONVERSION WINDOW, was read the third time, explained by Senator Knudson, and passed on the following roll call:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

Voting in the affirmative were: Senators

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Absent or not voting was: Senator Stevenson

H.B. 194 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
2nd Sub. H.B. 113, PHARMACY BENEFIT MANAGER AMENDMENTS, was read the third time, explained by Senator Vickers, and passed on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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2nd Sub. H.B. 113 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

1st Sub. H.B. 347, INSURANCE COVERAGE FOR INFERTILITY TREATMENT, was read the third time, explained by Senator Bramble, and passed on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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1st Sub. H.B. 347 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
H.B. 384, CONCUSSION AND HEAD INJURY AMENDMENTS, was read the third time, explained by Senator Christensen, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis  
Davis  Dayton  Harper  Henderson  
Hillyard  Hinkins  Jenkins  Knudson  
Mayne  Okerlund  Osmond  Reid  
Robles  Shiozawa  Stephenson  Thatcher  
Urquhart  Valentine  Van Tassell  Vickers  
Weiler  Niederhauser

Absent or not voting were: Senators
Jones  Madsen  Stevenson

H.B. 384 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

SECOND READING CALENDAR

On motion of Senator Valentine, S.B. 2, PUBLIC EDUCATION BUDGET AMENDMENTS, was read the second time and circled.

* * *

On motion of Senator Valentine, S.B. 3, CURRENT FISCAL YEAR SUPPLEMENTAL APPROPRIATIONS, was read the second time and circled.

* * *

2nd Sub. H.B. 44, INTERSTATE ELECTRIC TRANSMISSION LINES, was read the second time.

Senator Bramble proposed the following amendment:

1. Page 4, Line 104:

104 in Section 11–13–103.

(5) “Subsection (3) may not be interpreted to:
(a) create an obligation of a merchant electric transmission line to pay for, or construct any portion of, the transmission line on behalf of an in-state merchant generator; or

(b) preempt, supersede, or otherwise conflict with Federal Energy Regulatory Commission rules and regulations applicable to a commercial transmission agreement, including agreements or terms of agreements as to cost, terms, transmission capacity, or key rates.

Senator Bramble’s motion to amend passed on a voice vote. Senator Weiler commented.

On motion of Senator Bramble, the bill was circled.

***

On motion of Senator Dayton, H.B. 192, INITIATIVE AND REFERENDUM PETITION AMENDMENTS, was read the second time and circled.

***

2nd Sub. H.B. 367, PHYSICAL THERAPY SCOPE OF PRACTICE AMENDMENTS, was read the second time. Senator Weiler explained the bill.

Senator Weiler proposed the following amendment:

1. Page 6, Lines 169 through 172:

169 (2) The division shall make rules, in accordance with Title 63G, Chapter 3, Utah

170 Administrative Rulemaking Act, that establish:

171 (a) the criteria for approving a course described in Subsection (1)(b); and

172 (b) the requirements described in Subsection (1)(e).

(3) The division may charge, in accordance with Section 63J−1−504, a fee for the registration described in Subsection (1)(d).

Senator Weiler’s motion to amend passed on a voice vote. Senators Henderson, Valentine, and Madsen commented. Senator Henderson declared a conflict of interest.
On motion of Senator Weiler, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Weiler, under suspension of the rules, 2nd Sub. H.B. 367, PHYSICAL THERAPY SCOPE OF PRACTICE AMENDMENTS, was considered read the second and third times and passed on the following roll call:

**Yeas, 25; Nays, 2; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators
- Adams
- Bramble
- Christensen
- Dabakis
- Davis
- Dayton
- Henderson
- Jenkins
- Jones
- Knudson
- Madsen
- Mayne
- Okerlund
- Osmond
- Reid
- Robles
- Shiozawa
- Stephenson
- Stevenson
- Urquhart
- Valentine
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Voting in the negative were:** Senators
- Harper
- Hinkins

**Absent or not voting were:** Senators
- Hillyard
- Thatcher

2nd Sub. H.B. 367 was returned to the House for further consideration.

* * *

On motion of Senator Dayton, the circle was removed from H.B. 192, INITIATIVE AND REFERENDUM PETITION AMENDMENTS, and it was before the Senate.

On motion of Senator Dayton, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Dayton, under suspension of the rules, H.B. 192, INITIATIVE AND REFERENDUM PETITION AMENDMENTS, was considered read the second and third times and passed on the following roll call:

**Yeas, 23; Nays, 5; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators
- Adams
- Bramble
- Christensen
- Dayton
- Harper
- Henderson
- Hinkins
- Jenkins
- Niederhauser
Voting in the negative were: Senators
Dabakis  Davis  Jones  Mayne
Robles

Absent or not voting was: Senator
Hillyard

H.B. 192 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

On motion of Senator Weiler, H.B. 390, UNLAWFUL ACTIVITIES AMENDMENTS, was read the second time and circled.

***

On motion of Senator Adams, H.B. 102, ASSESSMENT AREA AMENDMENTS, was read the second time and circled.

***

On motion of Senator Weiler, the circle was removed from H.B. 390, UNLAWFUL ACTIVITIES AMENDMENTS, and it was before the Senate.

On motion of Senator Weiler, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Weiler, under suspension of the rules, H.B. 390, UNLAWFUL ACTIVITIES AMENDMENTS, was considered read the second and third times and passed on the following roll call:

Yeas, 24; Nays, 1; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams  Bramble  Dabakis  Davis
Dayton  Harper  Henderson  Hinkins
Jones  Knudson  Mayne  Okerlund
Osmond  Reid  Robles  Shiozawa
Stevenson  Thatcher  Urquhart  Valentine
Van Tassell  Vickers  Weiler  Niederhauser
Voting in the negative was: Senator Madsen

Absent or not voting were: Senators
Christensen Hillyard Jenkins Stephenson

H.B. 390 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

1st Sub. H.B. 155, UTAH COMMUNICATION AGENCY NETWORK AND UTAH 911 COMMITTEE AMENDMENTS, was read the second time. Senator Adams explained the bill.

Senator Adams proposed the following amendment:

1. Page 27, Lines 830 through 831:

   830 (i) that the excess services will be used only for the purposes and benefits authorized

   831 by the authority under {−this chapter and Title 69, Chapter 2, Emergency Telephone Service Law−} Section 63H−7−102 ;

2. Page 28, Line 845:

   845 (ii) evaluates the benefits, cost, existing facilities and equipment, and services of public and private providers;

Senator Adams’ motion to amend passed on a voice vote. Senators Valentine, Harper, Van Tassell, and Okerlund commented. The bill passed second reading on the following roll call:

Yeas, 29; Nays, 0; Absent or not voting, 0.

Voting in the affirmative were: Senators

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2nd Sub. H.B. 286, CHILD SEXUAL ABUSE PREVENTION, was read the second time. Senator Adams explained the bill.

Senator Dayton proposed the following amendment:

1. Page 3, Lines 62 through 71
   House Floor Amendments 2–27–2014:

   62 (5) (a) An elementary school student may not be given the instruction described in
   63 Subsection (4) unless the parent or guardian of the student:
   64 (i) notified in advance of the:
   65 (A) instruction and the content of the instruction; and
   66 (B) parent or guardian’s right to have the student excused from the instruction;
   67 (ii) given an opportunity to review the instructional materials before the instruction
   68 occurs; (a) gives prior written consent; and
   69 (iii) (b) is allowed to be present when the instruction is delivered.
   70 (b) Upon the written request of the parent or guardian of an elementary school student,
   71 the student shall be excused from the instruction described in Subsection (4).

Senator Dayton’s motion to amend failed on a voice vote. Senators Jones, Thatcher, Osmond, Urquhart, Madsen, Reid, Van Tassell, Valentine, Weiler, and Stephenson commented. The bill passed second reading on the following roll call:

Yeas, 20; Nays, 8; Absent or not voting, 1.

Voting in the affirmative were: Senators

Adams          Bramble          Dabakis         Davis
Hillyard       Hinkins         Jones           Knudson
Mayne          Okerlund        Osmond          Reid
Robles         Shiozawa        Stevenson       Thatcher
Urquhart       Vickers         Weiler          Niederhauser
**Voting in the negative were:** Senators
Christensen  Dayton  Henderson  Jenkins
Madsen  Stephenson  Valentine  Van Tassell

**Absent or not voting was:** Senator
Harper

***

On motion of Senator Okerlund, **1st Sub. H.B. 168**, SCHOOL AND INSTITUTIONAL TRUST LANDS AND FUNDS MANAGEMENT PROVISIONS, was read the second time and circled.

***

On motion of Senator Adams, **1st Sub. H.B. 356**, NEW CONVENTION FACILITY DEVELOPMENT INCENTIVE PROVISIONS, was read the second time and circled.

***

On motion of Senator Urquhart, **H.B. 72**, HIGHER EDUCATION GRIEVANCE PROCEDURE AMENDMENTS, was read the second time and circled.

***

On motion of Senator Adams, **H.B. 426**, RETIREMENT PARTICIPATION MODIFICATIONS, was read the second time and circled.

***

On motion of Senator Christensen, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Christensen, under suspension of the rules, **2nd Sub. H.B. 141**, HEALTH REFORM AMENDMENTS, was considered read the second and third times and passed on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Absent or not voting were: Senators
Stevenson Thatcher Van Tassell Niederhauser

2nd Sub. H.B. 141 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Adams, the circle was removed from H.B. 426, RETIREMENT PARTICIPATION MODIFICATIONS, and it was before the Senate.

On motion of Senator Adams, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Adams, under suspension of the rules, H.B. 426, RETIREMENT PARTICIPATION MODIFICATIONS, was considered read the second and third times and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Dayton Harper Henderson
Hillyard Hinkins Jenkins Jones
Knudson Madsen Mayne Okerlund
Osmond Reid Robles Shiozawa
Stephenson Stevenson Thatcher Urquhart
Valentine Weiler

Absent or not voting were: Senators
Van Tassell Vickers Niederhauser

H.B. 426 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Urquhart, the circle was removed from H.B. 72, HIGHER EDUCATION GRIEVANCE PROCEDURE AMENDMENTS, and it was before the Senate.
Senator Urquhart proposed the following amendment:

1. Page 2, Lines 55 through 56c
   House Floor Amendments 2–25–2014:

55 (3) The board shall enact regulations that require all testimony be given under oath.

56 during an employee grievance hearing for an non–faculty employee of an institution of higher education if the grievance hearing relates to the non–faculty employee’s:

56a if the grievance hearing relates to the non–faculty employee’s:

56b (a) an employee demotion; or

56c (b) an employee termination.

Senator Urquhart’s motion to amend passed on a voice vote.

On motion of Senator Urquhart, the Senate, by a two–thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Urquhart, under suspension of the rules, H.B. 72, HIGHER EDUCATION GRIEVANCE PROCEDURE AMENDMENTS, was considered read the second and third times and passed on the following roll call:

**Yeas, 24; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

Bramble Christensen Dabakis Davis
Henderson Hillyard Hinkins Jenkins
Jones Knudson Madsen Mayne
Okerlund Osmond Reid Robles
Shiozawa Stephenson Stevenson Thatcher
Urquhart Valentine Vickers Weiler

**Absent or not voting were:** Senators

Adams Dayton Harper Van Tassell
Niederhauser

H.B. 72 was returned to the House for further consideration.

***

On motion of Senator Okerlund, under suspension of the rules, H.J.R. 17, JOINT RESOLUTION ON JAIL FACILITIES, was considered read the second and third times and passed on the following roll call:
Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams          Bramble          Christensen       Dabakis
Davis          Dayton          Harper            Henderson
Hillyard       Hinkins         Jenkins           Jones
Knudson        Madsen          Mayne             Okerlund
Osmond         Reid            Robles            Shiozawa
Stephenson     Stevenson       Thatcher          Urquhart
Valentine      Van Tassell      Vickers           Weiler

Absent or not voting was: Senator
Niederhauser

H.J.R. 17 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

On motion of Senator Urquhart, 7th Sub. H.B. 105, PLANT EXTRACT AMENDMENTS, will be considered Tuesday, March 11, 2014 at 4:00 p.m.

***

On motion of Senator Okerlund, and at 10:56 a.m., the Senate sauntered.

The Senate was called to order at 11:15 a.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 11, 2014

The House passed, as amended, S.B. 87, CONTRACTOR EMPLOYEE AMENDMENTS, by Senator K. Mayne, and it is transmitted for further consideration; and

The House substituted and passed, 2nd Sub. S.B. 129, INSURANCE AMENDMENTS, by Senator C. Bramble, and it is transmitted for further consideration; and

The House passed, as amended, 2nd Sub. S.B. 179, PROCUREMENT REVISIONS, by Senator S. Jenkins, and it is transmitted for further consideration; and
The House passed, as amended, 1st Sub. S.B. 184, LOCAL GOVERNMENT INSPECTION AMENDMENTS, by Senator J. S. Adams, and it is transmitted for further consideration; and

The House passed, as amended, S.B. 187, HIGHWAY RIGHTS−OF−WAY AMENDMENTS, by Senator J. S. Adams, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.

CONCURRENCE CALENDAR

S.B. 87, CONTRACTOR EMPLOYEE AMENDMENTS, was before the Senate.

On motion of Senator Mayne, the bill was circled.

* * *

On motion of Senator Valentine, the Senate voted to concur in the House amendments to 2nd Sub. S.B. 129, INSURANCE AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 23; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Senators
Adams Davis Hillyard Knudson Shiozawa Van Tassell Bramble Dayton Hinkins Mayne Stevenson Vickers
Christensen Harper Jenkins Okerlund Thatcher Weiler
Dabakis Henderson Jones Reid Valentine

Absent or not voting were: Senators
Madsen Osmond Robles Stephenson
Urquhart Niederhauser

2nd Sub. S.B. 129 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Mayne, the circle was removed from S.B. 87, CONTRACTOR EMPLOYEE AMENDMENTS, and it was before the Senate.
On motion of Senator Mayne, the Senate voted to concur in the House amendments to S.B. 87, CONTRACTOR EMPLOYEE AMENDMENTS. The bill, as amended, passed on the following roll call:

**Yeas, 24; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Madsen | Osmond | Stephenson | Thatcher | Niederhauser |

S.B. 87 was returned to the House for the signature of the Speaker.

***

On motion of Senator Jenkins, the Senate refused to concur in the House amendments to 2nd Sub. S.B. 179, PROCUREMENT REVISIONS, and asked the House to recede from their amendments. 2nd Sub. S.B. 179 was returned to the House.

***

1st Sub. S.B. 184, LOCAL GOVERNMENT INSPECTION AMENDMENTS, was before the Senate.

On motion of Senator Valentine, the bill was circled.

***

S.B. 187, HIGHWAY RIGHTS–OF–WAY AMENDMENTS, was before the Senate.

On motion of Senator Adams, the bill was circled.

**SECOND READING CALENDAR**

On motion of Senator Hillyard, the circle was removed from S.B. 2, PUBLIC EDUCATION BUDGET AMENDMENTS, and it was before the Senate.
On motion of Senator Hillyard, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Hillyard, under suspension of the rules, S.B. 2, PUBLIC EDUCATION BUDGET AMENDMENTS, was considered read the second and third times. Senator Hillyard explained the bill. Senator Jones commented. The bill passed on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

- Adams
- Bramble
- Christensen
- Dabakis
- Davis
- Dayton
- Harper
- Henderson
- Hillyard
- Hinkins
- Jenkins
- Jones
- Knudson
- Madsen
- Mayne
- Okerlund
- Osmond
- Reid
- Robles
- Shiozawa
- Stephenson
- Stevenson
- Urquhart
- Valentine
- Van Tassell
- Vickers
- Weiler

**Absent or not voting were:** Senators

- Thatcher
- Niederhauser

S.B. 2 was transmitted to the House.

***

On motion of Senator Hillyard, the circle was removed from S.B. 3, CURRENT FISCAL YEAR SUPPLEMENTAL APPROPRIATIONS, and it was before the Senate.

On motion of Senator Hillyard, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Hillyard, under suspension of the rules, S.B. 3, CURRENT FISCAL YEAR SUPPLEMENTAL APPROPRIATIONS, was considered read the second and third times. Senator Hillyard explained the bill. The bill passed on the following roll call:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

- Adams
- Bramble
- Christensen
- Dabakis
- Davis
- Dayton
- Harper
- Henderson
- Hillyard
- Hinkins
- Jenkins
- Jones
- Knudson
- Madsen
- Mayne
- Okerlund
- Osmond
- Reid
- Robles
- Shiozawa
- Stephenson
- Stevenson
- Urquhart
- Valentine
- Van Tassell
- Vickers
- Weiler
S.B. 3 was transmitted to the House.

* * *

On motion of Senator Urquhart, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Urquhart, under suspension of the rules, 1st Sub. H.B. 157, RAPE KIT PROCESSING AMENDMENTS, was considered read the second and third times. Senator Knudson commented and the bill passed on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Adams  | Niederhauser |

1st Sub. H.B. 157 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Hinkins, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Hinkins, under suspension of the rules, H.B. 148, OFF–HIGHWAY VEHICLE AMENDMENTS, was considered read the second and third times and passed on the following roll call:
Yeas, 28; Nays, 0; Absent or not voting, 1.

**Voting in the affirmative were:** Senators

Adams Bramble Christensen Dabakas
Davis Dayton Harper Henderson
Hillyard Hinkins Jenkins Jones
Knudson Madsen Mayne Okerlund
Osmond Reid Robles Shiozawa
Stephenson Stevenson Thatcher Urquhart
Valentine Van Tassell Vickers Weiler

**Absent or not voting was:** Senator

Niederhauser

**H.B. 148** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

On motion of Senator Okerlund, **H.B. 126, RETIREMENT AMENDMENTS**, was read the second time and circled.

***

On motion of Senator Okerlund, **1st Sub. H.B. 357, BUDGETARY AMENDMENTS**, was read the second time and circled.

***

**H.J.R. 6, JOINT RESOLUTION APPROVING COMMERCIAL NONHAZARDOUS SOLID WASTE DISPOSAL FACILITY AT A NEW LOCATION**, was read the second time. Senator Stevenson explained the bill. Senators Robles, Mayne, Weiler, Dabakas, Hinkins, and Jenkins commented. The bill passed second reading on the following roll call:

Yeas, 22; Nays, 2; Absent or not voting, 5.

**Voting in the affirmative were:** Senators

Bramble Christensen Davis Dayton
Harper Henderson Hillyard Hinkins
Jenkins Jones Knudson Madsen
Mayne Okerlund Osmond Reid
Stephenson Stevenson Thatcher Urquhart
Vickers Weiler
Voting in the negative were: Senators
Dabakis    Robles

Absent or not voting were: Senators
Adams    Shiozawa    Valentine    Van Tassell
Niederhauser

* * *

On motion of Senator Okerlund, and at 12:00 noon, the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:35 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 11, 2014

The House passed, 2nd Sub. S.B. 46, ADMINISTRATIVE SUBPOENA MODIFICATIONS, by Senator M. Madsen, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, 3rd Sub. S.B. 47, EMERGENCY MANAGEMENT ACT AMENDMENTS, by Senator W. Harper, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, 1st Sub. S.B. 67, AMENDMENTS TO PUBLIC UTILITIES TITLE, by Senator J. S. Adams, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 68, VETERANS CENTERS, by Senator P. Knudson, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 71, INFORMED CONSENT AMENDMENTS, by Senator W. Harper, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, 1st Sub. S.B. 72, UNINSURED MOTORIST PROVISIONS, by Senator L. Hillyard, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, 2nd Sub. S.B. 77, PHARMACY PRACTICE ACT AMENDMENTS, by Senator E. Vickers, which has been signed by the Speaker, and it is transmitted for the signature of the President; and
The House passed, **S.B. 84**, AMENDMENTS TO GOVERNOR’S RURAL BOARDS, by Senator R. Okerlund, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 92**, METAL THEFT AMENDMENTS, by Senator G. Davis, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 189**, RESIDENCE LIEN RESTRICTION AMENDMENTS, by Senator T. Weiler, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **2nd Sub. S.B. 208**, PUBLIC UTILITY MODIFICATIONS, by Senator C. Bramble, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 210**, PRESCRIPTION SYNCHRONIZATION, by Senator C. Bramble, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 217**, PUBLIC UTILITIES AMENDMENTS, by Senator K. Van Tassell, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 230**, INSURANCE MODIFICATIONS, by Senator J. Stevenson, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 238**, REPEAL OF SUBSTANCE ABUSE DONATION FUND, by Senator L. Hillyard, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 245**, INTERNET VOTING PILOT PROJECT AMENDMENTS, by Senator C. Bramble, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.C.R. 7**, CONCURRENT RESOLUTION ON COMPREHENSIVE STATEWIDE WILDLAND FIRE PREVENTION, PREPAREDNESS, AND SUPPRESSION POLICY, by Senator E. Vickers, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.J.R. 13**, JOINT RULES RESOLUTION MODIFYING ELIGIBILITY REQUIREMENTS FOR INDEPENDENT LEGISLATIVE
ETHICS COMMISSION MEMBERS, by Senator J. Valentine, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: March 11, 2014

The House concurred in the Senate amendments and passed H.B. 346, FOSTER CHILDREN AMENDMENTS, by Representative Johnny Anderson, and it is transmitted for the signature of the President.

The bill was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE GOVERNOR

Mr. President: January 17, 2014

I am pleased to inform you that I have appointed Tupakk A. G. Renteria as a Judge of the Third District Juvenile Court as pursuant to Article VIII, Section 8 of the Utah Constitution and Utah Code Section 78A−10−101.

Thank you for your timely consideration and confirmation of Mr. Renteria.

Gary R. Herbert
Governor

Mr. President: February 24, 2014

The Senate Judicial Confirmation Committee met on February 24, 2014, and reports a favorable recommendation for Mr. Tupakk A. G. Renteria to be confirmed to the position of Judge in the Third District Juvenile Court.

Scott K. Jenkins, Chair

On motion of Senator Hillyard, the Senate voted to approve the confirmation of Judge Renteria on the following roll call vote:

Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators

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Mr. President: February 18, 2014

I am pleased to inform you that I have appointed Keith C. Barnes as a Judge of the Fifth District Court as pursuant to Article VIII, Section 8 of the Utah Constitution and Utah Code Section 78A−10−101.

Thank you for your timely consideration and confirmation of Mr. Barnes.

Gary R. Herbert
Governor

Mr. President: March 7, 2014

The Senate Judicial Confirmation Committee met on March 7, 2014, and reports a favorable recommendation for Mr. Keith C. Barnes to be confirmed to the position of Judge in the Fifth District Court.

Scott K. Jenkins, Chair

On motion of Senator Hillyard, the Senate voted to approve the confirmation of Judge Barnes on the following roll call vote:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams, Bramble, Christensen, Dabakis
Davis, Dayton, Harper, Henderson
Hillyard, Hinkins, Jenkins, Jones
Knudson, Madsen, Mayne, Okerlund
Osmond, Reid, Robles, Shiozawa
Stephenson, Stevenson, Thatcher, Urquhart
Van Tassell, Vickers, Weiler, Niederhauser

Absent or not voting was: Senator
Valentine
COMMITEE OF THE WHOLE

On motion of Senator Okerlund, Judge Tupakk A. G. Renteria and Judge Keith C. Barnes spoke in Committee of the Whole.

On motion of Senator Okerlund, the Committee of the Whole was dissolved.

COMMUNICATIONS FROM THE GOVERNOR

Mr. President: February 28, 2014

In accordance with Utah Code 67−1−1 and 67−1−2, I propose and transmit the following appointment:

Terryl Warner is appointed to replace Tami Pyfer as the District 1 representative on the Utah State School Board of Education, the remaining portion of the term to expire December 31, 2014. See Utah Code 20A−1−507.

Thank you for your timely consideration and confirmation of the above appointment.

Gary R. Herbert
Governor

Mr. President: March 3, 2014

The Senate Education Confirmation Committee met on March 3, 2014, and does not report a recommendation for Ms. Terryl Warner as the District 1 Representative of the Utah State Board of Education.

Stephen H. Urquhart, Chair

On motion of Senator Hillyard, the Senate voted to approve the confirmation of Terryl Warner on the following roll call vote:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators

Adams  Bramble  Christensen  Dabakis
Davis  Harper  Henderson  Hillyard
Hinkins  Jones  Knudson  Madsen
Mayne  Okerlund  Osmond  Reid
Robles  Shiozawa  Stephenson  Thatcher
Urquhart  Valentine  Van Tassell  Vickers
Weiler  Niederhauser
**Second Reading Calendar**

On motion of Senator Bramble, the circle was removed from **1st Sub. H.B. 168. School and Institutional Trust Lands and Funds Management Provisions**, and it was before the Senate. Senator Hillyard commented.

Senator Bramble proposed the following amendment:

1. Page 15, Lines 457a through 458
   House Committee Amendments 3–6–2014:
   457a (3) The director shall deposit into the account an amount of money from the earnings from trust fund.
   457b {investment revenues} assets equal to the annual appropriation that the Legislature makes to the office, to pay for the office’s operating costs.
   457c {The office may deduct from income all costs related to risk management, consulting.
   457d equipment, and legal expenses, custodial costs, management fees, and other costs of operating.
   457e the office. ➞}
   458 (4) (a) The office may use money in the account to pay for the office’s operating costs.
   (b) If the amount of money deposited into the account under Subsection (3) in any year
2. Page 16, Line 463
   House Committee Amendments 3–6–2014:
   463 ➞ {—} (5) (a) Before distributing earnings from trust fund assets, the office may deduct any audit.
3. Page 16, Line 465
   House Committee Amendments 3–6–2014:
   465 incurred in managing the trust fund assets. {—} ➞
from and in addition to the office’s operating costs that are paid from the account.

4. Page 22, Line 672:

\[
672 \text{ } \{ \text{Subsections}\} \text{ Subsection } (2)(a) \text{ or (b) shall be appointed based on the individual’s expertise in:}
\]

Senator Bramble’s motion to amend passed on a voice vote.

On motion of Senator Bramble, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Bramble, under suspension of the rules, 1st Sub. H.B. 168, SCHOOL AND INSTITUTIONAL TRUST LANDS AND FUNDS MANAGEMENT PROVISIONS, was considered read the second and third times and passed on the following roll call:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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**Absent or not voting was:** Senator Thatcher

1st Sub. H.B. 168, as amended, was returned to the House for further consideration

* * *

On motion of Senator Adams, the circle was removed from 1st Sub. H.B. 356, NEW CONVENTION FACILITY DEVELOPMENT INCENTIVE PROVISIONS, and it was before the Senate.

Senator Adams proposed the following amendment:

1. Page 18, Lines 545 through 547:
545 described in Subsection (2)(d).

(13) Notwithstanding Subsection (3)(a), beginning the second fiscal year after the fiscal year during which the Division of Finance receives notice under Subsection 63M−1−3410(3) that construction on a qualified hotel, as defined in Section 63M−1−3402, has begun, the Division of Finance shall, for two consecutive fiscal years, annually deposit $1,900,000 of the revenue generated by the taxes listed under Subsection (3)(a) into the Hotel Impact Mitigation Fund, created in Section 63M−1−3412.

546 (13) Notwithstanding Subsections (4) through (12), an amount required to be expended or deposited in accordance with Subsections (4) through (12), may not include an amount the

2. Page 18, Line 549 through Page 19, Line 554:

549 Notwithstanding Subsection (3)(a), beginning the second fiscal year after the fiscal year during which the Division of Finance receives notice under Subsection 63M−1−3410(3) that construction on a qualified hotel, as defined in Section 63M−1−3402, has begun, the Division of Finance shall, for two consecutive fiscal years, annually deposit $1,900,000 of the revenue generated by the taxes listed under Subsection (3)(a) into the Hotel Impact Mitigation Fund, created in Section 63M−1−3412.

550 Notwithstanding Subsections (4) through (12), an amount required to be expended or deposited in accordance with Subsections (4) through (12), may not include an amount the

Senator Adams’ motion to amend passed on a voice vote. Senators Weiler, Mayne, and Jenkins commented. The bill passed second reading on the following roll call:

Yeas, 17; Nays, 11; Absent or not voting, 1.

Voting in the affirmative were: Senators

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Voting in the negative were: Senators
Dayton Harper Henderson Hillyard
Hinkins Jenkins Madsen Stephenson
Valentine Van Tassell Vickers

Absent or not voting was: Senator Thatcher

***

On motion of Senator Henderson, 2nd Sub. H.B. 342, POWERS AND DUTIES OF THE STATE BOARD OF EDUCATION, was read the second time and circled.

***

1st Sub. H.B. 84, SCHOOL DISTRICT AMENDMENTS, was read the second time. Senator Harper explained the bill.

Senator Osmond proposed the following amendment:

1. Page 11, Lines 323 through 326
   House Committee Amendments 2–14–2014:

   323 (c) assumes a level and quality of school district services to be provided to the
   324 proposed new school district in the future that:
   (i) fairly and reasonably approximates the level and
   325 quality of school district services being provided to the existing
   school district at the time of
   326 the feasibility study; and
   (ii) provides sufficient school buildings and capital infrastructure to allow all students within the proposed new school district to attend
   school within the geographical boundaries of the proposed new school
district; and

Senator Osmond’s motion to amend passed on a voice vote. Senator Stephenson commented. The bill failed second reading on the following roll call:

Yeas, 11; Nays, 18; Absent or not voting, 0.

Voting in the affirmative were: Senators
Davis Harper Henderson Hinkins
Mayne Okerlund Osmond Reid
Thatcher Vickers Weiler
**Voting in the negative were:** Senators

Adams  Bramble  Christensen  Dabakis  
Dayton  Hillyard  Jenkins  Jones  
Knudson  Madsen  Robles  Shiozawa  
Stephenson  Stevenson  Urquhart  Valentine  
Van Tassell  Niederhauser  

The bill was sent to the House for filing.  

***

On motion of Senator Bramble, the Senate voted to reconsider its action on **1st Sub. H.B. 168, SCHOOL AND INSTITUTIONAL TRUST LANDS AND FUNDS MANAGEMENT PROVISIONS.** The bill was placed at the top of the Second Reading Calendar.  

1st Sub. H.B. 168, SCHOOL AND INSTITUTIONAL TRUST LANDS AND FUNDS MANAGEMENT PROVISIONS, was before the Senate.  

On motion of Senator Bramble, the bill was circled.  

***

On motion of Senator Bramble, **H.J.R. 21, JOINT RESOLUTION ON THE SOVEREIGN CHARACTER OF PILT—PAYMENT IN LIEU OF TAXES, was read the second time and circled.**  

***

On motion of Senator Henderson, the circle was removed from **2nd Sub. H.B. 342, POWERS AND DUTIES OF THE STATE BOARD OF EDUCATION,** and it was before the Senate. Senator Henderson explained the bill.  

On motion of Senator Henderson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.  

On motion of Senator Henderson, under suspension of the rules, **2nd Sub. H.B. 342, POWERS AND DUTIES OF THE STATE BOARD OF EDUCATION,** was considered read the second and third times and passed on the following roll call:  

**Yeas, 22; Nays, 4; Absent or not voting, 3.**  

**Voting in the affirmative were:** Senators

Adams  Bramble  Christensen  Davis  
Dayton  Harper  Henderson  Hillyard
Voting in the negative were: Senators
Jones Mayne Robles Van Tassell

Absent or not voting were: Senators
Dabakis Osmond Niederhauser

2nd Sub. H.B. 342 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Bramble, the circle was removed from 1st Sub. H.B. 357, BUDGETARY AMENDMENTS, and it was before the Senate. Senator Bramble explained the bill.

On motion of Senator Bramble, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Bramble, under suspension of the rules, 1st Sub. H.B. 357, BUDGETARY AMENDMENTS, was considered read the second and third times and passed on the following roll call:

Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams Bramble Dabakis Davis
Dayton Harper Henderson Hinkins
Jenkins Jones Knudson Mayne
Okerlund Reid Robles Shiozawa
Stephenson Stevenson Thatcher Urquhart
Valentine Van Tassell Vickers Weiler

Absent or not voting were: Senators
Christensen Hillyard Madsen Osmond
Niederhauser

1st Sub. H.B. 357 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
On motion of Senator Hinkins, the circle was removed from H.J.R. 21, JOINT RESOLUTION ON THE SOVEREIGN CHARACTER OF PILT—PAYMENT IN LIEU OF TAXES, and it was before the Senate. Senator Hinkins explained the bill. Senators Okerlund and Dabakis commented.

On motion of Senator Hinkins, under suspension of the rules, H.J.R. 21, JOINT RESOLUTION ON THE SOVEREIGN CHARACTER OF PILT—PAYMENT IN LIEU OF TAXES, was considered read the second and third times and passed on the following roll call:

**Yeas, 22; Nays, 2; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators
- Adams
- Christensen
- Dabakis
- Davis
- Dayton
- Harper
- Henderson
- Hinkins
- Jenkins
- Knudson
- Madsen
- Mayne
- Okerlund
- Reid
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Urquhart
- Valentine
- Vickers
- Weiler

**Voting in the negative were:** Senators
- Jones
- Robles

**Absent or not voting were:** Senators
- Bramble
- Hillyard
- Osmond
- Van Tassell
- Niederhauser

H.J.R. 21 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

**On motion of Senator Knudson, the following bills were lifted from Rules and placed at the top of the Second Reading Calendar:**

1st Sub. H.B. 394   Campaign Finance Revisions  
H.B. 414   Legislative Subpoena Amendments

**On motion of Senator Knudson, the following bills were lifted from Rules and placed at the bottom of the Second Reading Calendar:**
2nd Sub. H.B. 243  Amendments to the Fund of Funds (Rep. J. Bird)
1st Sub. H.B. 418  Rights of Grandparents to Child Visitation
                   (Rep. L. Christensen)
H.B. 408  Election Requirements Amendments
                   (Rep. K. Christofferson)
H.B. 221  School Community Council Revisions
                   (Rep. R. Cunningham)
1st Sub. H.B. 382  Limited Purpose Local Government Entities Amendments
                   (Rep. B. Dee)
1st Sub. H.B. 415  Local and Special Service District Elections Amendments
                   (Rep. S. Eliason)
1st Sub. H.B. 138  Underground Petroleum Storage Tank Amendments
                   (Rep. S. Eliason)
H.B. 132  Temporary Homeless Youth Shelter Amendments
                   (Rep. G. Froerer)
H.B. 93  Property Tax Assessment Amendments (Rep. B. Greene)
H.B. 147  Peace Officer Agreements with Federal Agencies
                   (Rep. R. Greenwood)
H.B. 368  Jury Duty Amendments (Rep. C. Hall)
H.B. 160  Utah Wilderness Act (Rep. S. Handy)
H.B. 159  Regulation of Child Care Programs (Rep. G. Hughes)

SECOND READING CALENDAR

On motion of Senator Valentine, 1st Sub. H.B. 394, CAMPAIGN FINANCE
REVISE NS, was read the second time and circled.

***

H.B. 414, LEGISLATIVE SUBPOENA AMENDMENTS, was read the
second time.

On motion of Senator Valentine, the bill was circled.

***

On motion of Senator Valentine, the circle was removed from 1st Sub.
H.B. 394, CAMPAIGN FINANCE REVISE NS, and it was before the Senate.
On motion of Senator Valentine, the following substitute bill replaced the original bill:

2nd Sub. H.B. 394 Campaign Finance Revisions (J. Dunnigan)

Senator Valentine explained the bill. The bill passed second reading on the following roll call:

Yea, 23; Nays, 1; Absent or not voting, 5.

Voting in the affirmative were: Senators

Bramble    Christensen    Dabakis    Davis
Harper      Henderson      Hinkins    Jenkins
Jones       Knudson        Madsen    Mayne
Okerlund    Reid           Robles     Shiozawa
Stephenson  Stevenson      Thatcher   Urquhart
Valentine   Vickers        Weiler

Voting in the negative was: Senator Dayton

Absent or not voting were: Senators

Adams      Hillyard      Osmond    Van Tassell
Niederhauser

TIME CERTAIN CALENDAR

7th Sub. H.B. 105, PLANT EXTRACT AMENDMENTS, was read the second time. Senator Urquhart explained the bill.

On motion of Senator Valentine, the following substitute bill replaced the original bill:

9th Sub. H.B. 105 Plant Extract Amendments (G. Froerer)

Senators Hillyard, Vickers, Mayne, Robles, and Madsen commented.

On motion of Senator Urquhart, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Urquhart, under suspension of the rules, 9th Sub. H.B. 105, PLANT EXTRACT AMENDMENTS, was considered read the second and third times and passed on the following roll call:
Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators

Bramble  Christensen  Dabakis  Davis
Dayton  Harper  Henderson  Hillyard
Hinkins  Jenkins  Jones  Knudson
Madsen  Mayne  Okerlund  Osmond
Robles  Shiozawa  Stephenson  Stevenson
Thatcher  Urquhart  Valentine  Van Tassell
Vickers  Weiler

Absent or not voting were: Senators

Adams  Reid  Niederhauser

9th Sub. H.B. 105, as amended, was returned to the House for further consideration.

***

On motion of Senator Okerlund, and at 4:40 p.m., the Senate sauntered.

The Senate was called to order at 5:15 p.m., with President Pro Tem Weiler presiding.

***

On motion of Senator Bramble, the circle was removed from 1st Sub. H.B. 168, SCHOOL AND INSTITUTIONAL TRUST LANDS AND FUNDS MANAGEMENT PROVISIONS, and it was before the Senate.

On motion of Senator Bramble, the following substitute bill replaced the original bill:


On motion of Senator Bramble, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Bramble, under suspension of the rules, 2nd Sub. H.B. 168, SCHOOL AND INSTITUTIONAL TRUST LANDS AND FUNDS MANAGEMENT PROVISIONS, was considered read the second and third times and passed on the following roll call:
Yeas, 25; Nays, 0; Absent or not voting, 4.

**Voting in the affirmative were:** Senators

Bramble  Christensen  Dabakis  Davis
Dayton  Harper  Henderson  Hillyard
Hinkins  Jenkins  Jones  Knudson
Madsen  Mayne  Okerlund  Osmond
Reid  Robles  Shiozawa  Thatcher
Urquhart  Valentine  Van Tassell  Vickers
Weiler

**Absent or not voting were:** Senators

Adams  Stephenson  Stevenson  Niederhauser

2nd Sub. H.B. 168 was returned to the House for further consideration.

* * *

On motion of Senator Valentine, the circle was removed from **H.B. 126, RETIREMENT AMENDMENTS**, and it was before the Senate. Senator Valentine explained the bill. Senator Dayton commented. The bill passed second reading on the following roll call:

Yeas, 24; Nays, 0; Absent or not voting, 5.

**Voting in the affirmative were:** Senators

Bramble  Christensen  Dabakis  Davis
Dayton  Harper  Henderson  Hillyard
Hinkins  Jenkins  Jones  Knudson
Mayne  Okerlund  Osmond  Reid
Robles  Shiozawa  Thatcher  Urquhart
Valentine  Van Tassell  Vickers  Weiler

**Absent or not voting were:** Senators

Adams  Jones  Stephenson  Stevenson
Niederhauser

* * *

On motion of Senator Jenkins, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Jenkins, under suspension of the rules, **1st Sub. H.B. 137, AMENDMENTS TO DRIVER LICENSE SANCTIONS FOR**
ALCOHOL OR DRUG RELATED OFFENSES, was considered read the second and third times and passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

- Adams
- Bramble
- Christensen
- Dabakakis
- Davis
- Dayton
- Harper
- Henderson
- Hillyard
- Hinkins
- Jenkins
- Jones
- Knudson
- Madsen
- Mayne
- Okerlund
- Osmond
- Reid
- Robles
- Shiozawa
- Thatcher
- Urquhart
- Valentine
- Van Tassell
- Vickers
- Weiler

**Absent or not voting were:** Senators

- Stephenson
- Stevenson
- Niederhauser

1st Sub. H.B. 137 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

2nd Sub. H.B. 117, PATENT INFRINGEMENT AMENDMENTS, was read the second time.

Senator Valentine proposed the following amendment:

1. Page 2, Lines 50 through 52:

   50 (2) “Target” means a person or entity residing in, incorporated in, or organized under the laws of this state that has received a demand letter and includes the customers, distributors and agents of the person or entity.

2. Page 3, Lines 57 through 59:

   57 (1) A sponsor may not distribute a demand letter to a target that includes a bad faith assertion of patent infringement.

   58 assertion of patent infringement.

   59 (2) A demand letter includes a bad faith assertion of patent infringement when...} A court may consider the following factors as
evidence in determining whether a sponsor has or has not distributed a
demand letter containing a bad faith assertion of patent infringement, but
no one factor may be considered conclusive as to whether a demand letter
contains a bad faith assertion of patent infringement:

3. Page 3, Lines 66 through 73:

66 (iv) the identification of at least one claim of each asserted
patent that is allegedly
67 infringed: {−and−}
68 (v) for each claim identified in Subsection (2)(a)(iv), a
description of one or more
69 allegedly infringing products, including the make, model number,
and other specific identifying
70 indicia of allegedly infringing products, services or methods made,
used, offered for sale, sold.
71 imported or performed by the target, provided in sufficient detail to
allow the target to assess
72 the merits of the assertion of patent infringement; and
73 {−(iv)−} (vi) identification of each judicial or
administrative proceeding pending as of the date

4. Page 3, Lines 85 through 87:

85 (v) an assertion that the amount of compensation demanded will
increase if the target
86 retains counsel to defend against the assertions in the demand letter
or if the target does not pay
87 the sponsor within a period of 60 days or less; (vi) a false or misleading statement; or
(vii) the demand letter demands payment of a license fee or
response within an unreasonably short period of time depending on the
number and complexity of the claims;

5. Page 4, Lines 99 through 101:

99 (e) the sponsor is:
100 (i) the inventor or joint inventor of the patent or the original
assignee of the inventor or
101 joint inventor, or an entity owned by or affiliated with the original assignee; or

6. Page 4, Lines 115 through 118:

115 (2) The Attorney General may conduct civil investigations and bring civil actions

116 pursuant to this part. In an action brought by the Attorney General under this part, the court

117 may award or impose any relief it considers prudent, including {but not limited} to the

118 following:

7. Page 5, Lines 133 through 134:

133 (d) final resolution of actions brought under {this} part, including any recovery under

134 Subsection (2).

Senator Valentine’s motion to amend passed on a voice vote. Senator Valentine explained the bill. Senator Stephenson commented. The bill passed second reading on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

- Bramble
- Dayton
- Hinkins
- Madsen
- Reid
- Thatcher
- Vickers

- Christensen
- Harper
- Jenkins
- Mayne
- Robles
- Urquhart
- Weiler

- Dabakis
- Henderson
- Jones
- Okerlund
- Shiozawa
- Valentine
- Niederhauser

- Davis
- Hillyard
- Knudson
- Osmond
- Stephenson
- Van Tassell

**Absent or not voting were:** Senators

- Adams
- Stevenson

***

On motion of Senator Jenkins, **H.B. 276, DISORDERLY CONDUCT AMENDMENTS**, was read the second time and circled.

***

On motion of Senator Okerlund, **H.C.R. 3, CONCURRENT RESOLUTION ON UNMANNED AIRCRAFT SYSTEMS**, was read the second time and circled.
On motion of Senator Bramble, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Bramble, under suspension of the rules, **1st Sub. H.B. 392, DELEGATE RESPONSIBILITY AMENDMENTS**, was considered read the second and third times and passed on the following roll call:

**Yeas, 22; Nays, 2; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

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**Absent or not voting were:** Senators

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**1st Sub. H.B. 392** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

**4th Sub. H.B. 112, REGULATION OF ELECTRONIC CIGARETTES**, was read the second time.

On motion of Senator Bramble, the following substitute bill replaced the original bill:

**9th Sub. H.B. 112 Regulation of Electronic Cigarettes** (P. Ray)

The bill was placed at the bottom of the Second Reading Calendar.
On motion of Senator Vickers, **2nd Sub. H.B. 49**, WATER RIGHTS – CHANGE APPLICATION AMENDMENTS, was read the second time and circled.

** ***

On motion of Senator Vickers, **H.B. 404**, COURT SECURITY FEE AMENDMENTS, was read the second time and circled.

** ***

On motion of Senator Shiozawa, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Shiozawa, under suspension of the rules, **H.B. 143**, PSYCHIATRIC NURSE AMENDMENTS, was considered read the second and third times and passed on the following roll call:

**Yeas, 23; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators  
Bramble  Christensen  Dabakis  Dayton  
Henderson  Hillyard  Hinkins  Jenkins  
Jones  Knudson  Madsen  Mayne  
Okerlund  Osmond  Reid  Robles  
Shiozawa  Stephenson  Valentine  Van Tassell  
Vickers  Weiler  Niederhauser

**Absent or not voting were:** Senators  
Adams  Davis  Harper  Stevenson  
Thatcher  Urquhart

**H.B. 143** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

** ***

On motion of Senator Valentine, the circle was removed from **H.B. 414**, LEGISLATIVE SUBPOENA AMENDMENTS, and it was before the Senate.

On motion of Senator Valentine, the following substitute bill replaced the original bill:
1st Sub. H.B. 414 Legislative Subpoena Amendments  
(J. Dunnigan)

Senator Valentine explained the bill. The bill passed second reading on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudson  Madsen  Mayne  Okerlund
Osmond  Reid  Robles  Shiozawa
Valentine  Van Tassell  Vickers  Weiler
Niederhauser

Absent or not voting were: Senators
Stephenson  Stevenson  Thatcher  Urquhart

* * *

On motion of Senator Knudson, the Senate voted to lift the following bills from Rules and place them at the bottom of the Second Reading Calendar:

1st Sub. H.B. 81 Parental Review of Statewide Summative Test Questions  
(Rep. M. Kennedy)
H.B. 389 Voter Eligibility Amendments (Rep. R. C. Webb)
H.B. 152 Highway Sponsorship Program Act (Rep. J. Knotwell)
1st Sub. H.B. 422 Initiative and Referendum Impact Disclosure  
(Rep. B. Last)
1st Sub. H.B. 133 Contingent Management for Federal Facilities  
(Rep. D. Lifferth)
H.B. 170 Local School Board Bond Amendments (Rep. D. McCay)
3rd Sub. H.B. 146 Child Care Amendments (Rep. R. Menlove)
H.C.R. 11 Concurrent Resolution Recognizing 100th Anniversary of Logan Regional Hospital (Rep. E. Redd)
H.B. 399 Truancy Amendments (Rep. F. Gibson)
SECOND READING CALENDAR

On motion of Senator Weiler, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Weiler, under suspension of the rules, 1st Sub. H.B. 265, PROBATE CODE AMENDMENTS, was considered read the second and third times and passed on the following roll call:

**Yea's, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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1st Sub. H.B. 265 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Henderson, under suspension of the rules, H.C.R. 5, CONCURRENT RESOLUTION TO PROTECT STATE FUNDS, was considered read the second and third times and passed on the following roll call:

**Yea's, 23; Nays, 2; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

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Absent or not voting were: Senators
Hillyard  Jones  Stevenson  Thatcher

H.C.R. 5 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Vickers, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Vickers, under suspension of the rules, H.B. 164, INTERSTATE COMPACT ON TRANSFER OF PUBLIC LANDS, was considered read the second and third times and passed on the following roll call:

Yeas, 23; Nays, 3;Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dayton
Harper  Henderson  Hinkins  Jenkins
Knudson  Madsen  Mayne  Okerlund
Osmond  Reid  Shiozawa  Stephenson
Thatcher  Urquhart  Valentine  Van Tassell
Vickers  Weiler  Niederhauser

Voting in the negative were: Senators
Davis  Jones  Robles

Absent or not voting were: Senators
Dabakis  Hillyard  Stevenson

H.B. 164 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

1st Sub. H.B. 128, ELECTRONIC DEVICE LOCATION AMENDMENTS, was read the second time. Senator Madsen explained the bill. Senator Valentine commented. The bill passed second reading on the following roll call:

Yeas, 29; Nays, 0;Absent or not voting, 0.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
On motion of Senator Adams, 2nd Sub. H.B. 286, CHILD SEXUAL ABUSE PREVENTION, will be considered Wednesday, March 12, 2014 at 10:00 a.m.

THIRD READING CALENDAR

H.B. 316, FINANCIAL INSTITUTIONS FEE AMENDMENTS, was read the third time, explained by Senator Bramble, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators

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<td>Van Tassell</td>
<td>Vickers</td>
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Absent or not voting was: Senator

Urquhart

H.B. 316 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Knudson, the Senate voted to lift 1st Sub. H.B. 118, PERSONAL INJURY DAMAGES AMENDMENTS, from Rules and place it on the Second Reading Calendar below H.B. 170.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 11, 2014

The Speaker of the House has signed S.B. 87, CONTRACTOR EMPLOYEE AMENDMENTS, by Senator K. Mayne, and it is transmitted for the signature of the President; and
The House passed, **1st Sub. S.B. 196**, MEDICAL WASTE INCINERATION PROHIBITION, by Senator T. Weiler, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 204**, RETIREMENT SYSTEM OPT–OUT FOR RURAL HEALTH CARE CENTERS, by Senator D. Hinkins, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 205**, CONTROLLED SUBSTANCE PENALTY AMENDMENT, by Senator L. Hillyard, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 212**, INVASIVE SPECIES AMENDMENTS, by Senator P. Knudson, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 213**, COMPULSORY POOLING AMENDMENTS, by Senator R. Okerlund, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 222**, AUTOMATIC LICENSE PLATE READER SYSTEM AMENDMENTS, by Senator T. Weiler, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.C.R. 3**, CONCURRENT RESOLUTION ON THE SCHOOL OF DENTISTRY SERVING UNDERPRIVILEGED CHILDREN, by Senator P. Jones, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

** * * * **

Mr. President:  

March 11, 2014

The House passed, as amended, **H.B. 2**, NEW FISCAL YEAR SUPPLEMENTAL APPROPRIATIONS ACT, by Representative M. Brown, and it is transmitted for consideration; and

The House passed **H.B. 4**, CURRENT SCHOOL YEAR SUPPLEMENTAL PUBLIC EDUCATION BUDGET AMENDMENTS, by Representative M. Brown, and it is transmitted for consideration; and
The House passed **H.B. 7**, STATE AGENCY AND HIGHER EDUCATION COMPENSATION APPROPRIATIONS, by Representative M. Brown, and it is transmitted for consideration; and

The House passed **H.B. 8**, STATE AGENCY FEES AND INTERNAL SERVICE FUND RATE AUTHORIZATION AND APPROPRIATIONS, by Representative B. Wilson, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

President Niederhauser directed that the bills be placed at the top of the Second Reading Calendar.

***

Mr. President: March 11, 2014

The House passed, as amended, **1st Sub. S.B. 39**, HOME SCHOOL AMENDMENTS, by Senator A. Osmond, and it is transmitted for further consideration; and

The House substituted, amended, and passed, **4th Sub. S.B. 69**, PREJUDGMENT INTEREST REVISIONS, by Senator S. Urquhart, and it is transmitted for further consideration; and

The House passed, as amended, **1st Sub. S.B. 193**, NATUROPATHIC PRACTICE ACT AMENDMENTS, by Senator J. S. Adams, and it is transmitted for further consideration; and

The House substituted and passed, **2nd Sub. S.B. 233**, UTAH SMALL BUSINESS JOBS ACT, by Senator J. Valentine, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.

***

Mr. President: March 11, 2014

The House has rejected **S.B. 37**, STATEWIDE ONLINE EDUCATION PROGRAM REVISIONS, by Senator D. Thatcher, and it is transmitted for filing.

Sandy D. Tenney, Chief Clerk

The bill was filed.
On motion of Senator Okerlund, and at 6:33 p.m., the Senate adjourned until 10:00 a.m., Wednesday, March 12, 2014.
FORTY-FOURTH DAY

MORNING SESSION

March 12, 2014

The Senate was called to order at 8:40 a.m., with President Wayne Niederhauser presiding.

Prayer – Senator Peter Knudson

Pledge of Allegiance – Richie T. Steadman

Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 65)

CONSENT CALENDAR

On motion of Senator Valentine, 1st Sub. H.B. 293, GOVERNMENT IMMUNITY WILDLIFE WAIVER AMENDMENTS, was read the third time and circled.

***

On motion of Senator Christensen, H.B. 322, PROTECTION OF ACTIVITIES IN PRIVATE VEHICLES, was read the third time and circled.

***

On motion of Senator Weiler, H.B. 200, UNLAWFUL REMOVAL OR VANDALISM OF CAMPAIGN SIGNS, was read the third time and circled.

2nd Sub. H.B. 262, LOCAL GOVERNING BODY VOTING AMENDMENTS, was read the third time, explained by Senator Shiozawa, and passed on the following roll call:

Yeas, 20; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Senators

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Absent or not voting were: Senators
Davis    Dayton    Hillyard    Jones
Madsen   Mayne    Robles    Thatcher
Urquhart

2nd Sub. H.B. 262 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

On motion of Senator Van Tassell, H.B. 123, PROPERTY TAX LIEN AMENDMENTS, was read the third time and circled.

***

On motion of Senator Van Tassell, H.C.R. 9, CONCURRENT RESOLUTION RECOGNIZING THE 20TH ANNIVERSARY OF THE UTAH COMMISSION ON SERVICE AND VOLUNTEERISM, was read the third time and circled.

On motion of Senator Van Tassell, H.C.R. 11, CONCURRENT RESOLUTION RECOGNIZING 100TH ANNIVERSARY OF LOGAN REGIONAL HOSPITAL, was read the third time and circled.

***

H.B. 130, MOBILITY AND PEDESTRIAN VEHICLES, was read the third time, explained by Senator Van Tassell, and passed on the following roll call:

Yeas, 19; Nays, 0; Absent or not voting, 10.

Voting in the affirmative were: Senators
Adams    Christensen    Dabakis    Harper
Henderson    Hinkins    Jenkins    Knudson
Okerlund   Osmond    Reid    Shiozawa
Stephenson    Stevenson    Valentine    Van Tassell
Vickers    Weiler    Niederhauser

Absent or not voting were: Senators
Bramble    Davis    Dayton    Hillyard
Jones    Madsen    Mayne    Robles
Thatcher    Urquhart

H.B. 130 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
CONCURRENCE CALENDAR

On motion of Senator Adams, the circle was removed from 1st Sub. S.B. 184, LOCAL GOVERNMENT INSPECTION AMENDMENTS, and it was before the Senate.

On motion of Senator Adams, the Senate refused to concur in the House amendments. 1st Sub. S.B. 184 was returned to the House.

***

On motion of Senator Adams, the circle was removed from S.B. 187, HIGHWAY RIGHTS–OF–WAY AMENDMENTS, and it was before the Senate.

On motion of Senator Adams, the Senate voted to concur in the House amendments to S.B. 187, HIGHWAY RIGHTS–OF–WAY AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 21; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Dayton  Harper  Henderson  Hillyard
Hinkins  Jenkins  Okerlund  Osmond
Reid  Shiozawa  Stephenson  Stevenson
Valentine  Van Tassell  Vickers  Weiler
Niederhauser

Absent or not voting were: Senators
Davis  Jones  Knudson  Madsen
Mayne  Robles  Thatcher  Urquhart

S.B. 187 was returned to the House for the signature of the Speaker.

***

On motion of Senator Osmond, the Senate voted to concur in the House amendments to 1st Sub. S.B. 39, HOME SCHOOL AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 23; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Dayton  Harper  Henderson  Hillyard
1st Sub. S.B. 39 was returned to the House for the signature of the Speaker.

* * *

4th Sub. S.B. 69, PREJUDGMENT INTEREST REVISIONS, was before the Senate.

On motion of Senator Okerlund, the bill was circled.

* * *

On motion of Senator Adams, the Senate voted to concur in the House amendments to 1st Sub. S.B. 193, NATUROPATHIC PRACTICE ACT AMENDMENTS. The bill, as amended, passed on the following roll call:

**Yeas, 21; Nays, 1; Absent or not voting, 7.**

**Voting in the affirmative were:** Senators

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**Voting in the negative was:** Senator Dayton

**Absent or not voting were:** Senators

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1st Sub. S.B. 193 was returned to the House for the signature of the Speaker.

On motion of Senator Adams, the following intent language is spread upon the pages of the Senate Journal:
INTENT LANGUAGE

It is the intent of the legislature that the United States Food and Drug Administration approval required by this section exclusively pertains to any and all local anesthetics, non-scheduled prescription medications and natural substances.

* * *

On motion of Senator Valentine, the Senate voted to concur in the House amendments to 2nd Sub. S.B. 233, UTAH SMALL BUSINESS JOBS ACTS. The bill, as amended, passed on the following roll call:

**Yeas, 24; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

Adams Bramble Christensen Dabakis
Dayton Harper Henderson Hillyard
Hinkins Jenkins Knudson Madsen
Okerlund Osmond Reid Shiozawa
Stephenson Stevenson Urquhart Valentine
Van Tassell Vickers Weiler Niederhauser

**Absent or not voting were:** Senators

Davis Jones Mayne Robles
Thatcher

2nd Sub. S.B. 233 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Bramble, under suspension of the rules, the Senate voted to recall 2nd Sub. H.B. 24, INSURANCE RELATED AMENDMENTS, for the purpose of a technical amendment.

CONSENT CALENDAR

On motion of Senator Hillyard, the circle was removed from H.C.R. 11, CONCURRENT RESOLUTION RECOGNIZING 100TH ANNIVERSARY OF LOGAN REGIONAL HOSPITAL, and it was before the Senate. The bill passed on the following roll call:

**Yeas, 24; Nays, 0; Absent or not voting, 5.**
Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Dayton Harper Henderson Hillyard
Jenkins Jones Knudson Madsen
Okerlund Osmond Reid Robles
Shiozawa Stephenson Stevenson Urquhart
Valentine Van Tassell Vickers Niederhauser

Absent or not voting were: Senators
Davis Hinkins Mayne Thatcher
Weiler

H.C.R. 11 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

On motion of Senator Madsen, the circle was removed from H.B. 322, PROTECTION OF ACTIVITIES IN PRIVATE VEHICLES, and it was before the Senate. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Dayton Harper Henderson
Hillyard Hinkins Jenkins Jones
Knudson Madsen Okerlund Osmond
Reid Robles Shiozawa Stephenson
Stevenson Urquhart Valentine Van Tassell
Vickers Niederhauser

Absent or not voting were: Senators
Mayne Thatcher Weiler

H.B. 322 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

On motion of Senator Bramble, under suspension of the rules, legislative staff was authorized to draft a bill regarding railroad crossings in Vineyard.

***

On motion of Senator Valentine, the circle was removed from 1st Sub. H.B. 293, GOVERNMENT IMMUNITY WILDLIFE WAIVER
AMENDMENTS, and it was before the Senate. The bill passed on the following roll call:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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**Absent or not voting was:** Senator

Mayne

1st Sub. H.B. 293 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Madsen, the circle was removed from **H.B. 200, UNLAWFUL REMOVAL OR VANDALISM OF CAMPAIGN SIGNS**, and it was before the Senate. The bill passed on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

Mayne  Shiozawa

H.B. 200 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
On motion of Senator Davis, the circle was removed from H.B. 123, PROPERTY TAX LIEN AMENDMENTS, and it was before the Senate. The bill passed on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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**H.B. 123** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

---

On motion of Senator Mayne, the circle was removed from H.C.R. 9, CONCURRENT RESOLUTION RECOGNIZING THE 20TH ANNIVERSARY OF THE UTAH COMMISSION ON SERVICE AND VOLUNTEERISM, and it was before the Senate. The bill passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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H.C.R. 9 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

CONCURRENCE CALENDAR

On motion of Senator Urquhart, the circle was removed from 4th Sub. S.B. 69, PREJUDGMENT INTEREST REVISIONS, and it was before the Senate.

On motion of Senator Urquhart, the Senate voted to concur in the House amendments to 4th Sub. S.B. 69, PREJUDGMENT INTEREST REVISIONS. The bill, as amended, passed on the following roll call:

Yeas, 21; Nays, 7; Absent or not voting, 1.

**Voting in the affirmative were:** Senators

Adams  Bramble  Christensen  Dabakis
Davis  Harper  Henderson  Hinkins
Jones  Mayne  Okerlund  Osmond
Reid  Shiozawa  Stevenson  Thatcher
Urquhart  Van Tassell  Vickers  Weiler
Niederhauser

**Voting in the negative were:** Senators

Dayton  Hillyard  Jenkins  Knudson
Madsen  Stephenson  Valentine

**Absent or not voting was:** Senator

Robles

4th Sub. S.B. 69 was returned to the House for the signature of the Speaker.

SECOND READING CALENDAR

On motion of Senator Hillyard, H.B. 2, NEW FISCAL YEAR SUPPLEMENTAL APPROPRIATIONS ACT, was read the second time and circled.

***

On motion of Senator Hillyard, the following bills were lifted from the Third Reading Table and placed on the Third Reading Calendar:

1st Sub. H.B. 64  Utah History Day
H.B. 88  Autism Program Amendments
H.B. 226  Severance Tax Amendments

***

On motion of Senator Hillyard, the following bills were lifted from Rules and placed on the Second Reading Calendar:

H.B. 61  Clean Air Programs
H.B. 74  Energy Efficient Vehicle Tax Credits
H.B. 96  Utah School Readiness Initiative
2nd Sub. H.B. 150  Science, Technology, Engineering, and Mathematics Amendments
H.B. 154  Woodburning Amendments
H.B. 209  Extension of Sales and Use Tax Exemption
2nd Sub. H.B. 313  Veterans’ and Military Affairs Commission

***

On motion of Senator Hillyard, the circle was removed from H.B. 2, NEW FISCAL YEAR SUPPLEMENTAL APPROPRIATIONS ACT, and it was before the Senate.

On motion of Senator Hillyard, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Hillyard, under suspension of the rules, H.B. 2, NEW FISCAL YEAR SUPPLEMENTAL APPROPRIATIONS ACT, was considered read the second and third times and passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators

Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudson  Madsen  Mayne  Okerlund
Osmond  Reid  Shiozawa  Stephenson
Stevenson  Thatcher  Urquhart  Valentine
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator Robles

H.B. 2 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
On motion of Senator Hillyard, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Hillyard, under suspension of the rules, H.B. 4, CURRENT SCHOOL YEAR SUPPLEMENTAL PUBLIC EDUCATION BUDGET AMENDMENTS, was considered read the second and third times and passed on the following roll call:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

- Adams
- Bramble
- Christensen
- Dabakis
- Davis
- Dayton
- Harper
- Henderson
- Hillyard
- Hinkins
- Jenkins
- Jones
- Knudson
- Madsen
- Mayne
- Okerlund
- Osmond
- Reid
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Urquhart
- Valentine
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting was:** Senator

- Robles

H.B. 4 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Hillyard, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Hillyard, under suspension of the rules, H.B. 7, STATE AGENCY AND HIGHER EDUCATION COMPENSATION APPROPRIATIONS, was considered read the second and third times. Senator Urquhart commented and the bill passed on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

- Adams
- Bramble
- Dabakis
- Davis
- Dayton
- Harper
- Henderson
- Hillyard
- Hinkins
- Jenkins
- Jones
- Knudson
- Mayne
- Okerlund
- Osmond
- Reid
Robles  Shiozawa  Stephenson  Stevenson
Thatcher  Urquhart  Valentine  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Christensen  Madsen

H.B. 7 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Stevenson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Stevenson, under suspension of the rules, H.B. 8, STATE AGENCY FEES AND INTERNAL SERVICE FUND RATE AUTHORIZATION AND APPROPRIATIONS, was considered read the second and third times and passed on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Knudson
Madsen  Mayne  Okerlund  Osmond
Reid  Robles  Shiozawa  Stevenson
Thatcher  Urquhart  Valentine  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Jones  Stephenson

H.B. 8 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

THIRD READING CALENDAR

1st Sub. H.B. 64, UTAH HISTORY DAY, was read the third time and explained by Senator Hillyard.

Senator Hillyard proposed the following amendment:
1. Page 1, Lines 21 through 24:

21 This bill appropriates for fiscal year 2015:
22 to the Department of Heritage and Arts − State History − History Projects, as an
23 ongoing appropriation:
24 from the General Fund, \( -\$75,000 \) \$74,000.

2. Page 6, Lines 155 through 158:

155 To Department of Heritage and Arts − State History
156 From General Fund \( -\$75,000 \) \$74,000
157 Schedule of Programs:
158 History Projects \( -\$75,000 \) \$74,000

Senator Hillyard’s motion to amend passed on a voice vote and the bill passed on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Jones | Robles |

**1st Sub. H.B. 64,** as amended, was returned to the House for further consideration.

***

**H.B. 88,** AUTISM PROGRAM AMENDMENTS, was read the third time, explained by Senator Bramble, and passed on the following roll call:

**Yeas, 25; Nays, 2; Absent or not voting, 2.**
Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Harper  Henderson  Hillyard
Hinkins  Knudson  Madsen  Mayne
Okerlund  Osmond  Reid  Shiozawa
Stephenson  Stevenson  Thatcher  Urquhart
Valentine  Van Tassell  Vickers  Weiler
Niederhauser

Voting in the negative were: Senators
Dayton  Jenkins

Absent or not voting were: Senators
Jones  Robles

H.B. 88 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

H.B. 226, SEVERANCE TAX AMENDMENTS, was read the third time.

On motion of Senator Hillyard, the following substitute bill replaced the original bill:

1st Sub. H.B. 226 Severance Tax Amendments (J. Nielson)

Senator Hillyard explained the bill. The bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent or not voting, 0.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudson  Madsen  Mayne  Okerlund
Osmond  Reid  Robles  Shiozawa
Stephenson  Stevenson  Thatcher  Urquhart
Valentine  Van Tassell  Vickers  Weiler
Niederhauser

1st Sub. H.B. 226, as amended, was returned to the House for further consideration.
1st Sub. H.B. 155, UTAH COMMUNICATION AGENCY NETWORK AND UTAH 911 COMMITTEE AMENDMENTS, was read the third time and explained by Senator Adams. Senators Van Tassell and Urquhart commented and the bill passed on the following roll call:

**Yeas, 28; Nays, 1; Absent or not voting, 0.**

**Voting in the affirmative were:** Senators

Adams  
Bramble  
Christensen  
Dabakis  
Davis  
Dayton  
Harper  
Henderson  
Hillyard  
Jenkins  
Jones  
Knudson  
Madsen  
Mayne  
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Shiozawa  
Stephenson  
Stevenson  
Thatcher  
Urquhart  
Valentine  
Van Tassell  
Vickers  
Weiler  
Niederhauser

**Voting in the negative was:** Senator

Hinkins

1st Sub. H.B. 155, as amended, was returned to the House for further consideration.

***

On motion of Senator Stevenson, H.J.R. 6, JOINT RESOLUTION APPROVING COMMERCIAL NONHAZARDOUS SOLID WASTE DISPOSAL FACILITY AT A NEW LOCATION, was read the third time and circled.

***

1st Sub. H.B. 356, NEW CONVENTION FACILITY DEVELOPMENT INCENTIVE PROVISIONS, was read the third time, explained by Senator Adams, and passed on the following roll call:

**Yeas, 17; Nays, 11; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

Adams  
Bramble  
Christensen  
Dabakis  
Davis  
Jones  
Knudson  
Mayne  
Okerlund  
Osmond  
Reid  
Shiozawa  
Stevenson  
Thatcher  
Urquhart  
Weiler  
Niederhauser
Voting in the negative were: Senators
Dayton  Harper  Henderson  Hillyard
Hinkins  Jenkins  Madsen  Stephenson
Valentine  Van Tassell  Vickers

Absent or not voting was: Senator
Robles

1st Sub. H.B. 356, as amended, was returned to the House for further consideration.

* * *

2nd Sub. H.B. 394, CAMPAIGN FINANCE REVISIONS, was read the third time and explained by Senator Valentine. Senators Bramble and Madsen commented.

On motion of Senator Valentine, the bill was circled.

TIME CERTAIN CALENDAR

2nd Sub. H.B. 286, CHILD SEXUAL ABUSE PREVENTION, was read the third time and explained by Senator Adams.

Senator Valentine proposed a verbal amendment as follows:

1. Page 3, Line 72:

Senator Valentine’s motion to amend passed on a voice vote.

Senator Valentine’s motion to amend passed on a voice vote. Senators Valentine, Jones, Urquhart, Thatcher, Robles, and Madsen commented and the bill passed on the following roll call:

Yeas, 20; Nays, 8; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams  Bramble  Dabakis  Davis
Harper  Hinkins  Jones  Knudson
Mayne  Okerlund  Osmond  Reid
Robles  Shiozawa  Stevenson  Thatcher
Urquhart  Vickers  Weiler  Niederhauser
Voting in the negative were: Senators  
Christensen   Dayton   Henderson   Jenkins  
Madsen       Stephenson   Valentine   Van Tassell

Absent or not voting was: Senator  
Hillyard

2nd Sub. H.B. 286 was returned to the House for further consideration.

***

On motion of Senator Okerlund, and at 10:45 a.m., the Senate sauntered.

The Senate was called to order at 11:15 a.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 12, 2014  
The House transmits 2nd Sub. H.B. 24, INSURANCE RELATED AMENDMENTS, by Representative J. Dunnigan, for further consideration.

Sandy D. Tenney, Chief Clerk

THIRD READING CALENDAR

On motion of Senator Bramble, under suspension of the rules, the Senate voted to reconsider its action on 2nd Sub. H.B. 24.

2nd Sub. H.B. 24, INSURANCE RELATED AMENDMENTS, was before the Senate.

On motion of Senator Bramble, the following substitute bill replaced the original bill:

3rd Sub. H.B. 24 Insurance Related Amendments (J. Dunnigan)

On motion of Senator Bramble, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Bramble, under suspension of the rules, 3rd Sub. H.B. 24, INSURANCE RELATED AMENDMENTS, was considered read the second and third times and passed on the following roll call:

Y eas, 25; Nays, 0; Absent or not voting, 4.
Voting in the affirmative were: Senators
Bramble Christensen Dabakis Davis
Dayton Harper Henderson Hillyard
Hinkins Jenkins Jones Knudson
Madsen Okerlund Reid Robles
Shiozawa Stephenson Stevenson Thatcher
Valentine Van Tassell Vickers Weiler
Niederhauser

Absent or not voting were: Senators
Adams Mayne Osmond Urquhart

3rd Sub. H.B. 24 was returned to the House for further consideration.

* * *

H.B. 126, RETIREMENT AMENDMENTS, was read the third time and explained by Senator Valentine. Senator Dayton commented and the bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams Bramble Dabakis Davis
Dayton Harper Henderson Hillyard
Hinkins Jenkins Jones Knudson
Madsen Okerlund Reid Robles
Shiozawa Stephenson Stevenson Thatcher
Valentine Van Tassell Vickers Weiler
Niederhauser

Absent or not voting were: Senators
Christensen Mayne Osmond Urquhart

H.B. 126 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

2nd Sub. H.B. 117, PATENT INFRINGEMENT AMENDMENTS, was read the third time and explained by Senator Valentine. Senator Madsen commented and the bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent or not voting, 5.
Voting in the affirmative were: Senators
Bramble Christensen Dabakis Davis
Dayton Harper Henderson Hillyard
Hinkins Jenkins Jones Knudson
Madsen Okerlund Reid Robles
Shiozawa Stephenson Stevenson Thatcher
Valentine Van Tassell Vickers Weiler

Absent or not voting were: Senators
Adams Mayne Osmond Urquhart
Niederhauser

2nd Sub. H.B. 117, as amended, was returned to the House for further consideration.

**

1st Sub. H.B. 414, LEGISLATIVE SUBPOENA AMENDMENTS, was read the third time and explained by Senator Valentine.

Senator Valentine proposed the following amendment:

1. Page 4, Line 117:

   117 (b) a {recognized common law } privilege , recognized by Utah court rules, that has not been waived.

2. Page 9, Line 243:

   243 the United States Constitution, the Utah Constitution, or a {recognized common law –} privilege , recognized by Utah court rules.

Senator Valentine’s motion to amend passed on a voice vote. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Dayton Harper Henderson
Hillyard Hinkins Jenkins Knudson
Madsen Okerlund Osmond Reid
Robles Shiozawa Stephenson Stevenson
Thatcher Urquhart Valentine Van Tassell
Vickers Weiler
Absent or not voting were: Senators
Jones Mayne Niederhauser

1st Sub. H.B. 414, as amended, was returned to the House for further consideration.

***

On motion of Senator Knudson, the Senate voted to lift the following bills from Rules and place them at the bottom of the Second Reading Calendar:

- H.B. 410  
  Utah Presidential Primary Elections Voting Project
- H.B. 193  
  Appropriations and Budgeting Amendments
- 1st Sub. H.B. 435  
  Taxation of Property Amendments
- H.B. 174  
  Uniform Powers of Appointment
- 1st Sub. H.B. 326  
  State Construction Code Revisions
- 1st Sub. H.B. 393  
  Insurance Producer Amendments
- 1st Sub. H.B. 373  
  Firearm Transfer Certification Amendments
- 1st Sub. H.B. 177  
  Juror and Witness Fees Amendments
- 3rd Sub. H.B. 89  
  Association Rental Amendments
- H.C.R. 8  
- H.B. 412  
  State of Utah Transportation Plan for the Dixie National Forest
- H.C.R. 7  
  Concurrent Resolution to Support Plans to Reduce Air Pollution in Utah
- H.B. 428  
  Veteran Benefit Assistance Disclosure
- H.J.R. 13  
  Joint Rules Resolution on Conference Committee Reports
- H.J.R. 23  
  Joint Resolution Endorsing Tier III Standards for Air Quality
- 1st Sub. H.C.R. 12  
  Concurrent Resolution Recognizing the 30th Anniversary of the Sundance Institute
- H.B. 97  
  Limitation on Local Government Regulation of Animals
- H.B. 335  
  Supplemental Savings Plan Amendments

***

On motion of Senator Madsen, under suspension of the rules, a Time Certain will be today at 2:45 p.m.

***

On motion of Senator Valentine, the circle was removed from 2nd Sub. H.B. 394, CAMPAIGN FINANCE REVISIONS, and it was before the Senate. Senators Bramble, Madsen, and Hillyard commented.
Senator Valentine proposed the following amendment:

1. Page 21, Lines 622 through 627:

   622  (b) In making the disclosure described in Subsection (4)(e), a regulated officeholder who provides services to multiple clients as part of a licensed profession is only required to provide the information described in Subsection (4)(e) in relation to the entity or practice through which the regulated officeholder provides professional services and is not required to provide the information described in Subsection (4)(e) in relation to the regulated officeholder’s clients.

   (b) In making the disclosure described in Subsection (4)(e), a regulated officeholder who provides goods or services to multiple customers or clients as part of a business or a licensed profession is only required to provide the information described in Subsection (4)(e) in relation to the entity or practice through which the regulated officeholder provides the goods or services and is not required to provide the information described in Subsection (4)(e) in relation to the regulated officeholder’s individual customers or clients.

Senator Valentine’s motion to amend passed on a voice vote.

###

Senator Valentine proposed a verbal amendment as follows:

1. Page 4, Line 116:

   After “by a candidate” insert “deposited”

Senator Valentine’s motion to amend passed on a voice vote. The bill passed on the following roll call:

**Yeas, 26; Nays, 1; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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Robles  Shiozawa  Stephenson  Stevenson
Thatcher  Urquhart  Valentine  Van Tassell
Vickers  Weiler

Voting in the negative was: Senator
Dayton

Absent or not voting were: Senators
Adams  Niederhauser

2nd Sub. H.B. 394, as amended, was returned to the House for further consideration.

***

On motion of Senator Okerlund, and at 12:00 noon, the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:25 p.m., with President Niederhauser presiding.

Senator Valentine offered a prayer to begin the afternoon session.

COMMUNICATIONS FROM THE HOUSE

Mr. President:  March 12, 2014

The House requests the return of S.B. 71, INFORMED CONSENT
AMENDMENTS, by Senator W. Harper, for reconsideration; and

The House requests the return of 1st Sub. S.B. 72, UNINSURED
MOTORIST PROVISIONS, by Senator L. Hillyard, for reconsideration; and

The House requests the return of 2nd Sub. S.B. 77, PHARMACY
PRACTICE ACT AMENDMENTS, by Senator E. Vickers, for reconsideration; and

The House requests the return of S.B. 204, RETIREMENT SYSTEM
OPT–OUT FOR RURAL HEALTH CARE CENTERS, by Senator D. Hinkins, for
reconsideration; and

The House requests the return of S.B. 222, AUTOMATIC LICENSE PLATE
READER SYSTEM AMENDMENTS, by Senator T. Weiler, for reconsideration; and
The House requests the return of **S.B. 245**, INTERNET VOTING PILOT PROJECT AMENDMENTS, by Senator C. Bramble, for reconsideration.

Sandy D. Tenney, Chief Clerk

The bills were returned to the House for reconsideration.

***

Mr. President: March 12, 2014

The House passed, as amended, **1st Sub. S.B. 264**, RETENTION OF OUTSIDE COUNSEL, EXPERT WITNESSES, AND LITIGATION SUPPORT SERVICES, by Senator J. S. Adams, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bill was placed on the Concurrence Calendar.

***

Mr. President: March 12, 2014

The House passed, **S.B. 2**, PUBLIC EDUCATION BUDGET AMENDMENTS, by Senator L. Hillyard, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 3**, CURRENT FISCAL YEAR SUPPLEMENTAL APPROPRIATIONS, by Senator L. Hillyard, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 62**, UTAH SCIENCE TECHNOLOGY AND RESEARCH GOVERNING AUTHORITY AMENDMENTS, by Senator B. Shiozawa, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 78**, PRESCRIPTION EYE DROP GUIDELINES, by Senator E. Vickers, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 79**, UNIFORM REAL PROPERTY ELECTRONIC RECORDING ACT, by Senator L. Hillyard, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 88**, CHILD INTERVIEW AMENDMENTS, by Senator R. Okerlund, which has been signed by the Speaker, and it is transmitted for the signature of the President; and
The House passed, **S.B. 89**, AMENDMENTS TO DEFINITION OF PUBLIC UTILITY, by Senator S. Urquhart, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **2nd Sub. S.B. 129**, INSURANCE AMENDMENTS, by Senator C. Bramble, and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 170**, EDUCATION LOAN AMENDMENTS, by Senator P. Knudson, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 185**, LAW ENFORCEMENT TRANSPARENCY, by Senator D. Henderson, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 215**, PUBLIC SCHOOL COMPREHENSIVE EMERGENCY RESPONSE PLAN AMENDMENTS, by Senator A. Osmond, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 225**, REPEAL OF BUSINESS DEVELOPMENT FOR DISADVANTAGED RURAL COMMUNITIES ACCOUNT, by Senator L. Hillyard, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 231**, AGRICULTURAL AMENDMENTS, by Senator D. Hinkins, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 254**, REPEAL OF CERTIFIED NURSE MIDWIFE EDUCATION AND ENFORCEMENT ACCOUNT, by Senator L. Hillyard, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 256**, ASSET FORFEITURE AMENDMENTS, by Senator H. Stephenson, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 273**, REPEAL OF VETERANS' NURSING HOME REIMBURSEMENT ACCOUNT, by Senator L. Hillyard, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.
Mr. President: March 12, 2014

The House concurred in the Senate amendments and passed H.B. 72, HIGHER EDUCATION GRIEVANCE PROCEDURE AMENDMENTS, by Representative M. Wheatley, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bill was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

INTRODUCTION OF BILLS

S.B. 275, Redevelopment Agency Modifications (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.J.R. 20, Master Study Resolution (R. Okerlund), was read the first time by short title and referred to the Rules Committee.

CONCURRENCE CALENDAR

On motion of Senator Adams, the Senate refused to concur in the House amendments. 1st Sub. S.B. 264, RETENTION OF OUTSIDE COUNSEL, EXPERT WITNESSES, AND LITIGATION SUPPORT SERVICES, was returned to the House.

THIRD READING CALENDAR

1st Sub. H.B. 128, ELECTRONIC DEVICE LOCATION AMENDMENTS, was read the third time and explained by Senator Madsen. Senator Valentine commented and the bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators

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Absent or not voting was: Senator Okerlund

1st Sub. H.B. 128, as amended, was returned to the House for further consideration.

* * *

On motion of Senator Stevenson, the circle was removed from H.J.R. 6, JOINT RESOLUTION APPROVING COMMERCIAL NONHAZARDOUS SOLID WASTE DISPOSAL FACILITY AT A NEW LOCATION, and it was before the Senate. Senator Bramble commented

Senator Robles proposed the following amendment:

1. Page 1, Line 21:

   21 nonhazardous solid waste disposal facility **within five years of the day on which this joint resolution is enrolled** and receive nonhazardous medical waste

2. Page 2, Line 39:

   39 waste disposal facility at a new location, in unincorporated Tooele County, Utah **within five years of the day on which this joint resolution is enrolled**, but only

Senator Robles’ motion to amend failed on a voice vote. The bill passed on the following roll call:

**Yeas, 27; Nays, 1; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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**Voting in the negative was:** Senator Dabakis
Absent or not voting was: Senator Okerlund

**H.J.R. 6** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

**SECOND READING CALENDAR**

On motion of Senator Valentine, the Senate voted to lift **S.B. 275**, REDEVELOPMENT AGENCY MODIFICATIONS, and **S.J.R. 20** MASTER STUDY RESOLUTION, to the top of the Second Reading Calendar.

* * *

On motion of Senator Bramble, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Bramble, under suspension of the rules, **S.B. 275**, REDEVELOPMENT AGENCY MODIFICATIONS, was considered read the second and third times. Senator Bramble explained the bill. The bill passed on the following roll call:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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Absent or not voting was: Senator Okerlund

**S.B. 275** was transmitted to the House for consideration.

**SPECIAL ORDER OF BUSINESS**

Senator Madsen paid tribute to Sgt. Cory Wride who was killed in the line of duty. A citation was read honoring him and his family.

* * *

On motion of Senator Davis, **S.J.R. 20**, MASTER STUDY RESOLUTION, was read the second time and circled.
H.B. 61, CLEAN AIR PROGRAMS, was read the second time.

Senator Vickers proposed the following amendment:

1. Page 1, Lines 25 through 26:
   25 to the Department of Environmental Quality – Clean Air Retrofit, Replacement, and
   26 Off-road Technology, as an ongoing one-time appropriation:

2. Page 11, Line 313:
   313 From General Fund, One-time $200,000

Senator Vickers’ motion to amend passed on a voice vote.

On motion of Senator Vickers, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Vickers, under suspension of the rules, H.B. 61, CLEAN AIR PROGRAMS, was considered read the second and third times and passed on the following roll call:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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**Absent or not voting was:** Senator Okerlund

H.B. 61 was returned to the House for further consideration.

On motion of Senator Adams, H.B. 74, ENERGY EFFICIENT VEHICLE TAX CREDITS, was read the second time and circled.
On motion of Senator Jenkins, the circle was removed from **H.B. 276, DISORDERLY CONDUCT AMENDMENTS**, and it was before the Senate. Senators Valentine, Bramble, and Shiozawa commented.

Senator Madsen proposed the following amendment:

1. Page 2, Lines 43 through 49:

   (3) The mere carrying or possession of a holstered or encased firearm, whether visible or concealed, without additional behavior or circumstances that would cause a reasonable person to believe the holstered or encased firearm was carried or possessed with criminal intent, does not constitute a violation of this section.

   For purposes of this section, the belief of a reasonable person may not be based on a mistake of law. Nothing in this Subsection may limit or prohibit a law enforcement officer from approaching or engaging any person in a voluntary conversation.

Senator Madsen’s motion to amend passed on a voice vote.

On motion of Senator Jenkins, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Jenkins, under suspension of the rules, **H.B. 276, DISORDERLY CONDUCT AMENDMENTS** was considered read the second and third times and passed on the following roll call:

**Yeas, 27; Nays, 1; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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Voting in the negative was: Senator Dabakis

Absent or not voting was: Senator Okerlund

**H.B. 276** was returned to the House for further consideration.

* * *

**H.B. 96, UTAH SCHOOL READINESS INITIATIVE**, was read the second time.

Senator Urquhart proposed the following amendment:

1. Page 2, Line 45
   House Floor Amendments 2–11–2014:
   
   45  
   from the General Fund,
   
   {−$5,000,000−}  $3,000,000  \[\text{or other remedial services}\]  \[\text{for a student at−risk for later special education placement in kindergarten through grade 12 who receives preschool education funded pursuant to a results−based school readiness contract.}\]

2. Page 2, Line 45c
   House Floor Amendments 2–11–2014:
   
   45c  
   from the School Readiness Restricted Account,  \{−$5,000,000−\}  $3,000,000

3. Page 4, Lines 97 through 98
   House Floor Amendments 2–11–2014:
   
   97  (8) “Performance outcome measure” means a cost avoidance in special education use

   98  \[\text{or other remedial services}\]  \[\text{for a student funded pursuant to a contract under this part.}\]  a student at−risk for later special education placement in kindergarten through grade 12 who receives preschool education funded pursuant to a results−based school readiness contract.

4. Page 4, Line 105
   a. House Floor Amendments
   b. 2–11–2014:
105 repayment to a private entity if certain performance outcome measures are achieved.

(11) “Student at risk for later special education placement” means a preschool student who, at preschool entry, scores at or below two standard deviations below the mean on the assessment selected by the board under Section 53A–1b–110.

5. Page 6, Lines 154 through 154a
   House Floor Amendments 2–11–2014:

   154 (d) {up to 2% annually} \[\text{of the amount appropriated by legislature under Subsection} \]
   154a (2)(a) \[\text{for administration costs and to monitor the programs described} \]

6. Page 8, Lines 228 through 234:

   228 (5) (a) In awarding a grant under Subsection (4), the State Board of Education, Department of Workforce Services, and the board shall consider:

   230 (i) a respondent’s capacity to effectively implement the components described in

   231 Section 53A–1b–105;

   232 (ii) the percentage of a respondent’s students who are economically disadvantaged; and

   233 (iii) the level of administrative support and leadership at a respondent’s program to

   effectively implement, monitor, and evaluate the program.

   (b) The board may not award a grant to an LEA without obtaining approval from the State Board of Education to award the grant to the LEA.

7. Page 15, Lines 445 through 446
   House Floor Amendments 2–11–2014:

   445 (c) a provision that repayment to the private entity is:

   446 (i) based upon available money in the School Readiness Special Revenue Fund Restricted Account; and

8. Page 15, Lines 454 through 457
   House Floor Amendments 2–11–2014:
(4) The board shall select a uniform assessment of age-appropriate cognitive or language skills that:
(a) is a norm-based measure of age-appropriate cognitive or language skills; norm-referenced;
(b) has established reliability; (and)
(c) has established validity with other similar measures and with later school outcomes; and
(d) has strong psychometric characteristics.

9. Page 17a, Lines 503d through 503i
Senate Committee Amendments 3–5–2014:

503d To Governor’s Office – Governor’s Office of Management and Budget
503e From General Fund Restricted – School Readiness Restricted Account
503f \(-5,000,000\) $3,000,000
503g Schedule of Programs:
503h Administration \(\Delta\) [\(\$100,000\)] $200,000 \(\Delta\)
503i School Readiness Initiative \(\Delta\) [\(\$4,900,000\)] \(-4,800,000\) \(\Delta\) $2,800,000

10. Page 17a, Lines 504 through 508a
Senate Committee Amendments 3–5–2014:

504 To General Fund Restricted – School Readiness \(\hat{H}\) [Special Revenue Fund] Restricted
504a Account \(\hat{H}\)
505 From General Fund \(-5,000,000\) $3,000,000
506 Schedule of Programs:
507 General Fund Restricted – School Readiness
508 \(\hat{H}\) [Special Revenue Fund] Restricted Account \(\hat{H}\)
508a \(-5,000,000\) $3,000,000

Senator Urquhart’s motion to amend passed on a voice vote. Senator Urquhart explained the bill. Senator Hillyard commented.
On motion of Senator Urquhart, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Urquhart, under suspension of the rules, **H.B. 96, UTAH SCHOOL READINESS INITIATIVE**, was considered read the second and third times and passed on the following roll call:

**Yeas, 17; Nays, 10; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

Adams  Bramble  Dabakis  Davis  
Hinkins  Jones  Knudson  Mayne  
Osmond  Robles  Shiozawa  Stevenson  
Thatcher  Urquhart  Van Tassell  Weiler  
Niederhauser

**Voting in the negative were:** Senators

Christensen  Dayton  Harper  Henderson  
Hillyard  Jenkins  Madsen  Stephenson  
Valentine  Vickers

**Absent or not voting were:** Senators

Okerlund  Reid

**H.B. 96** was returned to the House for further consideration.

* * *

On motion of Senator Urquhart, **2nd Sub. H.B. 150, SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS AMENDMENTS**, was read the second time and circled.

* * *

**H.B. 154, WOOD BURNING AMENDMENTS**, was read the second time.

Senator Bramble proposed the following amendment:

1. Page 2, Line 28:

   
   28  • from the General Fund, one–time,

   \[ \$1,800,000 \rightarrow \$750,000 \]
Senator Bramble’s motion to amend passed on a voice vote.

On motion of Senator Bramble, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Bramble, under suspension of the rules, H.B. 154, WOOD BURNING AMENDMENTS, was considered read the second and third times and passed on the following roll call:

Yeas, 17; Nays, 9; Absent or not voting, 3.

Voting in the affirmative were: Senators

Adams  Bramble  Christensen  Dabakis
Davis  Hillyard  Jones  Knudson
Mayne  Osmond  Robles  Stevenson
Thatcher  Valentine  Van Tassell  Weiler
Niederhauser
Voting in the negative were: Senators
Dayton                   Harper                   Henderson                   Hinkins
Jenkins                  Madsen                   Stephenson                 Urquhart
Vickers

Absent or not voting were: Senators
Okerlund                   Reid                   Shiozawa

H.B. 154 was returned to the House for further consideration.

* * *

On motion of Senator Adams, the circle was removed from H.B. 74, ENERGY EFFICIENT VEHICLE TAX CREDITS, and it was before the Senate.

On motion of Senator Adams, the following substitute bill replaced the original bill:

1st Sub. H.B. 74 Energy Efficient Vehicle Tax Credits (L. Snow)

On motion of Senator Adams, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Adams, under suspension of the rules, 1st Sub. H.B. 74, ENERGY EFFICIENT VEHICLE TAX CREDITS, was considered read the second and third times and passed on the following roll call:

Yeas, 18; Nays, 10; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams                  Bramble                   Christensen                  Dabakis
Davis                   Harper                   Hillyard                    Jones
Knudson                 Mayne                    Robles                     Shiozawa
Stevenson               Urquhart                  Van Tassell                 Vickers
Weiler                  Niederhauser

Voting in the negative were: Senators
Dayton                   Henderson                 Hinkins                    Jenkins
Madsen                   Osmond                   Reid                       Stephenson
Thatcher                 Valentine

Absent or not voting was: Senator
Okerlund
1st Sub. H.B. 74 was returned to the House for further consideration.

***

On motion of Senator Knudson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Knudson, under suspension of the rules, H.B. 209, EXTENSION OF SALES AND USE TAX EXEMPTION, was considered read the second and third times. Senators Dayton, Jenkins and Harper commented and the bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Davis
Dayton  Harper  Henderson  Hillyard
Hinkins  Jenkins  Jones  Knudson
Madsen  Mayne  Osmond  Reid
Robles  Shiozawa  Stephenson  Stevenson
Thatcher  Urquhart  Valentine  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Dabakis  Okerlund

H.B. 209 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

On motion of Senator Weiler, 2nd Sub. H.B. 313, VETERANS’ AND MILITARY AFFAIRS COMMISSION, was read the second time and circled.

***

On motion of Senator Hillyard, H.B. 325, JUDICIAL PERFORMANCE EVALUATION COMMISSION AMENDMENTS, was read the second time and circled.

***

On motion of Senator Weiler, the circle was removed from 2nd Sub. H.B. 313, VETERANS’ AND MILITARY AFFAIRS COMMISSION, and it was before the Senate.
Senator Weiler proposed the following amendment:

1. Page 5, Lines 125 through 126:

125 previously appropriated, out of the funds or accounts indicated. These sums of money are in
126 addition to any amounts previously appropriated for fiscal year {2014} 2015.

Senator Weiler’s motion to amend passed on a voice vote. Senator Knudson commented.

On motion of Senator Weiler, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Weiler, under suspension of the rules, 2nd Sub. H.B. 313, VETERANS’ AND MILITARY AFFAIRS COMMISSION, was considered read the second and third times and passed on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators
Adams Christensen Dabakis Davis
Dayton Harper Henderson Hillyard
Hinkins Jenkins Jones Knudson
Madsen Mayne Osmond Reid
Robles Shiozawa Stephenson Stevenson
Thatcher Urquhart Valentine Van Tassell
Vickers Weiler Niederhauser

**Absent or not voting were:** Senators
Bramble Okerlund

2nd Sub. H.B. 313 was returned to the House for further consideration.

* * *

On motion of Senator Adams, and at 4:00 p.m., the Senate recessed.
EVENING SESSION

The Senate reassembled at 6:00 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 12, 2014

The Speaker of the House has signed 1st Sub. S.B. 39, HOME SCHOOL AMENDMENTS, by Senator A. Osmond, and it is transmitted for the signature of the President; and

The House passed, 2nd Sub. S.B. 59, INDEPENDENT ENTITIES FINANCIAL TRANSPARENCY DISCLOSURE, by Senator D. Henderson, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The Speaker of the House has signed S.B. 187, HIGHWAY RIGHTS−OF−WAY AMENDMENTS, by Senator J. S. Adams, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 2nd Sub. S.B. 233, UTAH SMALL BUSINESS JOBS ACT, by Senator J. Valentine, and it is transmitted for the signature of the President; and

The House passed, S.B. 234, CORY B. WRIDE MEMORIAL HIGHWAY, by Senator M. Madsen, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

***

Mr. President: March 12, 2014

The House concurred in the Senate amendments and passed 1st Sub. H.B. 64, UTAH HISTORY DAY, by Representative J. Draxler, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed 1st Sub. H.B. 155, UTAH COMMUNICATION AGENCY NETWORK AND UTAH 911 COMMITTEE AMENDMENTS, by Representative B. Dee, and it is transmitted for the signature of the President; and
The House concurred in the Senate amendments and passed 2nd Sub. H.B. 286, CHILD SEXUAL ABUSE PREVENTION, by Representative A. Romero, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed 2nd Sub. H.B. 367, PHYSICAL THERAPY SCOPE OF PRACTICE AMENDMENTS, by Representative G. Hughes, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

Mr. President: March 12, 2014

The House refuses to recede from its amendments to 1st Sub. S.B. 184, LOCAL GOVERNMENT INSPECTION AMENDMENTS, by Senator J. S. Adams, and has appointed a Conference Committee consisting of Representatives D. McCay, M. McKell, and Janice Fisher to meet with a like committee from the Senate on this bill.

Sandy D. Tenney, Chief Clerk

On motion of Senator Adams, the Senate voted to refuse to recede from its amendments to 1st Sub. S.B. 184. President Niederhauser appointed a conference committee consisting of Senators Adams, Harper, and Mayne to meet with a like committee from the House.

***

On motion of Senator Bramble, the Senate voted to reconsider its action on 1st Sub. S.B. 249.

On motion of Senator Bramble, the Senate voted to strike the enacting clause on the bill.

SECOND READING CALENDAR

On motion of Senator Hinkins, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Hinkins, under suspension of the rules, H.B. 149, AMENDMENTS TO FEDERAL LAW ENFORCEMENT LIMITATIONS, was considered read the second and third times and passed on the following roll call:
Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Bramble Christensen Davis
Dayton Harper Henderson Hillyard
Hinkins Jenkins Jones Knudson
Madsen Mayne Osmond Reid
Robles Shiozawa Stephenson Stevenson
Thatcher Valentine Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Dabakis Okerlund Urquhart

H.B. 149 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Stevenson, under suspension of the rules, H.J.R. 20, JOINT RESOLUTION RECOGNIZING THE SIGNIFICANCE OF THE GREAT SALT LAKE, was considered read the second and third times and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Christensen Dabakis Davis
Dayton Harper Henderson Hillyard
Hinkins Jenkins Jones Knudson
Mayne Osmond Reid Robles
Shiozawa Stephenson Stevenson Thatcher
Urquhart Valentine Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Bramble Madsen Okerlund

H.J.R. 20 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 156, ELECTION DAY VOTER REGISTRATION PILOT PROJECT, was read the second time. Senators Vickers and Madsen commented.
On motion of Senator Henderson, the following substitute bill replaced the original bill:

1st Sub. H.B. 156 Election Day Voter Registration Pilot Project  
(R Chavez–Houck)

On motion of Senator Henderson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Henderson, under suspension of the rules, 1st Sub. H.B. 156, ELECTION DAY VOTER REGISTRATION PILOT PROJECT, was considered read the second and third times and passed on the following roll call:

**Yeas, 23; Nays, 3; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators
Adams Bramble Dabakis Davis
Harper Henderson Hillyard Jenkins
Jones Knudson Madsen Mayne
Osmond Reid Robles Shiozawa
Stevenson Urquhart Valentine Van Tassell
Vickers Weiler Niederhauser

**Voting in the negative were:** Senators
Dayton Stephenson Thatcher

**Absent or not voting were:** Senators
Christensen Hinkins Okerlund

1st Sub. H.B. 156 was returned to the House for further consideration.

***

On motion of Senator Knudson, the Senate voted to place the following bills on the bottom of the Second Reading Calendar:

2nd Sub. H.B. 401 Utah Medicaid Program (Rep. J. Dunnigan)
1st Sub. H.B. 201 Visitation Amendments (Rep. L. Christensen)
H.B. 193 Appropriations and Budgeting Amendments  
(Rep. J. Anderegg)
H.B. 411 Victim Restitution Amendments (Rep. B. Wilson)
H.B. 83 Local Government Residential Reimbursement Authority  
(Rep. Johnny Anderson)
H.B. 103  State Money Management Act Amendments  
(Rep. R. Cunningham)

H.B. 396  Association Open Meeting Amendments  
(Rep. G. Hughes)

H.B. 419  Charter School Revisions (Rep. S. Eliason)
H.B. 397  Student and Family Privacy Amendments  
(Rep. D. Layton)
H.B. 416  Amendments to Procedures for Surface Leases  
(Rep. M. McKell)
H.B. 197  Daylight Saving Time Study (Rep. R. Menlove)
H.B. 239  Front-line Teachers Data Program (Rep. J. Nielson)
H.B. 333  Payroll Services Amendments (Rep. R. Spendlove)
H.C.R. 13  Concurrent Resolution on Transfer of Public Lands Act  
(Rep. M. Noel)
H.B. 153  Study on Contribution and Credit for Education Funding  
(Rep. K. Christofferson)
H.B. 277  Music Therapist Licensure Amendments  
(Rep. R. Edwards)
H.B. 206  Driver License Testing Revisions (Rep. S. Eliason)
1st Sub. H.B. 166  Recodification of Appropriations Limit Formula  
(Rep. C. Hall)
H.B. 111  School Building Costs Reporting (Rep. J. Knotwell)
H.B. 363  Mental Health Professional Practice Act Amendments  
(Rep. M. Kennedy)
H.B. 235  Campaign Contributions Amendments (Rep. K. Powell)
H.C.R. 10  Concurrent Resolution on School and Institutional Trust  
Lands Exchange Act (Rep. M. Noel)

* * *

On motion of Senator Knudson, the Senate voted for the following bills to be placed on the Second Reading Calendar below H.B. 170:

H.B. 433  Peace Officer Merit Amendments (Rep. B. Dee)
H.B. 190  Breathalyzer Amendments (Rep. G. Hughes)
On motion of Senator Knudson, the circle was removed from S.J.R. 20, MASTER STUDY RESOLUTION, and it was before the Senate.

Senator Bramble proposed a verbal amendment as follows:

1. Page 21, Line 619 insert:
   “239. To study how to effectively and fairly control workers’ compensation system medical costs including the cost of hospital care and treatment and prescription drugs.”

   “240. Title and escrow insurance related amendments.”

Senator Bramble’s motion to amend passed on a voice vote.

###

Senator Adams proposed a verbal amendment as follows:

1. Page 21, Line 619 insert:
   “241. Highway safety issues related to non-motorized vehicles.”

   “242. Whether sufficient due process protection is provided a police officer involved in a critical incident.”

   “243. The economic benefits of removing the three year economic life component of the manufacturer’s sales tax exemption.”

Senator Adams’ motion to amend passed on a voice vote.

On motion of Senator Knudson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Knudson, under suspension of the rules, S.J.R. 20, MASTER STUDY RESOLUTION, was considered read the second and third times. Senator Knudson explained the bill. The bill passed on the following roll call:
Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Harper Henderson Hillyard
Hinkins Jones Knudson Madsen
Mayne Osmond Reid Robles
Shiozawa Stephenson Stevenson Thatcher
Urquhart Valentine Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Dayton Jenkins Okerlund

S.J.R. 20 was transmitted to the House.

* * *

On motion of Senator Bramble, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Bramble, under suspension of the rules, H.B. 90, WOMEN IN THE ECONOMY COMMISSION, was considered read the second and third times and passed on the following roll call:

Yeas, 26; Nays, 1; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Harper Henderson Hillyard
Hinkins Jones Knudson Madsen
Mayne Osmond Reid Robles
Shiozawa Stephenson Stevenson Thatcher
Urquhart Valentine Van Tassell Vickers
Weiler Niederhauser

Voting in the negative was: Senator
Jenkins

Absent or not voting were: Senators
Dayton Okerlund

H.B. 90 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
On motion of Senator Reid, H.B. 223, SCHOOL BOARD ELECTIONS PROVISIONS, was read the second time and circled.

2nd Sub. H.B. 243, AMENDMENTS TO THE FUND OF FUNDS, was read the second time. Senator Jenkins commented.

On motion of Senator Bramble, the following substitute bill replaced the original bill:

3rd Sub. H.B. 243 Amendments to the Fund of Funds (J. Bird)

On motion of Senator Bramble, the bill was circled.

1st Sub. H.B. 120, CONTINUING EDUCATION ON FEDERALISM, was read the second time. Senator Hillyard commented.

Senator Madsen proposed the following amendment:

1. Page 3, Line 87:

   87 (i) any other issues relating to federalism the commission considers necessary.
   
   (9) The commission may apply for and receive grants, and receive private donations to assist in funding the creation, enhancement, and dissemination of the curriculum.

Senator Madsen’s motion to amend passed on a voice vote.

Senator Davis proposed a verbal amendment as follows:

1. Page 3, Line 86:
   After “government” delete “and”

2. Page 3, Line 86a:
   Insert “(i) First amendment rights and freedoms contained therein”
   Renumbering as appropriate
Senator Davis’ motion to amend passed on a voice vote.

On motion of Senator Madsen, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Madsen, under suspension of the rules, **1st Sub. H.B. 120, CONTINUING EDUCATION ON FEDERALISM**, was considered read the second and third times and passed on the following roll call:

**Yeas, 15; Nays, 12; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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<tr>
<th>Adams</th>
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<th>Harper</th>
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<td>Vickers</td>
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**Voting in the negative were:** Senators

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<td>Urquhart</td>
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**Absent or not voting were:** Senators

| Okerlund | Van Tassell |

**1st Sub. H.B. 120** was returned to the House for further consideration.

* * *

On motion of Senator Stevenson, the circle was removed from **H.C.R. 3, CONCURRENT RESOLUTION ON UNMANNED AIRCRAFT SYSTEMS**, and it was before the Senate.

On motion of Senator Stevenson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Stevenson, under suspension of the rules, **H.C.R. 3, CONCURRENT RESOLUTION ON UNMANNED AIRCRAFT SYSTEMS**, was considered read the second and third times and passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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</table>
Hinkins       Jones       Knudson       Madsen
Mayne         Osmond      Reid         Robles
Shiozawa      Stephenson  Stevenson    Thatcher
Urquhart      Valentine   Van Tassell  Vickers
Weiler        Niederhauser

Absent or not voting were: Senators
Christensen    Jenkins     Okerlund

H.C.R. 3 was signed by the President of the Senate in open session and
returned to the House for the signature of the Speaker.

* * *

1st Sub. H.B. 418, RIGHTS OF GRANDPARENTS TO CHILD VISITATION, was read the second time. Senators Hillyard, Robles, Mayne, Dayton, and Reid commented.

On motion of Senator Harper, the following substitute bill replaced the
original bill:

3rd Sub. H.B. 418 Rights of Grandparents to Child Visitation
(L. Christensen)

Senator Weiler proposed the following amendment:

1. Page 3, Lines 81 through 84:

   81   (7) Unless the child is adopted by a nonrelative, when a parent’s
        rights are terminated

   82   under Title 78A, Chapter 6, Part 5, Termination of Parental Rights
        Act:

   83   (a) the  visitation  rights of a grandparent of a child  under
        this section  are not extinguished; and

   84   (b) a grandparent of a child may:

Senator Weiler’s motion to amend passed on a voice vote.

On motion of Senator Harper, the Senate, by a two-thirds majority, voted to
suspend the constitutional three readings requirement.

On motion of Senator Harper, under suspension of the rules, 3rd Sub. H.B. 418, RIGHTS OF GRANDPARENTS TO CHILD VISITATION, was considered read the second and third times and failed on the following roll call:
Yeas, 13; Nays, 13; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams    Bramble    Dayton    Harper
Hinkins  Madsen     Osmond    Reid
Stephenson Thatcher  Vickers   Weiler
Niederhauser

Voting in the negative were: Senators
Christensen  Dabakis    Davis    Henderson
Hillyard     Jones      Knudson  Mayne
Robles       Stevenson  Urquhart Valentine
Van Tassell

Absent or not voting were: Senators
Jenkins     Okerlund    Shiozawa

3rd Sub. H.B. 418 was sent to the staff for filing.

* * *

On motion of Senator Knudson, the Senate voted to place the following bills on the top of the Second Reading Calendar:

H.B. 212          DNA Collection Amendments (Rep. S. Eliason)
1st Sub. H.B. 320  Educators’ Professional Learning (Rep. B. Last)
H.J.R. 12         Joint Resolution on Appointment of Legal Counsel for Executive Officers (Rep. M. McKell)
**1st Sub. H.B. 116**  School Construction Modifications (Rep. R. Cunningham)
**H.B. 140**  Tax Credit Amendments (Rep. B. King)
**H.B. 94**  Workers’ Compensation and Home and Community Based Services (Rep. R. Edwards)

* * *

On motion of Senator Valentine, the circle was removed from **H.B. 325**, JUDICIAL PERFORMANCE EVALUATION COMMISSION AMENDMENTS, and it was before the Senate.

On motion of Senator Valentine, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Valentine, under suspension of the rules, **H.B. 325**, JUDICIAL PERFORMANCE EVALUATION COMMISSION AMENDMENTS, was considered read the second and third times and passed on the following roll call:

**Yeas, 24; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators
- Adams
- Bramble
- Christensen
- Dabakis
- Davis
- Dayton
- Harper
- Henderson
- Hinkins
- Knudson
- Madsen
- Mayne
- Osmond
- Reid
- Robles
- Stephenson
- Stevenson
- Thatcher
- Urquhart
- Valentine
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators
- Hillyard
- Jenkins
- Jones
- Okerlund
- Shiozawa

**H.B. 325** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Urquhart, the circle was removed from **2nd Sub. H.B. 150**, SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS AMENDMENTS, and it was before the Senate. Senator Hillyard commented.
On motion of Senator Urquhart, the following substitute bill replaced the original bill:

3rd Sub. H.B. 150 Science, Technology, Engineering, and Mathematics Amendments (V. Peterson)

On motion of Senator Urquhart, the bill was circled.

***

On motion of Senator Adams, and at 8:30 p.m., the Senate sauntered.

The Senate was called to order at 8:50 p.m., with President Niederhauser presiding.

***

On motion of Senator Weiler, 2nd Sub. H.B. 256, ADOPTION RECORDS ACCESS AMENDMENTS, was read the second time and circled.

***

On motion of Senator Davis, H.B. 370, CANAL SAFETY AMENDMENTS, was read the second time and circled.

***

On motion of Senator Hinkins, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Hinkins, under suspension of the rules, H.B. 151, COMMISSION FOR THE STEWARDSHIP OF PUBLIC LANDS, was considered read the second and third times and passed on the following roll call:

**Yeas, 23; Nays, 1; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

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<tr>
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**Voting in the negative was:** Senator

Jones
Absent or not voting were: Senators
Bramble        Dabakis        Okerlund        Stephenson
Stevenson

H.B. 151 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

On motion of Senator Adams, and at 9:10 p.m., the Senate sauntered.

The Senate was called to order at 9:30 p.m., with President Niederhauser presiding.

***

On motion of Senator Adams, and at 9:30 p.m., the Senate adjourned until 8:00 a.m., Thursday, March 13, 2014.
FORTY–FIFTH DAY
MORNING SESSION
March 13, 2014

The Senate was called to order at 8:15 a.m., with President Wayne Niederhauser presiding.

Prayer – Senator Lincoln Brown
Pledge of Allegiance – Senator Curtis Bramble
Roll Call – All Senators present except Senator Okerlund, excused.

The musical group Beyond 5 sang the National Anthem

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 65)

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 12, 2014

The House passed, as amended, S.B. 43, INTERGENERATIONAL POVERTY INTERVENTIONS IN PUBLIC SCHOOLS, by Senator S. Reid, and it is transmitted for further consideration; and

The House substituted and passed, 1st Sub. S.B. 57, AUTISM SERVICES AMENDMENTS, by Senator B. Shiozawa, and it is transmitted for further consideration; and

The House substituted and passed, 4th Sub. S.B. 69, PREJUDGMENT INTEREST REVISIONS, by Senator S. Urquhart, and it is transmitted for further consideration; and

The House passed, as amended, S.B. 75, PRIMARY CARE GRANTS AMENDMENTS, by Senator A. Christensen, and it is transmitted for further consideration; and

The House substituted and passed, 3rd Sub. S.B. 179, PROCUREMENT REVISIONS, by Senator S. Jenkins, and it is transmitted for further consideration; and

The House passed, as amended, 1st Sub. S.B. 193, NATUROPATHIC PRACTICE ACT AMENDMENTS, by Senator J. S. Adams, and it is transmitted for further consideration; and
The House passed, as amended, **S.B. 268**, PRISON RELOCATION COMMISSION, by Senator J. Stevenson, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.

***

Mr. President: March 12, 2014

The House passed **H.B. 437**, CAPITOL PRESERVATION BOARD DONATION AMENDMENTS, by Representative E. Hutchings, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communication filed. The bill was read the first time by short title and referred to the Rules Committee.

**CONCURRENCE CALENDAR**

On motion of Senator Reid, the Senate voted to concur in the House amendments to **S.B. 43**, INTERGENERATIONAL POVERTY INTERVENTIONS IN PUBLIC SCHOOLS. The bill, as amended, passed on the following roll call:

**Yeas, 24; Nays, 1; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

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**Voting in the negative was:** Senator

Dayton

**Absent or not voting were:** Senators

| Madsen | Okerlund | Robles | Stevenson |

**S.B. 43** was returned to the House for the signature of the Speaker.
On motion of Senator Shiozawa, the Senate voted to concur in the House amendments to 1st Sub. S.B. 57, AUTISM SERVICES AMENDMENTS. Senators Stephenson and Henderson commented. The bill, as amended, passed on the following roll call:

**Yeas, 24; Nays, 1; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators
Adams  Bramble  Christensen  Dabakis  
Davis  Harper  Henderson  Hillyard  
Hinkins  Jenkins  Knudson  Mayne  
Osmond  Reid  Shiozawa  Stephenson  
Stevenson  Thatcher  Urquhart  Valentine  
Van Tassell  Vickers  Weiler  Niederhauser

**Voting in the negative was:** Senator
Dayton

**Absent or not voting were:** Senators
Jones  Madsen  Okerlund  Robles

1st Sub. S.B. 57 was returned to the House for the signature of the Speaker.

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On motion of Senator Urquhart, the Senate voted to concur in the House amendments to 4th Sub. S.B. 69, PREJUDGMENT INTEREST REVISIONS. The bill, as amended, passed on the following roll call:

**Yeas, 23; Nays, 1; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators
Adams  Bramble  Christensen  Dabakis  
Davis  Harper  Henderson  Hillyard  
Hinkins  Jenkins  Jones  Knudson  
Osmond  Reid  Shiozawa  Stephenson  
Stevenson  Thatcher  Urquhart  Van Tassell  
Vickers  Weiler  Niederhauser

**Voting in the negative was:** Senator
Dayton
Absent or not voting were: Senators
Madsen      Mayne       Okerlund       Robles
Valentine

4th Sub. S.B. 69 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Christensen, the Senate voted to concur in the House
amendments to S.B. 75, PRIMARY CARE GRANTS AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 22; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Senators
Adams     Bramble      Christensen    Davis
Dayton    Harper       Henderson     Hillyard
Jenkins   Jones        Knudson       Osmond
Reid      Shiozawa     Stephenson    Stevenson
Thatcher  Urquhart     Van Tassell   Vickers
Weiler    Niederhauser

Absent or not voting were: Senators
Dabakis   Hinkins      Madsen        Mayne
Okerlund  Robles       Valentine

S.B. 75 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Jenkins, the Senate voted to concur in the House
amendments to 3rd Sub. S.B. 179, PROCUREMENT REVISIONS. The bill, as amended, passed on the following roll call:

Yeas, 22; Nays, 1; Absent or not voting, 6.

Voting in the affirmative were: Senators
Adams     Bramble      Christensen    Davis
Harper    Henderson    Hillyard     Hinkins
Jenkins   Jones        Knudson       Osmond
Reid      Shiozawa     Stephenson    Stevenson
Thatcher  Urquhart     Van Tassell   Vickers
Weiler    Niederhauser

Voting in the negative was: Senator Dayton

Absent or not voting were: Senators
Dabakis Madsen Mayne Okerlund
Robles Valentine

3rd Sub. S.B. 179 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Adams, the Senate voted to concur in the House amendments to 1st Sub. S.B. 193, NATUROPATHIC PRACTICE ACT AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 23; Nays, 1;Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams Bramble Christensen Davis
Harper Henderson Hillyard Hinkins
Jenkins Jones Knudson Osmond
Reid Robles Shiozawa Stephenson
Stevenson Thatcher Urquhart Van Tassell
Vickers Weiler Niederhauser

Voting in the negative was: Senator Dayton

Absent or not voting were: Senators
Dabakis Madsen Mayne Okerlund
Valentine

1st Sub. S.B. 193 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Stevenson, the Senate voted to concur in the House amendments to S.B. 268, PRISON RELOCATION COMMISSION. The bill, as amended, passed on the following roll call:

Yeas, 21; Nays, 1; Absent or not voting, 7.

Voting in the affirmative were: Senators
Adams Bramble Christensen Davis
Dayton Henderson Hinkins Jenkins
Voting in the negative was: Senator Harper
Absent or not voting were: Senators Dabakis, Hillyard, Madsen, Mayne, Okerlund, Stephenson, Valentine

S.B. 268 was returned to the House for the signature of the Speaker.

SECOND READING CALENDAR

On motion of Senator Weiler, 1st Sub. H.B. 336, COURT SYSTEM TASK FORCE, was read the second time and circled.

* * *

1st Sub. H.B. 71, DISTRIBUTION OF INTIMATE IMAGES, was read the second time.

Senator Weiler proposed the following amendment:

1. Page 1, Lines 17 through 17a
   House Floor Amendments 2–14–2014:
   17 provides an exemption for defined [telecommunication services] services, including Internet service providers, and hosting companies; and
   17a interactive computer services; and

2. Page 3a, Line 79
   Senate 2nd Reading Amendments 2–27–2014:
   79 (4) (a) This section does not apply to an Internet service provider or interactive computer service, as defined in

Senator Weiler’s motion to amend passed on a voice vote.

On motion of Senator Weiler, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.
On motion of Senator Weiler, under suspension of the rules, **1st Sub. H.B. 71**, DISTRIBUTION OF INTIMATE IMAGES, was considered read the second and third times and passed on the following roll call:

**Yeas, 22; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Senators

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**1st Sub. H.B. 71** was returned to the House for further consideration.

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On motion of Senator Davis, the circle was removed from **H.B. 370**, CANAL SAFETY AMENDMENTS, and it was before the Senate. Senator Davis explained the bill.

Senator Van Tassell proposed a verbal amendment as follows:

1. Page 2, Line 52:
   Delete “shall” and insert “may”

Senator Van Tassell’s motion to amend passed on a voice vote.

On motion of Senator Davis, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Davis, under suspension of the rules, **H.B. 370**, CANAL SAFETY AMENDMENTS, was considered read the second and third times and passed on the following roll call:

**Yeas, 23; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators

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Stevenson  Thatcher  Urquhart  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Dabakis  Madsen  Mayne  Okerlund
Robles  Valentine

H.B. 370, as amended, was returned to the House for further consideration.

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On motion of Senator Adams, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Adams, under suspension of the rules, H.B. 212, DNA COLLECTION AMENDMENTS, was considered read the second and third times and passed on the following roll call:

Yeas, 18; Nays, 4; Absent or not voting, 7.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Davis
Henderson  Hinkins  Jones  Knudson
Osmond  Reid  Shiozawa  Stevenson
Thatcher  Urquhart  Van Tassell  Vickers
Weiler  Niederhauser

Voting in the negative were: Senators
Dayton  Harper  Jenkins  Stephenson

Absent or not voting were: Senators
Dabakis  Hillyard  Madsen  Mayne
Okerlund  Robles  Valentine

H.B. 212 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

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On motion of Senator Osmond, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.
On motion of Senator Osmond, under suspension of the rules, **1st Sub. H.B. 320**, EDUCATOR’S PROFESSIONAL LEARNING, was considered read the second and third times and passed on the following roll call:

**Yeas, 22; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Senators

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**1st Sub. H.B. 320** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

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On motion of Senator Vickers, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Vickers, under suspension of the rules, **H.B. 39**, ELECTION LAW – INDEPENDENT EXPENDITURES, was considered read the second and third times and passed on the following roll call:

**Yeas, 22; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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**H.B. 39** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

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**3rd Sub. H.B. 246**, GOVERNMENT ETHICS REVISIONS, was read the second time.

On motion of Senator Bramble, the following substitute bill replaced the original bill:

**4th Sub. H.B. 246 Government Ethics Revisions** (C. Hall)

Senator Harper proposed the following amendment:

1. Page 2, Line 30:

   30 amends provisions of the Lobbyist Disclosure and Regulation Act by:
   - increasing the license fee by $10;
   - requiring a lobbyist to, while engaging in lobbying at the capitol hill complex, wear a name tag, issued by the lieutenant governor, that identifies the lobbyist as a lobbyist;

2. Page 2, Lines 38 through 39:

   38 Other Special Clauses:
   39 This bill provides an immediate effective date.

   This bill coordinates with S.B. 97, Lobbyist Disclosure and Regulation Act Amendments, by providing substantive amendments.

3. Page 2, Line 46:

   46 20A−12−303, as last amended by Laws of Utah 2011, Chapter 396

   36−11−102, as last amended by Laws of Utah 2011, Chapter 212

   36−11−103, as last amended by Laws of Utah 2010, Chapter 325

4. Page 2, Line 50:

   50 36−11−305.5, Utah Code Annotated 1953

   Utah Code Sections Affected by Coordination Clause:

   36−11−102, as last amended by Laws of Utah 2011, Chapter 212

   36−11−103, as last amended by Laws of Utah 2010, Chapter 325
Section 7. Section 36–11–102 is amended to read:


As used in this chapter:

(1) “Aggregate daily expenditures” means:

(a) for a single lobbyist, principal, or government officer, the total of all expenditures made within a calendar day by the lobbyist, principal, or government officer for the benefit of an individual public official;

(b) for an expenditure made by a member of a lobbyist group, the total of all expenditures made within a calendar day by every member of the lobbyist group for the benefit of an individual public official; or

(c) for a multiclient lobbyist, the total of all expenditures made by the multiclient lobbyist within a calendar day for the benefit of an individual public official, regardless of whether the expenditures were attributed to different clients.

(2) “Approved meeting or activity” means a meeting or activity:

(a) (i) to which a legislator is invited; and

(ii) attendance at which is approved by:

(A) the speaker of the House of Representatives, if the public official is a member of the House of Representatives; or

(B) the president of the Senate, if the public official is a member of the Senate;

or

(b) (i) to which a public official who holds a position in the executive branch of state government is invited; and

(ii) attendance at which is approved by the governor or the lieutenant governor.

(3) “Capitol hill complex” is as defined in Section 63C–9–102.

(4) (a) “Compensation” means anything of economic value, however designated, that is paid, loaned, granted, given, donated, or transferred to an individual for the provision of services or ownership before any withholding required by federal or state law.

(b) “Compensation” includes:

(i) a salary or commission;

(ii) a bonus;

(iii) a benefit;

(iv) a contribution to a retirement program or account;

(v) a payment includable in gross income, as defined in Section
62, Internal Revenue Code, and subject to Social Security deductions, including a payment in excess of the maximum amount subject to deduction under Social Security law;

(vi) an amount that the individual authorizes to be deducted or reduced for salary deferral or other benefits authorized by federal law; or

(vii) income based on an individual’s ownership interest.

“Compensation payor” means a person who pays compensation to a public official in the ordinary course of business:

(a) because of the public official’s ownership interest in the compensation payor; or

(b) for services rendered by the public official on behalf of the compensation payor.

“Executive action” means:

(a) a nomination or appointment by the governor;

(b) the proposal, drafting, amendment, enactment, or defeat by a state agency of a rule made in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act;

(c) agency ratemaking proceedings; or

(d) an adjudicative proceeding of a state agency.

“Expenditure” means any of the items listed in this Subsection when given to or for the benefit of a public official unless consideration of equal or greater value is received:

(i) a purchase, payment, or distribution;

(ii) a loan, gift, or advance;

(iii) a deposit, subscription, or forbearance;

(iv) services or goods;

(v) money;

(vi) real property;

(vii) a ticket or admission to a sporting, recreational, or artistic event; or

(viii) a contract, promise, or agreement, whether or not legally enforceable, to provide any item listed in Subsections (a)(i) through (vii).

“Expenditure” does not mean:

(i) a commercially reasonable loan made in the ordinary course of business;

(ii) a campaign contribution reported in accordance with Title 20A, Chapter 11, Campaign and Financial Reporting Requirements;

(iii) printed informational material that is related to the
performance of the recipient’s official duties;

(iv) a devise or inheritance;

(v) any item listed in Subsection (6) (a) if:

(A) given by a relative;

(B) given by a compensation payor for a purpose solely unrelated to the public official’s position as a public official; or

(C) if:

(I) the item has a value of less than $10; and

(II) the aggregate daily expenditures do not exceed $10;

(vi) food or beverage that is provided at an event to which the following are invited:

(A) all members of the Legislature;

(B) all members of a standing or interim committee;

(C) all members of an official legislative task force;

(D) all members of a party caucus; or

(E) all members of a group described in Subsections (6) (b)(vi)(A) through (D) who are attending a meeting of a national organization whose primary purpose is addressing general legislative policy;

(vii) food or beverage that is provided at an event to a public official who is:

(A) giving a speech at the event;

(B) participating in a panel discussion at the event; or

(C) presenting or receiving an award at the event;

(viii) a plaque, commendation, or award presented in public and having a cash value not exceeding $50;

(ix) admission to or attendance at an event, the primary purpose of which is:

(A) to solicit contributions reportable under:

(I) Title 20A, Chapter 11, Campaign and Financial Reporting Requirements; or

(II) 2 U.S.C. Sec. 434; or

(B) charitable solicitation, as defined in Section 13–22–2;

(x) travel to, lodging at, food or beverage served at, and admission to an approved meeting or activity;

(xi) sponsorship of an official event or official entertainment of an approved meeting or activity;

(xii) notwithstanding Subsection (6) (a)(vii), admission to or attendance at an event:

(A) that is sponsored by a governmental entity; or

(B) that is widely attended and related to a governmental duty of
a public official; or

(xiii) travel to a widely attended event related to a governmental
duty of a public official if that travel results in a financial savings to the
state.

(7) (8) (a) “Government officer” means:
(i) an individual elected to a position in state or local
government, when acting within the government officer’s official
capacity; or
(ii) an individual appointed to or employed in a full−time
position by state or local government, when acting within the scope of the
individual’s employment.

(b) “Government officer” does not mean a member of the
legislative branch of state government.

(8) (9) “Immediate family” means:
(a) a spouse;
(b) a child residing in the household; or
(c) an individual claimed as a dependent for tax purposes.

(9) (10) “Legislative action” means:
(a) a bill, resolution, amendment, nomination, veto override, or
other matter pending or proposed in either house of the Legislature or its
committees or requested by a legislator; and
(b) the action of the governor in approving or vetoing
legislation.

(10) (11) “Lobbying” means communicating with a
public official for the purpose of influencing the passage, defeat,
amendment, or postponement of legislative or executive action.

(11) (12) (a) “Lobbyist” means:
(i) an individual who is employed by a principal; or
(ii) an individual who contracts for economic consideration,
other than reimbursement for reasonable travel expenses, with a
principal to lobby a public official.

(b) “Lobbyist” does not include:
(i) a government officer;
(ii) a member or employee of the legislative branch of state
government;
(iii) a person while appearing at, or providing written comments
to, a hearing conducted in accordance with Title 63G, Chapter 3, Utah
Administrative Rulemaking Act or Title 63G, Chapter 4, Administrative
Procedures Act;
(iv) a person participating on or appearing before an advisory or
study task force, commission, board, or committee, constituted by the Legislature or any agency or department of state government, except legislative standing, appropriation, or interim committees;

(v) a representative of a political party;

(vi) an individual representing a bona fide church solely for the purpose of protecting the right to practice the religious doctrines of the church, unless the individual or church makes an expenditure that confers a benefit on a public official;

(vii) a newspaper, television station or network, radio station or network, periodical of general circulation, or book publisher for the purpose of publishing news items, editorials, other comments, or paid advertisements that directly or indirectly urge legislative or executive action; or

(viii) an individual who appears on the individual’s own behalf before a committee of the Legislature or an agency of the executive branch of state government solely for the purpose of testifying in support of or in opposition to legislative or executive action.

“Lobbyist group” means two or more lobbyists, principals, government officers, or any combination of lobbyists, principals, and officers who each contribute a portion of an expenditure made to benefit a public official or member of the public official’s immediate family.

“Multiclient lobbyist” means a single lobbyist, principal, or government officer who represents two or more clients and divides the aggregate daily expenditure made to benefit a public official or member of the public official’s immediate family between two or more of those clients.

“Principal” means a person that employs an individual to perform lobbying, either as an employee or as an independent contractor.

“Public official” means:

(a) (i) a member of the Legislature;

(ii) an individual elected to a position in the executive branch of state government; or

(iii) an individual appointed to or employed in a position in the executive or legislative branch of state government if that individual:

(A) occupies a policymaking position or makes purchasing or contracting decisions;

(B) drafts legislation or makes rules;

(C) determines rates or fees; or
(D) makes adjudicative decisions; or

(b) an immediate family member of a person described in Subsection 36–11–103(a).

“Public official type” means a notation to identify whether a public official is:

(a) (i) a member of the Legislature;

(ii) an individual elected to a position in the executive branch of state government;

(iii) an individual appointed to or employed in a position in the legislative branch of state government who meets the definition of public official under Subsection 36–11–103(a)(iii); or

(iv) an individual appointed to or employed in a position in the executive branch of state government who meets the definition of public official under Subsection 36–11–103(a)(iii); or

(b) an immediate family member of a person described in Subsection 36–11–103(a).

“Quarterly reporting period” means the three-month period covered by each financial report required under Subsection 36–11–201(2)(a).

“Related person” means a person, agent, or employee who knowingly and intentionally assists a lobbyist, principal, or government officer in lobbying.

“Relative” means a spouse, child, parent, grandparent, grandchild, brother, sister, parent–in–law, brother–in–law, sister–in–law, nephew, niece, aunt, uncle, first cousin, or spouse of any of these individuals.

Section 8. Section 36–11–103 is amended to read:

36–11–103. Licensing requirements.

(1) (a) Before engaging in any lobbying, a lobbyist shall obtain a license from the lieutenant governor by completing the form required by this section.

(b) The lieutenant governor shall issue licenses to qualified lobbyists.

(c) The lieutenant governor shall prepare a Lobbyist License Application Form that includes:

(i) a place for the lobbyist’s name and business address;

(ii) a place for the following information for each principal for whom the lobbyist works or is hired as an independent contractor:

(A) the principal’s name;

(B) the principal’s business address;
(C) the name of each public official that the principal employs and the nature of the employment with the public official; and

(D) the general purposes, interests, and nature of the principal;

(iii) a place for the name and address of the person who paid or will pay the lobbyist's registration fee, if the fee is not paid by the lobbyist;

(iv) a place for the lobbyist to disclose:

(A) any elected or appointed position that the lobbyist holds in state or local government, if any; and

(B) the name of each public official that the lobbyist employs and the nature of the employment with the public official, if any;

(v) a place for the lobbyist to disclose the types of expenditures for which the lobbyist will be reimbursed; and

(vi) a certification to be signed by the lobbyist that certifies that the information provided in the form is true, accurate, and complete to the best of the lobbyist’s knowledge and belief.

(2) Each lobbyist who obtains a license under this section shall update the licensure information when the lobbyist accepts employment for lobbying by a new client.

(3) (a) Except as provided in Subsection (4), the lieutenant governor shall grant a lobbying license to an applicant who:

(i) files an application with the lieutenant governor that contains the information required by this section; and

(ii) pays a filing fee.

(b) A license entitles a person to serve as a lobbyist on behalf of one or more principals and expires on December 31 of each even-numbered year.

(4) (a) The lieutenant governor may disapprove an application for a lobbying license:

(i) if the applicant has been convicted of violating Section 76–8–103, 76–8–107, 76–8–108, or 76–8–303 within five years before the date of the lobbying license application;

(ii) if the applicant has been convicted of violating Section 76–8–104 or 76–8–304 within one year before the date of the lobbying license application;

(iii) for the term of any suspension imposed under Section 36–11–401;

(iv) if, within one year before the date of the lobbying license application, the applicant has been found to have willingly and knowingly:
(A) violated this section or Section 36–11–201, 36–11–301, 36–11–302, 36–11–303, 36–11–304, 36–11–305, or 36–11–403; or
(B) filed a document required by this chapter that the lobbyist knew contained materially false information or omitted material information; or

(v) if the applicant is prohibited from becoming a lobbyist under Title 67, Chapter 24, Lobbying Restrictions Act.

(b) An applicant may appeal the disapproval in accordance with the procedures established by the lieutenant governor under this chapter and Title 63G, Chapter 4, Administrative Procedures Act.

(5) The lieutenant governor shall:

(a) deposit $100 of each license fee into the General Fund; and
(b) deposit $10 of each license fee into the General Fund as a dedicated credit to be used by the lieutenant governor to pay the cost of administering the license program described in this section.

(6) A principal need not obtain a license under this section, but if the principal makes expenditures to benefit a public official without using a lobbyist as an agent to confer those benefits, the principal shall disclose those expenditures as required by Section 36–11–201.

(7) Government officers need not obtain a license under this section, but shall disclose any expenditures made to benefit public officials as required by Section 36–11–201.

(8) Surrender, cancellation, or expiration of a lobbyist license does not absolve the lobbyist of the duty to file the financial reports if the lobbyist is otherwise required to file the reports by Section 36–11–201.

Renumber remaining sections accordingly.

6. Page 13, Lines 378 through 382:

378 Section 7. Section 36–11–305.5 is enacted to read:

379

36–11–305.5. Lobbyist requirements.

(1) The lieutenant governor shall issue to each lobbyist a name tag that includes:

(a) the word “Lobbyist” in at least 18–point type; and
(b) the first and last name of the lobbyist, in at least 18–point type.

(2) Beginning on August 1, 2014, a lobbyist may not lobby a public official while the lobbyist is at the capitol hill complex unless the lobbyist is wearing the name tag described in Subsection (1) in plain view.
A lobbyist shall, at the beginning of making a communication to a public official that constitutes lobbying, inform the public official of the identity of the principal on whose behalf the lobbyist is lobbying.

7. Page 15, Line 429:

the date of veto override.


If this H.B. 246 and S.B. 97, Lobbyist Disclosure and Regulation Act, both pass and become law, it is the intent of the Legislature that the changes to Subsection 36–11–103(5) in S.B. 97 supercede the changes to Subsection 36–11–103(5) in this bill when the Office of Legislative Research and General Counsel prepares the Utah Code database for publication.

Senator Harper’s motion to amend passed on a voice vote. Senator Vickers commented.

On motion of Senator Bramble, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Bramble, under suspension of the rules, 4th Sub. H.B. 246, GOVERNMENT ETHICS REVISIONS, was considered read the second and third times and passed on the following roll call:

**Yeas, 21; Nays, 0; Absent or not voting, 8.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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4th Sub. H.B. 246, as amended, was returned to the House for further consideration.
* * *

On motion of Senator Weiler, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Weiler, under suspension of the rules, H.J.R. 12, JOINT RESOLUTION ON APPOINTMENT OF LEGAL COUNSEL FOR EXECUTIVE OFFICERS, was considered read the second and third times and passed on the following roll call:

**Yeas, 24; Nays, 1; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

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**Voting in the negative was:** Senator

Niederhauser

**Absent or not voting were:** Senators

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H.J.R. 12 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

On motion of Senator Weiler, the Senate voted to include the following intent language in the Senate Journal:

**INTENT LANGUAGE**

It is the intent of the Legislature that the lieutenant governor, state auditor, and state treasurer each be empowered to appoint legal counsel to advise the lieutenant governor, state auditor, and state treasurer, respectively, on legal matters. It is intended that the legal counsel serve only to advise the lieutenant governor, state auditor, and state treasurer.

* * *

**1st Sub. H.B. 207, MASSAGE THERAPY PRACTICE ACT AMENDMENTS, was read the second time. Senators Bramble and Henderson commented.**
On motion of Senator Dayton, the bill was circled.

***

On motion of Senator Henderson, *1st* Sub. H.B. 324, ORTHO–BIONOMY EXEMPTION AMENDMENTS, was read the second time and circled.

***

On motion of Senator Christensen, *2nd* sub. H.B. 38, RESOURCE STEWARDSHIP AMENDMENTS, was read the second time and circled.

***

On motion of Senator Bramble, *1st* Sub. H.B. 116, SCHOOL CONSTRUCTION MODIFICATIONS, was read the second time and circled.

***

On motion of Senator Bramble, the Senate, by a two–three majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Bramble, under suspension of the rules, H.B. 140, TAX CREDIT AMENDMENTS, was considered read the second and third times. Senator Jenkins commented and the bill passed on the following roll call:

**Yeas, 15; Nays, 9; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

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**Absent or not voting were:** Senators

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H.B. 140 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
On motion of Senator Hinkins, the circle was removed from 2nd Sub. H.B. 38, RESOURCE STEWARDSHIP AMENDMENTS, and it was before the Senate.

On motion of Senator Hinkins, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Hinkins, under suspension of the rules, 2nd Sub. H.B. 38, RESOURCE STEWARDSHIP AMENDMENTS, was considered read the second and third times and passed on the following roll call:

Y eas, 21; Nays, 5; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams    Bramble    Christensen    Dabakis
Davis    Dayton    Henderson    Hinkins
Jenkins  Jones     Knudson      Mayne
Osmond   Robles    Shiozawa     Stevenson
Urquhart Valentine    Van Tassell    Vickers
Weiler

Voting in the negative were: Senators
Harper    Madsen    Reid        Stephenson
Thatcher

Absent or not voting were: Senators
Hillyard  Okerlund    Niederhauser

2nd Sub. H.B. 38, as amended, returned to the House for further consideration.

On motion of Senator Urquhart, the circle was removed from 3rd Sub. H.B. 150, SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS AMENDMENTS, and it was before the Senate. Senator Hillyard commented.

On motion of Senator Urquhart, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Urquhart, under suspension of the rules, 3rd Sub. HB. 150, SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS
AMENDMENTS, was considered read the second and third times and passed on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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3rd Sub. H.B. 150, as amended, was returned to the House for further consideration.

***

On motion of Senator Dayton, the circle was removed from 1st Sub. H.B. 207, MASSAGE THERAPY PRACTICE ACT AMENDMENTS, and it was before the Senate.

Senator Dayton proposed the following amendment:

1. Page 1, Line 22 through Page 2, Line 26:

   22 Other Special Clauses:

   23 {–None–} This bill coordinates with H.B. 324, Ortho–Bionomy Exemption Amendments, by providing substantive and technical amendments.

   24 Utah Code Sections Affected:

   25 AMENDS:

   26 58–47b–304, as last amended by Laws of Utah 2009, Chapter 220

   **Utah Code Sections Affected by Coordination Clause:**

   58–47b–304, as last amended by Laws of Utah 2009, Chapter 220
2. Page 3, Line 73

House Committee Amendments 2–19–2014:

73 (b) prevent [any] an insurance carrier from offering coverage for massage therapy.

Section 2. Coordinating H.B. 207 with H.B. 324 — Substantive and technical amendments.

If this H.B. 207 and H.B. 324, Ortho–Bionomy Exemption Amendments, both pass and become law, the Legislature intends that: (1) this coordinating clause supersedes the coordinating clause contained in H.B. 324; and (2) the Office of Legislative Research and General Counsel, in preparing the Utah Code database for publication, modify Subsection 58–47b–304(1)(m) to read:

“(m) an individual:

(i) certified by or through, and in good standing with, an industry organization that is recognized by the division, and that represents a profession with established standards and ethics:

(ii) (A) who limits the manipulation of the soft tissues of the body to the hands, feet, and outer ears only, including the practice of reflexology and foot zone therapy; or

(B) who is certified to practice ortho–bionomy and whose practice is limited to the scope of practice of ortho–bionomy;

(iii) whose clients remain fully clothed from the shoulders to the knees; and

(iv) whose clients do not receive gratuitous massage from the individual.”

Senator Dayton’s motion to amend passed on a voice vote.

On motion of Senator Dayton, the Senate, by a two–thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Dayton, under suspension of the rules, 1st Sub. H.B. 207, MASSAGE THERAPY PRACTICE ACT AMENDMENTS, was considered read the second and third times and passed on the following roll call:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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Absent or not voting was: Senator Okerlund

1st Sub. H.B. 207, as amended, was returned to the House for further consideration.

* * *

On motion of Senator Bramble, the circle was removed from 1st Sub. H.B. 116, SCHOOL CONSTRUCTION MODIFICATIONS, and it was before the Senate.

Senator Madsen proposed the following amendment:

1. Page 3, Lines 62 through 66:

   62  (2)  (a)  The board shall:
   63  (a)  (i)  adopt guidelines for public school construction; and
   64  (b)  (ii)  consult with the Division of Facilities Construction and Management

   Administration on proposed guidelines before adoption.

   (b)  The board shall ensure that guidelines adopted under Subsection (2)(a)(i) maximize funds used for public school construction and reflect efficient and economic use of those funds, including adopting guidelines that address a school's essential needs rather than encouraging or endorsing excessive costs per square foot of construction or nonessential facilities, design, or furnishings.

   66  (3)  Before a school district or charter school may begin public school construction, the

Senator Madsen’s motion to amend passed on a voice vote.

On motion of Senator Bramble, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.
On motion of Senator Bramble, under suspension of the rules, **1st Sub. H.B. 116, SCHOOL CONSTRUCTION MODIFICATIONS**, was considered read the second and third times and passed on the following roll call:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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**Absent or not voting was:** Senator Okerlund

**1st Sub. H.B. 116**, as amended, was returned to the House for further consideration.

***

On motion of Senator Henderson, the circle was removed from **1st Sub. H.B. 324, ORTHO–BIONOMY EXEMPTION AMENDMENTS**, and it was before the Senate.

On motion of Senator Henderson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Henderson, under suspension of the rules, **1st Sub. H.B. 324, ORTHO–BIONOMY EXEMPTION AMENDMENTS**, was considered read the second and third times and passed on the following roll call:

**Yeas, 25; Nays, 3; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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Voting in the negative were: Senators
Christensen    Davis    Weiler

Absent or not voting was: Senator
Okerlund

1st Sub. H.B. 324 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Valentine, the circle was removed from 1st Sub. H.B. 336, COURT SYSTEM TASK FORCE, and it was before the Senate. Senator Hillyard commented.

On motion of Senator Valentine, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Valentine, under suspension of the rules, 1st Sub. H.B. 336, COURT SYSTEM TASK FORCE, was considered read the second and third times and passed on the following roll call:

Yeas, 19; Nays, 9; Absent or not voting, 1.

Voting in the affirmative were: Senators
Bramble    Christensen    Dabakis    Davis
Dayton     Harper         Henderson    Madsen
Mayne      Osmond         Reid        Robles
Shiozawa   Stephenson     Thatcher     Valentine
Van Tassell Vickers      Weiler

Voting in the negative were: Senators
Adams      Hillyard       Hinkins     Jenkins
Jones      Knudson        Stevenson   Urquhart
Niederhauser

Absent or not voting was: Senator
Okerlund

1st Sub. H.B. 336 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Weiler, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.
On motion of Senator Weiler, under suspension of the rules, **H.B. 94**, WORKERS’ COMPENSATION AND HOME AND COMMUNITY BASED SERVICES, was considered read the second and third times and passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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**H.B. 94** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Adams, the circle was removed from **H.B. 102**, ASSESSMENT AREA AMENDMENTS, and it was before the Senate.

On motion of Senator Adams, the following substitute bill replaced the original bill:

**1st Sub. H.B. 102 Assessment Area Amendments** (C. Webb)

Senator Adams proposed the following amendment:

1. Page 10, Line 299 through Page 11, Line 305:

299  **2015.**

300  (2) (a) Subsection (1) does not apply to an assessment area (i) for which:

301  {−(i)−}  (A) notice described in Subsection 11–42–201(2)(a) is published in accordance with

302  Subsection 11–42–202(3) before May 13, 2014; or
303  (ii)  a designation ordinance or resolution has been adopted under Section 11–42–206

304  before May 13, 2014, designating the assessment area and the assessment area will expire by

305  law unless the governing body redesignates the assessment area (ii) that is a voluntary assessment area and all property owners have consented to the creation of the assessment area in writing before publication of the notice described in Subsection 11–42–201(2)(a).

Senator Adams’ motion to amend passed on a voice vote. Senators Madsen and Niederhauser commented.

On motion of Senator Adams, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Adams, under suspension of the rules, 1st Sub. H.B. 102, ASSESSMENT AREA AMENDMENTS, was considered read the second and third times and passed on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators

Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudson  Madsen  Mayne  Osmond
Reid  Robles  Shiozawa  Stephenson
Stevenson  Thatcher  Urquhart  Valentine
Van Tassell  Vickers  Niederhauser

Absent or not voting were: Senators

Okerlund  Weiler

1st Sub. H.B. 102, as amended, was returned to the House for further consideration.

THIRD READING TABLE

On motion of Senator Jenkins, 1st Sub. H.B. 34, TOURISM MARKETING PERFORMANCE ACCOUNT AMENDMENTS, was read the third time and circled.
On motion of Senator Bramble, and at 10:18 a.m., the Senate sauntered.

The Senate was called to order at 10:55 a.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President:

The House passed, as amended, S.B. 16, VETERANS TUITION GAP COVERAGE, by Senator L. Robles, and it is transmitted for further consideration; and

The House passed, as amended, 2nd Sub. S.B. 22, WORKFORCE SERVICES JOB LISTING AMENDMENTS, by Senator P. Knudson, and it is transmitted for further consideration; and

The House passed, as amended, 1st Sub. S.B. 40, FINANCIAL AND ECONOMIC LITERACY AMENDMENTS, by Senator P. Jones, and it is transmitted for further consideration; and

The House passed, as amended, S.B. 70, STATE DATA PORTAL AMENDMENTS, by Senator D. Henderson, and it is transmitted for further consideration; and

The House passed, as amended, S.B. 104, IMPROVEMENT OF READING INSTRUCTION, by Senator A. Osmond, and it is transmitted for further consideration; and

The House passed, as amended, 2nd Sub. S.B. 109, RADON AWARENESS CAMPAIGN, by Senator A. Osmond, and it is transmitted for further consideration; and

The House passed, as amended, 1st Sub. S.B. 131, STUDENT LEADERSHIP GRANT, by Senator A. Osmond, and it is transmitted for further consideration; and

The House passed, as amended, S.B. 140, ADVANCED PLACEMENT TEST FUNDING, by Senator K. Mayne, and it is transmitted for further consideration; and

The House passed, as amended, S.B. 150, EDUCATION TASK FORCE REAUTHORIZATION, by Senator S. Reid, and it is transmitted for further consideration; and
The House passed, as amended, 2nd Sub. S.B. 233, UTAH SMALL BUSINESS JOBS ACT, by Senator J. Valentine, and it is transmitted for further consideration; and

The House substituted and passed, 1st Sub. S.B. 241, COUNTY JAIL CONTRACTING AMENDMENTS, by Senator S. Jenkins, and it is transmitted for further consideration; and

The House passed, as amended, S.B. 259, VICTIM REPARATIONS FUND AMENDMENTS, by Senator M. Madsen, and it is transmitted for further consideration; and

The House passed, as amended, S.J.R. 20, MASTER STUDY RESOLUTION, by Senator R. Okerlund, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.

***

Mr. President: March 12, 2014

The House passed, 1st Sub. S.B. 38, SNOW COLLEGE CONCURRENT EDUCATION PROGRAM, by Senator R. Okerlund, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 65, SALES AND USE TAX EXEMPTION MODIFICATIONS, by Senator H. Stephenson, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 71, INFORMED CONSENT AMENDMENTS, by Senator W. Harper, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, 1st Sub. S.B. 72, UNINSURED MOTORIST PROVISIONS, by Senator L. Hillyard, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, 2nd Sub. S.B. 77, PHARMACY PRACTICE ACT AMENDMENTS, by Senator E. Vickers, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 204, RETIREMENT SYSTEM OPT−OUT FOR RURAL HEALTH CARE CENTERS, by Senator D. Hinkins, which has been signed by the Speaker, and it is transmitted for the signature of the President; and
The House passed, **S.B. 222**, AUTOMATIC LICENSE PLATE READER SYSTEM AMENDMENTS, by Senator T. Weiler, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 245**, INTERNET VOTING PILOT PROJECT AMENDMENTS, by Senator C. Bramble, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House receded from its amendments and passed **1st Sub. S.B. 264**, RETENTION OF OUTSIDE COUNSEL, EXPERT WITNESSES, AND LITIGATION SUPPORT SERVICES, by Senator J. S. Adams, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.J.R. 7**, JOINT RESOLUTION REGARDING QUALIFICATIONS OF STATE TAX COMMISSION MEMBERS, by Senator J. Valentine, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.J.R. 8**, JOINT RESOLUTION ON TERM OF APPOINTED LIEUTENANT GOVERNOR, by Senator S. Urquhart, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

***

Mr. President: March 12, 2014

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 117**, PATENT INFRINGEMENT AMENDMENTS, by Representative M. McKell, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 168**, SCHOOL AND INSTITUTIONAL TRUST LANDS AND FUNDS MANAGEMENT PROVISIONS, by Representative M. Brown, et al, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 356**, NEW CONVENTION FACILITY DEVELOPMENT INCENTIVE PROVISIONS, by Representative B. Wilson, et al, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 394**, CAMPAIGN FINANCE REVISIONS, by Representative J. Dunnigan, et al, and it is transmitted for the signature of the President; and
The House concurred in the Senate amendments and passed 1st Sub. H.B. 414, LEGISLATIVE SUBPOENA AMENDMENTS, by Representative J. Dunnigan, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

Mr. President: March 13, 2014

The House refused to concur with the Senate Amendments to H.B. 61, CLEAN AIR PROGRAMS, by Representative P. Arent, and requests the Senate recede from its amendments.

Sandy D. Tenney, Chief Clerk

On motion of Senator Vickers, the Senate voted to refuse to recede from its amendments to H.B. 61. President Niederhauser appointed a conference committee consisting of Senators Vickers, Hinkins, and Dabakis to meet with a like committee from the House.

THIRD READING CALENDAR

On motion of Senator Jenkins, the circle was removed from 1st Sub. H.B. 34, TOURISM MARKETING PERFORMANCE ACCOUNT AMENDMENTS, and it was before the Senate.

Senator Jenkins proposed the following amendment:

1. Page 1, Lines 14 through 15:

14 This bill:
   - modifies requirements related to a sports organization receiving money from the Tourism Marketing Performance Account;
15 extends from fiscal year 2015 to fiscal year 2019 the number of years that growth in

2. Page 2, Line 52 through Page 3, Line 68:

52 conducted by the office.
53 (6) (a) For a fiscal year beginning on or after July 1, 2007, the office shall annually allocate 10% of the
account money appropriated to the office to a sports organization for advertising, marketing, branding, and promoting Utah in attracting sporting events into the state.

(b) For a fiscal year beginning on or after July 1, 2008, the amount distributed under Subsection (6)(a) shall be indexed from the July 1, 2007 fiscal year to reflect a percent increase or decrease of money set aside into the account as compared to the previous fiscal year.

(c) The office shall provide for an annual accounting to the office by a sports organization of the use of money it receives under Subsection (6)(a) or (b). The sports organization shall:

(i) provide an annual written report to the office that gives a complete accounting of the use of money the sports organization receives under this Subsection (6); and

(ii) partner with the office to promote the state and to encourage economic growth in the state.

(d) For purposes of this Subsection (6), “sports organization” means an organization that is:

(i) exempt from federal income taxation in accordance with Section 501(c)(3), Internal Revenue Code; and

(ii) created to foster national and international amateur sports competitions to be held in the state and sports tourism throughout the state, to include advertising, marketing, branding, and promoting Utah for the purpose of attracting sporting events into the state.
purpose of attracting sporting events into the state.

Senator Jenkins’ motion to amend passed on a voice vote.

On motion of Senator Jenkins, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

Senator Jenkins explained the bill. Senators Hillyard, Reid, and Valentine commented. Senators Jones and Vickers declared conflicts of interest. The bill passed on the following roll call:

**Yeas, 22; Nays, 1; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators
Bramble Christensen Dabakis Davis
Dayton Harper Henderson Hillyard
Hinkins Jenkins Jones Knudson
Madsen Osmond Reid Robles
Shiozawa Stevenson Thatcher Vickers
Weiler Niederhauser

**Voting in the negative was:** Senator Valentine

**Absent or not voting were:** Senators
Adams Mayne Okerlund Stephenson
Urquhart Van Tassell

**1st Sub. H.B. 34**, as amended, was returned to the House for further consideration.

***

On motion of Senator Knudson, the Senate voted to lift the following bills from Rules and place them at the top of the Second Reading Calendar:

**H.B. 329** Programs for Youth Protection (Rep. S. Eliason)
**H.B. 337** Teacher Salary Supplement Program Amendments (Rep. B. Last)

**SECOND READING CALENDAR**

On motion of Senator Osmond, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.
On motion of Senator Osmond, under suspension of the rules, **H.B. 329**, PROGRAMS FOR YOUTH PROGRAMS, was considered read the second and third times and passed on the following roll call:

**Yeas, 22; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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**H.B. 329** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

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On motion of Senator Stephenson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Stephenson, under suspension of the rules, **H.B. 337**, TEACHER SALARY SUPPLEMENT PROGRAM AMENDMENTS, was considered read the second and third times and passed on the following roll call:

**Yeas, 21; Nays, 0; Absent or not voting, 8.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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H.B. 337, as amended, was returned to the House for further consideration.

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On motion of Senator Bramble, under suspension of the rules, the Senate voted to reconsider its action on 4th Sub. H.B. 246, GOVERNMENT ETHICS REVISIONS, for the purpose of substituting the bill.

On motion of Senator Bramble, the bill was placed at the top of the Second Reading Calendar.

On motion of Senator Bramble, the bill was circled.

***

On motion of Senator Harper, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Harper, under suspension of the rules, H.B. 408, ELECTION REQUIREMENTS AMENDMENTS, was considered read the second and third times and passed on the following roll call:

**Voting in the affirmative were:** Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hinkins  Jones  Knudson  Madsen
Mayne  Osmond  Reid  Robles
Shiozawa  Stephenson  Urquhart  Valentine
Vickers  Weiler

**Absent or not voting were:** Senators
Hillyard  Jenkins  Okerlund  Stevenson
Thatcher  Van Tassell  Niederhauser

H.B. 408 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

On motion of Senator Bramble, 1st Sub. H.B. 171, NATURAL GAS FACILITIES AMENDMENTS, was read the second time and circled.
* * *

On motion of Senator Bramble, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Bramble, under suspension of the rules, **H.B. 221**, SCHOOL COMMUNITY COUNCIL REVISIONS, was considered read the second and third times and passed on the following roll call:

**Yeas, 19; Nays, 0; Absent or not voting, 10.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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**H.B. 221** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Osmond, **1st Sub. H.B. 382**, LIMITED PURPOSE LOCAL GOVERNMENT ENTITIES AMENDMENTS, was read the second time and circled.

**COMMUNICATIONS FROM THE HOUSE**

Mr. President: March 13, 2014

The Speaker of the House has appointed a Conference Committee consisting of Representatives P. Arent, J. Draxler, and V. L. Snow to meet with a like committee from the Senate to consider or amend **H.B. 61**, CLEAN AIR PROGRAMS, by Representative P. Arent.

Sandy D. Tenney, Chief Clerk

**SECOND READING CALENDAR**

**1st Sub. H.B. 415**, LOCAL AND SPECIAL SERVICE DISTRICT ELECTIONS AMENDMENTS, was read the second time.
On motion of Senator Shiozawa, the following substitute bill replaced the original bill:

**2nd Sub. H.B. 415 Local and Service District Elections Amendments**  
(S. Eliason)

On motion of Senator Shiozawa, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Shiozawa, under suspension of the rules, **2nd Sub. H.B. 415, LOCAL AND SPECIAL SERVICE DISTRICT ELECTIONS AMENDMENTS**, was considered read the second and third times and passed on the following roll call:

**Yeas, 21; Nays, 0; Absent or not voting, 8.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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**2nd Sub. H.B. 415**, as amended, was returned to the House for further consideration.

* * *

**1st Sub. H.B. 138, UNDERGROUND PETROLEUM STORAGE TANK AMENDMENTS**, was read the second time.

On motion of Senator Stephenson, the following substitute bill replaced the original bill:

**2nd Sub. H.B. 138 Underground Petroleum Storage Tank Amendments**  
(S. Eliason)

On motion of Senator Stephenson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.
On motion of Senator Stephenson, under suspension of the rules, 2nd Sub. H.B. 138, UNDERGROUND PETROLEUM STORAGE TANK AMENDMENTS, was considered read the second and third times and passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

- Adams
- Bramble
- Christensen
- Davis
- Dayton
- Harper
- Henderson
- Hillyard
- Hinkins
- Jones
- Knudson
- Madsen
- Mayne
- Osmond
- Reid
- Robles
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Urquhart
- Valentine
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Dabakis
- Jenkins
- Okerlund

2nd Sub. H.B. 138, as amended, was returned to the House for further consideration.

**CONCURRENCE CALENDAR**

On motion of Senator Robles, the Senate voted to concur in the House amendments to S.B. 16, VETERANS TUITION GAP COVERAGE. The bill, as amended, passed on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

- Adams
- Bramble
- Christensen
- Dabakis
- Davis
- Dayton
- Harper
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- Thatcher
- Urquhart
- Valentine
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Jenkins
- Okerlund

S.B. 16 was returned to the House for the signature of the Speaker.
On motion of Senator Knudson, the Senate voted to concur in the House amendments to 2nd Sub. S.B. 22, WORKFORCE SERVICES JOB LISTING AMENDMENTS. The bill, as amended, passed on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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2nd Sub. S.B. 22 was returned to the House for the signature of the Speaker.

On motion of Senator Jones, the Senate voted to concur in the House amendments to 1st Sub. S.B. 40, FINANCIAL AND ECONOMIC LITERACY AMENDMENTS. The bill, as amended, passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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1st Sub. S.B. 40 was returned to the House for the signature of the Speaker.
** * * **

On motion of Senator Henderson, the Senate voted to concur in the House amendments to S.B. 70, STATE DATA PORTAL AMENDMENTS. The bill, as amended, passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators
- Adams
- Bramble
- Christensen
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- Davis
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- Harper
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- Hinkins
- Jones
- Knudson
- Madsen
- Mayne
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- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Urquhart
- Valentine
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators
- Hillyard
- Jenkins
- Okerlund

**S.B. 70** was returned to the House for the signature of the Speaker.

** * * **

On motion of Senator Osmond, the Senate voted to concur in the House amendments to S.B. 104, IMPROVEMENT OF READING INSTRUCTION. The bill, as amended, passed on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators
- Adams
- Bramble
- Christensen
- Dabakis
- Davis
- Dayton
- Harper
- Henderson
- Hinkins
- Jenkins
- Jones
- Knudson
- Madsen
- Mayne
- Osmond
- Reid
- Robles
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Urquhart
- Valentine
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators
- Hillyard
- Okerlund

**S.B. 104** was returned to the House for the signature of the Speaker.
On motion of Senator Osmond, the Senate voted to concur in the House amendments to **2nd Sub. S.B. 109**, RADON AWARENESS CAMPAIGN. The bill, as amended, passed on the following roll call:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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**Absent or not voting was:** Senator Okerlund

* **2nd Sub. S.B. 109** was returned to the House for the signature of the Speaker.

* **3rd Sub. S.B. 109** was returned to the Senate for further consideration.

On motion of Senator Osmond, the Senate voted to concur in the House amendments to **1st Sub. S.B. 131**, STUDENT LEADERSHIP GRANT. The bill, as amended, passed on the following roll call:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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**Absent or not voting was:** Senator Okerlund

* **1st Sub. S.B. 131** was returned to the House for the signature of the Speaker.
On motion of Senator Mayne, the Senate voted to concur in the House amendments to **S.B. 140**, ADVANCED PLACEMENT TEST FUNDING. The bill, as amended, passed on the following roll call:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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**Absent or not voting was:** Senator

Okerlund

**S.B. 140** was returned to the House for the signature of the Speaker.

**S.B. 140** was returned to the House for the signature of the Speaker.

On motion of Senator Reid, the Senate voted to concur in the House amendments to **S.B. 150**, EDUCATION TASK FORCE REAUTHORIZATION. The bill, as amended, passed on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

Adams  Okerlund

**S.B. 150** was returned to the House for the signature of the Speaker.
On motion of Senator Valentine, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Valentine, under suspension of the rules, the Senate voted to concur in the House amendments to 2nd Sub. S.B. 233, UTAH SMALL BUSINESS JOBS ACT. The bill, as amended, passed on the following roll call:

**Yeas, 25; Nays, 1; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

| Bramble | Christensen | Dabakis | Davis |
| Harper | Henderson | Hillyard | Hinkins |
| Jenkins | Jones | Knudson | Madsen |
| Mayne | Osmond | Reid | Robles |
| Shiozawa | Stephenson | Stevenson | Thatcher |
| Valentine | Van Tassell | Vickers | Weiler |
| Niederhauser | | | |

**Voting in the negative was:** Senator

Dayton

**Absent or not voting were:** Senators

| Adams | Okerlund | Urquhart |
| | | |

2nd Sub. S.B. 233 was returned to the House for the signature of the Speaker.

**Yeas, 21; Nays, 6; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

| Adams | Christensen | Dabakis | Davis |
| Dayton | Henderson | Hinkins | Jenkins |
| Jones | Knudson | Madsen | Mayne |
| Osmond | Reid | Robles | Shiozawa |
| Stevenson | Urquhart | Van Tassell | Vickers |
| Niederhauser | | | |
Voting in the negative were: Senators
Bramble Harper Hillyard Stephenson
Thatcher Valentine

Absent or not voting were: Senators
Okerlund Weiler

1st Sub. S.B. 241 was returned to the House for the signature of the Speaker.

***

On motion of Senator Madsen, the Senate voted to concur in the House amendments to S.B. 259, VICTIM REPARATIONS FUND AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Dayton Harper Hillyard
Hinkins Jenkins Jones Knudson
Madsen Mayne Osmond Reid
Robles Shiozawa Stephenson Thatcher
Urquhart Valentine Van Tassell Vickers
Niederhauser

Absent or not voting were: Senators
Henderson Okerlund Stevenson Weiler

S.B. 259 was returned to the House for the signature of the Speaker.

***

On motion of Senator Knudson, the Senate voted to concur in the House amendments to S.J.R. 20, MASTER STUDY RESOLUTION. The bill, as amended, passed on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Dayton Harper Hillyard
Hinkins Jenkins Jones Knudson
Madsen Mayne Osmond Reid
Robles            Shiozawa            Stephenson            Thatcher  
Urquhart          Valentine           Van Tassell           Vickers        
Niederhauser      

Absent or not voting were: Senators
Henderson       Okerlund         Stevenson            Weiler     

S.J.R. 20, as amended, was returned to the House for the signature of the Speaker.

SECOND READING CALENDAR

On motion of Senator Bramble, the circle was removed from 4th Sub. H.B. 246, GOVERNMENT ETHICS REVISIONS, and it was before the Senate.

On motion of Senator Bramble, the following substitute bill replaced the original bill:

5th Sub. S.B. 246 Government Ethics Revisions (C. Hall)

On motion of Senator Bramble, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Bramble, under suspension of the rules, 5th Sub. H.B. 246, GOVERNMENT ETHICS REVISIONS, was considered read the second and third times and passed on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams            Bramble           Christensen           Dabakis     
Davis            Dayton            Harper               Hillyard    
Hinkins          Jenkins           Jones                Knudson     
Madsen           Mayne             Osmond               Reid        
Robles           Shiozawa          Stephenson           Thatcher    
Urquhart         Valentine          Van Tassell          Vickers     
Niederhauser     

Absent or not voting were: Senators
Henderson       Okerlund         Stevenson            Weiler     

5th Sub. H.B. 246 was returned to the House for further consideration.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 13, 2014

The House refused to concur with the Senate Amendments to 3rd Sub. H.B. 150, SCIENCE, TECHNOLOGY, ENGINEERING, AND
MATHEMATICS AMENDMENTS, by Representative V. Peterson, et al, and requests the Senate recede from its amendments.

Sandy D. Tenney, Chief Clerk

On motion of Senator Urquhart, the Senate voted to refuse to recede from its amendments to 3rd Sub. H.B. 150. President Niederhauser appointed a conference committee consisting of Senators Urquhart, Vickers, and Davis to meet with a like committee from the House.

Mr. President: March 13, 2014

The Joint Conference Committee comprised of Senators J. S. Adams, W. Harper, and K. Mayne, and Representatives D. McCay, M. McKell, and Janice Fisher, recommends 1st Sub. S.B. 184, LOCAL GOVERNMENT INSPECTION AMENDMENTS, by Senator J. S. Adams, with the following amendments:

1. Page 2, Lines 31 through 32
   House Committee Amendments 3–7–2014:

   31 (2) {A fee collected by a town} If a town collects a fee for the inspection of a construction project, the town shall ensure that the construction project receives a prompt inspection.

2. Page 2, Lines 38 through 39
   House Committee Amendments 3–7–2014:

   38 (2) {A fee collected by a city} If a city collects a fee for the inspection of a construction project, the city shall ensure that the construction project receives a prompt inspection.

3. Page 2, Lines 47 through 48a
   House Committee Amendments 3–7–2014:

   47 (2) A compliance agency for a political subdivision may not reject a permit or otherwise withhold approval of a project whenever approval is required for failure to comply.

4. Page 3, Lines 61 through 62
   House Committee Amendments 3–7–2014:
If a county collects a fee for the inspection of a construction project, the county shall ensure that the construction project receives a prompt inspection.


On motion of Senator Adams, the Senate voted to adopt the Conference Committee report and place the bill at the top of the Third Reading Calendar.

THIRD READING CALENDAR

1st Sub. S.B. 184, GOVERNMENT INSPECTION AMENDMENTS, was before the Senate, explained by Senator Adams, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Jenkins  Jones  Knudson
Madsen  Mayne  Osmond  Reid
Shiozawa  Stephenson  Thatcher  Urquhart
Van Tassell  Vickers  Niederhauser

Absent or not voting were: Senators
Hinkins  Okerlund  Robles  Stevenson
Valentine  Weiler

1st Sub. S.B. 184 was transmitted to the House.

* * *

On motion of Senator Okerlund, and at 12:23 p.m., the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:50 p.m., with President Niederhauser presiding.
COMMUNICATIONS FROM THE HOUSE

Mr. President: March 13, 2014

The House passed, S.B. 270, REPEAL OF PRISON RELOCATION AND DEVELOPMENT AUTHORITY, by Senator J. Stevenson, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, 1st Sub. S.B. 274, WATER JURISDICTION AMENDMENTS, by Senator M. Dayton, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

***

Mr. President: March 13, 2014

The House concurred in the Senate amendments and passed 3rd Sub. H.B. 24, INSURANCE RELATED AMENDMENTS, by Representative J. Dunnigan, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed 1st Sub. H.B. 34, TOURISM MARKETING PERFORMANCE ACCOUNT AMENDMENTS, by Representative B. Wilson, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed 2nd Sub. H.B. 38, RESOURCE STEWARDSHIP AMENDMENTS, by Representative P. Arent, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed 1st Sub. H.B. 71, DISTRIBUTION OF INTIMATE IMAGES, by Representative M. Poulson, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed 1st Sub. H.B. 74, ENERGY EFFICIENT VEHICLE TAX CREDITS, by Representative V. L. Snow, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed H.B. 96, UTAH SCHOOL READINESS INITIATIVE, by Representative G. Hughes, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed 1st Sub. H.B. 102, ASSESSMENT AREA AMENDMENTS, by Representative R. C. Webb, and it is transmitted for the signature of the President; and
The House concurred in the Senate amendments and passed **9th Sub. H.B. 105**, PLANT EXTRACT AMENDMENTS, by Representative G. Froerer, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 116**, SCHOOL CONSTRUCTION MODIFICATIONS, by Representative R. Cunningham, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 120**, CONTINUING EDUCATION ON FEDERALISM, by Representative K. Ivory, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 128**, ELECTRONIC DEVICE LOCATION AMENDMENTS, by Representative R. Wilcox, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 154**, WOOD BURNING AMENDMENTS, by Representative P. Arent, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 156**, ELECTION DAY VOTER REGISTRATION PILOT PROJECT, by Representative R. Chavez–Houck, et al, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 207**, MASSAGE THERAPY PRACTICE ACT AMENDMENTS, by Representative B. Greene, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 226**, SEVERANCE TAX AMENDMENTS, by Representative J. Nielson, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **5th Sub. H.B. 246**, GOVERNMENT ETHICS REVISIONS, by Representative C. Hall, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 276**, DISORDERLY CONDUCT AMENDMENTS, by Representative C. Oda, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 313**, VETERANS’ AND MILITARY AFFAIRS COMMISSION, by
Representative T. Cosgrove, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 337**, TEACHER SALARY SUPPLEMENT PROGRAM AMENDMENTS, by Representative B. Last, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 370**, CANAL SAFETY AMENDMENTS, by Representative Johnny Anderson, and it is transmitted for the signature of the President; and

The House passed, as substituted, **1st Sub. H.B. 415**, LOCAL AND SPECIAL SERVICE DISTRICT ELECTIONS AMENDMENTS, by Representative S. Eliason, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

Mr. President: March 13, 2014

The House has rejected **3rd Sub. S.B. 34**, STATEWIDE DATA ALLIANCE AND UTAH FUTURES, by Senator H. Stephenson, and it is transmitted for filing; and

The House has rejected **3rd Sub. S.B. 97**, LOBBYIST DISCLOSURE AND REGULATION ACT AMENDMENTS, by Senator T. Weiler, and it is transmitted for filing.

Sandy D. Tenney, Chief Clerk

***

On motion of Senator Valentine, the Senate voted to recall **1st Sub. H.B. 336**, COURT SYSTEM TASK FORCE, for the purpose of striking the enacting clause.

**SECOND READING CALENDAR**

On motion of Senator Christensen, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Christensen, under suspension of the rules, **H.B. 132**, TEMPORARY HOMELESS YOUTH SHELTER AMENDMENTS, was considered read the second and third times and passed on the following roll call:
Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams         Bramble       Christensen    Dabakis
Davis         Dayton        Harper         Henderson
Hillyard      Hinkins       Jenkins        Jones
Knudson       Madsen        Mayne          Osmond
Reid          Robles        Shiozawa       Stephenson
Stevenson     Thatcher      Valentine      Van Tassell
Vickers       Niederhauser

Absent or not voting were: Senators
Okerlund       Urquhart     Weiler

H.B. 132 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

On motion of Senator Bramble, the circle was removed from 3rd Sub. H.B. 243, AMENDMENTS TO THE FUND OF FUNDS, and it was before the Senate. Senators Valentine and Henderson commented.

Senator Jenkins proposed the following amendment:

1. Page 1, Lines 16 through 19:

16 This bill:

17 { amends the membership of the Utah Capital Investment Board by adding a member of the Senate and a member of the House of Representatives; } amends the quorum requirements of the Utah Capital Investment Board;

2. Page 4, Line 96 through Page 5, Line 135:

96 63M−1−1205. Board members — Meetings — Expenses.

97 (1) (a) The board shall consist of [five] the following { seven } five members; (b) Of the five members:

98 (i) [one shall be] the state treasurer;
(ii) [one shall be] the director or the director’s designee; and

(iii) three [shall be] members appointed by the governor and confirmed by the Senate.

(iv) a member of the Senate appointed by the president of the Senate; and

(v) a member of the House of Representatives appointed by the speaker of the House of Representatives.

(b) The three members appointed by the governor shall serve four-year staggered terms with the initial terms of the first three members to be four years for one member, three years for one member, and two years for one member.

(c) The governor shall appoint members of the board based on demonstrated expertise and competence in:

(i) the supervision of investment managers;

(ii) the fiduciary management of investment funds; or

(iii) the management and administration of tax credit allocation programs.

(2) When a vacancy occurs in the membership of the board for any reason, the vacancy shall be:

(a) filled in the same manner as the appointment of the original member; and

(b) for the unexpired term of the board member being replaced.

(3) Appointed members of the board may not serve more than two full consecutive terms except when the governor determines that an additional term is in the best interest of the state.
(4) [Three] (a) Four members of the board constitute a quorum for conducting business and exercising board power[., provided that a minimum of three affirmative votes is required for board action and at least one of the affirmative votes is cast by either the director or the director’s designee or the state treasurer].

(b) If a quorum is present, the action of a majority of members present is the action of the board.

(5) (a) A member who is not a legislator 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.

(b) Compensation and expenses of a board member who is a legislator are governed by Section 36−2−2 and Legislative Joint Rules, Title 5, Legislative Compensation and Expenses.

(6) Members of the board shall be selected on the basis of demonstrated expertise and

3. Page 9, Lines 249 through 253:

the percentage of the total value of the fund held by the Utah fund of funds;

(xi) include a list of each company in the state where an investment was made from a fund that the Utah fund of funds is invested in, and provide an aggregate count of new full−time employees in the state added by all companies where investments were made by funds that the
253 Utah fund of funds is invested in:

Senator Jenkins’s motion to amend passed on a voice vote.

# # #

Senator Bramble proposed a substitute amendment.

Senator Bramble’s motion to amend failed on a voice vote.

On motion of Senator Bramble, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Bramble, under suspension of the rules, 3rd Sub. H.B. 243, AMENDMENTS TO THE FUND OF FUNDS, was considered read the second and third times and passed on the following roll call:

Y eas, 26; Nays, 1; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudson  Madsen  Osmond  Reid
Robles  Shiozawa  Stephenson  Stevenson
Thatcher  Urquhart  Van Tassell  Vickers
Weiler  Niederhauser

Voting in the negative was: Senator Valentine

Absent or not voting were: Senators
Mayne  Okerlund

3rd Sub. H.B. 243 was returned to the House for further consideration.

* * *

On motion of Senator Stevenson, the circle was removed from H.B. 404, COURT SECURITY FEE AMENDMENTS, and it was before the Senate.

On motion of Senator Stevenson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.
On motion of Senator Stevenson, under suspension of the rules, **H.B. 404**, COURT SECURITY FEE AMENDMENTS, was considered read the second and third times and passed on the following roll call:

**Y eas, 22; Nays, 2;Absent or not voting, 5.**

**Voting in the affirmative were:** Senators
Adams Bramble Christensen Davis
Harper Hinkins Jenkins Jones
Knudson Madsen Mayne Reid
Robles Shiozawa Stevenson Thatcher
Urquhart Valentine Van Tassell Vickers
Weiler Niederhauser

**Voting in the negative were:** Senators
Dayton Stephenson

**Absent or not voting were:** Senators
Dabakis Henderson Hillyard Okerlund Osmond

**H.B. 404** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

Senator Knudson moved that the following bills be lifted from Rules and placed on the Second Reading Calendar behind **H.C.R. 10.**

**H.B. 437**    Capitol Preservation Board Donation Amendments (Rep. E. Hutchings)

**1st Sub. H.B. 388** Amendments to Transportation Funding (Rep. Johnny Anderson)

***

On motion of Senator Bramble, the Senate voted to reconsider their action on **3rd Sub. H.B. 243**, AMENDMENTS TO THE FUND OF FUNDS.

***

On motion of Senator Vickers, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Vickers, under suspension of the rules, **H.B. 147**, PEACE OFFICER AGREEMENTS WITH FEDERAL AGENCIES, was considered read the second and third times and passed on the following roll call:
Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Davis
Dayton  Harper  Hinkins  Jenkins
Jones  Knudson  Madsen  Mayne
Osmond  Reid  Robles  Shiozawa
Stephenson  Stevenson  Thatcher  Urquhart
Valentine  Van Tassell  Vickers  Weiler
Niederhauser

Absent or not voting were: Senators
Dabakis  Henderson  Hillyard  Okerlund

H.B. 147 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Adams, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Adams, under suspension of the rules, H.B. 152, HIGHWAY SPONSORSHIP PROGRAM ACT, was considered read the second and third times and passed on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams  Bramble  Dabakis  Davis
Dayton  Harper  Henderson  Hillyard
Hinkins  Jenkins  Jones  Madsen
Mayne  Osmond  Reid  Robles
Shiozawa  Stevenson  Thatcher  Urquhart
Valentine  Van Tassell  Vickers  Weiler
Niederhauser

Absent or not voting were: Senators
Christensen  Knudson  Okerlund  Vickers

H.B. 152 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Stephenson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.
On motion of Senator Stephenson, under suspension of the rules, **1st Sub. H.B. 213, CRIMINAL PENALTIES FOR SEXUAL CONTACT WITH A STUDENT**, was considered read the second and third times and passed on the following roll call:

**Yeas, 24; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators
Adams  Bramble  Dabakis  Davis  
Dayton  Harper  Henderson  Hillyard  
Jenkins  Jones  Knudson  Madsen  
Mayne  Osmond  Reid  Robles  
Shiozawa  Stephenson  Stevenson  Urquhart  
Valentine  Van Tassell  Weiler  Niederhauser

**Absent or not voting were:** Senators
Christensen  Hinkins  Okerlund  Thatcher  Vickers

**1st Sub. H.B. 213** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Bramble, the Senate voted to reconsider its action on **3rd Sub. H.B. 243, AMENDMENTS TO THE FUND OF FUNDS.**

**3rd Sub. H.B. 243, AMENDMENTS TO THE FUND OF FUNDS,** was before the Senate.

Senator Bramble proposed a verbal amendment as follows:

1. Page 9, Line 251:
   Before “provide” insert “include the number of companies in Utah where an investment was made from a fund that the Utah fund of funds is invested in, and”

Senator Bramble’s motion to amend passed on a voice vote.

On motion of Senator Bramble, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

The bill passed on the following roll call:
Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams Bramble Dabakis Davis
Dayton Harper Henderson Hinkins
Jenkins Jones Knudson Madsen
Mayne Reid Robles Shiozawa
Stephenson Stevenson Thatcher Urquhart
Valentine Van Tassell Weiler Niederhauser

Absent or not voting were: Senators
Christensen Hillyard Okerlund Osmond
Vickers

3rd Sub. H.B. 243, as amended, was returned to the House for further consideration.

* * *

On motion of Senator Robles, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Robles, under suspension of the rules, 2nd Sub. H.B. 70, FORCIBLE ENTRY AMENDMENTS, was considered read the second and third times and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Dayton Harper Henderson
Hillyard Hinkins Jenkins Jones
Knudson Madsen Mayne Robles
Shiozawa Stephenson Stevenson Thatcher
Urquhart Valentine Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Okerlund Osmond Reid

2nd Sub. H.B. 70 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Bramble, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.
On motion of Senator Bramble, under suspension of the rules, H.B. 399, TRUANCY AMENDMENTS, was considered read the second and third times. Senator Valentine commented and the bill passed on the following roll call:

**Yeas, 20; Nays, 6; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

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**Absent or not voting were:** Senators

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H.B. 399 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

**COMMUNICATIONS FROM THE HOUSE**

Mr. President: March 13, 2014

The Speaker of the House has appointed a Conference Committee consisting of Representatives V. Peterson, F. Gibson, and S. Duckworth to meet with a like committee from the Senate to consider or amend 3rd Sub. H.B. 150, SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS AMENDMENTS, by Representative V. Peterson, et al.

Sandy D. Tenney, Chief Clerk

***

Mr. President: March 13, 2014

The House substituted, amended, and passed, 1st Sub. S.B. 93, INTERNAL AUDIT AMENDMENTS, by Senator H. Stephenson, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bill was placed on the Concurrence Calendar.
SECOND READING CALENDAR

On motion of Senator Stevenson, under suspension of the rules, H.C.R. 8, CONCURRENT RESOLUTION REGARDING MOVING THE STATE PRISON, was considered read the second and third times and passed on the following roll call:

Yeas, 25; Nays, 1; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Dayton Henderson Jenkins
Jones Knudson Madsen Mayne
Osmond Reid Robles Shiozawa
Stephenson Stevenson Thatcher Urquhart
Valentine Van Tassell Vickers Weiler
Niederhauser

Voting in the negative was: Senator Harper

Absent or not voting were: Senators
Hillyard Hinkins Okerlund

H.C.R. 8 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

On motion of Senator Dayton, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Dayton, under suspension of the rules, H.B. 97, LIMITATION ON LOCAL GOVERNMENT REGULATION OF ANIMALS, was considered read the second and third times.

Senator Mayne proposed the following amendment:

1. Page 1, Line 20:

   20 {–None–}  This bill provides an effective date.

2. Page 2, Line 37:

   37 (2) Any breed–specific rule, regulation, policy, or ordinance regarding dogs is void.
Section 3. Effective date.
This bill takes effect on January 1, 2015.

Senator Mayne’s motion to amend passed on a voice vote. Senators Weiler and Madsen commented and the bill passed on the following roll call:

**Yeas, 26; Nays, 2; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators
- Adams
- Bramble
- Christensen
- Dabakis
- Davis
- Dayton
- Harper
- Henderson
- Hillyard
- Hinkins
- Jenkins
- Jones
- Knudson
- Madsen
- Mayne
- Reid
- Robles
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Urquhart
- Valentine
- Van Tassell
- Weiler
- Niederhauser

**Voting in the negative were:** Senators
- Osmond
- Vickers

**Absent or not voting was:** Senator
- Okerlund

**H.B. 97**, as amended, was returned to the House for the signature of the Speaker.

***

On motion of Senator Valentine, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Valentine, under suspension of the rules, **2nd Sub. H.B. 401**, **UTAH MEDICAID PROGRAM**, was considered read the second and third times. Senators Christensen, Shiozawa, Robles, and Adams commented.

On motion of Senator Valentine, the bill was circled.

***

On motion of Senator Urquhart, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Urquhart, under suspension of the rules, **H.B. 197**, **DAYLIGHT SAVING TIME STUDY**, was considered read the second and third
times. Senators Stevenson and Osmond commented and passed on the following roll call:

**Yeas, 25; Nays, 2; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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**H.B. 197** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

On motion of Senator Henderson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Henderson, under suspension of the rules, **3rd Sub. H.B. 379**, TRANSPARENCY OF BALLOT PROPOSITIONS, was considered read the second and third times and passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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3rd Sub. H.B. 379 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

JOINT CONFERENCE COMMITTEE REPORT

Mr. President: March 13, 2014


Sen. Stephen Urquhart and
Rep. Val Peterson, Chairs

On motion of Senator Urquhart, the Senate voted to adopt the Conference Committee report. The bill was moved to the top of the Second Reading Calendar.

On motion of Senator Urquhart, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

4th Sub. H.B. 150, SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS AMENDMENTS, was before the Senate, explained by Senator Urquhart, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams                    Bramble                     Dabakis                  Davis
Dayton                   Harper                      Henderson               Hillyard
Hinkins                  Jenkins                     Jones                   Knudson
Madsen                   Mayne                       Osmond                  Reid
Robles                   Shiozawa                    Stephenson              Stevenson
Urquhart                 Valentine                   Van Tassell             Vickers
Niederhauser

Absent or not voting were: Senators
Christensen              Okerlund                    Thatcher                Weiler

4th Sub. H.B. 150 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
On motion of Senator Hinkins, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Hinkins, under suspension of the rules, H.C.R. 13, CONCURRENT RESOLUTION ON TRANSFER OF PUBLIC LANDS ACT, was considered read the second and third times and passed on the following roll call:

**Yeas, 22; Nays, 2; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

Adams  Bramble  Dayton  Harper  
Henderson  Hillyard  Hinkins  Jenkins  
Knudson  Madsen  Mayne  Osmond  
Reid  Shiozawa  Stephenson  Stevenson  
Thatcher  Urquhart  Valentine  Van Tassell  
Vickers  Niederhauser

**Voting in the negative were:** Senators

Davis  Jones

**Absent or not voting were:** Senators

Christensen  Dabakis  Okerlund  Robles  
Weiler

H.C.R. 13 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

**COMMUNICATIONS FROM THE HOUSE**

Mr. President:  March 13, 2014

The House passed, as amended, 2nd Sub. S.B. 122, PARENTAL RIGHTS IN PUBLIC EDUCATION, by Senator A. Osmond, and it is transmitted for further consideration; and
The House substituted and passed, 2nd Sub. S.B. 201, EXPUNGEMENT MODIFICATIONS, by Senator S. Jenkins, and it is transmitted for further consideration; and

The House substituted and passed, 4th Sub. S.B. 229, ADOPTION ACT AMENDMENTS, by Senator T. Weiler, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bill was placed on the Concurrence Calendar.

Mr. President: March 13, 2014

The House adopted the Joint Conference Committee Report dated March 13, 2014, and passed H.B. 61, CLEAN AIR PROGRAMS, by Representative P. Arent, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

Mr. President: March 13, 2014

The Joint Conference Committee comprised of Senators E. Vickers, D. Hinkins, and J. Dabakis, and Representatives J. Draxler, P. Arent, and V. L. Snow, recommends H.B. 61, CLEAN AIR PROGRAMS, by Representative P. Arent, with the following amendments:

1. Page 1, Lines 25 through 26:
   25 to the Department of Environmental Quality – Clean Air Retrofit, Replacement, and
   26 Off-road Technology, as an ongoing one-time appropriation:

2. Page 11, Lines 311 through 313:
   311 To the Department of Environmental Quality – Clean Air Retrofit, Replacement, and
   312 Off-road Technology
   313 From General Fund, One-time $200,000

3. Page 11, Lines 317 through 320:
   317 The Legislature intends that the appropriation under this section is ongoing, subject to...
Day 45  Thursday, March 13, 2014  981

availability of funds, for fiscal years 2015, 2016, and 2017, to be used by the Division of Air Quality to provide grants for clean air projects, consistent with Title 19, Chapter 2, Part 2, Clean Air Retrofit, Replacement, and Off–road Technology Program.


On motion of Senator Vickers, the Senate voted to adopt the Joint Conference Committee report and place the bill on the top of the Third Reading Calendar.

THIRD READING CALENDAR

H.B. 61, CLEAN AIR PROGRAMS, was before the Senate, explained by Senator Vickers, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Dabakis  Davis  Dayton  Harper
Hillyard  Hinkins  Jenkins  Jones
Knudson  Madsen  Mayne  Osmond
Reid  Robles  Shiozawa  Stephenson
Stevenson  Thatcher  Urquhart  Valentine
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Adams  Bramble  Christensen  Henderson
Okerlund

H.B. 61

was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

CONCURRENCE CALENDAR

On motion of Senator Stephenson, the Senate voted to concur in the House amendments to 2nd Sub. S.B. 93, INTERNAL AUDIT AMENDMENTS. The bill, as amended, passed on the following roll call:
Yeas, 26; Nays, 0; Absent or not voting, 3.

**Voting in the affirmative were:** Senators

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2nd Sub. S.B. 93 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Osmond, the Senate voted to concur in the House amendments to 2nd Sub. S.B. 122, PARENTAL RIGHTS IN PUBLIC EDUCATION. The bill, as amended, passed on the following roll call:

Yeas, 22; Nays, 4; Absent or not voting, 3.

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

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**Absent or not voting were:** Senators

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2nd Sub. S.B. 122 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Jenkins, the Senate voted to concur in the House amendments to 2nd Sub. S.B. 201, EXPUNGEMENT MODIFICATIONS.
Senator Hillyard commented. The bill, as amended, passed on the following roll call:

**Y eas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**2nd Sub. S.B. 201** was returned to the House for the signature of the Speaker.

***

On motion of Senator Weiler, the Senate voted to concur in the House amendments to **4th Sub. S.B. 229**, ADOPTION ACT AMENDMENTS. The bill, as amended, passed on the following roll call:

**Y eas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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**4th Sub. S.B. 229** was returned to the House for the signature of the Speaker.

**SECOND READING CALENDAR**

On motion of Senator Stevenson, the circle was removed from **1st Sub. H.B. 382**, LIMITED PURPOSE LOCAL GOVERNMENT ENTITIES, and it was before the Senate.
On motion of Senator Stevenson, the following substitute bill replaced the original bill:

2nd Sub. H.B. 382 Limited Purpose Local Government Entities Amendments (B. Dee)

On motion of Senator Stevenson, the Senate, by a two−thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Stevenson, under suspension of the rules, 2nd Sub. H.B. 382, LIMITED PURPOSE LOCAL GOVERNMENT ENTITIES, was considered read the second and third times and passed on the following roll call:

**Y eas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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<th>Hillyard</th>
<th>Okerlund</th>
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2nd Sub. H.B. 382, as amended, was returned to the House for further consideration.

***

On motion of Senator Knudson, the Senate voted to lift the following bills from rules and placed on the second reading calendar behind H.B. 277:


H.B. 176 Food Handler Permit Amendments (Rep. S. Eliason)


H.B. 427 Asset Forfeiture Revisions (Rep. E. Hutchings)

H.B. 185 Juvenile Detention Facilities Amendments (Rep. E. Hutchings)
1st Sub. H.B. 183  Federal Land Exchange and Sale Amendments  
(Rep. M. Noel)  
* * *  

On motion of Senator Vickers, under suspension of the rules, H.C.R. 10, CONCURRENT RESOLUTION ON SCHOOL AND INSTITUTIONAL TRUST LANDS EXCHANGE ACT, was considered read the second and third times and passed on the following roll call:  

Y eas, 26; Nays, 0; Absent or not voting, 3.  

Voting in the affirmative were: Senators  
Adams  Bramble  Dabakis  Davis  
Dayton  Harper  Henderson  Hillyard  
Hinkins  Jenkins  Jones  Knudson  
Madsen  Mayne  Osmond  Reid  
Robles  Shiozawa  Stephenson  Thatcher  
Urquhart  Valentine  Van Tassell  Vickers  
Weiler  Niederhauser  

Absent or not voting were: Senators  
Christensen  Okerlund  Stevenson  

H.C.R. 10 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.  

* * *  

On motion of Senator Madsen, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.  

On motion of Senator Madsen, under suspension of the rules, H.B. 437, CAPITOL PRESERVATION BOARD DONATION AMENDMENTS, was considered read the second and third times and passed on the following roll call:  

Y eas, 27; Nays, 0; Absent or not voting, 2.  

Voting in the affirmative were: Senators  
Adams  Bramble  Christensen  Dabakis  
Davis  Dayton  Harper  Henderson  
Hillyard  Hinkins  Jenkins  Jones  
Knudson  Madsen  Mayne  Osmond  
Reid  Robles  Shiozawa  Stephenson  
Thatcher  Urquhart  Valentine  Van Tassell  
Vickers  Weiler  Niederhauser
Absent or not voting were: Senators 
Okerlund    Stevenson 

H.B. 437 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.  

***

On motion of Senator Stephenson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.  

On motion of Senator Stephenson, under suspension of the rules, H.B. 419, CHARTER SCHOOL REVISIONS, was considered read the second and third times and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams    Christensen    Dabakis    Davis
Dayton    Harper        Henderson  Hillyard
Hinkins   Jenkins       Jones      Knudson
Madsen    Mayne         Osmond     Reid
Robles    Shiozawa      Stephenson Stevenson
Urquhart  Valentine     Van Tassell Vickers
Weiler    Niederhauser 

Absent or not voting were: Senators
Bramble    Okerlund    Thatcher 

H.B. 419 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.  

***

On motion of Senator Valentine, the circle was removed from 2nd Sub. H.B. 401, UTAH MEDICAID PROGRAM, and it was before the Senate.  

On motion of Senator Valentine, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.  

On motion of Senator Valentine, under suspension of the rules, 2nd Sub. H.B. 401, UTAH MEDICAID PROGRAM, was considered read the second and third times. Senator Davis commented and the bill passed on the following roll call:
Yeas, 25; Nays, 1; Absent or not voting, 3.

Voting in the affirmative were: Senators

Adams Christensen Davis Dayton
Harper Henderson Hillyard Hinkins
Jenkins Jones Knudson Madsen
Mayne Osmond Reid Shiozawa
Stephenson Stevenson Thatcher Urquhart
Valentine Van Tassell Vickers Weiler
Niederhauser

Voting in the negative was: Senator Robles

Absent or not voting were: Senators

Bramble Dabakis Okerlund

2nd Sub. H.B. 401 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

1st Sub. H.B. 201, VISITATION AMENDMENTS, was read the second time.

On motion of Senator Weiler, the following substitute bill replaced the original bill:

2nd Sub. H.B. 201 Visitation Amendments (L. Christensen)

Senator Weiler proposed the following amendment:

1. Page 3, Lines 71 through 76:

   71  (1)  {−It−} Considering the fundamental liberty interests of parents and children, it is the policy of this state that divorcing parents have unrestricted and

   72  unsupervised access to their children {−however when−}.

   When necessary to protect a child and no less

   73  restrictive means is reasonably available however, a court may order supervised parent−time if the court

   74  finds evidence that the child would be subject to physical, psychological, or emotional harm or
75 child abuse, as described in Section 76–5–109, from the noncustodial parent if left unsupervised with the noncustodial parent.

2. Page 3, Line 85:

85 (4) At the time supervised parent–time is imposed, the court shall consider:

Senator Weiler’s motion to amend passed on a voice vote.

On motion of Senator Valentine, the bill was circled.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 13, 2014

The House substituted and passed, 3rd Sub. S.B. 120, SHELTER ANIMAL VACCINE AMENDMENTS, by Senator S. Jenkins, and it is transmitted for further consideration; and

The House passed, as amended, S.B. 209, SCHOOL GRADING REVISIONS, by Senator J. S. Adams, and it is transmitted for further consideration; and

The House substituted and passed, 1st Sub. S.B. 248, JUDICIAL RETENTION ELECTION AMENDMENTS, by Senator C. Bramble, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 13, 2014

The Speaker of the House has signed S.B. 16, VETERANS TUITION GAP COVERAGE, by Senator L. Robles, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 2nd Sub. S.B. 22, WORKFORCE SERVICES JOB LISTING AMENDMENTS, by Senator P. Knudson, and it is transmitted for the signature of the President; and
The Speaker of the House has signed **1st Sub. S.B. 40**, FINANCIAL AND ECONOMIC LITERACY AMENDMENTS, by Senator P. Jones, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 43**, INTERGENERATIONAL POVERTY INTERVENTIONS IN PUBLIC SCHOOLS, by Senator S. Reid, and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 56**, RISK MANAGEMENT AMENDMENTS, by Senator C. Bramble, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 57**, AUTISM SERVICES AMENDMENTS, by Senator B. Shiozawa, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **4th Sub. S.B. 69**, PREJUDGMENT INTEREST REVISIONS, by Senator S. Urquhart, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 70**, STATE DATA PORTAL AMENDMENTS, by Senator D. Henderson, and it is transmitted for the signature of the President; and

The House passed, **3rd Sub. S.B. 73**, AGRICULTURAL ENVIRONMENTAL AMENDMENTS, by Senator R. Okerlund, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 75**, PRIMARY CARE GRANTS AMENDMENTS, by Senator A. Christensen, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 104**, IMPROVEMENT OF READING INSTRUCTION, by Senator A. Osmond, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **2nd Sub. S.B. 109**, RADON AWARENESS CAMPAIGN, by Senator A. Osmond, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 131**, STUDENT LEADERSHIP GRANT, by Senator A. Osmond, and it is transmitted for the signature of the President; and
The Speaker of the House has signed **S.B. 140**, ADVANCED PLACEMENT TEST FUNDING, by Senator K. Mayne, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 150**, EDUCATION TASK FORCE REAUTHORIZATION, by Senator S. Reid, and it is transmitted for the signature of the President; and

The House passed, **2nd Sub. S.B. 167**, REGULATION OF DRONES, by Senator H. Stephenson, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **3rd Sub. S.B. 179**, PROCUREMENT REVISIONS, by Senator S. Jenkins, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 184**, LOCAL GOVERNMENT INSPECTION AMENDMENTS, by Senator J. S. Adams, and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 188**, LOCAL OPTION SALES TAX AMENDMENTS, by Senator D. Henderson, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 193**, NATUROPATHIC PRACTICE ACT AMENDMENTS, by Senator J. S. Adams, and it is transmitted for the signature of the President; and

The House passed, **3rd Sub. S.B. 216**, POLITICAL SUBDIVISIONS REVISIONS, by Senator K. Mayne, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 224**, RENEWABLE ENERGY TAX CREDIT AMENDMENTS, by Senator R. Okerlund, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 227**, EXPOSURE OF CHILDREN TO PORNOGRAPHY, by Senator T. Weiler, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **2nd Sub. S.B. 233**, UTAH SMALL BUSINESS JOBS ACT, by Senator J. Valentine, and it is transmitted for the signature of the President; and
The Speaker of the House has signed 1st Sub. S.B. 241, COUNTY JAIL CONTRACTING AMENDMENTS, by Senator S. Jenkins, and it is transmitted for the signature of the President; and

The Speaker of the House has signed S.B. 259, VICTIM REPARATIONS FUND AMENDMENTS, by Senator M. Madsen, and it is transmitted for the signature of the President; and

The Speaker of the House has signed S.B. 268, PRISON RELOCATION COMMISSION, by Senator J. Stevenson, and it is transmitted for the signature of the President; and

The Speaker of the House has signed S.J.R. 20, MASTER STUDY RESOLUTION, by Senator R. Okerlund, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

On motion of Senator Okerlund, and at 6:00 p.m., the Senate recessed.

EVENING SESSION

The Senate reassembled at 7:40 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 13, 2014

The House passed, as amended, 2nd Sub. S.B. 53, AMENDMENTS TO PRIVATE INVESTIGATOR REGULATIONS, by Senator M. Dayton, and it is transmitted for further consideration; and

The House passed, as amended, S.B. 265, LAW ENFORCEMENT SERVICES ACCOUNT, by Senator L. Robles, and it is transmitted for further consideration

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.

CONCURRENCE CALENDAR

3rd Sub. S.B. 120, SHELTER ANIMAL VACCINE AMENDMENTS, was before the Senate.
On motion of Senator Dayton, the bill was circled.

* * *

On motion of Senator Adams, the Senate voted to concur in the House amendments to **S.B. 209**, SCHOOL GRADING REVISIONS. The bill, as amended, passed on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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**S.B. 209** was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Bramble, the Senate voted to concur in the House amendments to **1st Sub. S.B. 248**, JUDICIAL RETENTION ELECTION AMENDMENTS. The bill, as amended, passed on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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1st Sub. S.B. 248 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Dayton, the Senate voted to concur in the House amendments to 2nd Sub. S.B. 53, AMENDMENTS TO PRIVATE INVESTIGATOR REGULATIONS. The bill, as amended, passed on the following roll call:

**Y eas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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2nd Sub. S.B. 53 was returned to the House for the signature of the Speaker.

* * *

S.B. 265, LAW ENFORCEMENT SERVICES ACCOUNT, was before the Senate.

On motion of Senator Christensen, the bill was circled.

**SECOND READING CALENDAR**

On motion of Senator Vickers, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Vickers, under suspension of the rules, H.B. 412, STATE OF UTAH TRANSPORTATION PLAN FOR THE DIXIE NATIONAL FOREST, was considered read the second and third times and passed on the following roll call:

**Y eas, 26; Nays, 0; Absent or not voting, 3.**
Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jones  Knudson
Madsen  Mayne  Osmond  Reid
Shiozawa  Stephenson  Stevenson  Thatcher
Urquhart  Valentine  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Jenkins  Okerlund  Robles

H.B. 412 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

On motion of Senator Stevenson, 1st Sub. H.B. 129, SURPLUS LINES INSURANCE AMENDMENTS, was read the second time and circled.

***

On motion of Senator Madsen, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Madsen, under suspension of the rules, 2nd Sub. H.B. 268, DANGEROUS WEAPONS AMENDMENTS, was considered read the second and third times and passed on the following roll call:

Yeas, 27; Nays, 1; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Knudson
Madsen  Mayne  Osmond  Reid
Robles  Shiozawa  Stephenson  Stevenson
Thatcher  Urquhart  Valentine  Van Tassell
Vickers  Weiler  Niederhauser

Voting in the negative was: Senator
Jones

Absent or not voting was: Senator
Okerlund
2nd Sub. H.B. 268 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Bramble, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Bramble, under suspension of the rules, 1st Sub. H.B. 381, LOCAL GOVERNMENT INTERFUND LOANS, was considered read the second and third times and passed on the following roll call:

**Y eas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

Okerlund    Urquhart

1st Sub. H.B. 381 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Valentine, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Valentine, under suspension of the rules, H.B. 277, MUSIC THERAPIST LICENSURE AMENDMENTS, was considered read the second and third times. Senator Jenkins and Shiozawa commented and the bill passed on the following roll call:

**Y eas, 23; Nays, 3; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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Day 45    Thursday, March 13, 2014
Voting in the negative were: Senators
Henderson Jenkins Stephenson

Absent or not voting were: Senators
Davis Mayne Okerlund

H.B. 277 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

2nd Sub. H.B. 158, GRAZING AND TIMBER AGRICULTURAL COMMODITY ZONES IN UTAH, was read the second time.

On motion of Senator Vickers, the following substitute bill replaced the original bill:

4th Sub. H.B. 158 Grazing and Timber Agriculture Commodity Zones in Utah (M. Noel)

On motion of Senator Vickers, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Vickers, under suspension of the rules, 4th Sub. H.B. 158, GRAZING AND TIMBER AGRICULTURAL COMMODITY ZONES IN UTAH, was considered read the second and third times and passed on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams Christensen Dabakis Davis
Dayton Harper Henderson Hillyard
Hinkins Jenkins Jones Madsen
Osmond Reid Robles Shiozawa
Stephenson Stevenson Thatcher Urquhart
Valentine Van Tassell Vickers Weiler
Niederhauser
Absent or not voting were: Senators
Bramble       Knudson       Mayne       Okerlund

4th Sub. H.B. 158, as amended, was returned to the House for further consideration.

* * *

On motion of Senator Hinkins, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Hinkins, under suspension of the rules, 1st Sub. H.B. 67, POLITICAL SUBDIVISION JURISDICTION AMENDMENTS, was considered read the second and third times and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams  Christensen  Dabakis  Davis
Dayton  Harper      Henderson  Hillyard
Hinkins Jenkins  Jones   Knudson
Madsen  Mayne      Osmond  Reid
Robles  Shiozawa   Stephenson  Thatcher
Urquhart Valentine  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Bramble       Okerlund       Stevenson

1st Sub. H.B. 67 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Hillyard, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Hillyard, under suspension of the rules, H.B. 176, FOOD HANDLER PERMIT AMENDMENTS, was considered read the second and third times and passed on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams  Christensen  Dabakis  Davis
Dayton  Harper      Henderson  Hillyard
Absent or not voting were: Senators
Bramble Okerlund

H.B. 176 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

3rd Sub. H.B. 134, FIREARM SAFETY AMENDMENTS, was read the second time.

On motion of Senator Reid, the following substitute bill replaced the original bill:

4th Sub. H.B. 134 Firearm Safety Amendments (S. Eliason)

On motion of Senator Reid, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Reid, under suspension of the rules, 4th Sub. H.B. 134, FIREARM SAFETY AMENDMENTS, was considered read the second and third times and passed on the following roll call:

Yeas, 22; Nays, 4; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Bramble Dabakis Harper
Henderson Hillyard Hinkins Jenkins
Jones Knudson Madsen Mayne
Osmond Reid Robles Stephenson
Stevenson Thatcher Urquhart Vickers
Weiler Niederhauser

Voting in the negative were: Senators
Christensen Dayton Shiozawa Valentine

Absent or not voting were: Senators
Davis Okerlund Van Tassell
4th Sub. H.B. 134, as amended, was returned to the House for further consideration.

***

On motion of Senator Hillyard, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Hillyard, under suspension of the rules, H.B. 427, ASSET FORFEITURE REVISIONS, was considered read the second and third times and passed on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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<tr>
<th>Okerlund</th>
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H.B. 427 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

On motion of Senator Weiler, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Weiler, under suspension of the rules, H.B. 185, JUVENILE DETENTION FACILITIES AMENDMENTS, was considered read the second and third times and passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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Day 45

Mayne                Osmond                Reid                Robles
Shiozawa             Stephenson            Stevenson            Thatcher
Urquhart             Valentine             Van Tassell          Vickers
Weiler               Niederhauser

Absent or not voting were: Senators
Bramble                Knudson                Okerlund

H.B. 185 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Stevenson, the circle was removed from 1st Sub. H.B. 129, SURPLUS LINES INSURANCE AMENDMENTS, and it was before the Senate.

On motion of Senator Stevenson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Stevenson, under suspension of the rules, 1st Sub. H.B. 129, SURPLUS LINES INSURANCE AMENDMENTS, was considered read the second and third times and passed on the following roll call:

Y eas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams                Bramble                Christensen            Dabakis
Davis                Dayton                 Harper                Henderson
Hillyard             Hinkins                Jones                 Knudson
Madsen               Mayne                  Osmond                Reid
Robles               Shiozawa               Stephenson            Stevenson
Thatcher             Urquhart               Valentine             Van Tassell
Vickers              Weiler                 Niederhauser

Absent or not voting were: Senators
Jenkins               Okerlund

1st Sub. H.B. 129 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Van Tassell, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.
On motion of Senator Van Tassell, under suspension of the rules, **1st Sub. H.B. 183**, FEDERAL LAND EXCHANGE AND SALE AMENDMENTS, was considered read the second and third times and passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Davis | Okerlund | Vickers |

**1st Sub. H.B. 183** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Bramble, the circle was removed from **2nd Sub. H.B. 44**, INTERSTATE ELECTRIC TRANSMISSION LINES, and it was before the Senate. Senator Weiler commented.

On motion of Senator Bramble, the following substitute bill replaced the original bill:

**4th Sub. H.B. 44 Interstate Electric Transmission Lines** (S. Handy)

On motion of Senator Hillyard, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Hillyard, under suspension of the rules, **4th Sub. H.B. 44**, INTERSTATE ELECTRIC TRANSMISSION LINES, was considered read the second and third times and passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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4th Sub. H.B. 44, as amended, was returned to the House for further consideration.

***

On motion of Senator Stevenson, 1st Sub. H.B. 388, AMENDMENTS TO TRANSPORTATION FUNDING, was read the second time and circled.

***

On motion of Senator Stephenson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Stephenson, under suspension of the rules, H.B. 93, PROPERTY TAX ASSESSMENT AMENDMENTS, was considered read the second and third times and passed on the following roll call:

Y eas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams         Bramble         Christensen       Dabakis
Dayton        Harper          Henderson        Hinkins
Jenkins       Jones           Knudson          Madsen
Mayne         Osmond          Reid             Robles
Shiozawa      Stephenson      Stevenson        Thatcher
Urquhart      Valentine       Van Tassell      Vickers
Weiler        Niederhauser

Absent or not voting were: Senators
Davis         Hillyard        Okerlund

H.B. 93 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 13, 2014

The House passed H.B. 3, APPROPRIATIONS ADJUSTMENTS, by Representative M. Brown, and it is transmitted for consideration; and
The House passed, as substituted, **2nd Sub. H.B. 9**, REVENUE BOND AND CAPITAL FACILITIES AMENDMENTS, by Representative G. Froerer, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and referred to the Rules Committee. President Niederhauser directed that the bills be placed at the top of the Second Reading Calendar.

* * *

Mr. President: March 13, 2014

The House passed, as amended, **1st Sub. S.B. 51**, LOCAL GOVERNMENT ENTITIES AMENDMENTS, by Senator J. Stevenson, and it is transmitted for further consideration; and

The House substituted and passed, **2nd Sub. S.B. 263**, SMALL BUSINESS INNOVATION RESEARCH, by Senator J. Stevenson, and it is transmitted for further consideration; and

The House passed, as amended, **S.B. 237**, URBAN FARMING AMENDMENTS, by Senator J. S. Adams, and it is transmitted for further consideration

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.

The House passed, as substituted and amended, **1st Sub. H.B. 336**, COURT SYSTEM TASK FORCE, by Representative J. Peterson, and it is transmitted for consideration.

**SECOND READING CALENDAR**

**H.B. 3**, APPROPRIATIONS ADJUSTMENTS, was read the second time.

Senator Valentine proposed the following amendment:

1. Page 9, Line 329:
   After line 329 insert:
   The Legislature intends that the $50,000 appropriated by this item be used to support the Utah County Children’s Justice Center.

Senator Valentine’s motion to amend passed on a voice vote.
On motion of Senator Hillyard, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Hillyard, under suspension of the rules, **H.B. 3, APPROPRIATIONS ADJUSTMENTS**, was considered read the second and third times and passed on the following roll call:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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**Absent or not voting was:** Senator Okerlund

**H.B. 3, as amended, was returned to the House for further consideration.**

* * *

On motion of Senator Harper, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Harper, under suspension of the rules, **2nd Sub. H.B. 9, REVENUE BOND AND CAPITAL FACILITIES AMENDMENTS**, was considered read the second and third times and passed on the following roll call:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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**Absent or not voting was:** Senator Okerlund
2nd Sub. H.B. 9 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

CONCURRENCE CALENDAR

On motion of Senator Jenkins, the circle was removed from 3rd Sub. S.B. 120, SHELTER ANIMAL VACCINE AMENDMENTS, and it was before the Senate.

On motion of Senator Jenkins, the Senate voted to concur in the House amendments to 3rd Sub. S.B. 120, SHELTER ANIMAL VACCINE AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators

Adams  Bramble  Christensen  Dabakis
Davis   Dayton  Harper    Henderson
Hillyard Hinkins Jenkins Jones
Knudson Madsen Mayne Osmond
Reid    Robles Shiozawa Stevenson
Thatcher Urquhart Valentine Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators

Okerlund Stephenson

3rd Sub. S.B. 120 was returned to the House for the signature of the Speaker.

***

On motion of Senator Robles, the circle was removed from S.B. 265, LAW ENFORCEMENT SERVICES ACCOUNT, and it was before the Senate.

On motion of Senator Robles, the Senate voted to concur in the House amendments to S.B. 265, LAW ENFORCEMENT SERVICES ACCOUNT. The bill, as amended, passed on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators

Adams  Bramble  Christensen  Dabakis
Davis   Dayton  Harper    Henderson
Hillyard Hinkins Jenkins Jones
Knudson  Madsen  Osmond  Reid
Robles  Shiozawa  Stephenson  Stevenson
Thatcher  Urquhart  Valentine  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Mayne  Okerlund

S.B. 265 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Stevenson, the Senate voted to concur in the House amendments to 1st Sub. S.B. 51, LOCAL GOVERNMENT ENTITIES AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Knudson
Madsen  Mayne  Osmond  Reid
Robles  Shiozawa  Stevenson  Thatcher
Urquhart  Valentine  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Jones  Okerlund  Stephenson

1st Sub. S.B. 51 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Adams, the Senate voted to concur in the House amendments to S.B. 237, URBAN FARMING AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 20; Nays, 7; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Henderson  Hillyard  Hinkins  Jones
Knudson  Mayne  Reid  Robles
Shiozawa  Stevenson  Thatcher  Urquhart
Van Tassell  Vickers  Weiler  Niederhauser
Voting in the negative were: Senators
Dayton Harper Jenkins Madsen
Osmond Stephenson Valentine

Absent or not voting were: Senators
Davis Okerlund

S.B. 237 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Stevenson, the Senate voted to concur in the House amendments to 2nd Sub. S.B. 263, SMALL BUSINESS INNOVATION RESEARCH. The bill, as amended, passed on the following roll call:

Yeas, 24; Nays, 2; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Bramble Christensen Davis
Harper Hillyard Hinkins Jenkins
Kudson Madsen Mayne Osmond
Reid Robles Shiozawa Stephenson
Stevenson Thatcher Urquhart Valentine
Van Tassell Vickers Weiler Niederhauser

Voting in the negative were: Senators
Dayton Henderson

Absent or not voting were: Senators
Dabakis Jones Okerlund

2nd Sub. S.B. 263 was returned to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 13, 2014

The House substituted and passed, 5th Sub. S.B. 36, VOTER INFORMATION AMENDMENTS, by Senator K. Mayne, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bill was placed on the Concurrence Calendar.
CONCURRENCE CALENDAR

On motion of Senator Mayne, the Senate voted to concur in the House amendments to 5th Sub. S.B. 36, VOTER INFORMATION AMENDMENTS. Senator Valentine commented. The bill, as amended, passed on the following roll call:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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**Absent or not voting was:** Senator Okerlund

5th Sub. S.B. 36 was returned to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 13, 2014

The House requests the return of 3rd Sub. S.B. 34, STATEWIDE DATA ALLIANCE AND UTAH FUTURES, by Senator H. Stephenson, for reconsideration.

Sandy D. Tenney, Chief Clerk

Mr. President: March 13, 2014

The House transmits 1st Sub. H.B. 336, COURT SYSTEM TASK FORCE, by Representative J. Peterson, for further consideration.

Sandy D. Tenney, Chief Clerk

The bill was placed at the top of the Third Reading Calendar.

***

On motion of Senator Bramble, the Senate voted to reconsider its action on 4th Sub. H.B. 44, INTERSTATE ELECTRIC TRANSMISSION LINES.
On motion of Senator Bramble, the bill was placed on the top of the Second Reading Calendar.

**4th Sub. H.B. 44, INTERSTATE ELECTRIC TRANSMISSION LINES,** was before the Senate.

Senator Bramble proposed the following amendment:

1. Page 4, Lines 98 through 99:

   98 including agreements, or terms of agreements, as to cost, terms, transmission capacity, or key

   99 rates.

   (10) Subsections (2) through (9) do not apply to a project entity as defined in Section 11–13–103.

Senator Bramble’s motion to amend passed on a voice vote.

On motion of Senator Bramble, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

**4th Sub. H.B. 44, INTERSTATE ELECTRIC TRANSMISSION LINES,** passed on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

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<td>Urquhart</td>
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**Absent or not voting were:** Senators

| Hinkins | Okerlund | Thatcher | Valentine |

**4th Sub. H.B. 44, as amended,** was returned to the House for further consideration.

* * *

On motion of Senator Adams, and at 9:45 p.m., the Senate sauntered.
The Senate was called to order at 10:15 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 13, 2014

The House passed, as amended, 1st Sub. S.B. 112, GAME FOWL FIGHTING AMENDMENTS, by Senator G. Davis, and it is transmitted for further consideration; and

The House passed, as amended, 2nd Sub. S.B. 186, CONTRACTOR LICENSING AND CONTINUING EDUCATION AMENDMENTS, by Senator W. Harper, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.

SECOND READING CALENDAR

On motion of Senator Adams, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Adams, under suspension of the rules, 1st Sub. H.B. 422, INITIATIVE AND REFERENDUM IMPACT DISCLOSURE, was considered read the second and third times and passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators

Adams        Bramble        Christensen        Dabakis
Davis        Dayton         Harper           Henderson
Hillyard     Hinkins        Jenkins          Jones
Knudson      Madsen         Mayne           Osmond
Reid         Robles         Shiozawa        Stephenson
Stevenson    Thatcher       Urquhart        Valentine
Van Tassell  Vickers        Weiler          Niederhauser

Absent or not voting was: Senator Okerlund

1st Sub. H.B. 422 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
On motion of Senator Stephenson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Stephenson, under suspension of the rules, H.B. 433, PEACE OFFICER MERIT AMENDMENTS, was considered read the second and third times and passed on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

Adams  
Davis  
Hillyard  
Knudson  
Reid  
Stevenson  
Vickers  
Bramble  
Dayton  
Hinkins  
Madsen  
Robles  
Thatcher  
Weiler  
Christensen  
Harper  
Jenkins  
Mayne  
Shiozawa  
Valentine  
Niederhauser  
Dabakis  
Henderson  
Jones  
Osmond  
Stephenson  
H.B. 433 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

On motion of Senator Dayton, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Dayton, under suspension of the rules, H.B. 159, REGULATION OF CHILD CARE PROGRAMS, was considered read the second and third times and passed on the following roll call:

**Yeas, 25; Nays, 1; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

Adams  
H Harper  
Jenkins  
Mayne  
Vickers  
Christensen  
Henderson  
Jones  
Madsen  
Robles  
Daniels  
Dayton  
Hillyard  
Knudson  
Reid  
Valentine  
Niederhauser  
Dabakis  
Henderson  
Jones  
Osmond  
Stephenson  
H.B. 159 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
Shiozawa    Stephenson    Stevenson    Urquhart
Valentine    Van Tassell    Vickers    Weiler
Niederhauser

Voting in the negative was: Senator
Dabakis

Absent or not voting were: Senators
Bramble    Okerlund    Thatcher

H.B. 159 was signed by the President of the Senate in open session and
returned to the House for the signature of the Speaker.

* * *

On motion of Senator Henderson, the Senate, by a two-thirds majority, voted
to suspend the constitutional three readings requirement.

On motion of Senator Henderson, under suspension of the rules, H.B. 190,
BREATHALYZER AMENDMENTS, was considered read the second and third
times. Senators Hillyard, Weiler, and Urquhart commented and the bill passed on
the following roll call:

Yeas, 21; Nays, 3; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams    Christensen    Davis    Dayton
Harper    Henderson    Jones    Knudson
Madsen    Mayne    Osmond    Reid
Robles    Shiozawa    Stevenson    Thatcher
Valentine    Van Tassell    Vickers    Weiler
Niederhauser

Voting in the negative were: Senators
Hillyard    Jenkins    Stephenson

Absent or not voting were: Senators
Bramble    Dabakis    Hinkins    Okerlund
Urquhart

H.B. 190 was signed by the President of the Senate in open session and
returned to the House for the signature of the Speaker.

* * *

On motion of Senator Valentine, the circle was removed from 2nd Sub.
H.B. 201, VISITATION AMENDMENTS, and it was before the Senate.
Senator Weiler proposed a verbal amendment as follows:

1. Page 3, Line 74:
   After “physical,” delete “psychological”

2. Page 3, Line 80:
   After “physical,” delete “psychological”

Senator Weiler’s motion to amend passed on a voice vote.

On motion of Senator Valentine, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Valentine, under suspension of the rules, 2nd Sub. H.B. 201, VISITATION AMENDMENTS, was considered read the second and third times and passed on the following roll call:

**Yeas, 24; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

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<th>Adams</th>
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**Absent or not voting were:** Senators

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2nd Sub. H.B. 201, as amended, was returned to the House for further consideration.

***

On motion of Senator Hillyard, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Hillyard, under suspension of the rules, H.B. 411, VICTIM RESTITUTION AMENDMENTS, was considered read the second and third times and passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**
Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Jenkins  Jones  Knudson
Madsen  Mayne  Osmond  Reid
Robles  Shiozawa  Stephenson  Stevenson
Thatcher  Valentine  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Hinkins  Okerlund  Urquhart

H.B. 411 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

On motion of Senator Adams, the circle was removed from 1st Sub. H.B. 171, NATURAL GAS FACILITIES AMENDMENTS, and it was before the Senate.

On motion of Senator Adams, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Adams, under suspension of the rules, 1st Sub. H.B. 171, NATURAL GAS FACILITIES AMENDMENTS, was considered read the second and third times and passed on the following roll call:

Yeas, 25; Nays, 1; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hinkins  Jenkins  Knudson  Madsen
Mayne  Osmond  Reid  Robles
Shiozawa  Stephenson  Stevenson  Thatcher
Valentine  Van Tassell  Vickers  Weiler
Niederhauser

Voting in the negative was: Senator
Hillyard

Absent or not voting were: Senators
Jones  Okerlund  Urquhart
1st Sub. H.B. 171 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 13, 2014

The House substituted and passed, 1st Sub. S.B. 136, LOCAL ELECTIONS AMENDMENTS, by Senator H. Stephenson, and it is transmitted for further consideration; and

The House passed, as amended, 3rd Sub. S.B. 34, STATEWIDE DATA ALLIANCE AND UTAH FUTURES, by Senator H. Stephenson, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.

CONCURRENCE CALENDAR

On motion of Senator Davis, the Senate voted to refuse to concur to the House amendments to 1st Sub. S.B. 112, GAME FOWL FIGHTING AMENDMENTS, and asked the House to recede from their amendments.

* * *

On motion of Senator Harper, the Senate voted to concur in the House amendments to 2nd Sub. S.B. 186, CONTRACTOR LICENSING AND CONTINUING EDUCATION AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 25; Nays, 1; Absent or not voting, 3.

Voting in the affirmative were: Senators

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Voting in the negative was: Senator

Robles
Absent or not voting were: Senators
Okerlund  Stevenson  Urquhart

2nd Sub. S.B. 186 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Stephenson, the Senate voted to concur in the House amendments to 3rd Sub. S.B. 34, STATEWIDE DATA ALLIANCE AND UTAH FUTURES. The bill, as amended, passed on the following roll call:

Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams  Bramble  Dabakis  Dayton
Harper  Henderson  Hillyard  Hinkins
Jenkins  Jones  Knudson  Madsen
Mayne  Osmond  Reid  Robles
Shiozawa  Stephenson  Thatcher  Valentine
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Christensen  Davis  Okerlund  Stevenson
Urquhart

3rd Sub. S.B. 34 was returned to the House for the signature of the Speaker.

* * *

1st Sub. S.B. 136, LOCAL ELECTIONS AMENDMENTS, was before the Senate.

On motion of Senator Stephenson, the bill was circled.

SECOND READING CALENDAR

On motion of Senator Stephenson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Stephenson, under suspension of the rules, H.B. 170, LOCAL SCHOOL BOARD BOND AMENDMENTS, was considered read the second and third times and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.
Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis 
Davis Dayton Harper Henderson 
Hillyard Hinkins Jenkins Jones 
Knudson Madsen Osmond Reid 
Robles Shiozawa Stephenson Stevenson 
Thatcher Valentine Van Tassell Vickers 
Weiler Niederhauser

Absent or not voting were: Senators 
Mayne Okerlund Urquhart

H.B. 170 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

On motion of Senator Van Tassell, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Van Tassell, under suspension of the rules, 1st Sub. H.B. 344, INCORPORATION ELECTION AMENDMENTS, was considered read the second and third times and passed on the following roll call:

Yeas, 25; Nays, 1; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Christensen Dabakis Davis 
Dayton Harper Henderson Hillyard 
Hinkins Jenkins Knudson Madsen 
Mayne Osmond Reid Robles 
Shiozawa Stephenson Thatcher Urquhart 
Valentine Van Tassell Vickers Weiler 
Niederhauser

Voting in the negative was: Senator 
Jones

Absent or not voting were: Senators 
Bramble Okerlund Stevenson

1st Sub. H.B. 344 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
On motion of Senator Stevenson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Stevenson, under suspension of the rules, H.B. 160, UTAH WILDERNESS ACT, was considered read the second and third times and passed on the following roll call:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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**Absent or not voting was:** Senator

Okerlund

H.B. 160 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Henderson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Henderson, under suspension of the rules, H.B. 193, Appropriations and Budgeting Amendments, was considered read the second and third times and passed on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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Absent or not voting were: Senators
Dabakis Okerlund

H.B. 193 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

On motion of Senator Adams, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Adams, under suspension of the rules, 1st Sub. H.B. 133, CONTINGENT MANAGEMENT FOR FEDERAL FACILITIES, was considered read the second and third times and passed on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams Bramble Christensen Davis
Dayton Harper Henderson Hillyard
Hinkins Jenkins Jones Knudson
Madsen Mayne Osmond Reid
Robles Shiozawa Stephenson Stevenson
Thatcher Urquhart Valentine Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Dabakis Okerlund

1st Sub. H.B. 133 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

On motion of Senator Thatcher, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Thatcher, under suspension of the rules, 1st Sub. H.B. 177, JUROR AND WITNESS FEES AMENDMENTS, was considered read the second and third times and passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Dayton Harper Henderson
1st Sub. H.B. 177 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

1st Sub. H.B. 373, FIREARM TRANSFER CERTIFICATION AMENDMENTS, was read the second time.

Senator Madsen proposed the following amendment:

1. Page 2, Lines 49 through 52:

   (b) is not the subject of a proceeding that could result in the applicant being prohibited by law from receiving or possessing the firearm.

   (4) The chief law enforcement officer, the chief law enforcement officer’s designee, or official signing the federal transfer form shall:

      (a) return the federal transfer form to the applicant within 15 calendar days; or

      (b) if the applicant is denied, provide to the applicant the reasons for denial in writing within 15 calendar days.

(4)−(5) Chief law enforcement officers and their employees who act in good faith when acting within the scope of their duties are immune from liability arising from any act or

Senator Madsen’s motion to amend passed on a voice vote.

On motion of Senator Madsen, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.
On motion of Senator Madsen, under suspension of the rules, **1st Sub. H.B. 373**, FIREARM TRANSFER CERTIFICATION AMENDMENTS, was considered read the second and third times and passed on the following roll call:

**Yeas, 27; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudson  Madsen  Mayne  Osmond
Reid  Robles  Shiozawa  Stephenson
Stevenson  Thatcher  Urquhart  Valentine
Vickers  Weiler  Niederhauser

**Absent or not voting were:** Senators
Okerlund  Van Tassell

1st Sub. H.B. 373, as amended, was returned to the House for further consideration.

* * *

1st Sub. H.B. 118, PERSONAL INJURY DAMAGES AMENDMENTS, was read the second time.

Senator Valentine made the motion to reinstate the language in the bill prior to the committee amendments. That motion passed on a voice vote.

On motion of Senator Valentine, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Valentine, under suspension of the rules, **1st Sub. H.B. 118**, PERSONAL INJURY DAMAGES AMENDMENTS, was read the second and third times and passed on the following roll call:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudson  Madsen  Mayne  Osmond
Reid  Robles  Shiozawa  Stephenson
Stevenson  Thatcher  Urquhart  Valentine
Van Tassell  Vickers  Weiler  Niederhauser
Absent or not voting was: Senator Okerlund

1st Sub. H.B. 118 was returned to the House for further consideration.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 13, 2014

The House passed, as amended, 1st Sub. S.B. 271, POSTJUDGMENT INTEREST AMENDMENTS, by Senator C. Bramble, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bill was placed on the Concurrence Calendar.

CONCURRENCE CALENDAR

On motion of Senator Stephenson, the circle was removed from 1st Sub. S.B. 136, LOCAL ELECTIONS AMENDMENTS, and it was before the Senate.

On motion of Senator Stephenson, the Senate voted to concur in the House amendments to 1st Sub. S.B. 136, LOCAL ELECTIONS AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators Adams Bramble Christensen Dabakis Davis Dayton Harper Henderson Hillyard Hinkins Jenkins Jones Knudson Madsen Mayne Osmond Reid Robles Shiozawa Stephenson Stevenson Thatcher Urquhart Valentine Van Tassell Vickers Niederhauser

Absent or not voting were: Senators Okerlund Weiler

1st Sub. S.B. 136 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Bramble, the Senate voted to concur in the House amendments to 1st Sub. S.B. 271, POSTJUDGMENT INTEREST AMENDMENTS. The bill, as amended, passed on the following roll call:
Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Madsen  Mayne  Osmond  Reid
Robles  Shiozawa  Stephenson  Stevenson
Thatcher  Urquhart  Valentine  Van Tassell
Vickers  Niederhauser

Absent or not voting were: Senators
Knudson  Okerlund  Weiler

1st Sub. S.B. 271 was returned to the House for the signature of the Speaker.

SECOND READING CALENDAR

On motion of Senator Bramble, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Bramble, under suspension of the rules, H.B. 103, STATE MONEY MANAGEMENT ACT AMENDMENTS, was considered read the second and third times and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudson  Mayne  Osmond  Reid
Robles  Shiozawa  Stephenson  Stevenson
Thatcher  Urquhart  Valentine  Van Tassell
Vickers  Niederhauser

Absent or not voting were: Senators
Madsen  Okerlund  Weiler

H.B. 103 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

On motion of Senator Hinkins, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.
On motion of Senator Hinkins, under suspension of the rules, **H.B. 375,** PARENT–TIME AFTER RELOCATION OF A PARENT, was considered read the second and third times and passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Madsen | Okerlund | Weiler |

H.B. 375 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

**THIRD READING CALENDAR**

1st Sub. H.B. 336, COURT SYSTEM TASK FORCE, was read the third time.

On motion of Senator Valentine, the Senate voted to strike the enacting clause on the bill.

**SECOND READING CALENDAR**

On motion of Senator Henderson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Henderson, under suspension of the rules, **H.B. 111,** SCHOOL BUILDING COSTS REPORTING, was considered read the second and third times and passed on the following roll call:

**Yeas, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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H.B. 111 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Urquhart, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Urquhart, under suspension of the rules, 1st Sub. H.B. 326, STATE CONSTRUCTION CODE REVISIONS, was considered read the second and third times and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators

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Absent or not voting were: Senators

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<tr>
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</table>

1st Sub. H.B. 326 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

9th Sub. H.B. 112, REGULATION OF ELECTRONIC CIGARETTES, was read the second time. Senator Hillyard commented.

On motion of Senator Bramble, the following substitute bill replaced the original bill:
10th Sub. H.B. 112 Regulation of Electronic Cigarettes (P. Ray)

On motion of Senator Christensen, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Christensen, under suspension of the rules, 10th Sub. H.B. 112, REGULATION OF ELECTRONIC CIGARETTES, was considered read the second and third times and passed on the following roll call:

Yeas, 24; Nays, 4; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams          Bramble          Christensen          Dabakis
Davis          Dayton          Harper             Henderson
Hillyard       Hinkins         Jenkins           Jones
Knudson        Mayne           Reid              Robles
Shiozawa       Stevenson       Thatcher          Valentine
Van Tassell    Vickers         Weiler            Niederhauser

Voting in the negative were: Senators
Madsen          Osmond          Stephenson        Urquhart

Absent or not voting was: Senator Okerlund

10th Sub. H.B. 112, as amended, was returned to the House for further consideration.

* * *

On motion of Senator Vickers, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Vickers, under suspension of the rules, 1st Sub. H.B. 393, INSURANCE PRODUCER AMENDMENTS, was considered read the second and third times and passed on the following roll call:

Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams          Bramble          Christensen          Dabakis
Davis          Dayton          Harper             Henderson
Hillyard       Hinkins         Jenkins           Jones
Knudson        Madsen          Mayne             Osmond
Reid        Robles        Shiozawa        Stephenson
Stevenson  Thatcher     Urquhart       Valentine
Van Tassell Vickers      Weiler         Niederhauser

Absent or not voting was: Senator Okerlund

1st Sub. H.B. 393 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE

Mr. President:

March 13, 2014

The House passed, S.B. 9, STATE LAND ACQUISITION AND GENERAL OBLIGATION BOND AUTHORIZATION AMENDMENTS, by Senator W. Harper, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 15, REEMPLOYMENT RESTRICTIONS AMENDMENTS, by Senator T. Weiler, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 35, ADMINISTRATIVE RULES REAUTHORIZATION, by Senator H. Stephenson, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 5th Sub. S.B. 36, VOTER INFORMATION AMENDMENTS, by Senator K. Mayne, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 1st Sub. S.B. 51, LOCAL GOVERNMENT ENTITIES AMENDMENTS, by Senator J. Stevenson, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 2nd Sub. S.B. 53, AMENDMENTS TO PRIVATE INVESTIGATOR REGULATIONS, by Senator M. Dayton, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 2nd Sub. S.B. 93, INTERNAL AUDIT AMENDMENTS, by Senator H. Stephenson, and it is transmitted for the signature of the President; and

The House passed, S.B. 101, PUBLIC EDUCATION HUMAN RESOURCE MANAGEMENT AMENDMENTS, by Senator A. Osmond, which has been signed by the Speaker, and it is transmitted for the signature of the President; and
The House passed, **1st Sub. S.B. 110**, GUARDIANSHIP FORMS FOR PARENTS OF DISABLED ADULT CHILD, by Senator A. Osmond, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 113**, PUBLIC MEETINGS AMENDMENTS, by Senator K. Mayne, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **3rd Sub. S.B. 120**, SHELTER ANIMAL VACCINE AMENDMENTS, by Senator S. Jenkins, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **2nd Sub. S.B. 122**, PARENTAL RIGHTS IN PUBLIC EDUCATION, by Senator A. Osmond, and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 159**, BAIL AMENDMENTS, by Senator S. Jenkins, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 172**, CAPITAL IMPROVEMENT AND CAPITAL DEVELOPMENT PROJECT AMENDMENTS, by Senator W. Harper, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 192**, AMENDMENTS TO AUTOMATIC EXTERNAL DEFIBRILLATOR RESTRICTED ACCOUNT, by Senator S. Jenkins, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 201**, EXPUNGEMENT MODIFICATIONS, by Senator S. Jenkins, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 209**, SCHOOL GRADING REVISIONS, by Senator J. S. Adams, and it is transmitted for the signature of the President; and

The House passed, **S.B. 218**, CHARTER SCHOOL AMENDMENTS, by Senator H. Stephenson, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 221**, INDIGENT COUNSEL IN JUVENILE COURT, by Senator T. Weiler, which has been signed by the Speaker, and it is transmitted for the signature of the President; and
The Speaker of the House has signed 4th Sub. S.B. 229, ADOPTION ACT AMENDMENTS, by Senator T. Weiler, and it is transmitted for the signature of the President; and

The House passed, 1st Sub. S.B. 232, SCHOOL SAFETY TIP LINE, by Senator D. Thatcher, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The Speaker of the House has signed S.B. 237, URBAN FARMING AMENDMENTS, by Senator J. S. Adams, and it is transmitted for the signature of the President; and

The House passed, S.B. 240, CARSON SMITH SCHOLARSHIP AMENDMENTS, by Senator J. S. Adams, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 242, ALTERNATIVE ENERGY AMENDMENTS, by Senator J. S. Adams, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, 1st Sub. S.B. 244, MODIFICATIONS TO PROPERTY TAX, by Senator A. Osmond, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 1st Sub. S.B. 248, JUDICIAL RETENTION ELECTION AMENDMENTS, by Senator C. Bramble, and it is transmitted for the signature of the President; and

The House passed, S.B. 250, PUBLIC DUTY DOCTRINE AMENDMENTS, by Senator C. Bramble, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, 1st Sub. S.B. 253, DISTRACTED DRIVER AMENDMENTS, by Senator S. Urquhart, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 257, PARENT REVIEW OF INSTRUCTIONAL MATERIALS AND CURRICULUM, by Senator H. Stephenson, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 258, EDUCATOR LICENSURE AMENDMENTS, by Senator J. Stevenson, which has been signed by the Speaker, and it is transmitted for the signature of the President; and
The Speaker of the House has signed **2nd Sub. S.B. 263**, SMALL BUSINESS INNOVATION RESEARCH, by Senator J. Stevenson, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 265**, LAW ENFORCEMENT SERVICES ACCOUNT, by Senator L. Robles, and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 267**, GOVERNMENTAL IMMUNITY ACT AMENDMENTS, by Senator T. Weiler, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 269**, ANNUAL LEAVE PROGRAM II FOR STATE EMPLOYEES, by Senator D. Henderson, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 275**, REDEVELOPMENT AGENCY MODIFICATIONS, by Senator C. Bramble, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.C.R. 9**, CONCURRENT RESOLUTION CONCERNING PROPOSED GREENHOUSE GAS EMISSION STANDARDS, by Senator D. Hinkins, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.J.R. 19**, JOINT RESOLUTION SUPPORTING UKRAINIAN SOVEREIGNTY, by Senator J. Dabakis, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Mr. President:

The bills were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: March 13, 2014

The House concurred in the Senate amendments and passed **H.B. 3**, APPROPRIATIONS ADJUSTMENTS, by Representative M. Brown, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 97**, LIMITATION ON LOCAL GOVERNMENT REGULATION OF ANIMALS, by Representative B. King, and it is transmitted for the signature of the President; and
The House concurred in the Senate amendments and passed **1st Sub. H.B. 118**, PERSONAL INJURY DAMAGES AMENDMENTS, by Representative K. McIff, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **4th Sub. H.B. 134**, FIREARM SAFETY AMENDMENTS, by Representative S. Eliason, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 138**, UNDERGROUND PETROLEUM STORAGE TANK AMENDMENTS, by Representative S. Eliason, and it is transmitted for the signature of the President; and


The House concurred in the Senate amendments and passed **4th Sub. H.B. 158**, GRAZING AND TIMBER AGRICULTURAL COMMODITY ZONES IN UTAH, by Representative M. Noel, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 201**, VISITATION AMENDMENTS, by Representative L. Christensen, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **3rd Sub. H.B. 243**, AMENDMENTS TO THE FUND OF FUNDS, by Representative J. Bird, et al, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 373**, FIREARM TRANSFER CERTIFICATION AMENDMENTS, by Representative R. Wilcox, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 382**, LIMITED PURPOSE LOCAL GOVERNMENT ENTITIES AMENDMENTS, by Representative B. Dee, and it is transmitted for the signature of the President; and

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
Mr. President: March 13, 2014

The House has rejected 1st Sub. S.B. 80, STATEWIDE ONLINE EDUCATION AMENDMENTS, by Senator H. Stephenson, and it is transmitted for filing.

Sandy D. Tenney, Chief Clerk

Mr. President: March 13, 2014

The Speaker of the House has signed S.B. 34, STATEWIDE DATA ALLIANCE AND UTAH FUTURES, by Senator H. Stephenson, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 1st Sub. S.B. 136, LOCAL ELECTIONS AMENDMENTS, by Senator H. Stephenson, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 2nd Sub. S.B. 186, CONTRACTOR LICENSING AND CONTINUING EDUCATION AMENDMENTS, by Senator W. Haroer, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 1st Sub. S.B. 271, POSTJUDGEMENT INTEREST AMENDMENTS, by Senator C. Bramble, and it is transmitted for the signature of the President; and

The Speaker of the House has signed S.J.R. 4, JOINT RESOLUTION ON WATER RIGHTS ON GRAZING, by Senator K. Van Tassell, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

The bills were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.
On motion of Senator Valentine, the Senate struck the enacting clause on all House bills and Senate bills and resolutions on the Senate calendar and with the Rules Committee and ordered them filed.

President Wayne Niederhauser directed Leslie McLean and Joanna MacKay to read, revise, and make minor corrections to the Daily Senate Journals and be responsible for certifying the indexed and bound copy as the accurate record of the proceedings of the 2013 General Session of the Sixtieth Legislature.

President Niederhauser appointed Senators Jerry Stevenson, Brian Shiozawa, and Patricia Jones to wait upon the Governor and ask if he has any further business to bring before the Senate.

President Niederhauser appointed Senators Kevin Van Tassell, Todd Weiler, and Jim Dabakis, to notify the House of Representatives that the Senate has concluded its business and is ready to adjourn sine die.

Senator Stuart Adams and Senator Gene Davis expressed appreciation to the opposite party.

Senator Allen Christensen, Chairman of the Employee Committee, expressed thanks to all the legislature employees serving in the Office of Legislative Research and General Counsel, Fiscal Analyst, Auditor General, and to the employees in Legislative Printing.

Senator Jones expressed appreciation to all Senate Staff and Session Staff.

Senator Osmond expressed appreciation to the Senate interns for the exceptional work they have done throughout the session.

President Niederhauser expressed appreciation to Senator Lyle Hillyard for his excellent service as Appropriations Chair, to Senator Jerry Stevenson and Appropriations Vice-Chair and to John Valentine as Rules Chair.

Senator Van Tassell reported the House has been notified that the business of the Senate has concluded and the Senate is ready to adjourn sine die.

Senator Stevenson reported that his committee, with a like committee from the House of Representatives had notified the Governor. The Governor asked that he convey to the Senate that he has no further business to bring before the legislature but that he would like to speak to the Senate body prior to its adjournment.
COMMITTEE OF THE WHOLE

On motion of Senator Adams, Governor Gary R. Herbert spoke in Committee of the Whole.

On motion of Senator Adams, the Committee of the Whole was dissolved.

On motion of Senator Adams, and at 12:00 a.m., the Senate adjourned sine die.

SENATE STRUCK ENACTING CLAUSE
(HOUSE BILLS AND RESOLUTIONS)

Mr. President: March 13, 2014

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:

                    (Sen. Bramble)
2nd Sub. H.B. 49  Water Rights – Change Application Amendments
                    (Rep. K. McIff) (Sen. J. Stevenson)
                    (Sen. S. Urquhart)
H.B. 57          Animal Shelter Amendments (Rep. A. Romero)
                    (Sen. B. Shiozawa)
1st Sub. H.B. 81  Parental Review of Statewide Summative Test Questions
                    (Rep. Kennedy) (Sen. T. Weiler)
H.B. 83          Local Government Residential Reimbursement Authority
                    (Rep. Anderson) (Sen. K. Mayne)
3rd Sub. H.B. 89  Association Rental Amendments (Rep. E. Tanner)
                    (Sen. W. Harper)
                    (Sen. C. Bramble)
2nd Sub. H.B. 109 Public Education Capital Funding Equalization
                    (Rep. K. Ivory) (Sen. A. Osmond)
H.B. 121         Air Quality Revisions (Rep. R. Edwards) (Sen. T. Weiler)
3rd Sub. H.B. 146 Child Care Amendments (Rep. R. Menlove)
                    (Sen. C. Bramble)
H.B. 153         Study on Contribution and Credit for Education Funding
                    (Rep. K. Christofferson) (Sen. C. Bramble)
1st Sub. H.B. 166 Recodification of Appropriations Limit Formula
                    (Rep. C. Hall) (Sen. C. Bramble)
                    (Sen Hillyard)
H.B. 188  Court Security Revisions (Rep. B. Dee) (Sen. S. Jenkins)
H.B. 235  Campaign Contributions Amendments (Rep. K. Powell) (Sen. T. Weiler)
H.B. 335  Supplemental Savings Plan Amendments (Rep. R. Cunningham) (Sen. C. Bramble)
H.B. 409 Statewide Education Coordinating Committee (Rep. S. Eliason) (Sen. A. Osmond)
H.B. 417 English Language Arts Instructional Tool (Rep. C. Moss) (Sen. H. Stephenson)
H.C.R. 7  Concurrent Resolution to Support Plans to Reduce Air Pollution in Utah (Rep. J. Briscoe) (Sen. G. Davis)

Leslie McLean
Secretary of the Senate

HOUSE STRUCK ENACTING CLAUSE
(SENATE BILLS AND RESOLUTIONS)

Mr. President: March 17, 2014

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 from the 2014 General Session:

S.B. 42  Early Childhood Education (Sen. A. Osmond) (Rep. R. Menlove)
2nc Sub. S.B. 63  Compact for Interstate Sharing of Putative Father Registry Information (Sen. L. Robles) (Rep. R. Wilcox)


S.B. 98  Paraeducator Funding (Sen. K. Mayne) (Rep. R. Menlove)

3rd Sub. S.B. 111  Education Funding Equalization (Sen. A. Osmond)


S.B. 183  Proficiency Levels of Statewide Assessments (Sen. H. Stephenson) (Rep. B. Last)


S.B. 228  Geographic Diversity Amendments (Sen. S. Reid) (Rep. B. Dee)


1st Sub S.B. 251  Amendments to Medicaid and Health Care (Sen. B. Shiozawa) (Rep. J. Dunnigan)


S.J.R. 9  Joint Resolution Urging Interstate Sharing of Putative Father Registry Information (Sen. L. Robles) (Rep. R. Wilcox)

S.J.R. 12  Joint Resolution on State Superintendent of Public Instruction (Sen. S. Reid) (Rep. G. Hughes)

Sandy D. Tenney, Chief Clerk

***

Mr. President:

March 17, 2014

The Rules Committee recommends the enacting clause be stricken on the following Senate Bills and Resolutions and the they be filed:

- **S.B. 12** Age Limit for Tobacco and Related Products (S. Reid)
- **S.B. 30** Uniform Driver License Act Amendments (K. Van Tassell)
- **S.B. 49** Parental Permission to Release Student Information (J. Valentine)
- **1st Sub. S.B. 64** Air Quality Rules and Penalties (L. Robles)
- **S.B. 66** Community Health Worker Certification Act (L. Robles)
- **S.B. 76** Rural Economic Mapping and Partnership (S. Reid)
- **1st Sub. S.B. 80** Statewide Online Education Amendments (H. Stephenson)
- **S.B. 82** Property Rights Related to Outdoor Advertising (M. Dayton)
- **S.B. 85** Driving Under the Influence Sentencing Revisions (S. Jenkins)
- **S.B. 91** School District Modifications (W. Harper)
- **S.B. 94** Security Personnell Licensing Act Amendments (M. Dayton)
- **S.B. 100** Antidiscrimination Amendments (S. Urquhart)
- **S.B. 107** Math Literacy – Science, Technology, Engineering, and Mathematics Initiative (S. Urquhart)
- **1st Sub. S.B. 118** School Funding Through Income Tax Revisions (P. Jones)
- **S.B. 119** Sales and Use Tax Exemption Amendments (S. Reid)
- **S.B. 128** Safety Belt Amendments (L. Robles)
- **S.B. 141** Lobbyist Disclosure and Regulation Act Revisions (T. Weiler)
- **S.B. 142** Small Employer and Health Insurance Amendment (T. Weiler)
- **S.B. 146** Government Ethics Amendments (C. Bramble)
- **S.B. 151** Religious Freedom Instruction Requirements (S. Reid)
- **S.B. 152** Homeowner Association Reserve Account Amendments (S. Urquhart)
2nd Sub. S.B. 153  Association Foreclosure Amendments (S. Urquhart)
S.B. 157  School-Based Budgeting Amendments (H. Stephenson)
S.B. 161  Criminal Surcharge Amendments (W. Harper)
1st Sub. S.B. 163  Employee Meal Periods (L. Robles)
S.B. 164  Environmental Protection Amendments (G. Davis)
S.B. 175  Law Enforcement Services Account Amendments (S. Jenkins)
S.B. 182  Motor Fuel Tax Revisions (J. Dabakis)
S.B. 190  Utility Fee Limitations (J. Valentine)
S.B. 191  Verification of Legal Status Amendments (J. Valentine)
S.B. 194  Amendments to Tax Provisions (C. Bramble)
S.B. 197  Motor Vehicle Insurance – Settlement of Claims (G. Davis)
S.B. 200  Tax Credit for Employer Purchase of Public Transit Pass (T. Weiler)
S.B. 202  Charter School Funding Amendments (H. Stephenson)
S.B. 219  Public Education Utah Professional Practices Advisory Commission (D. Henderson)
S.B. 220  Disorderly Conduct Modifications (C. Bramble)
S.B. 223  Billboard Related Amendments (S. Urquhart)
S.B. 235  Transportation Revisions (W. Harper)
S.B. 236  Higher Education Admission Amendments (A. Osmond)
S.B. 239  Credit Report Protection for Minors (C. Bramble)
S.B. 246  Parental Rights of Biological Fathers (C. Bramble)
S.B. 247  Utah Navajo Royalties Amendments (K. Van Tassell)
1st Sub. S.B. 249  Transportation Rights–of–way Safety Amendments (C. Bramble)
S.B. 252  Railroad Crossing Revisions (G. Davis)
S.B. 262  Student Enrollment Requirements (D. Henderson)
S.B. 266  Digital Media Technology or Equipment (K. Van Tassell)
S.B. 272  Expansion of Medicaid Program (G. Davis)
S.J.R. 2  Joint Resolution on Legislative Power (A. Osmond)
S.J.R. 3  Joint Resolution Regarding Attorney General (T. Weiler)
S.J.R. 5  Privatization of Government Services Joint Resolution (K. Mayne)
S.J.R. 10  Joint Resolution Requiring Legislators to Spend Time in Classrooms (J. Dabakis)
S.J.R. 14  Joint Resolution on the Protection of the Greater Canyonlands Region (J. Dabakis)
1st Sub. S.J.R. 15  Joint Resolution on Political Parties (S. Jenkins)
S.J.R. 17  Joint Resolution Supporting the Salt Lake International Airport Terminal Redevelopment Program (C. Bramble)

John L. Valentine
Rules Chair
## SUMMARY OF LEGISLATION
### 2014 GENERAL SESSION

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## STATISTICAL SUMMARY OF GENERAL SESSIONS
### 2007-2013

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<td>Read the first time by short title and referred to the Rules Committee.</td>
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<td>Signed by the President and transmitted to the Governor</td>
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<td>S.B. 23</td>
<td>School Construction Amendments (S. Jenkins)</td>
<td>Read the first time by short title and referred to the Rules Committee.</td>
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<td>S.B. 24</td>
<td>Amendment to Procurement Code Exemptions (M. Dayton)</td>
<td>Read the first time by short title and referred to the Rules Committee.</td>
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<td>S.B. 25</td>
<td>Candidate Certification Amendments (D. Henderson)</td>
<td>Read the first time by short title and referred to the Rules Committee.</td>
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<td>S.B. 26</td>
<td>Air Conservation Act Reauthorization (S. Jenkins)</td>
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<td>S.B. 28</td>
<td>Utah Retirement Amendments (T. Weiler)</td>
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<td>Returned to the House for reconsideration</td>
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Read the third time .............................................................................................................................. 587
Transmitted to the House ................................................................................................................... 587
Signed by the President and transmitted to the Governor ................................................................. 835
S.B. 48 — EMERGENCY TELEPHONE SERVICE LAW AMENDMENTS (W. Harper)
Read the first time by short title and referred to the Rules Committee............... 125
Assigned to standing committee ................................................................. 130
Substituted ......................................................................................... 429
Committee report adopted and placed on calendar .............................. 429
Read the second and third times .......................................................... 665
Failed .................................................................................................... 665
Reconsidered ....................................................................................... 698
Before the Senate .............................................................................. 698
Circled .................................................................................................... 698
Uncircled ............................................................................................... 762
Read the second and third times .......................................................... 762
Transmitted to the House .................................................................. 763
Enacting Clause Stricken ................................................................. 1037

S.B. 49 — PARENTAL PERMISSION TO RELEASE STUDENT INFORMATION (J. Valentine)
Read the first time by short title and referred to the Rules Committee............... 131
Assigned to standing committee ................................................................. 134
Committee report adopted and placed on calendar ..................................... 569
Read the second time ............................................................................ 755
Circled .................................................................................................... 755
Enacting Clause Stricken ................................................................. 1039

S.B. 50 — TRANSITION FOR REPEALED NAVAJO TRUST FUND ACT (D. Hinkins)
Read the first time by short title and referred to the Rules Committee............... 131
Assigned to standing committee ................................................................. 134
Read the second time and placed on Consent Calendar .............................. 214
Read the third time ........................................................................... 269
Transmitted to the House .................................................................. 269
Signed by the President and transmitted to the Governor ....................... 464

S.B. 51 — LOCAL GOVERNMENT ENTITIES AMENDMENTS (J. Stevenson)
Read the first time by short title and referred to the Rules Committee............... 138
Assigned to standing committee ................................................................. 146
Amendments ...................................................................................... 369, 593
Committee report adopted and placed on calendar ..................................... 542
Read the second time ............................................................................ 593
Substituted ............................................................................................ 593
Read the third time ........................................................................... 615
Circled .................................................................................................... 615
Uncircled ............................................................................................... 800
Transmitted to the House .................................................................. 804
Placed on Concurrence Calendar .......................................................... 1003
Concurrence ....................................................................................... 1006
Returned to the House ...................................................................... 1006
Signed by the President and transmitted to the Governor ....................... 1027

S.B. 52 — UTILITY RELOCATION ON HIGHWAY PROJECTS (K. Van Tassell)
Read the first time by short title and referred to the Rules Committee............... 152
Assigned to standing committee ................................................................. 176
Read the second time ............................................................................ 418
Read the third time ........................................................................... 451
Transmitted to the House .................................................................. 451
Signed by the President and transmitted to the Governor ....................... 720

S.B. 53 — AMENDMENTS TO PRIVATE INVESTIGATOR REGULATIONS (M. Dayton)
Read the first time by short title and referred to the Rules Committee............... 152
Assigned to standing committee ................................................................. 161
Substituted ......................................................................................... 177, 247
Committee report adopted and placed on calendar ..................................... 222
Read the second time ............................................................................ 223
Read the third time ........................................................................... 233
Circled .................................................................................................... 233
Uncircled ............................................................................................... 260
Transmitted to the House .................................................................. 261
Placed on Concurrence Calendar .......................................................... 991
Concurrence ....................................................................................... 993
Returned to the House ...................................................................... 993
Signed by the President and transmitted to the Governor ....................... 1027
S.B. 54 — ELECTIONS AMENDMENTS (C. Bramble)
Read the first time by short title and referred to the Rules Committee .......................... 152
Assigned to standing committee ................................................................. 175
Amendments ......................................................................................... 278
Committee report adopted and placed on calendar ........................................ 278
Placed on Time Certain Calendar ............................................................ 287
Read the second time ............................................................................. 338
Read the third time .................................................................................. 359
Substituted ............................................................................................ 359
Circled ................................................................................................. 364
Uncircled ............................................................................................... 364
Transmitted to the House ........................................................................ 365
Placed on Concurrence Calendar ............................................................ 634
Concurrence ......................................................................................... 634
Returned to the House ........................................................................... 634
Signed by the President and transmitted to the Governor ......................... 671

S.B. 55 — PHARMACEUTICAL DISPENSING AMENDMENTS (E. Vickers)
Read the first time by short title and referred to the Rules Committee ................. 164
Assigned to standing committee ............................................................... 175
Amendments .......................................................................................... 246
Committee report adopted and placed on calendar ........................................ 246
Read the second time ............................................................................. 454
Transmitted to the House ......................................................................... 455
Placed on Concurrence Calendar ............................................................ 700
Concurrence .......................................................................................... 743
Returned to the House ........................................................................... 743
Signed by the President and transmitted to the Governor ......................... 766

S.B. 56 — RISK MANAGEMENT AMENDMENTS (C. Bramble)
Read the first time by short title and referred to the Rules Committee .......... 164
Assigned to standing committee ............................................................... 175
Committee report adopted and placed on calendar .......................................... 279
Read the second time ............................................................................. 439
Substituted ............................................................................................ 439
Read the third time .................................................................................. 459
Transmitted to the House ......................................................................... 460
Signed by the President and transmitted to the Governor ......................... 989

S.B. 57 — AUTISM SERVICES AMENDMENTS (B. Shiozawa)
Read the first time by short title and referred to the Rules Committee .......... 179
Assigned to standing committee ............................................................... 193
Committee report adopted and placed on calendar .......................................... 475
Read the second time ............................................................................. 475
Amendments .......................................................................................... 475
Circled ................................................................................................. 511
Uncircled ............................................................................................... 511
Read the third time .................................................................................. 533
Transmitted to the House ......................................................................... 534
Placed on Concurrence Calendar ............................................................ 914
Concurrence .......................................................................................... 916
Returned to the House ........................................................................... 916
Signed by the President and transmitted to the Governor ......................... 989

S.B. 58 — CARBON MONOXIDE DETECTION AMENDMENTS (J. Dabakis)
Read the first time by short title and referred to the Rules Committee .......... 179
Assigned to standing committee ............................................................... 192
Committee report adopted and placed on calendar .......................................... 209
Read the second time ............................................................................. 288
Read the third time .................................................................................. 315
Transmitted to the House ......................................................................... 316
Signed by the President and transmitted to the Governor ......................... 642

S.B. 59 — INDEPENDENT ENTITIES FINANCIAL TRANSPARENCY DISCLOSURE (D. Henderson)
Read the first time by short title and referred to the Rules Committee .......... 179
Assigned to standing committee ............................................................... 193
Substituted ............................................................................................ 287
Committee report adopted and placed on calendar .......................................... 546
Read the second time ............................................................................. 546
Circled ................................................................................................. 561
Uncircled ............................................................................................... 561
Read the third time .................................................................................. 587
Transmitted to the House ......................................................................... 587
Signed by the President and transmitted to the Governor ......................... 900
S.B. 60 — FUEL EXCISE TAX AMENDMENTS (J. Valentine)
Read the first time by short title and referred to the Rules Committee. .............................. 196
Assigned to standing committee .................................................................................. 209
Committee report adopted and placed on calendar ...................................................... 248
Read the second time .................................................................................................. 434
Amendments ................................................................................................................ 435
Read the third time ....................................................................................................... 456
Transmitted to the House .............................................................................................. 456
Enacting Clause Stricken .............................................................................................. 1037

S.B. 61 — REVISIONS TO PROPERTY TAX (D. Henderson)
Read the first time by short title and referred to the Rules Committee. ................................ 214
Assigned to standing committee .................................................................................. 224
Committee report adopted and placed on calendar ...................................................... 267
Read the second time .................................................................................................. 437
Amendments ................................................................................................................ 437
Read the third time ....................................................................................................... 458
Transmitted to the House .............................................................................................. 459
Signed by the President and transmitted to the Governor ..................................................... 625

S.B. 62 — UTAH SCIENCE TECHNOLOGY AND RESEARCH GOVERNING AUTHORITY AMENDMENTS (B. Shiozawa)
Read the first time by short title and referred to the Rules Committee. .............................. 215
Assigned to standing committee .................................................................................. 225
Substituted .................................................................................................................... 229
Committee report adopted and placed on calendar ...................................................... 299
Read the second time .................................................................................................. 575
Amendments ................................................................................................................ 576
Read the third time ....................................................................................................... 590
Uncircled ......................................................................................................................... 644
Substituted .................................................................................................................... 644
Transmitted to the House .............................................................................................. 644
Enacting Clause Stricken .............................................................................................. 1037

S.B. 63 — COMPACT FOR INTERSTATE SHARING OF PUTATIVE FATHER REGISTRY INFORMATION (L. Robles)
Read the first time by short title and referred to the Rules Committee. .............................. 215
Assigned to standing committee .................................................................................. 224
Amendments ................................................................................................................ 247
Committee report adopted and placed on calendar ...................................................... 247
Read the second time .................................................................................................. 433
Circled .............................................................................................................................. 455
Read the third time ....................................................................................................... 455
Uncircled ......................................................................................................................... 644
Transmitted to the House .............................................................................................. 644
Enacting Clause Stricken .............................................................................................. 1037

S.B. 64 — AIR QUALITY RULES AND PENALTIES (L. Robles)
Read the first time by short title and referred to the Rules Committee. .............................. 215
Circled .............................................................................................................................. 225
Assigned to standing committee .................................................................................. 224
Uncircled ......................................................................................................................... 775
Substituted .................................................................................................................... 775
Returned to Rules ......................................................................................................... 1039

S.B. 65 — SALES AND USE TAX EXEMPTION MODIFICATIONS (H. Stephenson)
Read the first time by short title and referred to the Rules Committee. .............................. 215
Assigned to standing committee .................................................................................. 225
Committee report adopted and placed on calendar ...................................................... 267
Read the second time .................................................................................................. 438
Read the third time ....................................................................................................... 459
Transmitted to the House .............................................................................................. 459
Signed by the President and transmitted to the Governor ..................................................... 944

S.B. 66 — COMMUNITY HEALTH WORKER CERTIFICATION ACT (L. Robles)
Read the first time by short title and referred to the Rules Committee. .............................. 227
Assigned to standing committee .................................................................................. 244
Committee report adopted and placed on calendar ...................................................... 279
Read the second time .................................................................................................. 512
Amendments ................................................................................................................ 512
Read the third time ....................................................................................................... 534
Circled .............................................................................................................................. 534
Enacting Clause Stricken .............................................................................................. 1039
S.B. 67 — AMENDMENTS TO PUBLIC UTILITIES TITLE (J. S. Adams)
Read the first time by short title and referred to the Rules Committee. .......................... 250
Assigned to standing committee .............................................................. 266
Committee report adopted and placed on calendar ........................................ 327
Read the second time .................................................................................. 604
Substituted ................................................................................................. 604
Read the third time ..................................................................................... 616
Circled ......................................................................................................... 616
Uncircled .................................................................................................. 631
Transmitted to the House ......................................................................... 631
Signed by the President and transmitted to the Governor ......................... 835

S.B. 68 — VETERANS CENTERS (P. Knudson)
Read the first time by short title and referred to the Rules Committee. ............... 250
Assigned to standing committee .............................................................. 266
Committee report adopted and placed on calendar ........................................ 305
Read the second time .................................................................................. 548
Read the third time ..................................................................................... 559
Transmitted to the House ......................................................................... 559
Signed by the President and transmitted to the Governor ......................... 835

S.B. 69 — PREJUDGMENT INTEREST REVISIONS (S. Urquhart)
Read the first time by short title and referred to the Rules Committee. ............... 250
Assigned to standing committee .............................................................. 266
Substituted ................................................................................................. 540
Committee report adopted and placed on calendar ........................................ 365
Read the second time .................................................................................. 754
Circled ......................................................................................................... 754
Uncircled .................................................................................................. 754
Read the second and third times .................................................................. 871
Transmitted to the House ......................................................................... 871
Placed on Concurrence Calendar ............................................................. 917
Before the Senate ...................................................................................... 866
Concurrence ............................................................................................. 871
Returned to the House ............................................................................ 871
Signed by the President and transmitted to the Governor ......................... 889

S.B. 70 — STATE DATA PORTAL AMENDMENTS (D. Henderson)
Read the first time by short title and referred to the Rules Committee. ............... 314
Assigned to standing committee .............................................................. 340
Committee report adopted and placed on calendar ........................................ 427
Read the second time .................................................................................. 655
Amendments ............................................................................................. 655
Transmitted to the House ......................................................................... 657
Placed on Concurrence Calendar ............................................................. 943
Concurrence ............................................................................................. 955
Returned to the House ............................................................................ 955
Signed by the President and transmitted to the Governor ......................... 989

S.B. 71 — INFORMED CONSENT AMENDMENTS (W. Harper)
Read the first time by short title and referred to the Rules Committee. ............... 356
Assigned to standing committee .............................................................. 368
Committee report adopted and placed on calendar ........................................ 449
Transmitted to the House ......................................................................... 713
Signed by the President and transmitted to the Governor ......................... 835
Returned to the House ............................................................................ 884

S.B. 72 — UNINSURED MOTORIST PROVISIONS (L. Hillyard)
Read the first time by short title and referred to the Rules Committee. ............... 365
Assigned to standing committee .............................................................. 383
Committee report adopted and placed on calendar ........................................ 567
Read the second time .................................................................................. 754
Circled ......................................................................................................... 754
Uncircled .................................................................................................. 761
Substituted ................................................................................................. 761
Transmitted to the House ......................................................................... 761
Signed by the President and transmitted to the Governor ......................... 835
Returned to the House ............................................................................ 884
S.B. 73 — AGRICULTURAL ENVIRONMENTAL AMENDMENTS (R. Okerlund)
Read the first time by short title and referred to the Rules Committee ........................................... 374
Assigned to standing committee ........................................................................................................... 384
Substituted ........................................................................................................................................ 475
Committee report adopted and placed on calendar .............................................................................. 675
Read the second time ............................................................................................................................ 747
Circled ................................................................................................................................................ 717
Uncircled .......................................................................................................................................... 748
Read the second and third times ........................................................................................................... 748
Transmitted to the House ....................................................................................................................... 748
Signed by the President and transmitted to the Governor ................................................................. 989

S.B. 74 — CAREER AND TECHNICAL EDUCATION FUNDING FOR CHARTER SCHOOLS (J. S. Adams)
Read the first time by short title and referred to the Rules Committee ........................................... 374
Assigned to standing committee ........................................................................................................... 384
Committee report adopted and placed on calendar .............................................................................. 522
Read the second time ............................................................................................................................ 732
Circled ................................................................................................................................................ 732
Uncircled .......................................................................................................................................... 749
Read the second and third times ........................................................................................................... 750
Amendments ..................................................................................................................................... 750
Transmitted to the House ....................................................................................................................... 750
Enacting Clause Stricken ...................................................................................................................... 1038

S.B. 75 — PRIMARY CARE GRANTS AMENDMENTS (A. Christensen)
Read the first time by short title and referred to the Rules Committee ........................................... 404
Assigned to standing committee ........................................................................................................... 425
Committee report adopted and placed on calendar .............................................................................. 504
Read the second time ............................................................................................................................ 731
Amendments ..................................................................................................................................... 731
Read the second and third times ........................................................................................................... 732
Transmitted to the House ....................................................................................................................... 732
Placed on Concurrence Calendar ......................................................................................................... 914
Concurrence ................................................................................................................................... 917
Retained by the House ......................................................................................................................... 917
Signed by the President and transmitted to the Governor ................................................................. 989

S.B. 76 — RURAL ECONOMIC MAPPING AND PARTNERSHIP (S. Reid)
Read the first time by short title and referred to the Rules Committee ........................................... 482
Assigned to standing committee ........................................................................................................... 499
Returned to Rules .................................................................................................................................. 773
Enacting Clause Stricken ...................................................................................................................... 1039

S.B. 77 — PHARMACY PRACTICE ACT AMENDMENTS (E. Vickers)
Read the first time by short title and referred to the Rules Committee ........................................... 552
Assigned to standing committee ........................................................................................................... 566
Substituted ........................................................................................................................................ 611
Committee report adopted and placed on calendar .............................................................................. 611
Read the second and third times ........................................................................................................... 765
Transmitted to the House ....................................................................................................................... 765
Signed by the President and transmitted to the Governor ................................................................. 835, 944

S.B. 78 — PRESCRIPTION EYE DROP GUIDELINES (E. Vickers)
Read the first time by short title and referred to the Rules Committee ........................................... 563
Assigned to standing committee ........................................................................................................... 600
Committee report adopted and placed on calendar .............................................................................. 692
Read the second time ............................................................................................................................ 780
Amendments ..................................................................................................................................... 780
Read the second and third times ........................................................................................................... 781
Transmitted to the House ....................................................................................................................... 781
Signed by the President and transmitted to the Governor ................................................................. 885

S.B. 79 — UNIFORM REAL PROPERTY ELECTRONIC RECORDING ACT (L. Hillyard)
Read the first time by short title and referred to the Rules Committee ........................................... 580
Assigned to standing committee ........................................................................................................... 600
Committee report adopted and placed on calendar .............................................................................. 673
Read the second time ............................................................................................................................ 778
Amendments ..................................................................................................................................... 778
Read the second and third times ........................................................................................................... 789
Transmitted to the House ....................................................................................................................... 789
Signed by the President and transmitted to the Governor ................................................................. 885
S.B. 80 — STATEWIDE ONLINE EDUCATION AMENDMENTS (H. Stephenson)
Read the first time by short title and referred to the Rules Committee. .......................... 580
Assigned to standing committee ................................................................. 600
Committee report adopted and placed on calendar ....................................... 691
Read the second and third times ............................................................... 799
Transmitted to the House ........................................................................ 780
Filed ......................................................................................................... 1032
Enacting Clause Stricken ........................................................................... 1039

S.B. 81 — PERMANENT STATE TRUST FUND AMENDMENTS (A. Christensen)
Read the first time by short title and referred to the Rules Committee. ............... 584
Assigned to standing committee ................................................................. 600
Committee report adopted and placed on calendar ....................................... 691
Read the second time ................................................................................ 778
Circled ....................................................................................................... 778
Uncircled ................................................................................................. 787
Substituted ............................................................................................... 787
Read the second and third times ............................................................... 788
Transmitted to the House ........................................................................ 788
Enacting Clause Stricken ........................................................................... 1038

S.B. 82 — PROPERTY RIGHTS RELATED TO OUTDOOR ADVERTISING (M. Dayton)
Read the first time by short title and referred to the Rules Committee. .................. 330
Assigned to standing committee ................................................................. 340
Returned to Rules .................................................................................... 774
Enacting Clause Stricken ........................................................................... 1039

S.B. 83 — LOCAL SALES AND USE TAX ACT AMENDMENTS (L. Hillyard)
Read the first time by short title and referred to the Rules Committee. .................. 281
Assigned to standing committee ................................................................. 292
Read the second time and placed on Consent Calendar ................................. 486
Read the third time .................................................................................... 486
Signed by the President and transmitted to the Governor ............................... 625

S.B. 84 — AMENDMENTS TO GOVERNOR’S RURAL BOARDS (R. Okerlund)
Read the first time by short title and referred to the Rules Committee. .................. 196
Assigned to standing committee ................................................................. 208
Read the second time ................................................................................ 421
Read the third time .................................................................................... 453
Transmitted to the House ........................................................................ 454
Signed by the President and transmitted to the Governor ............................... 836

S.B. 85 — DRIVING UNDER THE INFLUENCE SENTENCING REVISIONS (S. Jenkins)
Read the first time by short title and referred to the Rules Committee. .................. 196
Assigned to standing committee ................................................................. 209
Read the second time ................................................................................ 458
Transmitted to the House ........................................................................ 458
Signed by the President and transmitted to the Governor ............................... 720

S.B. 86 — LEGISLATIVE PER DIEM REVISION (L. Hillyard)
Read the first time by short title and referred to the Rules Committee. .................. 215
Assigned to standing committee ................................................................. 224
Committee report adopted and placed on calendar ....................................... 267
Read the second time ................................................................................ 436
Read the third time .................................................................................... 458
Transmitted to the House ........................................................................ 458
Signed by the President and transmitted to the Governor ............................... 720

S.B. 87 — CONTRACTOR EMPLOYEE AMENDMENTS (K. Mayne)
Read the first time by short title and referred to the Rules Committee. .................. 227
Assigned to standing committee ................................................................. 244
Committee report adopted and placed on calendar ....................................... 279
Read the second time ................................................................................ 507
Amendments ............................................................................................ 789
Circled ....................................................................................................... 532
Uncircled ................................................................................................. 534
Transmitted to the House ........................................................................ 829
Before the Senate ..................................................................................... 830
Concurrence ......................................................................................... 831
Returned to the House ........................................................................ 831
Signed by the President and transmitted to the Governor .................. 859

S.B. 88 — CHILD INTERVIEW AMENDMENTS (R. Oketlund)
Read the first time by short title and referred to the Rules Committee. ..... 250
Assign standing committee .................................................................... 266
Committee report adopted and placed on calendar .......................... 328
Read the second time ........................................................................... 574
Substituted ............................................................................................ 574
Read the third time ............................................................................... 589
Circled .................................................................................................. 589, 604
Uncircled ............................................................................................... 605
Amendments ........................................................................................ 606
Transmitted to the House ..................................................................... 647
Signed by the President and transmitted to the Governor .................. 885

S.B. 89 — AMENDMENTS TO DEFINITION OF PUBLIC UTILITY (S. Uregharti)
Read the first time by short title and referred to the Rules Committee. ..... 131
Assign standing committee .................................................................... 134
Committee report adopted and placed on calendar .......................... 179
Read the second time ........................................................................... 272
Circled .................................................................................................. 272, 273
Uncircled ............................................................................................... 397, 403
Amendments ........................................................................................ 397
Read the third time ............................................................................... 409
Transmitted to the House ..................................................................... 432
Signed by the President and transmitted to the Governor .................. 886

S.B. 90 — RESIDENCY AMENDMENTS (T. Weiler)
Read the first time by short title and referred to the Rules Committee. ..... 131
Assign standing committee .................................................................... 134
Substituted ............................................................................................ 178
Committee report adopted and placed on calendar .......................... 239
Read the second time ........................................................................... 259
Read the third time ............................................................................... 259
Transmitted to the House ..................................................................... 339
Placed on Concurrence Calendar ....................................................... 339
Concurrence ........................................................................................ 358
Returned to the House .......................................................................... 366
Signed by the President and transmitted to the Governor .................. 859

S.B. 91 — SCHOOL DISTRICT MODIFICATIONS (W. Harper)
Read the first time by short title and referred to the Rules Committee. ..... 131
Assign standing committee .................................................................... 134
Returned to Rules ................................................................................ 773
Enacting Clause Stricken ....................................................................... 1039

S.B. 92 — METAL THEFT AMENDMENTS (G. Davis)
Read the first time by short title and referred to the Rules Committee. ..... 138
Assign standing committee .................................................................... 146
Amendments ........................................................................................ 248
Committee report adopted and placed on calendar .......................... 248
Read the second time ........................................................................... 434
Read the third time ............................................................................... 455
Circled .................................................................................................. 455
Uncircled ............................................................................................... 457
Transmitted to the House ..................................................................... 457
Signed by the President and transmitted to the Governor .................. 886

S.B. 93 — INTERNAL AUDIT AMENDMENTS (H. Stephenson)
Read the first time by short title and referred to the Rules Committee. ..... 138
Assign standing committee .................................................................... 146
Substituted ............................................................................................ 427
Amendments ........................................................................................ 427, 657
Committee report adopted and placed on calendar .......................... 457
Read the second time ........................................................................... 659
Read the second and third times ......................................................... 659
Transmitted to the House ..................................................................... 659
Placed on Concurrence Calendar ....................................................... 974
Concurrence ........................................................................................ 981
Returned to the House .......................................................................... 982
Signed by the President and transmitted to the Governor .................. 1027

S.B. 94 — SECURITY PERSONNEL LICENSING ACT AMENDMENTS (M. Dayton)
Read the first time by short title and referred to the Rules Committee. ..... 152
Assign standing committee .................................................................... 161
Returned to Rules ................................................................................ 774
Amendments ........................................................................................ 774
Enacting Clause Stricken ....................................................................... 1039
Amendments .................................................................................................................. 167
Transmitted to the House .............................................................................................. 168
Placed on Concurrence Calendar .................................................................................. 446
Before the Senate ........................................................................................................... 488
Circled ............................................................................................................................... 488
Uncircled ........................................................................................................................... 496
Concur ............................................................................................................................... 497
Returned to the House .................................................................................................. 497
Signed by the President and transmitted to the Governor .............................................. 521

S.B. 104 — IMPROVEMENT OF READING INSTRUCTION (A. Osmond)
Read the first time by short title and referred to the Rules Committee. ......................... 71
Assigned to standing committee .................................................................................... 104
Amendments .................................................................................................................. 523
Committee report adopted and placed on calendar ......................................................... 523
Read the second time ........................................................................................................ 71
Read the second and third times ..................................................................................... 733
Transmitted to the House ................................................................................................. 733
Placed on Concurrence Calendar ................................................................................... 943
Concurrence .................................................................................................................... 955
Returned to the House ................................................................................................... 955
Signed by the President and transmitted to the Governor .............................................. 989

S.B. 105 — FINANCIAL DISCLOSURE REPORTING AMENDMENTS (M. Dayton)
Read the first time by short title and referred to the Rules Committee. ......................... 71
Assigned to standing committee .................................................................................... 105
Amendments .................................................................................................................. 148
Committee report adopted and placed on calendar ......................................................... 148
Read the second time ........................................................................................................ 150
Read the third time .......................................................................................................... 169
Transmitted to the House ................................................................................................. 170
Signed by the President and transmitted to the Governor .............................................. 290

S.B. 106 — WORKPLACE SAFETY WEEK DESIGNATION (K. Maele)
Read the first time by short title and referred to the Rules Committee. ......................... 71
Assigned to standing committee .................................................................................... 104
Committee report adopted and placed on calendar ......................................................... 148
Read the second time ........................................................................................................ 157
Read the third time .......................................................................................................... 167
Circled .................................................................................................................................. 167
Uncircled ............................................................................................................................ 168
Transmitted to the House ................................................................................................. 169
Signed by the President and transmitted to the Governor .............................................. 382

S.B. 107 — MATH LITERACY — SCIENCE, TECHNOLOGY, ENGINEERING, AND
MATHEMATICS INITIATIVE (S. Leuphart)
Read the first time by short title and referred to the Rules Committee. ......................... 71
Assigned to standing committee .................................................................................... 104
Return to Rules ................................................................................................................ 773
Enacting Clause Stricken ................................................................................................. 1039

S.B. 108 — JUDICIARY AMENDMENTS (L. Hillyard)
Read the first time by short title and referred to the Rules Committee. ......................... 71
Assigned to standing committee .................................................................................... 105
Committee report adopted and placed on calendar ......................................................... 163
Read the second time ........................................................................................................ 188
Read the third time .......................................................................................................... 203
Transmitted to the House ................................................................................................. 203
Signed by the President and transmitted to the Governor .............................................. 327

S.B. 109 — RADON AWARENESS CAMPAIGN (A. Osmond)
Read the first time by short title and referred to the Rules Committee. ......................... 71
Substituted ......................................................................................................................... 103
Committee report adopted and placed on calendar ......................................................... 342
Read the second time ........................................................................................................ 342
Read the third time .......................................................................................................... 577
Transmitted to the House ................................................................................................. 591
Placed on Concurrence Calendar ................................................................................... 943
Concurrence ..................................................................................................................... 956
Returned to the House ................................................................................................... 956
Signed by the President and transmitted to the Governor .............................................. 989

S.B. 110 — GUARDIANSHIP COSTS FOR PARENTS OF DISABLED ADULT CHILD (A. Osmond)
Read the first time by short title and referred to the Rules Committee. ......................... 71
Assigned to standing committee .................................................................................... 105
Substituted ......................................................................................................................... 570
Committee report adopted and placed on calendar ......................................................... 570
Read the second time ........................................................................................................ 755
Circled .................................................................................................................................. 755
S.B. 111 — EDUCATION FUNDING EQUALIZATION (A. Osmond)
Read the first time by short title and referred to the Rules Committee. 71
Assigned to standing committee 104
Substituted ... 211-602
Amendments ... 211-602
Committee report adopted and placed on calendar 71
Read the second time 383
Circled ... 397, 374
Uncircled ... 275, 274
Read the third time 246
Amendments ... 361
Transmitted to the House 363
Placed on Concurrence Calendar 1003
Refuse to Recede 1011
S.B. 112 — GAME FOWL FIGHTING AMENDMENTS (G. Davis)
Read the first time by short title and referred to the Rules Committee. 71
Assigned to standing committee 105
Amendments ... 428
Committee report adopted and placed on calendar 428
Read the second and third times 659
Transmitted to the House 660
Signed by the President and transmitted to the Governor 290
S.B. 113 — PUBLIC MEETINGS AMENDMENTS (K. Mayne)
Read the first time by short title and referred to the Rules Committee. 71
Assigned to standing committee 105
Amendments ... 271
Committee report adopted and placed on calendar 271
Read the second time 285
Transmitted to the House 286
Enacting Clause Stricken 1038
S.B. 114 — CANAL SAFETY ACT (G. Davis)
Read the first time by short title and referred to the Rules Committee. 72
Assigned to standing committee 105
Committee report adopted and placed on calendar 164
Read the second time 216
Circled ... 274
Uncircled ... 274
Amendments ... 163
Read the third time 285
Transmitted to the House 286
Enacting Clause Stricken 1038
S.B. 115 — COURT TRANSCRIPT FEES (P. Jones)
Read the first time by short title and referred to the Rules Committee. 72
Assigned to standing committee 105
Committee report adopted and placed on calendar 163
Read the second time 189
Read the third time 204
Amendments ... 204
Transmitted to the House 204
Placed on Concurrence Calendar 498
Concurrence 530
Returned to the House 530
S.B. 116 — POLL WORKER AMENDMENTS (M. Dayton)
Read the first time by short title and referred to the Rules Committee. 72
Assigned to standing committee 105
Read the second time and placed on Consent Calendar 151
Read the third time 197
Transmitted to the House 198
Signed by the President and transmitted to the Governor 290
S.B. 117 — ONLINE VOTER REGISTRATION REVISIONS (M. Dayton)
Read the first time by short title and referred to the Rules Committee. 72
Assigned to standing committee 105
Read the second time and placed on Consent Calendar 151
Read the third time 198
Transmitted to the House 198
S.B. 118 — SCHOOL FUNDING THROUGH INCOME TAX REVISIONS (P. Jones)
Read the first time by short title and referred to the Rules Committee ........................................... 72
Assigned to standing committee .................................................................................................................. 104
Substituted .................................................................................................................................................. 212
Committee report adopted and placed on calendar .................................................................................. 212
Read the second time .................................................................................................................................. 212
Circled ......................................................................................................................................................... 398
Enacting Clause Stricken ............................................................................................................................... 398

S.B. 119 — SALES AND USE TAX EXEMPTION AMENDMENTS (S. Reid)
Read the first time by short title and referred to the Rules Committee ........................................... 72
Assigned to standing committee .................................................................................................................. 499
Returned to Rules ......................................................................................................................................... 1005

S.B. 120 — SHELTER ANIMAL VACCINE AMENDMENTS (S. Jenkins)
Read the first time by short title and referred to the Rules Committee ........................................... 72
Assigned to standing committee .................................................................................................................. 103
Substituted ................................................................................................................................................... 384
Committee report adopted and placed on calendar .................................................................................. 384
Read the second time .................................................................................................................................. 605
Amendments ................................................................................................................................................. 605
Read the third time ...................................................................................................................................... 616
Transmitted to the House .............................................................................................................................. 617
Placed on Concurrence Calendar ............................................................................................................. 988, 1005
Before the Senate ....................................................................................................................................... 991
Circled ......................................................................................................................................................... 992
Uncircled ...................................................................................................................................................... 1005
Returned to the House ................................................................................................................................ 1005
Signed by the President and transmitted to the Governor ........................................................................... 1028

S.B. 121 — TOBACCO SETTLEMENT RESTRICTED ACCOUNT AMENDMENTS (A. Christensen)
Read the first time by short title and referred to the Rules Committee ........................................... 72
Assigned to standing committee .................................................................................................................. 105
Committee report adopted and placed on calendar .................................................................................. 149
Read the second time .................................................................................................................................. 184
Read the third time ...................................................................................................................................... 199
Transmitted to the House .............................................................................................................................. 200
Signed by the President and transmitted to the Governor ........................................................................... 354

S.B. 122 — PARENTAL RIGHTS IN PUBLIC EDUCATION (A. Osmond)
Read the first time by short title and referred to the Rules Committee ........................................... 72
Assigned to standing committee .................................................................................................................. 104
Amendments ................................................................................................................................................. 524, 733
Committee report adopted and placed on calendar ................................................................................. 524
Read the second time .................................................................................................................................. 524
Read the third time ...................................................................................................................................... 739
Transmitted to the House .............................................................................................................................. 740
Placed on Concurrence Calendar ............................................................................................................. 979
Concurrence ............................................................................................................................................... 982
Returned to the House ................................................................................................................................ 982
Signed by the President and transmitted to the Governor ........................................................................... 1028

S.B. 123 — INTERLOCAL COOPERATION ACT REVISIONS (J. Valentine)
Read the first time by short title and referred to the Rules Committee ........................................... 72
Amendments ............................................................................................................................................... 103
Committee report adopted and placed on calendar ................................................................................. 146
Read the second time .................................................................................................................................. 146
Circled ......................................................................................................................................................... 154
Uncircled ...................................................................................................................................................... 171, 180
Read the third time ...................................................................................................................................... 180
Transmitted to the House .............................................................................................................................. 180
Placed on Concurrence Calendar ............................................................................................................. 407
Before the Senate ....................................................................................................................................... 407
Concurrence ............................................................................................................................................... 417
Returned to the House ................................................................................................................................ 417
Signed by the President and transmitted to the Governor ........................................................................... 423

S.B. 124 — FINANCIAL INSTITUTION AND SERVICES AMENDMENTS (C. Bramble)
Read the first time by short title and referred to the Rules Committee ........................................... 72
Assigned to standing committee .................................................................................................................. 103
Substituted ................................................................................................................................................... 176
Committee report adopted and placed on calendar .................................................................................. 176
S.B. 125 — RETIRED VOLUNTEER HEALTH CARE PRACTITIONER AMENDMENTS (D. Henderson)
Read the first time by short title and referred to the Rules Committee. 72
Assigned to standing committee 105
Committee report adopted and placed on calendar 149
Read the second time 185
Read the third time 200
Transmitted to the House 200
Signed by the President and transmitted to the Governor 498

S.B. 126 — CHILD WELFARE AMENDMENTS (W. Harper)
Read the first time by short title and referred to the Rules Committee. 72
Assigned to standing committee 105
Read the second time 185
Circled 185
Uncircled 272
Amendments 223
Read the third time 286
Transmitted to the House 287
Placed on Concurrence Calendar 626
Concurrence 677
Returned to the House 677
Signed by the President and transmitted to the Governor 700

S.B. 127 — LABOR COMMISSION DECISION AMENDMENTS (K. Mayne)
Read the first time by short title and referred to the Rules Committee. 72
Assigned to standing committee 103
Read the second time and placed on Consent Calendar 151
Read the third time 196
Transmitted to the House 197
Signed by the President and transmitted to the Governor 338

S.B. 128 — SAFETY BELT AMENDMENTS (L. Robles)
Read the first time by short title and referred to the Rules Committee. 73
Enacting Clause Stricken 106
Return to Rules 729

S.B. 129 — INSURANCE AMENDMENTS (C. Bramble)
Read the first time by short title and referred to the Rules Committee. 73
Assigned to standing committee 103
Committee report adopted and placed on calendar 147
Read the second time 155
Read the third time 165
Transmitted to the House 166
Placed on Concurrence Calendar 829
Concurrence 830
Returned to the House 830
Signed by the President and transmitted to the Governor 886

S.B. 130 — TRUST DEED FORECLOSURE AMENDMENTS (W. Harper)
Read the first time by short title and referred to the Rules Committee. 73
Assigned to standing committee 103
Amendments 147
Committee report adopted and placed on calendar 147
Read the second time 155
Read the third time 166
Transmitted to the House 166
Placed on Concurrence Calendar 466
Concurrence 488
Returned to the House 488
Signed by the President and transmitted to the Governor 521

S.B. 131 — STUDENT LEADERSHIP GRANT (A. Osmond)
Read the first time by short title and referred to the Rules Committee. 73
Assigned to standing committee 104
Substituted Amendments 305, 548
Committee report adopted and placed on calendar 345
S.B. 132 — HUMAN SERVICES AMENDMENTS (W. Harper)
Read the first time by short title and referred to the Rules Committee........................................... 73
Assigned to standing committee ................................................................................................. 105
Committee report adopted and placed on calendar ................................................................. 149
Read the second time ................................................................................................................. 185
Read the third time .................................................................................................................... 200
Circled ...................................................................................................................................... 200
Uncircled ................................................................................................................................... 261
Amendments ............................................................................................................................. 262
Transmitted to the House ........................................................................................................... 263
Signed by the President and transmitted to the Governor .......................................................... 477

S.B. 133 — BENEFIT CORPORATION AMENDMENTS (J. Valentine)
Read the first time by short title and referred to the Rules Committee........................................... 73
Assigned to standing committee ................................................................................................. 103
Committee report adopted and placed on calendar ................................................................. 147
Read the second time ................................................................................................................. 156
Circled ...................................................................................................................................... 156
Uncircled ................................................................................................................................... 171
Read the third time .................................................................................................................... 181
Transmitted to the House ........................................................................................................... 181
Signed by the President and transmitted to the Governor .......................................................... 339

S.B. 134 — TAXATION RELATED REFERENDUM AMENDMENTS (J. Valentine)
Read the first time by short title and referred to the Rules Committee........................................... 73
Assigned to standing committee ................................................................................................. 106
Amendments .............................................................................................................................. 195, 359
Committee report adopted and placed on calendar ................................................................. 352
Read the second time ................................................................................................................. 352
Read the third time .................................................................................................................... 315
Circled ...................................................................................................................................... 315
Uncircled ................................................................................................................................... 359
Transmitted to the House ........................................................................................................... 359
Placed on Concurrence Calendar ............................................................................................ 498
Concurrence .............................................................................................................................. 530
Returned to the House .............................................................................................................. 531
Signed by the President and transmitted to the Governor .......................................................... 550

S.B. 135 — VOTER REGISTRATION AMENDMENTS (S. Jenkins)
Read the first time by short title and referred to the Rules Committee........................................... 138
Assigned to standing committee ................................................................................................. 146
Committee report adopted and placed on calendar ................................................................. 212
Read the second time ................................................................................................................. 399
Substituted ................................................................................................................................ 400, 411
Read the third time .................................................................................................................... 412
Transmitted to the House ........................................................................................................... 412
Signed by the President and transmitted to the Governor .......................................................... 688

S.B. 136 — LOCAL ELECTIONS AMENDMENTS (H. Stephenson)
Read the first time by short title and referred to the Rules Committee........................................... 139
Assigned to standing committee ................................................................................................. 146
Amendments .............................................................................................................................. 249
Committee report adopted and placed on calendar ................................................................. 424
Read the second time ................................................................................................................. 424
Read the third time .................................................................................................................... 456
Transmitted to the House ........................................................................................................... 456
Placed on Concurrence Calendar ............................................................................................ 1015
Before the Senate ..................................................................................................................... 1016
Circled ...................................................................................................................................... 1016
Uncircled ................................................................................................................................... 1022
Concurrence .............................................................................................................................. 1022
Returned to the House .............................................................................................................. 1022
Signed by the President and transmitted to the Governor .......................................................... 1032

S.B. 137 — HEALTH CARE PROFESSIONAL TRUTH IN ADVERTISING (T. Weiler)
Read the first time by short title and referred to the Rules Committee........................................... 139
Assigned to standing committee ................................................................................................. 146
Substituted ................................................................................................................................ 209
Amendments .............................................................................................................................. 210, 316
Committee report adopted and placed on calendar ................................................................. 316
Read the second time ................................................................................................................. 316
Read the third time .................................................................................................................... 316
S.B. 138 — CONTROLLED SUBSTANCES ACT AMENDMENTS (E. Vickers)
Read the first time by short title and referred to the Rules Committee .......................... 152
Assigned to standing committee ................................................................................. 175
Committee report adopted and placed on calendar ....................................................... 518
Read the second time ..................................................................................................... 518
Circled ............................................................................................................................ 518
Read the third time ........................................................................................................ 518
Transmitted to the House ............................................................................................. 544
Signed by the President and transmitted to the Governor ............................................ 544

S.B. 139 — TRANSPORTATION FUNDING REVISIONS (W. Harper)
Read the first time by short title and referred to the Rules Committee .......................... 164
Assigned to standing committee ................................................................................. 176
Substituted 249, 518 ......................................................................................................
Committee report adopted and placed on calendar ....................................................... 316
Read the second time ..................................................................................................... 316
Circled ............................................................................................................................ 316
Read the third time ........................................................................................................ 316
Transmitted to the House ............................................................................................. 342
Signed by the President and transmitted to the Governor ............................................ 342

S.B. 140 — ADVANCED PLACEMENT TEST FUNDING (K. Mayne)
Read the first time by short title and referred to the Rules Committee .......................... 73
Assigned to standing committee ................................................................................. 104
Committee report adopted and placed on calendar ....................................................... 177
Read the second time ..................................................................................................... 219
Amendments ................................................................................................................ 219
Read the third time ........................................................................................................ 232
Transmitted to the House ............................................................................................. 232
Placed on Concurrence Calendar ................................................................................. 943
Concurrence ................................................................................................................ 957
Returned to the House ................................................................................................. 957
Signed by the President and transmitted to the Governor ............................................ 990

S.B. 141 — LOBBYIST DISCLOSURE AND REGULATION ACT REVISIONS (T. Weiler)
Read the first time by short title and referred to the Rules Committee .......................... 73
Returned to Rules .......................................................................................................... 105
Enacting Clause Stricken ............................................................................................. 1039

S.B. 142 — SMALL EMPLOYER HEALTH INSURANCE AMENDMENT (T. Weiler)
Read the first time by short title and referred to the Rules Committee .......................... 73
Enacting Clause Stricken ............................................................................................. 1039

S.B. 143 — STATE BUILDING CODE AMENDMENTS (T. Weiler)
Read the first time by short title and referred to the Rules Committee .......................... 73
Assigned to standing committee ................................................................................. 103
Substituted .....................................................................................................................
Committee report adopted and placed on calendar ....................................................... 279
Read the second time ..................................................................................................... 279
Amendments ................................................................................................................ 279
508, 536 ......................................................................................................................
Read the third time ........................................................................................................ 532
Transmitted to the House ............................................................................................. 532
Signed by the President and transmitted to the Governor ............................................ 688

S.B. 144 — DRIVER LICENSE MODIFICATIONS (J. Valentine)
Read the first time by short title and referred to the Rules Committee .......................... 73
Assigned to standing committee ................................................................................. 103
Committee report adopted and placed on calendar ....................................................... 150
Read the second time ..................................................................................................... 187
Read the third time ........................................................................................................ 201
Transmitted to the House ............................................................................................. 201
Signed by the President and transmitted to the Governor ............................................ 327

S.B. 145 — BACKGROUND CHECK AMENDMENTS (C. Bramble)
Read the first time by short title and referred to the Rules Committee .......................... 73
Assigned to standing committee ................................................................................. 103
Committee report adopted and placed on calendar ....................................................... 147
Read the second time ..................................................................................................... 156
Read the third time ........................................................................................................ 166
Transmitted to the House ............................................................................................. 167
Signed by the President and transmitted to the Governor ............................................ 290

S.B. 146 — GOVERNMENT ETHICS AMENDMENTS (C. Bramble)
Read the first time by short title and referred to the Rules Committee .......................... 73
Assigned to standing committee ................................................................................. 83

S.B. 154 — ALL-TERRAIN VEHICLE AMENDMENTS (S. Jenkins)

Read the first time by short title and referred to the Rules Committee. ................................. 96
Assigned to standing committee ................................................................. 121
Committee report adopted and placed on calendar .............................................. 150
Read the second time .................................................................................. 188
Circled ........................................................................................................ 188
Uncircled .................................................................................................. 189
Read the third time .................................................................................... 203
Transmitted to the House ........................................................................ 204
Signed by the President and transmitted to the Governor ......................... 327

S.B. 155 — APPORTIONMENT OF INCOME AMENDMENTS (C. Bramble)

Read the first time by short title and referred to the Rules Committee. ................................. 96
Assigned to standing committee ................................................................. 121
Read the second time and placed on Consent Calendar ................................. 151
Read the third time .................................................................................... 198
Transmitted to the House ........................................................................ 199
Signed by the President and transmitted to the Governor ......................... 465

S.B. 156 — CONSTRUCTION TRADES LICENSING ACT AMENDMENTS (C. Bramble)

Read the first time by short title and referred to the Rules Committee. ................................. 96
Assigned to standing committee ................................................................. 121
Committee report adopted and placed on calendar .............................................. 448
Read the second time .................................................................................. 712
Circled ........................................................................................................ 712
Uncircled .................................................................................................. 753
Amendments ............................................................................................... 754
Read the second and third times .................................................................. 796
Filed .......................................................................................................... 796
Failed ...................................................................................................... 796
Enacting Clause Stricken ........................................................................... 1040

S.B. 157 — SCHOOL–BASED BUDGETING AMENDMENTS (H. Stephenson)

Read the first time by short title and referred to the Rules Committee. ................................. 96
Assigned to standing committee ................................................................. 121
Committee report adopted and placed on calendar .............................................. 448
Read the second time .................................................................................. 712
Circled ........................................................................................................ 712
Uncircled .................................................................................................. 753
Amendments ............................................................................................... 754
Read the second and third times .................................................................. 796
Failed ...................................................................................................... 796
Filed .......................................................................................................... 796
Enacting Clause Stricken ........................................................................... 1040

S.B. 158 — CEMETERY AMENDMENTS (S. Jenkins)

Read the first time by short title and referred to the Rules Committee. ................................. 106
Assigned to standing committee ................................................................. 121
Committee report adopted and placed on calendar .............................................. 178
Read the second time .................................................................................. 270
Circled ........................................................................................................ 270
Uncircled .................................................................................................. 391
Amendments ............................................................................................... 391
Read the third time .................................................................................... 417
Transmitted to the House ........................................................................ 407
Before the Senate ....................................................................................... 677
Concurrence ............................................................................................... 693
Returned to the House ................................................................................ 693
Signed by the President and transmitted to the Governor ......................... 720

S.B. 159 — BAIL AMENDMENTS (S. Jenkins)

Read the first time by short title and referred to the Rules Committee. ................................. 106
Assigned to standing committee ................................................................. 121
Committee report adopted and placed on calendar .............................................. 628
Read the second and third times .................................................................. 765
Transmitted to the House ........................................................................ 766
Signed by the President and transmitted to the Governor ......................... 1028

S.B. 160 — WORKERS’ COMPENSATION AMENDMENTS (J. Valentine)

Read the first time by short title and referred to the Rules Committee. ................................. 106
Assigned to standing committee ................................................................. 121
Committee report adopted and placed on calendar .............................................. 147
Read the second time .................................................................................. 157
Circled ........................................................................................................ 157
Uncircled .................................................................................................. 172
Read the third time .................................................................................... 182
Transmitted to the House ........................................................................ 182
Signed by the President and transmitted to the Governor ......................... 339
S.B. 161 — CRIMINAL SURCHARGE AMENDMENTS (W. Harper)
Read the first time by short title and referred to the Rules Committee. .......................... 107
Assigned to standing committee .............................. 121
Returned to Rules ..................................................... 726
Enacting Clause Stricken ............................................ 1040

S.B. 162 — SECONDHAND SALES AMENDMENTS (D. Thatcher)
Read the first time by short title and referred to the Rules Committee. .......................... 107
Assigned to standing committee .............................. 121
Amendments ................................................................ 245
Committee report adopted and placed on calendar ............................ 245
Read the second time ................................................. 419
Substituted .................................................................. 420
Read the third time ..................................................... 452
Transmitted to the House ............................................. 452
Enacting Clause Stricken ............................................ 1038

S.B. 163 — EMPLOYEE MEAL PERIODS (L. Robles)
Read the first time by short title and referred to the Rules Committee. .......................... 107
Assigned to standing committee .............................. 124
Substituted .................................................................. 807
Amendments ................................................................ 807
Returned to Rules ..................................................... 807
Enacting Clause Stricken ............................................ 1040

S.B. 164 — ENVIRONMENTAL PROTECTION AMENDMENTS (G. Davis)
Read the first time by short title and referred to the Rules Committee. .......................... 107
Assigned to standing committee .............................. 125
Committee report adopted and placed on calendar ............................ 225
Read the second time ................................................. 418
Circled ........................................................................ 418
Uncircled ................................................................... 649
Failed ......................................................................... 649
Filed .......................................................................... 649
Enacting Clause Stricken ............................................ 1040

S.B. 165 — TRIAL HUNTING AUTHORIZATION (R. Okerlund)
Read the first time by short title and referred to the Rules Committee. .......................... 121
Assigned to standing committee .............................. 125
Committee report adopted and placed on calendar ............................ 178
Read the second time ................................................. 270
Read the third time ..................................................... 284
Transmitted to the House ............................................. 284
Signed by the President and transmitted to the Governor .............................. 477

S.B. 166 — ENERGY AMENDMENTS (M. Madsen)
Read the first time by short title and referred to the Rules Committee. .......................... 121
Assigned to standing committee .............................. 125
Committee report adopted and placed on calendar ............................ 151
Read the second time ................................................. 188
Read the third time ..................................................... 201
Transmitted to the House ............................................. 202
Signed by the President and transmitted to the Governor .............................. 465

S.B. 167 — REGULATION OF DRONES (H. Stephenson)
Read the first time by short title and referred to the Rules Committee. .......................... 122
Assigned to standing committee .............................. 125
Substituted .................................................................. 429
Committee report adopted and placed on calendar ............................ 429
Read the second time ................................................. 660
Amendments ................................................................ 660
Read the third time ..................................................... 694
Transmitted to the House ............................................. 695
Signed by the President and transmitted to the Governor .............................. 990

S.B. 168 — CHARITY CARE AMENDMENTS (A. Christensen)
Read the first time by short title and referred to the Rules Committee. .......................... 122
Assigned to standing committee .............................. 125
Committee report adopted and placed on calendar ............................ 149
Read the second time ................................................. 186
Read the third time ..................................................... 200
Transmitted to the House ............................................. 201
Placed on Concurrence Calendar ........................................ 478
Concurrence ............................................................. 529
Returned to the House ............................................... 530
Signed by the President and transmitted to the Governor .............................. 550
S.B. 169 — PUBLIC MEETINGS MATERIALS REQUIREMENTS (D. Henderson)
Read the first time by short title and referred to the Rules Committee .............................................. 122
Assigned to standing committee .............................................................................................................. 125
Substituted ............................................................................................................................................. 246
Committee report adopted and placed on calendar .................................................................................. 246
Read the second time ............................................................................................................................... 421
Amendments ........................................................................................................................................... 422
Read the third time .................................................................................................................................. 454
Transmitted to the House ....................................................................................................................... 454
Signed by the President and transmitted to the Governor ................................................................. 625

S.B. 170 — EDUCATION LOAN AMENDMENTS (P. Knudson)
Read the first time by short title and referred to the Rules Committee .................................................. 125
Assigned to standing committee .............................................................................................................. 130
Substituted ............................................................................................................................................. 611
Committee report adopted and placed on calendar .................................................................................. 611
Read the second time ............................................................................................................................... 764
Amendments ........................................................................................................................................... 764
Read the second and third times .............................................................................................................. 764
Transmitted to the House ....................................................................................................................... 764
Signed by the President and transmitted to the Governor ................................................................. 886

S.B. 171 — STUDENT–CENTERED LEARNING PILOT PROGRAM (H. Stephenson)
Read the first time by short title and referred to the Rules Committee .................................................. 126
Assigned to standing committee .............................................................................................................. 130
Committee report adopted and placed on calendar .................................................................................. 212
Read the second time ............................................................................................................................... 212
Read the second time ............................................................................................................................... 274
Transmitted to the House ....................................................................................................................... 450
Enacting Clause Stricken ......................................................................................................................... 451
Signed by the President and transmitted to the Governor ................................................................. 1028

S.B. 172 — CAPITAL IMPROVEMENT AND CAPITAL DEVELOPMENT PROJECT AMENDMENTS (W. Harper)
Read the first time by short title and referred to the Rules Committee .................................................. 126
Assigned to standing committee .............................................................................................................. 130
Committee report adopted and placed on calendar .................................................................................. 212
Read the second time ............................................................................................................................... 212
Read the third time .................................................................................................................................. 418
Transmitted to the House ....................................................................................................................... 450
Signed by the President and transmitted to the Governor ................................................................. 1038

S.B. 173 — CHILD PROTECTION AMENDMENTS (T. Weiler)
Read the first time by short title and referred to the Rules Committee .................................................. 126
Assigned to standing committee .............................................................................................................. 130
Substituted ............................................................................................................................................. 194
Amendments ........................................................................................................................................... 194
Committee report adopted and placed on calendar .................................................................................. 194
Read the second time ............................................................................................................................... 274
Read the third time .................................................................................................................................. 287
Transmitted to the House ....................................................................................................................... 287
Recalled .................................................................................................................................................... 476
Reconsidered ........................................................................................................................................... 476
Before the Senate .................................................................................................................................... 476
Transmitted to the House ....................................................................................................................... 476
Signed by the President and transmitted to the Governor ................................................................. 643

S.B. 174 — EMERGENCY FISCAL PROCEDURES CITIES (D. Henderson)
Read the first time by short title and referred to the Rules Committee .................................................. 126
Assigned to standing committee .............................................................................................................. 130
Committee report adopted and placed on calendar .................................................................................. 178
Read the second time ............................................................................................................................... 270
Read the third time .................................................................................................................................. 283
Transmitted to the House ....................................................................................................................... 284
Signed by the President and transmitted to the Governor ................................................................. 477

S.B. 175 — LAW ENFORCEMENT SERVICES ACCOUNT AMENDMENTS (S. Jenkins)
Read the first time by short title and referred to the Rules Committee .................................................. 126
Assigned to standing committee .............................................................................................................. 130
Returned to Rules .................................................................................................................................... 726
Enacting Clause Stricken ......................................................................................................................... 1040

S.B. 176 — LOCAL FUNDING FOR RURAL HEALTH CARE AMENDMENTS (R. Okerlund)
Read the first time by short title and referred to the Rules Committee .................................................. 126
Assigned to standing committee .............................................................................................................. 130
Committee report adopted and placed on calendar .................................................................................. 248
Read the second time ............................................................................................................................... 454
Read the third time .................................................................................................................................. 455
Transmitted to the House ....................................................................................................................... 455
Signed by the President and transmitted to the Governor ................................................................. 720
S.B. 177 — SEX OFFENDER AMENDMENTS (J. Stevenson)
Read the first time by short title and referred to the Rules Committee. 126
Assigned to standing committee .............................. 130
Committee report adopted and placed on calendar .... 164
Read the second time .............................................. 215
Read the third time .................................................. 228
Circled .................................................................. 228
Uncircled ................................................................. 233
Transmitted to the House ........................................ 233
Signed by the President and transmitted to the Governor 354

S.B. 178 — CONTROLLED SUBSTANCE DATABASE MODIFICATIONS (E. Vickers)
Read the first time by short title and referred to the Rules Committee. 164
Assigned to standing committee .............................. 175
Committee report adopted and placed on calendar .... 195
Read the second time .............................................. 287
Circled .................................................................. 287
Uncircled ................................................................. 393
Amendments ........................................................... 393
Read the third time .................................................. 407
Transmitted to the House ........................................ 408
Signed by the President and transmitted to the Governor 563

S.B. 179 — PROCUREMENT REVISIONS (S. Jenkins)
Read the first time by short title and referred to the Rules Committee. 180
Assigned to standing committee .............................. 193
Substituted .............................................................. 504, 729
Ammendments ........................................................ 504, 729
Committee report adopted and placed on calendar .... 504
Read the second time .............................................. 729
Read the second and third times ............................. 730
Transmitted to the House ........................................ 731
Placed on Concurrence Calendar ............................ 829
Refuse to Concur .................................................... 831
Returned to the House ........................................... 831
Placed on Concurrence Calendar ............................ 914
Concurrence .......................................................... 917
Returned to the House ........................................... 918
Signed by the President and transmitted to the Governor 990

S.B. 180 — PROPERTY TAX MODIFICATIONS (W. Harper)
Read the first time by short title and referred to the Rules Committee. 180
Assigned to standing committee .............................. 193
Substituted .............................................................. 249
Committee report adopted and placed on calendar .... 249
Read the second time .............................................. 436
Read the third time .................................................. 457
Transmitted to the House ........................................ 458
Signed by the President and transmitted to the Governor 643

S.B. 181 — ONLINE COURSE REPORTING REQUIREMENTS (H. Stephenson)
Read the first time by short title and referred to the Rules Committee. 180
Assigned to standing committee .............................. 192
Committee report adopted and placed on calendar .... 448
Read the second time .............................................. 712
Circled .................................................................. 712
Uncircled ................................................................. 716
Read the second and third times ............................. 717
Transmitted to the House ........................................ 717
Enacting Clause Stricken ....................................... 1038

S.B. 182 — MOTOR FUEL TAX REVISIONS (J. Dabakis)
Read the first time by short title and referred to the Rules Committee. 180
Assigned to standing committee .............................. 193
Returned to Rules ..................................................... 726
Enacting Clause Stricken ....................................... 1040

S.B. 183 — PROFICIENCY LEVELS OF STATEWIDE ASSESSMENTS (H. Stephenson)
Read the first time by short title and referred to the Rules Committee. 180
Assigned to standing committee .............................. 193
Amendments .......................................................... 569
Committee report adopted and placed on calendar .... 569
Read the second time .............................................. 755
Circled .................................................................. 755
Uncircled ................................................................. 792
Read the second and third times ............................. 792
Transmitted to the House ........................................ 792
Enacting Clause Stricken ....................................... 1038
S.B. 184 — LOCAL GOVERNMENT INSPECTION AMENDMENTS (J. S. Adams)
Read the first time by short title and referred to the Rules Committee ................................................. 250
Assigned to standing committee .............................................................................................................. 266
Amendments ........................................................................................................................................... 304
Committee report adopted and placed on calendar .............................................................................. 306
Read the second time .............................................................................................................................. 572
Read the third time ................................................................................................................................. 588
Circled .................................................................................................................................................... 588, 592
Uncircled ................................................................................................................................................ 592
Substituted ............................................................................................................................................ 592
Transmitted to the House ....................................................................................................................... 592
Before the Senate .................................................................................................................................. 831
Refuse to Concur .................................................................................................................................. 865
Returned to the House ............................................................................................................................. 865
Refuse to Recede .................................................................................................................................... 901
Joint Conference Committee Report ..................................................................................................... 961
Before the Senate .................................................................................................................................. 962
Transmitted to the House ....................................................................................................................... 962
Signed by the President and transmitted to the Governor .................................................................... 990

S.B. 185 — LAW ENFORCEMENT TRANSPARENCY (D. Henderson)
Read the first time by short title and referred to the Rules Committee ................................................. 250
Assigned to standing committee ............................................................................................................. 266
Committee report adopted and placed on calendar .............................................................................. 280
Read the second time .............................................................................................................................. 518
Amendments ........................................................................................................................................... 518
Read the third time .................................................................................................................................. 536
Transmitted to the House ....................................................................................................................... 537
Signed by the President and transmitted to the Governor ..................................................................... 886

S.B. 186 — CONTRACTOR LICENSING AND CONTINUING EDUCATION AMENDMENTS (W. Harper)
Read the first time by short title and referred to the Rules Committee ................................................. 250
Assigned to standing committee ............................................................................................................. 265
Amendments ........................................................................................................................................... 293
Committee report adopted and placed on calendar .............................................................................. 293
Read the second time .............................................................................................................................. 546
Substituted ............................................................................................................................................. 546
Read the third time .................................................................................................................................. 557
Transmitted to the House ....................................................................................................................... 558
Placed on Concurrence Calendar ........................................................................................................ 1010
Concurrence ........................................................................................................................................ 1015
Returned to the House .......................................................................................................................... 865
Signed by the President and transmitted to the Governor ..................................................................... 1016

S.B. 187 — HIGHWAY RIGHTS-OF-WAY AMENDMENTS (J. S. Adams)
Read the first time by short title and referred to the Rules Committee ................................................. 250
Assigned to standing committee ............................................................................................................. 266
Read the second time and placed on Consent Calendar .................................................................... 330
Read the third time .................................................................................................................................. 406
Transmitted to the House ....................................................................................................................... 406
Placed on Concurrence Calendar ........................................................................................................ 830
Before the Senate .................................................................................................................................. 831
Circled .................................................................................................................................................... 831
Uncircled ................................................................................................................................................ 831
Concurrence ........................................................................................................................................... 865
Returned to the House .......................................................................................................................... 865
Signed by the President and transmitted to the Governor ..................................................................... 886

S.B. 188 — LOCAL OPTION SALES TAX AMENDMENTS (D. Henderson)
Read the first time by short title and referred to the Rules Committee ................................................. 250
Assigned to standing committee ............................................................................................................. 266
Amendments ........................................................................................................................................... 304
Committee report adopted and placed on calendar .............................................................................. 307
Read the second time .............................................................................................................................. 573
Substituted ............................................................................................................................................. 573
Read the third time .................................................................................................................................. 588
Transmitted to the House ....................................................................................................................... 589
Signed by the President and transmitted to the Governor ..................................................................... 990

S.B. 189 — RESIDENCE LIEN RESTRICTION AMENDMENTS (T. Weiler)
Read the first time by short title and referred to the Rules Committee ................................................. 268
Assigned to standing committee ............................................................................................................. 277
Committee report adopted and placed on calendar .............................................................................. 342
Read the second time .............................................................................................................................. 577
Read the third time .................................................................................................................................. 591
Transmitted to the House ....................................................................................................................... 591
Signed by the President and transmitted to the Governor ..................................................................... 836
S.B. 190 — UTILITY FEE LIMITATIONS (J. Valentine)
Read the first time by short title and referred to the Rules Committee ................................................................. 281
Assigned to standing committee .................................................................................................................. 282
Amendments .................................................................................................................................................. 287
Committee report adopted and placed on calendar ......................................................................................... 288
Read the second time ..................................................................................................................................... 292
Returned to Rules Committee .................................................................................................................. 294
Enacting Clause Stricken .......................................................................................................................... 296

S.B. 191 — VERIFICATION OF LEGAL STATUS AMENDMENTS (J. Valentine)
Read the first time by short title and referred to the Rules Committee ................................................................. 281
Assigned to standing committee .................................................................................................................. 282
Placed on calendar .......................................................................................................................................... 288
Read the second time ..................................................................................................................................... 292
Enacting Clause Stricken .......................................................................................................................... 294

S.B. 192 — AMENDMENTS TO AUTOMATIC EXTERNAL DEFIBRILLATOR RESTRICTED ACCOUNT (S. Jenkins)
Read the first time by short title and referred to the Rules Committee ................................................................. 281
Assigned to standing committee .................................................................................................................. 282
Amendments .................................................................................................................................................. 287
Committee report adopted and placed on calendar ......................................................................................... 288
Read the second time ..................................................................................................................................... 292
Read the third time ......................................................................................................................................... 296
Circled ............................................................................................................................................................. 296
Uncircled ......................................................................................................................................................... 296
Transmitted to the House .......................................................................................................................... 301
Signed by the President and transmitted to the Governor ......................................................................... 304

S.B. 193 — NATUROPATHIC PRACTICE ACT AMENDMENTS (J. S. Adams)
Read the first time by short title and referred to the Rules Committee ................................................................. 281
Assigned to standing committee .................................................................................................................. 282
Amendments .................................................................................................................................................. 287
Committee report adopted and placed on calendar ......................................................................................... 288
Substituted .................................................................................................................................................... 289
Read the second time ..................................................................................................................................... 292
Read the third time ......................................................................................................................................... 296
Circled ............................................................................................................................................................. 296
Uncircled ......................................................................................................................................................... 296
Transmitted to the House .......................................................................................................................... 301
Signed by the President and transmitted to the Governor ......................................................................... 304

S.B. 194 — AMENDMENTS TO TAX PROVISIONS (C. Bramble)
Read the first time by short title and referred to the Rules Committee ................................................................. 281
Assigned to standing committee .................................................................................................................. 282
Returned to Rules Committee .................................................................................................................. 285
Enacting Clause Stricken .......................................................................................................................... 287

S.B. 195 — EXECUTIVE OFFICES AND CRIMINAL JUSTICE BASE BUDGET CORRECTIONS (L. Hillyard)
Read the first time by short title and referred to the Rules Committee ................................................................. 281
Placed on calendar .......................................................................................................................................... 282
Read the second and third times ................................................................................................................. 286
Transmitted to the House .......................................................................................................................... 288
Signed by the President and transmitted to the Governor ......................................................................... 290

S.B. 196 — MEDICAL WASTE INCINERATION PROHIBITION (T. Weiler)
Read the first time by short title and referred to the Rules Committee ................................................................. 281
Assigned to standing committee .................................................................................................................. 282
Substituted .................................................................................................................................................... 287
Committee report adopted and placed on calendar ......................................................................................... 288
Read the second time ..................................................................................................................................... 292
Read the third time ......................................................................................................................................... 296
Transmitted to the House .......................................................................................................................... 301
Signed by the President and transmitted to the Governor ......................................................................... 304

S.B. 197 — MOTOR VEHICLE INSURANCE—SETTLEMENT OF CLAIMS (G. Davis)
Read the first time by short title and referred to the Rules Committee ................................................................. 281
Assigned to standing committee .................................................................................................................. 282
Committee report adopted and placed on calendar ......................................................................................... 288
Read the second time ..................................................................................................................................... 292
Amendments .................................................................................................................................................. 296
Circled ............................................................................................................................................................. 296
Uncircled ......................................................................................................................................................... 296
Enacting Clause Stricken .......................................................................................................................... 298
S.B. 198 — LAW ENFORCEMENT EXEMPTION FOR MEDICAL INFORMATION (J. S. Adams)
Read the first time by short title and referred to the Rules Committee. 282
Assigned to standing committee. 292
Read the second time and placed on Consent Calendar. 373
Read the third time. 485
Transmitted to the House. 485
Signed by the President and transmitted to the Governor. 643

S.B. 199 — AMENDMENTS TO EMERGENCY TELEPHONE SERVICE LAW (C. Bramble)
Read the first time by short title and referred to the Rules Committee. 282
Assigned to standing committee. 291
Read the second time and placed on Consent Calendar. 391
Read the third time. 486
Transmitted to the House. 487
Signed by the President and transmitted to the Governor. 689

S.B. 200 — TAX CREDIT FOR EMPLOYER PURCHASE OF PUBLIC TRANSIT PASS (T. Weiler)
Read the first time by short title and referred to the Rules Committee. 282
Assigned to standing committee. 292
Returned to Rules. 726
Enacting Clause Stricken. 1040

S.B. 201 — EXPUNGEMENT MODIFICATIONS (S. Jenkins)
Read the first time by short title and referred to the Rules Committee. 314
Assigned to standing committee. 340
Committee report adopted and placed on calendar. 403
Read the second and third times. 650
Transmitted to the House. 650
Placed on Concurrence Calendar. 980
Concurrence. 982
Returned to the House. 983
Signed by the President and transmitted to the Governor. 1028

S.B. 202 — CHARTER SCHOOL FUNDING AMENDMENTS (H. Stephenson)
Read the first time by short title and referred to the Rules Committee. 314
Assigned to standing committee. 340
Committee report adopted and placed on calendar. 389
Read the second time. 607
Read the third time. 618
Circled. 618
Uncircled. 799
Failed. 799
Filed. 800
Enacting Clause Stricken. 1040

S.B. 203 — IMMIGRATION AMENDMENTS (C. Bramble)
Read the first time by short title and referred to the Rules Committee. 314
Assigned to standing committee. 340
Read the second time and placed on Consent Calendar. 391
Read the third time. 487
Transmitted to the House. 487
Signed by the President and transmitted to the Governor. 643

S.B. 204 — RETIREMENT SYSTEM OPT-OUT FOR RURAL HEALTH CARE CENTERS (D. Hinkins)
Read the first time by short title and referred to the Rules Committee. 314
Assigned to standing committee. 341
Committee report adopted and placed on calendar. 542
Read the second and third times. 749
Transmitted to the House. 749
Signed by the President and transmitted to the Governor. 860, 944
Returned to the House. 884

S.B. 205 — CONTROLLED SUBSTANCE PENALTY AMENDMENT (L. Hilyard)
Read the first time by short title and referred to the Rules Committee. 314
Assigned to standing committee. 341
Committee report adopted and placed on calendar. 403
Read the second and third times. 650
Transmitted to the House. 651
Signed by the President and transmitted to the Governor. 860

S.B. 206 — TAX, FEE, OR CHARGE OFFENSE AND PENALTY AMENDMENTS (C. Bramble)
Read the first time by short title and referred to the Rules Committee. 314
Assigned to standing committee. 341
Amendments. 430
Read the second time and placed on Consent Calendar. 430
Read the third time. 528
Transmitted to the House ................................................................. 529
Placed on Concurrence Calendar .................................................... 721
Concurrence .................................................................................. 744
Returned to the House .................................................................. 744
Signed by the President and transmitted to the Governor .............. 766

S.B. 207 — CORPORATE FRANCHISE AND INCOME TAX AMENDMENTS (C. Bramble)
Read the first time by short title and referred to the Rules Committee. ........................................... 314
Assigned to standing committee ..................................................... 340
Committee report adopted and placed on calendar .......................... 389
Read the second time ...................................................................... 606
Substituted .................................................................................... 606
Read the third time ...................................................................... 617
Transmitted to the House ................................................................. 617
Signed by the President and transmitted to the Governor .............. 836

S.B. 208 — PUBLIC UTILITY MODIFICATIONS (C. Bramble)
Read the first time by short title and referred to the Rules Committee. ........................................... 314
Assigned to standing committee ..................................................... 340
Committee report adopted and placed on calendar .......................... 389
Read the second time ...................................................................... 606
Substituted .................................................................................... 606
Read the third time ...................................................................... 617
Transmitted to the House ................................................................. 617
Signed by the President and transmitted to the Governor .............. 836

S.B. 209 — SCHOOL GRADING REVISIONS (J. S. Adams)
Read the first time by short title and referred to the Rules Committee. ........................................... 314
Assigned to standing committee ..................................................... 340
Committee report adopted and placed on calendar .......................... 389
Read the second time ...................................................................... 647
Circled ......................................................................................... 647
Uncircled ..................................................................................... 649
Reconsidered ............................................................................... 697
Before the Senate ........................................................................ 697
Amendments .............................................................................. 697
Transmitted to the House ................................................................. 698
Concurrence .................................................................................. 992
Returned to the House .................................................................. 992

S.B. 210 — PRESCRIPTION SYNCHRONIZATION (C. Bramble)
Read the first time by short title and referred to the Rules Committee. ........................................... 315
Assigned to standing committee ..................................................... 340
Committee report adopted and placed on calendar .......................... 389
Read the second time ...................................................................... 606
Substituted .................................................................................... 607
Amendments ............................................................................... 617
Transmitted to the House ................................................................. 618
Signed by the President and transmitted to the Governor .............. 836

S.B. 211 — WATER RIGHTS AMENDMENTS (M. Dayton)
Read the first time by short title and referred to the Rules Committee. ........................................... 330
Assigned to standing committee ..................................................... 340
Committee report adopted and placed on calendar .......................... 372
Read the second time ...................................................................... 595
Uncircled ..................................................................................... 648
Read the third time ...................................................................... 693
Transmitted to the House ................................................................. 694
Enacting Clause Stricken ............................................................... 1038

S.B. 212 — INVASIVE SPECIES AMENDMENTS (P. Knudson)
Read the first time by short title and referred to the Rules Committee. ........................................... 330
Assigned to standing committee ..................................................... 341
Committee report adopted and placed on calendar .......................... 403
Read the second and third times ...................................................... 651
Transmitted to the House ................................................................. 651
Signed by the President and transmitted to the Governor .............. 860
S.B. 213 — COMPULSORY POOLING AMENDMENTS (R. Okerlund)
Read the first time by short title and referred to the Rules Committee. ........................................ 330
Assigned to standing committee ........................................ 341
Committee report adopted and placed on calendar ........................................ 403
Read the second time ................................................................................ 651
Amendments ......................................................................................... 652
Read the second and third times ................................................................ 652
Transmitted to the House .......................................................................... 653
Signed by the President and transmitted to the Governor .......................... 860

S.B. 214 — MULTISTATE TAX COMPACT AMENDMENTS (C. Bramble)
Read the first time by short title and referred to the Rules Committee. ........................................ 330
Assigned to standing committee ........................................ 341
Read the second time and placed on Consent Calendar ........................................ 430
Read the third time .................................................................................. 528
Transmitted to the House .......................................................................... 528
Signed by the President and transmitted to the Governor .......................... 720

S.B. 215 — PUBLIC SCHOOL COMPREHENSIVE EMERGENCY RESPONSE PLAN AMENDMENTS (A. Osmond)
Read the first time by short title and referred to the Rules Committee. ........................................ 330
Assigned to standing committee ........................................ 340
Committee report adopted and placed on calendar ........................................ 389
Placed on Time Certain Calendar ............................................................ 407
Read the second time ................................................................................ 543
Read the third time .................................................................................. 555
Transmitted to the House .......................................................................... 556
Signed by the President and transmitted to the Governor .......................... 886

S.B. 216 — POLITICAL SUBDIVISIONS REVISIONS (K. Mayne)
Read the first time by short title and referred to the Rules Committee. ........................................ 330
Assigned to standing committee ........................................ 340
Substituted ......................................................................................... 500, 501
Committee report adopted and placed on calendar ........................................ 544
Read the second time ................................................................................ 729
Circled ................................................................................................. 729
Uncircled .............................................................................................. 736
Amendments ......................................................................................... 736
Read the first time and second time ........................................................... 739
Read the third time .................................................................................. 745
Transmitted to the House .......................................................................... 746
Signed by the President and transmitted to the Governor .......................... 990

S.B. 217 — PUBLIC UTILITIES AMENDMENTS (K. Van Tassell)
Read the first time by short title and referred to the Rules Committee. ........................................ 330
Assigned to standing committee ........................................ 340
Substituted ......................................................................................... 500, 501
Committee report adopted and placed on calendar ........................................ 544
Read the second time ................................................................................ 729
Circled ................................................................................................. 729
Uncircled .............................................................................................. 736
Amendments ......................................................................................... 736
Read the first time and second time ........................................................... 739
Read the third time .................................................................................. 745
Transmitted to the House .......................................................................... 746
Signed by the President and transmitted to the Governor .......................... 990

S.B. 218 — CHARTER SCHOOL AMENDMENTS (H. Stephenson)
Read the first time by short title and referred to the Rules Committee. ........................................ 330
Assigned to standing committee ........................................ 340
Amendments ......................................................................................... 389
Committee report adopted and placed on calendar ........................................ 389
Read the second and third times ............................................................... 648
Transmitted to the House .......................................................................... 648
Signed by the President and transmitted to the Governor .......................... 1028

S.B. 219 — PUBLIC EDUCATION UTAH PROFESSIONAL PRACTICES ADVISORY COMMISSION (D. Henderson)
Read the first time by short title and referred to the Rules Committee. ........................................ 330
Assigned to standing committee ........................................ 340
Amendments ......................................................................................... 448
Committee report adopted and placed on calendar ........................................ 448
Read the second time ................................................................................ 712
Circled ................................................................................................. 712
Enacting Clause Stricken ........................................................................ 1040

S.B. 220 — DISORDERLY CONDUCT MODIFICATIONS (C. Bramble)
Read the first time by short title and referred to the Rules Committee. ........................................ 330
Enacting Clause Stricken ......................................................................... 331

S.B. 221 — INDIGENT COUNSEL IN JUVENILE COURT (T. Weiler)
Read the first time by short title and referred to the Rules Committee. ........................................ 330
Assigned to standing committee ........................................ 341
Substituted ......................................................................................... 479
Committee report adopted and placed on calendar ........................................ 479
Read the second and third times ............................................................... 713
Signed by the President and transmitted to the Governor .......................... 1028
S.B. 222 — AUTOMATIC LICENSE PLATE READER SYSTEM AMENDMENTS (T. Weiler)
Read the first time by short title and referred to the Rules Committee. ................................. 344
Assigned to standing committee ................................................................. 368
Committee report adopted and placed on calendar ........................................... 479
Read the second and third times .................................................................. 714
Transmitted to the House ............................................................................. 715
Signed by the President and transmitted to the Governor .............................. 860, 945
Returned to the House .................................................................................. 884

S.B. 223 — BILLBOARD RELATED AMENDMENTS (S. Urquhart)
Read the first time by short title and referred to the Rules Committee. .................................. 356
Assigned to standing committee ................................................................. 368
Returned to Rules ......................................................................................... 774
Enacting Clause Stricken ............................................................................... 1040

S.B. 224 — RENEWABLE ENERGY TAX CREDIT AMENDMENTS (R. Okerlund)
Read the first time by short title and referred to the Rules Committee. .................................. 356
Assigned to standing committee ................................................................. 368
Committee report adopted and placed on calendar ........................................... 426
Read the second time .................................................................................. 662
Amendments ............................................................................................... 662
Read the second and third times .................................................................. 664
Transmitted to the House ............................................................................. 664
Signed by the President and transmitted to the Governor .............................. 990

S.B. 225 — REPEAL OF BUSINESS DEVELOPMENT FOR DISADVANTAGED RURAL COMMUNITIES ACCOUNT (L. Hillyard)
Read the first time by short title and referred to the Rules Committee. ................................. 356
Assigned to standing committee ................................................................. 367
Committee report adopted and placed on calendar ........................................... 426
Read the second time .................................................................................. 653
Amendments ............................................................................................... 653
Read the second and third times .................................................................. 654
Transmitted to the House ............................................................................. 654
Signed by the President and transmitted to the Governor .............................. 886

S.B. 226 — PROFESSIONAL LICENSING AMENDMENTS (J. Valentine)
Read the first time by short title and referred to the Rules Committee. ................................. 356
Assigned to standing committee ................................................................. 368
Read the second time and placed on Consent Calendar ...................................... 449
Read the third time ...................................................................................... 552
Placed on Concurrence Calendar ................................................................... 721
Concurrence ............................................................................................... 744
Returned to the House .................................................................................. 744

S.B. 227 — EXPOSURE OF CHILDREN TO PORNOGRAPHY (T. Weiler)
Read the first time by short title and referred to the Rules Committee. ................................. 356
Assigned to standing committee ................................................................. 368
Amendments ............................................................................................... 479
Committee report adopted and placed on calendar ........................................... 479
Read the second and third times .................................................................. 715
Transmitted to the House ............................................................................. 715
Signed by the President and transmitted to the Governor .............................. 990

S.B. 228 — GEOGRAPHIC DIVERSITY AMENDMENTS (S. Reid)
Read the first time by short title and referred to the Rules Committee. ................................. 356
Assigned to standing committee ................................................................. 368
Committee report adopted and placed on calendar ........................................... 426
Read the second and third times .................................................................. 654
Transmitted to the House ............................................................................. 655
Enacting Clause Stricken ............................................................................... 1038

S.B. 229 — ADOPTION ACT AMENDMENTS (T. Weiler)
Read the first time by short title and referred to the Rules Committee. ................................. 356
Assigned to standing committee ................................................................. 384
Substituted ................................................................................................. 480, 715
Committee report adopted and placed on calendar ........................................... 447
Read the second time .................................................................................. 715
Circled ........................................................................................................ 715
Uncircled .................................................................................................... 740
Read the second and third times .................................................................. 740
Transmitted to the House ............................................................................. 740
Placed on Concurrence Calendar ................................................................... 980
Concurrence ............................................................................................... 983
Returned to the House .................................................................................. 983
Signed by the President and transmitted to the Governor .............................. 1029
S.B. 230 — INSURANCE MODIFICATIONS (J. Stevenson)
Read the first time by short title and referred to the Rules Committee ........................................... 365
Assigned to standing committee ................................................................................................. 383
Amendments ........................................................................................................................... 422
Committee report adopted and placed on calendar ................................................................. 442
Read the second time ................................................................................................................. 666
Circled .................................................................................................................................. 666
Uncircled ................................................................................................................................. 667
Read the second and third times .............................................................................................. 667
Transmitted to the House .............................................................................................................. 667
Signed by the President and transmitted to the Governor .............................................................. 836

S.B. 231 — AGRICULTURAL AMENDMENTS (D. Hinkins)
Read the first time by short title and referred to the Rules Committee ........................................... 374
Assigned to standing committee ................................................................................................. 384
Committee report adopted and placed on calendar ...................................................................... 481
Amendments ............................................................................................................................. 717
Read the second time ................................................................................................................... 717
Read the second and third times ............................................................................................... 718
Transmitted to the House .............................................................................................................. 718
Signed by the President and transmitted to the Governor .............................................................. 886

S.B. 232 — SCHOOL SAFETY TIP LINE (D. Thatcher)
Read the first time by short title and referred to the Rules Committee ........................................... 374
Assigned to standing committee ................................................................................................. 384
Committee report adopted and placed on calendar ...................................................................... 524
Read the second time ................................................................................................................... 734
Substituted ................................................................................................................................. 734
Circled .................................................................................................................................. 734
Uncircled ................................................................................................................................. 750
Amendments ............................................................................................................................. 750
Read the second and third times ............................................................................................... 752
Transmitted to the House .............................................................................................................. 752
Signed by the President and transmitted to the Governor .............................................................. 1029

S.B. 233 — UTAH SMALL BUSINESS JOBS ACT (J. Valentine)
Read the first time by short title and referred to the Rules Committee ........................................... 374
Assigned to standing committee ................................................................................................. 383
Amendments ............................................................................................................................. 442
Committee report adopted and placed on calendar ...................................................................... 442
Read the second time ................................................................................................................... 667
Circled .................................................................................................................................. 667, 668
Uncircled ................................................................................................................................. 667, 669
Substituted ................................................................................................................................. 667
Read the third time ...................................................................................................................... 695
Amendments ............................................................................................................................. 696
Transmitted to the House .............................................................................................................. 696
Placed on Concurrence Calendar ............................................................................................... 861, 944
Concurrence .............................................................................................................................. 867, 958
Returned to the House ................................................................................................................ 867, 958
Signed by the President and transmitted to the Governor .............................................................. 900, 990

S.B. 234 — CORY B. WRIDE MEMORIAL HIGHWAY (M. Madsen)
Read the first time by short title and referred to the Rules Committee ........................................... 374
Assigned to standing committee ................................................................................................. 384
Read the second time and placed on Consent Calendar ............................................................. 543
Read the third time ...................................................................................................................... 614
Transmitted to the House .............................................................................................................. 614
Signed by the President and transmitted to the Governor .............................................................. 900

S.B. 235 — TRANSPORTATION REVISIONS (W. Harper)
Read the first time by short title and referred to the Rules Committee ........................................... 382
Assigned to standing committee ................................................................................................. 468
Returned to Rules ...................................................................................................................... 729
Enacting Clause Stricken .............................................................................................................. 1040

S.B. 236 — HIGHER EDUCATION ADMISSION AMENDMENTS (A. Osmond)
Read the first time by short title and referred to the Rules Committee ........................................... 382
Assigned to standing committee ................................................................................................. 425
Returned to Rules ...................................................................................................................... 774
Enacting Clause Stricken .............................................................................................................. 1040
S.B. 237 — URBAN FARMING AMENDMENTS (J. S. Adams)
Read the first time by short title and referred to the Rules Committee. 383
Assigned to standing committee 426
Committee report adopted and placed on calendar 541
Read the second time 746
Amendments 746
Circled 746
Uncircled 788
Read the second and third times 788
Transmitted to the House 789
Placed on Concurrence Calendar 1003
Concurrence 1006
Returned to the House 1007
Signed by the President and transmitted to the Governor 1029

S.B. 238 — REPEAL OF SUBSTANCE ABUSE DONATION FUND (L. Hillyard)
Read the first time by short title and referred to the Rules Committee. 404
Assigned to standing committee 425
Read the third time 505
Read the third time and placed on Consent Calendar 586
Transmitted to the House 586
Signed by the President and transmitted to the Governor 836

S.B. 239 — CREDIT REPORT PROTECTION FOR MINORS (C. Bramble)
Read the first time by short title and referred to the Rules Committee. 423
Assigned to standing committee 467
Returned to Rules 807
Enacting Clause Stricken 1040

S.B. 240 — CARSON SMITH SCHOLARSHIP AMENDMENTS (J. S. Adams)
Read the first time by short title and referred to the Rules Committee. 404
Assigned to standing committee 425
Read the second time and placed on Consent Calendar 571
Read the third time 675
Transmitted to the House 675
Signed by the President and transmitted to the Governor 1029

S.B. 241 — COUNTY JAIL CONTRACTING AMENDMENTS (S. Jenkins)
Read the first time by short title and referred to the Rules Committee. 404
Assigned to standing committee 425
Committee report adopted and placed on calendar 540
Read the second time 735
Amendments 735
Read the third time 745
Circled 745
Uncircled 746
Transmitted to the House 746
Placed on Concurrence Calendar 944
Concurrence 958
Returned to the House 995
Signed by the President and transmitted to the Governor 999

S.B. 242 — ALTERNATIVE ENERGY AMENDMENTS (J. S. Adams)
Read the first time by short title and referred to the Rules Committee. 423
Assigned to standing committee 468
Read the second time and placed on Consent Calendar 542
Read the third time 613
Transmitted to the House 614
Signed by the President and transmitted to the Governor 1029

S.B. 243 — AIR QUALITY PROGRAMS (J. S. Adams)
Read the first time by short title and referred to the Rules Committee. 423
Assigned to standing committee 468
Amendments 541, 782
Committee report adopted and placed on calendar 541
Read the second time 747
Circled 747
Uncircled 784
Transmitted to the House 784
Enacting Clause Stricken 1038
S.B. 244 — MODIFICATIONS TO PROPERTY TAX (A. Osmond)
Read the first time by short title and referred to the Rules Committee. .......................... 423
Assigned to standing committee ................................................................. 467
Committee report adopted and placed on calendar .................................... 599
Read the second time ............................................................................... 759
Amendments .............................................................................................. 759
Transmitted to the House ........................................................................ 759
Signed by the President and transmitted to the Governor ............................ 1029

S.B. 245 — INTERNET VOTING PILOT PROJECT AMENDMENTS (C. Bramble)
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Assigned to standing committee ................................................................. 467
Committee report adopted and placed on calendar .................................... 598
Read the second time ............................................................................... 758
Circled ....................................................................................................... 758
Uncircled .................................................................................................. 760
Read the second and third times .............................................................. 760
Transmitted to the House ........................................................................ 761
Signed by the President and transmitted to the Governor ....................... 836, 945
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S.B. 246 — PARENTAL RIGHTS OF BIOLOGICAL FATHERS (C. Bramble)
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Assigned to standing committee ................................................................. 467
Returned to Rules ..................................................................................... 807
Enacting Clause Stricken .......................................................................... 1040

S.B. 247 — UTAH NAVAJO ROYALTIES AMENDMENTS (K. Van Tassell)
Read the first time by short title and referred to the Rules Committee. .......... 423
Assigned to standing committee ................................................................. 467
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S.B. 248 — JUDICIAL RETENTION ELECTION AMENDMENTS (C. Bramble)
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Read the second time and placed on Consent Calendar ............................ 542
Read the third time .................................................................................. 613
Transmitted to the House ........................................................................ 613
Concurrence .............................................................................................. 992
Returned to the House ............................................................................. 993
Signed by the President and transmitted to the Governor .......................... 1029

S.B. 249 — TRANSPORTATION RIGHTS—OF—WAY SAFETY AMENDMENTS (C. Bramble)
Read the first time by short title and referred to the Rules Committee. .......... 450
Assigned to standing committee ................................................................. 467
Committee report adopted and placed on calendar .................................... 568, 798
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Circled ....................................................................................................... 754
Uncircled .................................................................................................. 798
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S.B. 250 — PUBLIC DUTY DOCTRINE AMENDMENTS (C. Bramble)
Read the first time by short title and referred to the Rules Committee. .......... 450
Assigned to standing committee ................................................................. 467
Committee report adopted and placed on calendar .................................... 569
Read the second and third times .............................................................. 754
Transmitted to the House ........................................................................ 755
Signed by the President and transmitted to the Governor .......................... 1029
S.B. 251 — AMENDMENTS TO MEDICAID AND HEALTH CARE (B. Shinzawa)

Read the first time by short title and referred to the Rules Committee .................................................. 450
Assigned to standing committee .................................................................................................................. 467
Amendments .............................................................................................................................................. 504
Committee report adopted and placed on calendar ................................................................................. 504
Read the second time .................................................................................................................................. 732
Circled .......................................................................................................................................................... 732
Uncircled ...................................................................................................................................................... 747
Substituted ..................................................................................................................................................... 747
Read the second and third times ................................................................................................................ 747
Transmitted to the House .......................................................................................................................... 748
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S.B. 252 — RAILROAD CROSSING REVISIONS (G. Davis)

Read the first time by short title and referred to the Rules Committee .................................................. 450
Assigned to standing committee .................................................................................................................. 468
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S.B. 253 — DISTRACTED DRIVER AMENDMENTS (S. Urquhart)

Read the first time by short title and referred to the Rules Committee .................................................. 450
Assigned to standing committee .................................................................................................................. 468
Committee report adopted and placed on calendar ................................................................................. 542
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Substituted ..................................................................................................................................................... 752
Amendments ................................................................................................................................................... 752
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Transmitted to the House .......................................................................................................................... 753
Signed by the President and transmitted to the Governor ...................................................................... 1029

S.B. 254 — REPEAL OF CERTIFIED NURSE MIDWIFE EDUCATION AND ENFORCEMENT ACCOUNT (L. Hillyard)

Read the first time by short title and referred to the Rules Committee .................................................. 450
Assigned to standing committee .................................................................................................................. 467
Read the second time and placed on Consent Calendar ............................................................................ 571
Read the third time .................................................................................................................................... 676
Transmitted to the House .......................................................................................................................... 677
Signed by the President and transmitted to the Governor ...................................................................... 886

S.B. 255 — SOCIAL WORK AMENDMENTS (G. Davis)

Read the first time by short title and referred to the Rules Committee .................................................. 450
Assigned to standing committee .................................................................................................................. 499
Read the second time and placed on Consent Calendar ............................................................................ 612
Read the third time ..................................................................................................................................... 777
Transmitted to the House .......................................................................................................................... 777
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S.B. 256 — ASSET FORFEITURE AMENDMENTS (H. Stephenson)

Read the first time by short title and referred to the Rules Committee .................................................. 476
Assigned to standing committee .................................................................................................................. 499
Committee report adopted and placed on calendar ................................................................................. 582
Read the second time .................................................................................................................................. 757
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Circled ............................................................................................................................................................ 758
Uncircled ........................................................................................................................................................ 762
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Signed by the President and transmitted to the Governor ...................................................................... 886

S.B. 257 — PARENT REVIEW OF INSTRUCTIONAL MATERIALS AND CURRICULUM (H. Stephenson)

Read the first time by short title and referred to the Rules Committee .................................................. 482
Assigned to standing committee .................................................................................................................. 499
Amendments ................................................................................................................................................... 500
Committee report adopted and placed on calendar ................................................................................. 599
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Transmitted to the House .......................................................................................................................... 760
Signed by the President and transmitted to the Governor ...................................................................... 1029

S.B. 258 — EDUCATOR LICENSURE AMENDMENTS (J. Stevenson)

Read the first time by short title and referred to the Rules Committee .................................................. 482
Assigned to standing committee .................................................................................................................. 499
Placed on calendar .................................................................................................................................... 787
Amendments ................................................................................................................................................... 772
Committee report adopted and placed on calendar ................................................................................. 772
Read the second and third times ................................................................................................................ 791
Transmitted to the House .......................................................................................................................... 792
Signed by the President and transmitted to the Governor ...................................................................... 1029
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Read the first time by short title and referred to the Rules Committee. .................................................. 482  
Assigned to standing committee ................................................................. 499  
Read the second time and placed on Consent Calendar ................................................................. 583  
Read the third time ..................................................................................................................... 706  
Transmitted to the House ................................................................................................. 706  
Placed on Concurrence Calendar .................................................................................. 944  
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Signed by the President and transmitted to the Governor ................................................... 991  

**S.B. 260 — SEX OFFENDER AND KIDNAP OFFENDER REGISTRATION AMENDMENTS (D. Thatcher)**  
Read the first time by short title and referred to the Rules Committee. ................................. 482  
Assign to standing committee ............................................................................................. 499  
Read the second time and placed on Consent Calendar ......................................................... 583  
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Transmitted to the House ................................................................................................. 707  
Enacting Clause Stricken ....................................................................................................... 1038  

**S.B. 261 — EMERGENCY ROOM SERVICES AMENDMENTS (J. Valentine)**  
Read the first time by short title and referred to the Rules Committee. ................................ 482  
Assigned to standing committee ............................................................................................. 499  
Committee report adopted and placed on calendar .................................................................. 571  
Read the second and third times ............................................................................................... 755  
Transmitted to the House ........................................................................................................ 756  
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**S.B. 262 — STUDENT ENROLLMENT REQUIREMENTS (D. Henderson)**  
Read the first time by short title and referred to the Rules Committee. ........................................ 524  
Assigned to standing committee ............................................................................................. 539  
Returned to Rules ..................................................................................................................... 727, 729  
Enacting Clause Stricken ....................................................................................................... 1040  

**S.B. 263 — SMALL BUSINESS INNOVATION RESEARCH (J. Stevenson)**  
Read the first time by short title and referred to the Rules Committee. ........................................ 524  
Assigned to standing committee ............................................................................................. 539  
Substituted .............................................................................................................................. 672  
Committee report adopted and placed on calendar ................................................................. 672  
Circled ........................................................................................................................................ 778  
Uncircled ................................................................................................................................. 795  
Read the second and third times ............................................................................................... 795  
Transmitted to the House ........................................................................................................ 797  
Placed on Concurrence Calendar ........................................................................................... 1003  
Concurrence ............................................................................................................................. 1007  
Returned to the House ............................................................................................................. 1007  
Signed by the President and transmitted to the Governor ................................................... 1030  

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Read the first time by short title and referred to the Rules Committee. ........................................ 552  
Assigned to standing committee ............................................................................................. 566  
Committee report adopted and placed on calendar ................................................................. 629  
Read the second time .................................................................................................................. 778  
Circled ........................................................................................................................................ 778  
Uncircled ................................................................................................................................... 797  
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Placed on Concurrence Calendar ........................................................................................... 885  
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Signed by the President and transmitted to the Governor ................................................... 945  

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Assigned to standing committee ............................................................................................. 566  
Committee report adopted and placed on calendar ................................................................. 629  
Read the second and third times ............................................................................................... 778  
Transmitted to the House ........................................................................................................ 778  
Placed on Concurrence Calendar ........................................................................................... 944  
Before the Senate ..................................................................................................................... 993  
Circled ....................................................................................................................................... 993  
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Returned to the House ............................................................................................................. 1006  
Signed by the President and transmitted to the Governor ................................................... 1030
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Read the first time by short title and referred to the Rules Committee. ................................. 584
Enacting Clause Stricken ................................. 1040

S.B. 267 — GOVERNMENTAL IMMUNITY ACT AMENDMENTS (J. Weiler)
Read the first time by short title and referred to the Rules Committee. ................................. 613
Assigned to standing committee ................................. 627
Substituted ................................. 724
Committee report adopted and placed on calendar ................................. 724
Read the second and third times ................................. 785
Amendments ................................. 785
Transmitted to the House ................................. 786
Signed by the President and transmitted to the Governor ................................. 1030

S.B. 268 — PRISON RELOCATION COMMISSION (J. Stevenson)
Read the first time by short title and referred to the Rules Committee. ................................. 613
Assigned to standing committee ................................. 627
Committee report adopted and placed on calendar ................................. 723
Read the second and third times ................................. 784
Transmitted to the House ................................. 786
Signed by the President and transmitted to the Governor ................................. 963

S.B. 269 — ANNUAL LEAVE PROGRAM II FOR STATE EMPLOYEES (D. Henderson)
Read the first time by short title and referred to the Rules Committee. ................................. 613
Assigned to standing committee ................................. 627
Substituted ................................. 724
Committee report adopted and placed on calendar ................................. 724
Read the second and third times ................................. 786
Transmitted to the House ................................. 787
Signed by the President and transmitted to the Governor ................................. 1030

S.B. 270 — REPEAL OF PRISON RELOCATION AND DEVELOPMENT AUTHORITY (J. Stevenson)
Read the first time by short title and referred to the Rules Committee. ................................. 613
Assigned to standing committee ................................. 627
Committee report adopted and placed on calendar ................................. 723
Read the second and third times ................................. 784
Signed by the President and transmitted to the Governor ................................. 963

S.B. 271 — POSTJUDGMENT INTEREST AMENDMENTS (C. Bramble)
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Assigned to standing committee ................................. 627
Returned to Rules ................................. 770
Placed on calendar ................................. 787
Read the second time ................................. 791
Circled ................................. 791
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Substituted ................................. 792
Read the second and third times ................................. 793
Transmitted to the House ................................. 793
Placed on Concurrence Calendar ................................. 1022
Concurrence ................................. 1022
Returned to the House ................................. 1023
Signed by the President and transmitted to the Governor ................................. 1032

S.B. 272 — EXPANSION OF MEDICAID PROGRAM (G. Davis)
Read the first time by short title and referred to the Rules Committee. ................................. 664
Assigned to standing committee ................................. 670
Returned to Rules ................................. 809
Enacting Clause Stricken ................................. 1040

S.B. 273 — REPEAL OF VETERANS’ NURSING HOME ACCOUNT (L. Hillyard)
Read the first time by short title and referred to the Rules Committee. ................................. 664
Assigned to standing committee ................................. 669
Substituted ................................. 723
Committee report adopted and placed on calendar ................................. 723
Read the second and third times ................................. 763
Transmitted to the House ................................. 763
Signed by the President and transmitted to the Governor ................................. 886
S.B. 274 — WATER JURISDICTION AMENDMENTS (M. Dayton)
Read the first time by short title and referred to the Rules Committee .................................................. 669
Assigned to standing committee .............................................................................................................. 690
Amendments ........................................................................................................................................ 724
Committee report adopted and placed on calendar .................................................................................. 724
Read the second and third times ............................................................................................................. 786
Transmitted to the House ......................................................................................................................... 786
Signed by the President and transmitted to the Governor .................................................................... 963

S.B. 275 — REDEVELOPMENT AGENCY MODIFICATIONS (C. Bramble)
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Placed on calendar ................................................................................................................................. 889
Read the second and third times ............................................................................................................. 889
Transmitted to the House ....................................................................................................................... 889
Signed by the President and transmitted to the Governor .................................................................... 1030
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Committee report adopted and placed on calendar ........................................................................... 105
Read the second time .................................................................................................................... 148
Read the third time .................................................................................................................... 172
Signed by the President and transmitted to the Governor ............................................................ 339

S.C.R. 2 — CONCURRENT RESOLUTION RECOGNIZING THE 50TH ANNIVERSARY OF THE RIRIE–WOODBURY DANCE COMPANY (G. Davis)

Read the first time by short title and referred to the Rules Committee ........................................... 74
Committee report adopted and placed on Calendar ....................................................................... 104
Read the second time and placed on Consent Calendar ............................................................. 179
Read the third time .................................................................................................................... 227
Transmitted to the House ........................................................................................................... 228
Signed by the President and transmitted to the Governor ............................................................ 465

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Read the first time by short title and referred to the Rules Committee ........................................... 74
Assigned to standing committee ..................................................................................................... 105
Amendments .................................................................................................................................. 279
Committee report adopted and placed on calendar ......................................................................... 516
Read the second time .................................................................................................................... 535
Transmitted to the House ............................................................................................................ 536
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S.C.R. 4 — CONCURRENT RESOLUTION ON WILDLIFE ENHANCEMENT (A. Christensen)

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Assigned to standing committee ..................................................................................................... 105
Committee report adopted and placed on calendar ......................................................................... 164
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Transmitted to the House ............................................................................................................ 229
Signed by the President and transmitted to the Governor ............................................................ 354

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Assigned to standing committee ..................................................................................................... 105
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Signed by the President and transmitted to the Governor ............................................................ 498

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Read the first time by short title and referred to the Rules Committee ........................................... 126
Assigned to standing committee ..................................................................................................... 130
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Read the second time .................................................................................................................... 217
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S.C.R. 7 — CONCURRENT RESOLUTION ON COMPREHENSIVE STATEWIDE WILDLAND FIRE PREVENTION, PREPAREDNESS, AND SUPPRESSION POLICY (E. Vickers)

Read the first time by short title and referred to the Rules Committee ........................................... 227
Assigned to standing committee ..................................................................................................... 244
Committee report adopted and placed on calendar ......................................................................... 280
Read the second time .................................................................................................................... 545
Read the third time .................................................................................................................... 556
Transmitted to the House ............................................................................................................ 556
Signed by the President and transmitted to the Governor ............................................................ 836
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Assigned to standing committee ................................................................................................................. 266
Committee report adopted and placed on calendar .................................................................................. 280
Read the second time ............................................................................................................................... 545
Read the third time .................................................................................................................................. 557
Transmitted to the House .......................................................................................................................... 557
Signed by the President and transmitted to the Governor ........................................................................ 720

S.C.R. 9 — CONCURRENT RESOLUTION CONCERNING PROPOSED GREENHOUSE GAS EMISSION STANDARDS (D. Hinkins)
Read the first time by short title and referred to the Rules Committee ...................................................... 268
Assigned to standing committee .............................................................................................................. 278
Committee report adopted and placed on calendar .................................................................................. 328
Read the second time ............................................................................................................................... 575
Read the third time .................................................................................................................................. 589
Transmitted to the House .......................................................................................................................... 590
Signed by the President and transmitted to the Governor ........................................................................ 1030
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<td>Read the first time by short title and referred to the Rules Committee 77, Committee report adopted and placed on calendar 106, Read the second time 187, Circled 187, Uncircled 216, Read the third time 229, Transmitted to the House 229, Signed by the President and transmitted to the Governor 945</td>
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<td>AIR QUALITY REVISIONS</td>
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H.B. 123 — PROPERTY TAX LIEN AMENDMENTS (M. Wheatley)
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Assigned to standing committee .................................................................. 670
Read the second time and placed on Consent Calendar .............................. 725
Read the third time ...................................................................................... 864
Circled ........................................................................................................... 864
Uncircled ........................................................................................................ 870
Signed by the President and returned to the House ...................................... 870

H.B. 126 — RETIREMENT AMENDMENTS (L. Perry)
Read the first time by short title and referred to Rules Committee ................. 641
Committee report adopted and placed on calendar ...................................... 673
Placed on calendar ....................................................................................... 814
Read the second time .................................................................................... 834
Circled ............................................................................................................ 834
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Read the third time ....................................................................................... 880
Signed by the President and returned to the House ...................................... 880

H.B. 127 — CONSUMER LENDING AMENDMENTS (J. Dunnigan)
Read the first time by short title and referred to Rules Committee .................. 401
Assigned to standing committee .................................................................. 425
Committee report adopted and placed on calendar ...................................... 500
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Uncircled ........................................................................................................ 680
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H.B. 128 — ELECTRONIC DEVICE LOCATION AMENDMENTS (R. Wilcox)
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Assigned to standing committee .................................................................. 601
Amendments .................................................................................................. 702
Committee report adopted and placed on calendar ...................................... 814
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Read the third time ....................................................................................... 888
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H.B. 129 — SURPLUS LINES INSURANCE AMENDMENTS (C. Oda)
Read the first time by short title and referred to Rules Committee .................. 766
Assigned to standing committee .................................................................. 856
Read the second time .................................................................................... 994
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Read the second and third times .................................................................. 1000
Signed by the President and returned to the House ...................................... 1000

H.B. 130 — MOBILITY AND PEDESTRIAN VEHICLES (J. Mathis)
Read the first time by short title and referred to Rules Committee ................. 690
Assigned to standing committee .................................................................. 699
Read the second time and placed on Consent Calendar .............................. 725
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H.B. 132 — TEMPORARY HOMELESS YOUTH SHELTER AMENDMENTS (G. Froerer)
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Assigned to standing committee .................................................................. 699
Committee report adopted and placed on calendar ...................................... 704
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H.B. 133 — CONTINGENT MANAGEMENT FOR FEDERAL FACILITIES (D. Lifferth)
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Read the second and third times .................................................................. 1019
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H.B. 134 — FIREARM SAFETY AMENDMENTS (S. Eltuson)
Read the first time by short title and referred to Rules Committee ................. 811
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Read the second time .................................................................................... 998
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H.B. 137 — AMENDMENTS TO DRIVER LICENSE SANCTIONS FOR ALCOHOL OR DRUG RELATED OFFENSES (J. Knotwell)
Read the first time by short title and referred to Rules Committee ................. 742
Placed on calendar ....................................................................................... 814
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<td>UNDERGROUND PETROLEUM STORAGE TANK AMENDMENTS (S. Eliason)</td>
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<td>PEACE OFFICER AGREEMENTS WITH FEDERAL AGENCIES (R. Greenwood)</td>
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<td>SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS AMENDMENTS (V. Peterson)</td>
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<td>COMMISSION FOR THE STEWARDSHIP OF PUBLIC LANDS (K. Stratton)</td>
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<td>HIGHWAY SPONSORSHIP PROGRAM ACT (J. Knotwell)</td>
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<td>STUDY ON CONTRIBUTION AND CREDIT FOR EDUCATION FUNDING (K. Christofferson)</td>
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<td>RAPE KIT PROCESSING AMENDMENTS (J. Seelig)</td>
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<td>GRAZING AND TIMBER AGRICULTURAL COMMODITY ZONES IN UTAH (M. Noel)</td>
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<td>REGULATION OF CHILD CARE PROGRAMS (G. Hughes)</td>
<td>Read the first time by short title and referred to Rules Committee, 804</td>
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<td>Read the second and third times, 1011</td>
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<td>H.B. 160</td>
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<td>Read the second and third times, 1018</td>
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<td>H.B. 164</td>
<td>INTERSTATE COMPACT ON TRANSFER OF PUBLIC LANDS (K. Strutton)</td>
<td>Read the first time by short title and referred to Rules Committee, 767</td>
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<td>H.B. 166</td>
<td>RECODIFICATION OF APPROPRIATIONS LIMIT FORMULA (C. Hall)</td>
<td>Read the first time by short title and referred to Rules Committee, 767</td>
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<td>H.B. 168</td>
<td>SCHOOL AND INSTITUTIONAL TRUST LANDS AND FUNDS MANAGEMENT PROVISIONS (M. Brown)</td>
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<td>Amendments, 840</td>
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<td>Read the second and third times, 840</td>
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<td>Before the Senate, 844</td>
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<td>Signed by the President and returned to the House, 945</td>
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H.B. 170 — LOCAL SCHOOL BOARD BOND AMENDMENTS (D. McCay)
Read the first time by short title and referred to Rules Committee .......................................................... 767
Placed on calendar ........................................................................................................................................ 856
Read the second and third times .................................................................................................................. 1016
Signed by the President and returned to the House ....................................................................................... 1017

H.B. 171 — NATURAL GAS FACILITIES AMENDMENTS (G. Hughes)
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Placed on calendar ........................................................................................................................................ 847
Read the second time .................................................................................................................................... 950
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Read the second and third times .................................................................................................................. 1014
Signed by the President and returned to the House ........................................................................................ 1015

H.B. 174 — UNIFORM POWERS OF APPOINTMENT ACT (V. L. Snow)
Read the first time by short title and referred to Rules Committee ............................................................... 812
Placed on calendar ........................................................................................................................................ 882
Enacting Clause Stricken ................................................................................................................................ 1034

H.B. 176 — FOOD HANDLER PERMIT AMENDMENTS (S. Eliason)
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Placed on calendar ........................................................................................................................................ 984
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H.B. 177 — JUROR AND WITNESS FEES AMENDMENTS (K. Stratton)
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Signed by the President and returned to the House ....................................................................................... 1020

H.B. 178 — HALFWAY HOUSE AMENDMENTS (E. Hutchings)
Read the first time by short title and referred to Rules Committee ............................................................... 805
Placed on calendar ........................................................................................................................................ 985
Read the second and third times .................................................................................................................. 1001
Signed by the President and returned to the House ....................................................................................... 1001

H.B. 183 — FEDERAL LAND EXCHANGE AND SALE AMENDMENTS (M. Noel)
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Placed on calendar ........................................................................................................................................ 984
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H.B. 185 — JUVENILE DETENTION FACILITIES AMENDMENTS (E. Hutchings)
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Placed on calendar ........................................................................................................................................ 985
Read the second and third times .................................................................................................................. 1001
Signed by the President and returned to the House ....................................................................................... 1001

H.B. 188 — COURT SECURITY REVISIONS (B. Dee)
Read the first time by short title and referred to Rules Committee ............................................................... 812
Enacting Clause Stricken ................................................................................................................................ 1035

H.B. 190 — BREATHALYZER AMENDMENTS (G. Hughes)
Read the first time by short title and referred to Rules Committee ............................................................... 767
Placed on calendar ........................................................................................................................................ 904
Read the second and third times .................................................................................................................. 1012
Signed by the President and returned to the House ....................................................................................... 1012

H.B. 192 — INITIATIVE AND REFERENDUM PETITION AMENDMENTS (J. Stansard)
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Placed on calendar ........................................................................................................................................ 813
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Read the second and third times .................................................................................................................. 823
Signed by the President and returned to the House ........................................................................................ 823

H.B. 193 — APPROPRIATIONS AND BUDGETING AMENDMENTS (J. Anderegg)
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Committee report adopted and placed on calendar ......................................................................................... 565
Placed on calendar ........................................................................................................................................ 723
Read the second and third times .................................................................................................................. 1018
Signed by the President and returned to the House ....................................................................................... 1018

H.B. 194 — PUBLIC SAFETY RETIREMENT CONVERSION WINDOW (L. Perry)
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Assigned to standing committee ..................................................................................................................... 556
Read the second time and placed on Consent Calendar ............................................................................. 675
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Signed by the President and returned to the House ....................................................................................... 818

H.B. 196 — FLEET MANAGEMENT AMENDMENTS (E. Hutchings)
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Assigned to standing committee ..................................................................................................................... 539
Committee report adopted and placed on calendar ....................................................................................... 582
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H.B. 197 — DAYLIGHT SAVING TIME STUDY (R. Menlove)  
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Assigned to standing committee 566  
Committee report adopted and placed on calendar 629  
Placed on calendar 904  
Read the second and third times 976  
Signed by the President and returned to the House 977

H.B. 199 — PARK MODEL RECREATIONAL VEHICLES (J. Nielson)  
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Assigned to standing committee 566  
Read the second time and placed on Consent Calendar 630  
Read the third time 815  
Signed by the President and returned to the House 815

H.B. 200 — UNLAWFUL REMOVAL OR VANDALISM OF CAMPAIGN SIGNS (E. Hutchings)  
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Assigned to standing committee 670  
Read the second time and placed on Consent Calendar 723  
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Signed by the President and returned to the House 869

H.B. 201 — VISITATION AMENDMENTS (L. Christensen)  
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Amendments 987  
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Read the second time 987  
Circled 988  
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Returned to the House 1013  
Signed by the President and returned to the House 1031

H.B. 203 — BAIL BOND RECOVERY LICENSURE BOARD AMENDMENTS (E. Redd)  
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Assigned to standing committee 277  
Read the second time and placed on Consent Calendar 373  
Read the third time 483  
Signed by the President and returned to the House 483

H.B. 206 — DRIVER LICENSE TESTING REVISIONS (S. Eliason)  
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Placed on calendar 904  
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H.B. 207 — MASSAGE THERAPY PRACTICE ACT AMENDMENTS (B. Greene)  
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Assigned to standing committee 565  
Committee report adopted and placed on calendar 910  
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Circled 934  
Uncircled 936  
Amendments 936  
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Signed by the President and returned to the House 964

H.B. 209 — EXTENSION OF SALES AND USE TAX EXEMPTION (R. Wilcox)  
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Assigned to standing committee 468  
Committee report adopted and placed on calendar 599  
Placed on calendar 872  
Read the second and third times 898  
Signed by the President and returned to the House 898

H.B. 211 — SUBSTANCE ABUSE AMENDMENTS (M. Kennedy)  
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Assigned to standing committee 425  
Committee report adopted and placed on calendar 504  
Read the second time 624  
Read the third time 681  
Signed by the President and returned to the House 682

H.B. 212 — DNA COLLECTION AMENDMENTS (S. Eliason)  
Read the first time by short title and referred to Rules Committee 291  
Assigned to standing committee 341  
Committee report adopted and placed on calendar 540  
Read the second time 624  
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<th>Bill Number</th>
<th>Title</th>
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<tr>
<td>H.B. 213</td>
<td>CRIMINAL PENALTIES FOR SEXUAL CONTACT WITH A STUDENT</td>
<td>Read the first time by short title and referred to Rules Committee 319 Assigned to standing committee 355 Committee report adopted and placed on calendar 426 Read the second time 473 Read the third time 494 Signed by the President and returned to the House 547</td>
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<td>SERVICE ANIMALS</td>
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<td>H.B. 221</td>
<td>SCHOOL COMMUNITY COUNCIL REVISIONS</td>
<td>Read the first time by short title and referred to Rules Committee 319 Assigned to standing committee 355 Committee report adopted and placed on calendar 426 Read the second time 473 Read the third time 494 Signed by the President and returned to the House 547</td>
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<td>VETERAN’S PREFERENCE AMENDMENTS</td>
<td>Read the first time by short title and referred to Rules Committee 319 Assigned to standing committee 355 Committee report adopted and placed on calendar 426 Read the second time 473 Read the third time 494 Signed by the President and returned to the House 547</td>
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<td>H.B. 223</td>
<td>SCHOOL BOARD ELECTIONS PROVISIONS</td>
<td>Read the first time by short title and referred to Rules Committee 319 Assigned to standing committee 355 Committee report adopted and placed on calendar 426 Read the second time 473 Read the third time 494 Signed by the President and returned to the House 547</td>
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Read the second time and placed on Consent Calendar ..................................... 403
Read the third time ....................................................................................... 484
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H.B. 248 — CRIME VICTIMS RESTITUTION AMENDMENTS (M. McKell)
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Assigned to standing committee ................................................................. 341
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H.B. 249 — GRANTS FOR DIGITAL TEXTBOOKS (J. Anderegg)
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Committee report adopted and placed on calendar .............................................. 302
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Read the third time ....................................................................................... 377
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H.B. 251 — UNSWORN DECLARATION AMENDMENTS (K. Jeff)
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H.B. 253 — STATE FAIR CORPORATION BOARD AMENDMENTS (M. McKell)
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Read the third time ....................................................................................... 494
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H.B. 254 — HUMAN TRAFFICKING VICTIM AMENDMENTS (J. Seely)
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Assigned to standing committee ................................................................. 425
Committee report adopted and placed on calendar .............................................. 540
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H.B. 256 — ADOPTION RECORDS ACCESS AMENDMENTS (J. Nielson)
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H.B. 257 — AGGRAVATED SEXUAL ABUSE OF A CHILD AMENDMENTS (B. Wilson)
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Assigned to standing committee ................................................................. 277
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H.B. 260 — LOCAL SCHOOL BOARD CANDIDATE REPORTING AMENDMENTS (K. Powell)
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H.B. 262 — LOCAL GOVERNING BODY VOTING AMENDMENTS (R. Powell)
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H.B. 265 — PROBATE CODE AMENDMENTS (V. L. Snow)
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H.B. 267 — AGING AND ADULT SERVICES AMENDMENTS (R. Chavez–Hawek)
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Assigned to standing committee ........................................................................................................ 340
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H.B. 268 — DANGEROUS WEAPONS AMENDMENTS (B. Greene)
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Assigned to standing committee ........................................................................................................ 670
Committee report adopted and placed on calendar ......................................................................... 722
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Signed by the President and returned to the House .......................................................................... 995

H.B. 270 — PEACE OFFICER CERTIFICATES (R. Greenwood)
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Assigned to standing committee ........................................................................................................ 209
Committee report adopted and placed on calendar ......................................................................... 248
Read the second time .......................................................................................................................... 325
Read the third time ............................................................................................................................ 344
Circled ................................................................................................................................................ 344
Uncircled ............................................................................................................................................ 358
Signed by the President and returned to the House .......................................................................... 358

H.B. 271 — MOTOR VEHICLE EMISSIONS (L. Perry)
Read the first time by short title and referred to Rules Committee ................................................... 466
Amendments ...................................................................................................................................... 500
Assigned to standing committee ........................................................................................................ 629
Committee report adopted and placed on calendar ......................................................................... 629
Placed on calendar ............................................................................................................................. 856
Enacting Clause Stricken .................................................................................................................. 1035

H.B. 272 — MUNICIPAL ELECTION AMENDMENTS – OFFICE HOURS (J. Knotwell)
Read the first time by short title and referred to Rules Committee ................................................... 265
 Assigned to standing committee .......................................................................................................... 277
Committee report adopted and placed on calendar ......................................................................... 328
Read the second time .......................................................................................................................... 352
Read the third time ............................................................................................................................ 379
Signed by the President and returned to the House .......................................................................... 379

H.B. 273 — PROPERTY TAX RESIDENTIAL EXEMPTION AMENDMENTS (V. L. Snow)
Read the first time by short title and referred to Rules Committee ................................................... 276
Assigned to standing committee ........................................................................................................ 281
Committee report adopted and placed on calendar ......................................................................... 468
Read the second time .......................................................................................................................... 468
Uncircled ............................................................................................................................................ 620
Read the third time ............................................................................................................................ 678
Signed by the President and returned to the House .......................................................................... 679

H.B. 274 — COMMITTEE SUBPOENA POWERS AMENDMENT (J. Brat)
Read the first time by short title and referred to Rules Committee ................................................... 208
Assigned to standing committee ........................................................................................................ 224
Committee report adopted and placed on calendar ......................................................................... 306
Read the second time .......................................................................................................................... 350
Read the third time ............................................................................................................................ 378
Signed by the President and returned to the House .......................................................................... 378
| H.B. 275 — VIETNAM VETERANS RECOGNITION DAY (C. Oda) | Read the first time by short title and referred to Rules Committee | 223 |
| | Assigned to standing committee | 244 |
| | Committee report adopted and placed on calendar | 302 |
| | Placed on Time Certain Calendar | 325 |
| | Read the second and third times | 380 |
| | Signed by the President and returned to the House | 380 |
| H.B. 276 — DISORDERLY CONDUCT AMENDMENTS (C. Oda) | Read the first time by short title and referred to Rules Committee | 805 |
| | Placed on calendar | 814 |
| | Read the second time | 853 |
| | Circled | 853 |
| | Uncircled | 891 |
| | Amendments | 891 |
| | Read the second and third times | 891 |
| | Returned to the House | 892 |
| | Signed by the President and returned to the House | 964 |
| H.B. 277 — MUSIC THERAPIST LICENSURE AMENDMENTS (R. Edwards) | Read the first time by short title and referred to Rules Committee | 767 |
| | Assigned to standing committee | 904 |
| | Read the second and third times | 995 |
| | Signed by the President and returned to the House | 996 |
| H.B. 279 — JUDICIARY INTERIM COMMITTEE SUNSET PROVISIONS (K. McIff) | Read the first time by short title and referred to Rules Committee | 441 |
| | Assigned to standing committee | 468 |
| | Read the second time and placed on Consent Calendar | 583 |
| | Read the third time | 705 |
| | Signed by the President and returned to the House | 705 |
| H.B. 280 — TECHNICAL REVISIONS TO PAWNSHOP STATUTE (A. Romero) | Read the first time by short title and referred to Rules Committee | 291 |
| | Assigned to standing committee | 341 |
| | Read the second time and placed on Consent Calendar | 481 |
| | Read the third time | 584 |
| | Circled | 584 |
| | Uncircled | 586 |
| | Signed by the President and returned to the House | 586 |
| H.B. 282 — AMENDMENTS TO ELECTION LAWS (K. Powell) | Read the first time by short title and referred to Rules Committee | 208 |
| | Assigned to standing committee | 224 |
| | Committee report adopted and placed on calendar | 306 |
| | Read the second time | 350 |
| | Circled | 351, 467 |
| | Uncircled | 460, 506 |
| | Read the third time | 533 |
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| | Signed by the President and returned to the House | 564 |
| H.B. 283 — NONPROFIT ENTITY RECEIPT OF GOVERNMENT MONEY (R. Menlove) | Read the first time by short title and referred to Rules Committee | 208 |
| | Assigned to standing committee | 224 |
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| | Committee report adopted and placed on calendar | 451 |
| | Read the second time | 451 |
| | Read the third time | 495 |
| | Amendment removed | 496 |
| | Returned to the House | 546 |
| | Signed by the President and returned to the House | 564 |
| H.B. 286 — CHILD SEXUAL ABUSE PREVENTION (A. Romero) | Read the first time by short title and referred to Rules Committee | 538 |
| | Assigned to standing committee | 565 |
| | Committee report adopted and placed on calendar | 691 |
| | Placed on calendar | 813 |
| | Read the second time | 825 |
| | Amendment failed | 825 |
| | Placed on Time Certain Calendar | 878 |
| | Read the third time | 878 |
| | Amendments | 878 |
| | Returned to the House | 879 |
| | Signed by the President and returned to the House | 901 |
| H.B. 287 — ARBITRATION FOR DOG BITES AMENDMENTS (L. Christensen) | Read the first time by short title and referred to Rules Committee | 192 |
| | Assigned to standing committee | 209 |
| | Read the second time and placed on Consent Calendar | 481 |
| | Read the third time | 585 |
| | Signed by the President and returned to the House | 585 |
H.B. 289 — TRAFFIC–CONTROL SIGNAL AMENDMENTS (Johnny Anderson)
Read the first time by short title and referred to Rules Committee ........................................ 208
Assigned to standing committee ......................................................................................... 275
Committee report adopted and placed on calendar ............................................................ 329
Read the second time ......................................................................................................... 461
Circled ................................................................................................................................. 461
Uncircled .............................................................................................................................. 471
Read the third time ............................................................................................................. 493
Signed by the President and returned to the House ........................................................... 493

H.B. 290 — CRIMINAL CODE – GENERAL PROVISIONS (C. Moss)
Read the first time by short title and referred to Rules Committee ........................................ 208
Assigned to standing committee ......................................................................................... 224
Read the second time and placed on Consent Calendar ...................................................... 329
Read the third time ............................................................................................................. 405
Signed by the President and returned to the House ........................................................... 405

H.B. 291 — STATE LABORATORY DRUG TESTING ACCOUNT AMENDMENTS (R. Menlove)
Read the first time by short title and referred to the Rules Committee .............................. 174
Assigned to standing committee ......................................................................................... 193
Committee report adopted and placed on calendar ............................................................ 248
Read the second time ......................................................................................................... 344
Circled ................................................................................................................................. 344
Uncircled ............................................................................................................................. 344
Read the third time ............................................................................................................. 360
Signed by the President and returned to the House ........................................................... 361

H.B. 292 — SCHOOL GRADING – CALCULATION OF HIGH SCHOOL GRADUATION RATE (R. Menlove)
Read the first time by short title and referred to Rules Committee ........................................ 276
Assigned to standing committee ......................................................................................... 292
Committee report adopted and placed on calendar ............................................................ 628
Enacting Clause Stricken .................................................................................................... 1035

H.B. 293 — GOVERNMENT IMMUNITY WILDLIFE WAIVER AMENDMENTS (M. McKell)
Read the first time by short title and referred to Rules Committee ........................................ 596
Assigned to standing committee ......................................................................................... 627
Read the second time and placed on Consent Calendar ...................................................... 704
Read the third time ............................................................................................................. 863
Circled ................................................................................................................................. 863
Uncircled ............................................................................................................................. 863
Signed by the President and returned to the House ........................................................... 869

H.B. 295 — WEAPONS LAW EXEMPTIONS (R. Greenwood)
Read the first time by short title and referred to Rules Committee ........................................ 265
Assigned to standing committee ......................................................................................... 278
Committee report adopted and placed on calendar ............................................................ 372
Read the second time ......................................................................................................... 463
Read the third time ............................................................................................................. 490
Signed by the President and returned to the House ........................................................... 491

H.B. 296 — CONCEALED WEAPON PERMIT EXEMPTIONS AMENDMENTS (R. Greenwood)
Read the first time by short title and referred to Rules Committee ........................................ 265
Assigned to standing committee ......................................................................................... 278
Committee report adopted and placed on calendar ............................................................ 372
Read the second time ......................................................................................................... 463
Read the third time ............................................................................................................. 491
Signed by the President and returned to the House ........................................................... 491

H.B. 301 — CONCEALED WEAPON PERMIT FOR SERVICEMEMBERS (V. Peterson)
Read the first time by short title and referred to Rules Committee ........................................ 355
Assigned to standing committee ......................................................................................... 368
Read the second time and placed on Consent Calendar ...................................................... 583
Read the third time ............................................................................................................. 705
Signed by the President and returned to the House ........................................................... 706

H.B. 302 — VOTING RECORDS AMENDMENTS (R. Edwards)
Read the first time by short title and referred to Rules Committee ........................................ 478
Assigned to standing committee ......................................................................................... 499
Substituted ......................................................................................................................... 770
Returned to Rules ............................................................................................................... 770
Enacting Clause Stricken .................................................................................................... 1035

H.B. 304 — LAW ENFORCEMENT VOLUNTEER AMENDMENTS (R. Greenwood)
Read the first time by short title and referred to Rules Committee ........................................ 265
Assigned to standing committee ......................................................................................... 278
Read the second time and placed on Consent Calendar ...................................................... 373
Read the third time ............................................................................................................. 484
Signed by the President and returned to the House ........................................................... 485

H.B. 308 — CRIMINAL PENALTY AMENDMENTS (C. Hall)
Read the first time by short title and referred to Rules Committee ........................................ 276
Assigned to standing committee ......................................................................................... 292
Read the second time and placed on Consent Calendar ...................................................... 403
Read the third time ............................................................................................................. 525
Signed by the President and returned to the House ........................................................... 525

H.B. 309 — STATE VETERINARIAN AMENDMENTS (R. Menlove)
Read the first time by short title and referred to Rules Committee ........................................ 276
H.B. 311 — BUDGETING AMENDMENTS (B. Wilson)
Read the first time by short title and referred to Rules Committee ................................. 441
Assigned to standing committee ....................................................................................... 467
Read the second time and placed on Consent Calendar .................................................. 708
Signed by the President and returned to the House .......................................................... 709

H.B. 312 — DRAMSHOP AMENDMENTS (V. L. Snow)
Read the first time by short title and referred to Rules Committee ................................. 552
Assigned to standing committee ....................................................................................... 565
Amendments .................................................................................................................... 610
Enacting Clause Stricken .................................................................................................. 1035

H.B. 313 — VETERANS’ AND MILITARY AFFAIRS COMMISSION (T. Cosgrove)
Read the first time by short title and referred to Rules Committee ................................. 552
Assigned to standing committee ....................................................................................... 827
Committee report adopted and placed on calendar .......................................................... 898
Amendments .................................................................................................................... 899
Returned to the House .................................................................................................... 899

H.B. 314 — VEHICLE IMMOBILIZATION AND IMPOUND AMENDMENTS (R. C. Webb)
Read the first time by short title and referred to Rules Committee ................................. 401
Assignments to standing committee ................................................................................ 426
Committee report adopted and placed on calendar .......................................................... 582
Reported favorably and presented to the House ............................................................. 583
Read the second time and placed on Consent Calendar .................................................. 685
Returned to the House .................................................................................................... 685

H.B. 315 — JUDGMENT Lien AMENDMENTS (R. C. Webb)
Read the first time by short title and referred to Rules Committee ................................. 383
Assigned to standing committee ....................................................................................... 425
Reported favorably and presented to the House ............................................................. 461
Read the second time and placed on Consent Calendar .................................................. 640
Passed by the House ........................................................................................................ 683
Signed by the President and returned to the House .......................................................... 683

H.B. 316 — FINANCIAL INSTITUTIONS FEE AMENDMENTS (J. Dunnigan)
Read the first time by short title and referred to Rules Committee ................................. 267
Assigned to standing committee ....................................................................................... 292
Committee report adopted and placed on calendar .......................................................... 481
Circled ............................................................................................................................... 461
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Passed by the House ........................................................................................................ 859
Signed by the President and returned to the House .......................................................... 859

H.B. 318 — RIGHTS OF PARENTS AND CHILDREN AMENDMENTS (L. Christensen)
Read the first time by short title and referred to Rules Committee ................................. 564
Passed by the House ........................................................................................................ 601
Retained by the Rules Committee ................................................................................... 601
Passed by the House ........................................................................................................ 726
Enacting Clause Stricken .................................................................................................. 1035

H.B. 320 — EDUCATORS’ PROFESSIONAL LEARNING (B. Last)
Read the first time by short title and referred to Rules Committee ................................. 522
Assigned to standing committee ....................................................................................... 539
Committee report adopted and placed on calendar .......................................................... 672
Read the second and third times ...................................................................................... 910
Signed by the President and returned to the House .......................................................... 922

H.B. 321 — REFUGEE SERVICES COORDINATION AMENDMENTS (R. Menlove)
Read the first time by short title and referred to Rules Committee ................................. 327
Passed by the House ........................................................................................................ 340
Passed by the House ........................................................................................................ 373
Signed by the President and returned to the House .......................................................... 482

H.B. 322 — PROTECTION OF ACTIVITIES IN PRIVATE VEHICLES (C. Oda)
Read the first time by short title and referred to Rules Committee ................................. 597
Passed by the House ........................................................................................................ 627
Passed by the House ........................................................................................................ 675
Passed by the House ........................................................................................................ 863
Passed by the House ........................................................................................................ 863
H.B. 323 — DIVORCE ORIENTATION COURSE TIMING (J. Nielsen)
Read the first time by short title and referred to Rules Committee ........................................ 441
Assigned to standing committee .......................................................................................... 500
Committee report adopted and placed on calendar .............................................................. 582
Read the second time ........................................................................................................ 637
Circled ................................................................................................................................. 637
Uncircled .............................................................................................................................. 640
Amendments ....................................................................................................................... 640
Read the third time ............................................................................................................. 687
Returned to the House ........................................................................................................ 687
Signed by the President and returned to the House .............................................................. 722

H.B. 324 — ORTHO—BIOMEY EXEMPTION AMENDMENTS (B. Wilson)
Read the first time by short title and referred to Rules Committee ........................................ 690
Assigned to standing committee .......................................................................................... 699
Returned to Rules ................................................................................................................ 806
Placed on calendar ............................................................................................................... 910
Read the second time ......................................................................................................... 934
Circled ................................................................................................................................. 934
Uncircled .............................................................................................................................. 939
Read the second and third times ......................................................................................... 940
Signed by the President and returned to the House .............................................................. 940

H.B. 325 — JUDICIAL PERFORMANCE EVALUATION COMMISSION AMENDMENTS (E. Hutchings)
Read the first time by short title and referred to Rules Committee ........................................ 441
Assigned to standing committee .......................................................................................... 468
Committee report adopted and placed on calendar .............................................................. 582
Read the second time ......................................................................................................... 638, 898
Circled .................................................................................................................................. 638, 898
Placed on calendar ................................................................................................................ 814, 917
Uncircled .............................................................................................................................. 911
Read the second and third times ......................................................................................... 911
Signed by the President and returned to the House .............................................................. 911

H.B. 326 — STATE CONSTRUCTION CODE REVISIONS (R. Spendlove)
Read the first time by short title and referred to Rules Committee ........................................ 522
Assigned to standing committee .......................................................................................... 539
Committee report adopted and placed on calendar .............................................................. 567
Read the second time ......................................................................................................... 637
Circled .................................................................................................................................. 637
Placed on calendar ................................................................................................................ 814
Read the second and third times ......................................................................................... 948
Signed by the President and returned to the House .............................................................. 948

H.B. 327 — VETERANS’ EMPLOYMENT OPPORTUNITY AMENDMENTS (P. Ray)
Read the first time by short title and referred to Rules Committee ........................................ 277
Assigned to standing committee .......................................................................................... 292
Read the second time and placed on Consent Calendar ...................................................... 373
Read the third time ............................................................................................................... 483
Signed by the President and returned to the House .............................................................. 483

H.B. 329 — PROGRAMS FOR YOUTH PROTECTION (S. Elison)
Read the first time by short title and referred to Rules Committee ........................................ 538
Assigned to standing committee .......................................................................................... 565
Committee report adopted and placed on calendar .............................................................. 691
Placed on calendar ................................................................................................................ 948
Read the second and third times ......................................................................................... 949
Signed by the President and returned to the House .............................................................. 949

H.B. 331 — IDENTIFICATION CARD AMENDMENTS (D. McCay)
Read the first time by short title and referred to Rules Committee ........................................ 498
Assigned to standing committee .......................................................................................... 539
Read the second time and placed on Consent Calendar ...................................................... 571
Read the third time .............................................................................................................. 675
Circled .................................................................................................................................. 675
Uncircled ................................................................................................................................ 676
Signed by the President and returned to the House .............................................................. 676

H.B. 332 — REAL ESTATE AMENDMENTS (G. Froerer)
Read the first time by short title and referred to Rules Committee ........................................ 522
Assigned to standing committee .......................................................................................... 539
Read the second time and placed on Consent Calendar ...................................................... 571
Read the third time ............................................................................................................... 675
Circled .................................................................................................................................. 675
Uncircled ................................................................................................................................ 676
Signed by the President and returned to the House .............................................................. 676

H.B. 333 — PAYROLL SERVICES AMENDMENTS (R. Spendlove)
Read the first time by short title and referred to Rules Committee ........................................ 425
Assigned to standing committee .......................................................................................... 467
Committee report adopted and placed on calendar .............................................................. 723
Placed on calendar ................................................................................................................ 904
Enacting Clause Stricken ...................................................................................................... 1035

H.B. 334 — BAIL BONDSMEN AMENDMENTS (E. Redd)
Read the first time by short title and referred to Rules Committee ........................................ 402
Assigned to standing committee .......................................................................................... 425
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<thead>
<tr>
<th>Bill Number</th>
<th>Description</th>
<th>Action Details</th>
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<td>H.B. 335</td>
<td>SUPPLEMENTAL SAVINGS PLAN AMENDMENTS (R. Cunningham)</td>
<td>Read the first time by short title and referred to Rules Committee 538</td>
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<td>Committee report adopted and placed on calendar 673</td>
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<td>Read the second time 673</td>
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<td>Read the third time 673</td>
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<td>Signed by the President and returned to the House 711</td>
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<tr>
<td>H.B. 336</td>
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<td>Read the first time by short title and referred to Rules Committee 538</td>
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<td>Committee report adopted and placed on calendar 628</td>
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<td>Read the second time 628</td>
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<td>Read the second and third times 940</td>
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<td>Signed by the President and returned to the House 940</td>
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<td>Reconsideration 1003</td>
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<td>Read the third time 1024</td>
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<td>Enacting Clause Stricken 1024</td>
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<td>TEACHER SALARY SUPPLEMENT PROGRAM AMENDMENTS (B. Last)</td>
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<td>Assigned to standing committee 467</td>
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<td>Committee report adopted and placed on calendar 597</td>
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<td>Placed on calendar 597</td>
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<td>Read the second and third times 949</td>
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<td>Returned to the House 950</td>
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<td>Signed by the President and returned to the House 965</td>
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<td>H.B. 339</td>
<td>COUNTY BUDGET AMENDMENTS (J. Seelig)</td>
<td>Read the first time by short title and referred to Rules Committee 383</td>
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<td>Assigned to standing committee 425</td>
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<td>Committee report adopted and placed on calendar 479</td>
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<td>Read the second time 479</td>
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<td>Read the third time 679</td>
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<td>Signed by the President and returned to the House 680</td>
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<td>H.B. 340</td>
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<td>H.B. 341</td>
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<td>Read the third time 686</td>
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<td>Signed by the President and returned to the House 687</td>
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<td>H.B. 342</td>
<td>POWERS AND DUTIES OF THE STATE BOARD OF EDUCATION (D. Layton)</td>
<td>Read the first time by short title and referred to Rules Committee 767</td>
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<td>Read the second and third times 844</td>
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<td>H.B. 344</td>
<td>INCORPORATION ELECTION AMENDMENTS (J. Cox)</td>
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<td>FOSTER CHILDREN AMENDMENTS (Johnny Anderson)</td>
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<td>Read the third time 467</td>
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<td>Signed by the President and returned to the House 837</td>
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H.B. 347 — INSURANCE COVERAGE FOR INFERTILITY TREATMENT (L. Christensen)
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H.B. 364 — EMINENT DOMAIN AND PUBLIC RECREATION (M. Roberts)
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H.B. 377 — DRIVER LICENSE RECORDS AMENDMENTS (E. Hutchings)
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| H.B. 401 — UTAH MEDICAID PROGRAM (J. Dunnigan)  |
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| H.B. 404 — COURT SECURITY FEE AMENDMENTS (P. Ray)  |
| Read the first time by short title and referred to Rules Committee | 768 |
| Placed on calendar | 814 |
| Read the second time | 855 |
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| H.B. 405 — POSTSECONDARY SCHOOL STATE AUTHORIZATION (J. Dunnigan)  |
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| Read the second time and placed on Consent Calendar | 674 |
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| H.B. 408 — ELECTION REQUIREMENTS AMENDMENTS (K. Christofferson)  |
| Read the first time by short title and referred to Rules Committee | 722 |
| Placed on calendar | 847 |
| Read the second and third times | 950 |
| Signed by the President and returned to the House | 950 |

| H.B. 409 — STATEWIDE EDUCATION COORDINATING COMMITTEE (J. Eliason)  |
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| Enacting Clause Stricken | 1036 |

| H.B. 410 — UTAH PRESIDENTIAL PRIMARY ELECTRONIC VOTING PILOT PROJECT (J. Cox)  |
| Read the first time by short title and referred to Rules Committee | 768 |
| Placed on calendar | 882 |
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| H.B. 411 — VICTIM RESTITUTION AMENDMENTS (R. Wilson)  |
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| H.B. 412 — STATE OF UTAH TRANSPORTATION PLAN FOR THE DIXIE NATIONAL FOREST (M. Noel)  |
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| H.B. 414 — LEGISLATIVE SUBPOENA AMENDMENTS (J. Dunnigan)  |
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| Assigned to standing committee | 670 |
| Committee report adopted and placed on calendar | 723 |
| Placed on calendar | 846 |
| Read the second time | 847 |
| Circed | 847 |
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| H.B. 415 — LOCAL AND SPECIAL SERVICE DISTRICT ELECTIONS AMENDMENTS (J. Eliason)  |
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| H.B. 416 — AMENDMENTS TO PROCEDURES FOR SURFACE LEASES (M. McKell)  |
| Read the first time by short title and referred to Rules Committee | 743 |
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<p>| H.B. 417 — ENGLISH LANGUAGE ARTS INSTRUCTIONAL TOOL (C. Moss)  |
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S.B. 110  Guardianship Forms for Parents of Disabled Adult Child  A. Osmond
Governor Signed on 3/28/2014
Effective Date:  5/13/2014

S.B. 111  Education Funding Equalization  A. Osmond
Senate/ filed on 3/13/2014
S.B. 112  Game Fowl Fighting Amendments  
Senate/ filed on 3/13/2014  
G. Davis

S.B. 113  Public Meetings Amendments  
Governor Signed on 4/2/2014  
Effective Date:  5/13/2014  
K. Mayne

S.B. 114  Canal Safety Act  
Senate/ filed on 3/13/2014  
G. Davis

S.B. 115  Court Transcript Fees  
Governor Signed on 3/25/2014  
Effective Date:  7/1/2014  
P. Jones

S.B. 116  Poll Worker Amendments  
Governor Signed on 4/1/2014  
Effective Date:  5/13/2014  
M. Dayton

S.B. 117  Online Voter Registration Revisions  
Governor Signed on 3/28/2014  
Effective Date:  5/13/2014  
M. Dayton

S.B. 118  School Funding Through Income Tax Revisions  
Senate/ filed on 3/13/2014  
P. Jones

S.B. 119  Sales and Use Tax Exemption Amendments  
Senate/ filed on 3/13/2014  
S. Reid

S.B. 120  Shelter Animal Vaccine Amendments  
Governor Signed on 3/29/2014  
Effective Date:  5/13/2014  
S. Jenkins

S.B. 121  Tobacco Settlement Restricted Account Amendments  
Governor Signed on 3/28/2014  
Effective Date:  5/13/2014  
A. Christensen

S.B. 122  Parental Rights in Public Education  
Governor Signed on 4/1/2014  
Effective Date:  5/13/2014  
A. Osmond

S.B. 123  Interlocal Cooperation Act Revisions  
Governor Signed on 3/31/2014  
Effective Date:  5/13/2014  
J. Valentine
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S.B. 135  **Voter Registration Amendments**  
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S.B. 136  **Local Elections Amendments**  
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Effective Date:  5/13/2014  
H. Stephenson

S.B. 137  **Health Care Professional Truth in Advertising**  
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Effective Date:  5/13/2014  
T. Weiler

S.B. 138  **Controlled Substances Act Amendments**  
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E. Vickers

S.B. 139  **Transportation Funding Revisions**  
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S.B. 140  **Advanced Placement Test Funding**  
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K. Mayne

S.B. 141  **Lobbyist Disclosure and Regulation Act Revisions**  
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T. Weiler

S.B. 142  **Small Employer Health Insurance Amendment**  
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T. Weiler

S.B. 143  **Nail Technician Practice Amendments**  
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Effective Date:  7/1/2014  
T. Weiler

S.B. 144  **Driver License Modifications**  
Governor Signed on 3/28/2014  
Effective Date:  5/13/2014  
J. Valentine

S.B. 145  **Background Check Amendments**  
Governor Signed on 3/27/2014  
Effective Date:  5/13/2014  
C. Bramble

S.B. 146  **Government Ethics Amendments**  
Senate/ filed on 3/13/2014  
C. Bramble
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S.B. 171 Student–centered Learning Pilot Program
Senate/ filed on 3/13/2014

H. Stephenson

S.B. 172 Capital Improvement and Capital Development Project Amendments
Governor Signed on 3/29/2014
Effective Date: 5/13/2014

W. Harper

S.B. 173 Child Protection Amendments
Governor Signed on 3/20/2014
Effective Date: 5/13/2014

T. Weiler

S.B. 174 Emergency Fiscal Procedures Counties
Governor Signed on 3/31/2014
Effective Date: 5/13/2014

D. Henderson

S.B. 175 Law Enforcement Services Account Amendments
Senate/ filed on 3/13/2014

S. Jenkins

S.B. 176 Local Funding for Rural Health Care Amendments
Governor Signed on 3/25/2014
Effective Date: 5/13/2014

R. Okerlund

S.B. 177 Sex Offender Amendments
Governor Signed on 3/28/2014
Effective Date: 5/13/2014

J. Stevenson

S.B. 178 Controlled Substance Database Modifications
Governor Signed on 4/1/2014
Effective Date: 5/13/2014

E. Vickers

S.B. 179 Procurement Revisions
Governor Signed on 3/29/2014
Effective Date: 3/29/2014

S. Jenkins

S.B. 180 Property Tax Modifications
Governor Signed on 3/31/2014
Effective Date: 5/13/2014

W. Harper

S.B. 181 Online Course Reporting Requirements
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H. Stephenson
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<td><strong>Proficiency Levels of Statewide Assessments</strong></td>
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S.B. 193  Naturopathic Practice Act Amendments  J. Adams
Governor Signed on 3/28/2014
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S.B. 194  Amendments to Tax Provisions  C. Bramble
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S.B. 195  Executive Offices and Criminal Justice
Base Budget Corrections  L. Hillyard
Governor Signed on 2/19/2014
Effective Date:  2/19/2014

S.B. 196  Medical Waste Incineration Prohibition  T. Weiler
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Effective Date:  5/13/2014

S.B. 197  Motor Vehicle Insurance – Settlement of Claims  G. Davis
Senate/ filed on 3/13/2014

S.B. 198  Law Enforcement Exemption for Medical Information  J. Adams
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S.B. 199  Amendments to Emergency Telephone Service Law  C. Bramble
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S.B. 200  Tax Credit for Employer Purchase of
Public Transit Pass  T. Weiler
Senate/ filed on 3/13/2014

S.B. 201  Expungement Modifications  S. Jenkins
Governor Signed on 3/29/2014
Effective Date:  5/13/2014

S.B. 202  Charter School Funding Amendments  H. Stephenson
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S.B. 203  Immigration Amendments  C. Bramble
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S.B. 204  Retirement System Opt–out for Rural Health Care Centers  D. Hinkins
Governor Signed on 3/29/2014
Effective Date: 5/13/2014

S.B. 205  Controlled Substance Penalty Amendment  L. Hillyard
Governor Signed on 3/25/2014
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S.B. 206  Tax, Fee, or Charge Offense and Penalty Amendments  C. Bramble
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S.B. 207  Corporate Franchise and Income Tax Amendments  C. Bramble
Governor Signed on 3/31/2014
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S.B. 208  Public Utility Modifications  C. Bramble
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Effective Date: 5/13/2014

S.B. 209  School Grading Revisions  J. Adams
Governor Signed on 4/1/2014
Effective Date: 5/13/2014

S.B. 210  Prescription Synchronization  C. Bramble
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S.B. 211  Water Rights Amendments  M. Dayton
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S.B. 212  Invasive Species Amendments  P. Knudson
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S.B. 213  Compulsory Pooling Amendments  R. Okerlund
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S.B. 214  Multistate Tax Compact Amendments  C. Bramble
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S.B. 215  Public School Comprehensive Emergency Response Plan Amendments  A. Osmond
Governor Signed on 3/29/2014
Effective Date:  5/13/2014

S.B. 216  Political Subdivisions Revisions  K. Mayne
Governor Signed on 4/1/2014
Effective Date:  5/13/2014

S.B. 217  Public Utilities Amendments  K. Van Tassell
Governor Signed on 3/25/2014
Effective Date:  5/13/2014

S.B. 218  Charter School Amendments  H. Stephenson
Governor Signed on 4/1/2014
Effective Date:  5/13/2014

S.B. 219  Public Education Utah Professional Practices Advisory Commission  D. Henderson
Senate/ filed on 3/13/2014

S.B. 220  Disorderly Conduct Modifications  C. Bramble
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S.B. 221  Indigent Counsel in Juvenile Court  T. Weiler
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S.B. 222  Automatic License Plate Reader System Amendments  T. Weiler
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S.B. 223  Billboard Related Amendments  S. Urquhart
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S.B. 224  Renewable Energy Tax Credit Amendments  R. Okerlund
Governor Signed on 4/1/2014
Effective Date:  1/1/2015

S.B. 225  Repeal of Business Development for Disadvantaged Rural Communities Account  L. Hillyard
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S.B. 237  **Urban Farming Amendments**  J. Adams
Governor Signed on 4/1/2014
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S.B. 238  **Repeal of Substance Abuse Donation Fund**  L. Hillyard
Governor Signed on 3/29/2014
Effective Date:  5/13/2014

S.B. 239  **Credit Report Protection for Minors**  C. Bramble
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S.B. 240  **Carson Smith Scholarship Amendments**  J. Adams
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Effective Date:  5/13/2014

S.B. 241  **County Jail Contracting Amendments**  S. Jenkins
Became Law w/o Governor Signature on 4/2/2014
Effective Date:  5/13/2014

S.B. 242  **Alternative Energy Amendments**  J. Adams
Governor Signed on 4/1/2014
Effective Date:  5/13/2014

S.B. 243  **Air Quality Programs**  J. Adams
Senate/ filed on 3/13/2014

S.B. 244  **Modifications to Property Tax**  A. Osmond
Governor Signed on 3/31/2014
Effective Date:  5/13/2014

S.B. 245  **Internet Voting Pilot Project Amendments**  C. Bramble
Governor Signed on 3/29/2014
Effective Date:  5/13/2014

S.B. 246  **Parental Rights of Biological Fathers**  C. Bramble
Senate/ filed on 3/13/2014

S.B. 247  **Utah Navajo Royalties Amendments**  K. Van Tassell
Senate/ filed on 3/13/2014

S.B. 248  **Judicial Retention Election Amendments**  C. Bramble
Governor Signed on 3/29/2014
Effective Date:  5/13/2014
S.B. 249  **Transportation Rights–of–way Safety Amendments**  
C. Bramble  
Senate/ filed on 3/12/2014

S.B. 250  **Public Duty Doctrine Amendments**  
C. Bramble  
Governor Signed on 4/1/2014  
Effective Date:  5/13/2014

S.B. 251  **Amendments to Medicaid and Health Care**  
B. Shiozawa  
Senate/ filed on 3/13/2014

S.B. 252  **Railroad Crossing Revisions**  
G. Davis  
Senate/ filed on 3/13/2014

S.B. 253  **Distracted Driver Amendments**  
S. Urquhart  
Governor Signed on 4/1/2014  
Effective Date:  5/13/2014

S.B. 254  **Repeal of Certified Nurse Midwife Education and Enforcement Account**  
L. Hillyard  
Governor Signed on 3/29/2014  
Effective Date:  5/13/2014

S.B. 255  **Social Work Amendments**  
G. Davis  
Senate/ filed on 3/13/2014

S.B. 256  **Asset Forfeiture Amendments**  
H. Stephenson  
Governor Signed on 3/28/2014  
Effective Date:  5/13/2014

S.B. 257  **Parent Review of Instructional Materials and Curriculum**  
H. Stephenson  
Governor Vetoes on 4/2/2014  
Effective Date:  5/13/2014

S.B. 258  **Educator Licensure Amendments**  
J. Stevenson  
Governor Signed on 4/1/2014  
Effective Date:  5/13/2014

S.B. 259  **Victim Reparations Fund Amendments**  
M. Madsen  
Governor Signed on 3/25/2014  
Effective Date:  7/1/2014
S.B. 260  **Sex Offender and Kidnap Offender Registration Amendments**  
D. Thatcher  
Senate/ filed on 3/13/2014

S.B. 261  **Emergency Room Services Amendments**  
J. Valentine  
Senate/ filed on 3/13/2014

S.B. 262  **Student Enrollment Requirements**  
D. Henderson  
Senate/ filed on 3/13/2014

S.B. 263  **Small Business Innovation Research**  
J. Stevenson  
Governor Signed on 4/1/2014  
Effective Date:  7/1/2014

S.B. 264  **Retention of Outside Counsel, Expert Witnesses, and Litigation Support Services**  
J. Adams  
Governor Signed on 3/29/2014  
Effective Date:  5/13/2014

S.B. 265  **Law Enforcement Services Account**  
L. Robles  
Governor Signed on 3/31/2014  
Effective Date:  5/13/2014

S.B. 266  **Digital Media Technology or Equipment Act**  
K. Van Tassell  
Senate/ filed on 3/13/2014

S.B. 267  **Governmental Immunity Act Amendments**  
T. Weiler  
Governor Signed on 3/29/2014  
Effective Date:  5/13/2014

S.B. 268  **Prison Relocation Commission**  
J. Stevenson  
Governor Signed on 3/29/2014  
Effective Date:  3/29/2014

S.B. 269  **Annual Leave Program II for State Employees**  
D. Henderson  
Became Law w/o Governor Signature on 4/2/2014  
Effective Date:  5/13/2014

S.B. 270  **Repeal of Prison Relocation and Development Authority**  
J. Stevenson  
Governor Signed on 4/1/2014  
Effective Date:  4/1/2014
S.B. 271 **Postjudgment Interest Amendments**
Governor Signed on 3/31/2014
Effective Date: 5/13/2014

S.B. 272 **Expansion of Medicaid Program**
Senate filed on 3/13/2014

S.B. 273 **Repeal of Veterans’ Nursing Home Reimbursement Account**
Governor Signed on 3/29/2014
Effective Date: 5/13/2014

S.B. 274 **Water Jurisdiction Amendments**
Governor Signed on 4/1/2014
Effective Date: 5/13/2014

S.B. 275 **Redevelopment Agency Modifications**
Governor Signed on 4/1/2014
Effective Date: 5/13/2014

S.C.R. 1 **Concurrent Resolution Recognizing the 60th Anniversary of the Inclusion of Under God in the Pledge of Allegiance**
Governor Signed on 3/3/2014
Effective Date: 3/3/2014

S.C.R. 2 **Concurrent Resolution Recognizing the 50th Anniversary of the Ririe–woodbury Dance Company**
Governor Signed on 3/12/2014
Effective Date: 3/12/2014

S.C.R. 3 **Concurrent Resolution on the School of Dentistry Serving Underprivileged Children**
Governor Signed on 3/25/2014
Effective Date: 3/25/2014

S.C.R. 4 **Concurrent Resolution on Wildlife Enhancement**
Governor Signed on 3/3/2014
Effective Date: 3/3/2014

S.C.R. 5 **Concurrent Resolution Supporting the Master Plan**
Governor Signed on 3/12/2014
Effective Date: 3/12/2014
S.C.R. 6  Concurrent Resolution Calling on Congress to Provide Permanent Multiyear Funding for the Payment in Lieu of Taxes Program  R. Okerlund
Governor Signed on 3/12/2014
Effective Date:  3/12/2014

S.C.R. 7  Concurrent Resolution on Comprehensive Statewide Wildland Fire Prevention, Preparedness, and Suppression Policy  E. Vickers
Governor Signed on 3/20/2014
Effective Date:  3/20/2014

S.C.R. 8  Concurrent Resolution Recognizing Canyonlands National Park’s 50th Anniversary  D. Hinkins
Governor Signed on 3/20/2014
Effective Date:  3/20/2014

Governor Signed on 4/1/2014
Effective Date:  4/1/2014

S.J.R. 1  Joint Resolution on Museum Recognizing Atrocities Against American Indians  S. Reid
Senate/ to Lieutenant Governor on 2/28/2014
Effective Date:  2/26/2014

S.J.R. 2  Joint Resolution on Legislative Power  A. Osmond
Senate/ filed on 3/13/2014

S.J.R. 3  Joint Resolution Regarding Attorney General  T. Weiler
Senate/ filed on 3/13/2014

S.J.R. 4  Joint Resolution on Water Rights on Grazing Lands  K. Van Tassell
Senate/ to Lieutenant Governor on 3/17/2014
Effective Date:  3/11/2014

S.J.R. 5  Privatization of Government Services Joint Resolution  K. Mayne
Senate/ filed on 3/13/2014
S.J.R. 6  **Joint Resolution Authorizing Pay of In−session Employees**  
R. Okerlund  
Senate/ to Lieutenant Governor on 2/4/2014  
Effective Date:  1/31/2014

S.J.R. 7  **Joint Resolution Regarding Qualifications of State Tax Commission Members**  
J. Valentine  
Senate/ to Governor on 3/21/2014  
Effective Date:  1/1/2015

S.J.R. 8  **Joint Resolution on Term of Appointed Lieutenant Governor**  
S. Urquhart  
Senate/ to Governor on 3/21/2014  
Effective Date:  1/1/2015

S.J.R. 9  **Joint Resolution Urging Interstate Sharing of Putative Father Registry Information**  
L. Robles  
Senate/ filed on 3/13/2014

S.J.R. 10  **Joint Resolution Requiring Legislators to Spend Time in Classrooms**  
J. Dabakis  
Senate/ filed on 3/13/2014

S.J.R. 11  **Joint Rules Resolution on Bill Numbering**  
J. Valentine  
Senate/ to Lieutenant Governor on 2/28/2014  
Effective Date:  2/26/2014

S.J.R. 12  **Joint Resolution on State Superintendent of Public Instruction**  
S. Reid  
Senate/ filed on 3/13/2014

S.J.R. 13  **Joint Rules Resolution Modifying Eligibility Requirements for Independent Legislative Ethics Commission Members**  
J. Valentine  
Senate/ to Lieutenant Governor on 3/17/2014  
Effective Date:  3/11/2014

S.J.R. 14  **Joint Resolution on the Protection of the Greater Canyonlands Region**  
J. Dabakis  
Senate/ filed on 3/13/2014
S.J.R. 15 **Joint Resolution on Political Parties**  
S. Jenkins  
Senate/ filed on 3/13/2014

S.J.R. 16 **Joint Rules Resolution – Legislative Compensation and Expense Revisions**  
L. Hillyard  
Senate/ to Lieutenant Governor on 3/11/2014  
Effective Date:  3/7/2014

S.J.R. 17 **Joint Resolution Supporting the Salt Lake International Airport Terminal Redevelopment Program**  
C. Bramble  
Senate/ filed on 3/13/2014

S.J.R. 18 **Utah Broadband Friendly State – Joint Resolution**  
H. Stephenson  
Senate/ filed on 3/13/2014

S.J.R. 19 **Joint Resolution Supporting Ukrainian Sovereignty**  
J. Dabakis  
Senate/ to Governor on 3/21/2014  
Effective Date:  3/13/2014

S.J.R. 20 **Master Study Resolution**  
R. Okerlund  
Senate/ to Governor on 3/21/2014  
Effective Date:  3/13/2014

S.R. 1 **Senate Rules Resolution on Committee Hearings**  
J. Valentine  
Senate/ to Lieutenant Governor on 1/29/2014  
Effective Date:  1/27/2014

S.R. 2 **Senate Rules Resolution – Legislative per Diem Amendments**  
L. Hillyard  
Senate/ to Lieutenant Governor on 2/28/2014  
Effective Date:  2/25/2014
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STATE OF UTAH

SENATE JOURNAL

FIFTH EXTRAORDINARY SESSION OF
THE
SIXTIETH LEGISLATURE

Convened and Adjourned on
Wednesday, April 16, 2014
CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Fifth Extraordinary Session of the Sixtieth Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the Fifth Extraordinary Session convening on Wednesday, April 16, 2014, and adjourning sine die on the same day.

Leslie McLean
Secretary of the Senate

Joanna MacKay
Manager, Senate Services

Mary B. Andrus
Journal Clerk
The Senate of the Sixtieth Legislature of the State of Utah met in the Senate Chamber at the State Capital Complex in the Fifth Extraordinary Session at 1:00 p.m. on Wednesday, April 16, 2014.

The Senate was called to order at 1:20 p.m. with President Wayne L. Niederhauser presiding.

Prayer – Senator Ralph Okerlund
Pledge of Allegiance – Senator Gene Davis

* * *

Leslie McLean, Secretary of the Senate, read the following communication:

CALL OF THE SENATE

Senators: April 14, 2014

The Governor has appointed Joseph M. Bean as a Judge of the Second District Court. This appointment was made on March 5, 2014. The Senate Judicial Confirmation Committee met on April 9, 2014.

Article VIII, Section 8 of the Utah Constitution requires the Senate to consider and render a decision on each judicial appointment within 60 days of the date of appointment. This appointment will expire prior to the May interim.

Article VIII, Section 8 provides that “If necessary, the Senate shall convene itself in extraordinary session for the purpose of considering judicial appointments.”

As President of the Senate, and by authority vested in me, I hereby call the Utah Senate into a Fifth Extraordinary Session on Wednesday, April 16, 2014, at 1:00 p.m. in the Senate Chamber of the Utah State Capitol, for the purpose of
considering the Governor’s appointment of Joseph M. Bean as a Judge on the Second District Court.

Wayne L. Niederhauser,
President Utah State Senate

Roll call – All Senators present except Senators Madsen, Osmond, and Urquhart, excused.

On motion of Senator Valentine, the Senate voted to adopt the Senate Rules of the 2014 General Session of the Sixtieth Legislature as the rules for the Fifth Extraordinary Session.

COMMUNICATION FROM THE GOVERNOR

Mr. President: March 5, 2014

I am pleased to inform you that I have appointed Joseph M. Bean as a Judge of the Second District Court, pursuant to Article VIII, Section 8 of the Utah Constitution and Utah Code Section 78A–10–101.

Thank you for your timely consideration and confirmation of Mr. Bean.

Gary R. Herbert
Governor

* * *

Mr. President: April 9, 2014

The Senate Judicial Confirmation Committee met on April 9, 2014, and reports a favorable recommendation for Mr. Joseph M. Bean to be confirmed to the position of Judge in the Second District Court.

Scott K. Jenkins, Chair

Senator Hillyard moved to consent to the appointment of Joseph M. Bean. The motion passed on the following roll call vote:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators

Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hillyard  Hinkins  Jenkins  Jones
Knudson  Mayne  Okerlund  Reid
Robles  Shiozawa  Stephenson  Stevenson
Thatcher  Valentine  Van Tassell  Vickers
Weiler  Niederhauser
Absent or not voting were: Senators
Madsen    Osmond    Urquhart

COMMITTEE OF THE WHOLE

On motion of Senator Okerlund, Judge Joseph M. Bean spoke in Committee of the Whole.

On motion of Senator Okerlund, the Committee of the Whole was dissolved.

On motion of Senator Okerlund, and at 1:35 p.m., the Senate adjourned sine die.
STATE OF UTAH

SENATE JOURNAL

SIXTH EXTRAORDINARY SESSION
OF THE
SIXTIETH LEGISLATURE

Convened and Adjourned on
Wednesday, May 21, 2014
CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Sixth Extraordinary Session of the Sixtieth Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the Sixth Extraordinary Session convening on Wednesday, May 21, 2014, and adjourning sine die on the same day.

Leslie McLean
Secretary of the Senate

Joanna MacKay
Manager, Senate Services

Mary B. Andrus
Journal Clerk
STATE OF UTAH

SENATE JOURNAL

SIXTH EXTRAORDINARY SESSION
of the
SIXTIETH LEGISLATURE

The Senate of the Sixtieth Legislature of the State of Utah met in the Senate Chamber at the State Capital Complex in the Sixth Extraordinary Session at 1:30 p.m. on Wednesday, May 21, 2014.

The Senate was called to order at 2:15 p.m. with President Wayne L. Niederhauser presiding.

Prayer – Senator Jerry Stevenson
Pledge of Allegiance – Senator Gene Davis

* * *

Leslie McLean, Secretary of the Senate, read the following communication:

PROCLAMATION

WHEREAS, since the close of the 2014 General Session of the 60th Legislature of the State of Utah, certain matters have arisen which require immediate legislative attention; and

WHEREAS, Article VII, Section 6 of the Constitution of the State of Utah provides that the Governor may, by proclamation, convene the Senate in Extraordinary Session;

NOW, THEREFORE, I, GARY R. HERBERT, Governor of the State of Utah, by virtue of the authority vested in me by the Constitution and Laws of the State of Utah, do by this Proclamation call the Senate only of the 60th Legislature into the Sixth Extraordinary Session at the State Capitol in Salt Lake City, Utah, on the 21st day of May 2014, at 1:30 p.m., for the following purpose:
For the Senate to consent to appointments made by the Governor to positions within state government of the State of Utah since the close of the 2014 General Session of the Legislature of the State of Utah.

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 19th day of May 2014.

Gary R. Herbert
Governor
Spencer J. Cox
Lieutenant Governor

CERTIFICATION

I, SPENCER J. COX, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, DO HEREBY CERTIFY THAT the attached copy of the Proclamation issued on the 19th day of May, 2014, and signed by Governor Gary R. Herbert, is a true and correct copy of the original Proclamation calling the Sixtieth Legislature of the State of Utah into a Sixth Extraordinary Session at the Capitol Complex at Salt Lake City, Utah, on the 21st day of May, 2014, at 1:30 p.m., for the purpose named in the Proclamation.

I further certify that the membership of the Utah State Senate has not changed from that of the 2014 General Legislative Session.

In testimony whereof, I have hereunto set my hand and affixed the Great Seal of the State of Utah, at Salt Lake City, this 20th day of May, 2014.

Spencer J. Cox
Lieutenant Governor

Roll call – All Senators present

On motion of Senator Valentine, the Senate voted to adopt the Senate Rules of the 2014 General Session of the Sixtieth Legislature as the rules for the Sixth Extraordinary Session.
President Niederhauser appointed a committee comprised of Senators Vickers, Osmond, and Dabakis to notify the Governor’s representative that the Senate is convened in the Sixth Extraordinary Session in accordance with his proclamation.

Senator Vickers advised the Senate that the Governor’s representative has been notified of the convening of the Sixth Extraordinary Session.

COMMUNICATIONS FROM THE GOVERNOR

Mr. President: April 3, 2014

I am pleased to inform you that I have appointed Richard D. McKelvie as a Judge of the Third District Court, pursuant to Article VIII, Section 8 of the Utah Constitution and Utah Code Section 78A–10–101.

Thank you for your timely consideration and confirmation of Mr. McKelvie.

Gary R. Herbert
Governor

Mr. President: May 19, 2014

The Senate Judicial Confirmation Committee met on May 19, 2014, and reports a favorable recommendation for Mr. Richard D. McKelvie to be confirmed to the position of Judge in the Third District Court.

Scott K. Jenkins, Chair

Senator Hillyard moved to consent to the appointment of Mr. McKelvie. The motion passed on the following roll call vote:

**Yeas, 29; Nays, 0; Absent or not voting, 0.**

**Voting in the affirmative were:** Senators

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<th>Adams</th>
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**COMMITTEE OF THE WHOLE**

On motion of Senator Okerlund, Judge Richard D. McKelvie spoke in Committee of the Whole.
On motion of Senator Okerlund, the Committee of the Whole was dissolved.

ADVISE AND CONSENT

Mr. President: May 6, 2014

In accordance with Utah Code 67−1−1 and 67−1−2, I propose and transmit the following appointments:

**Health Facilities Committee:**

Gary Michael Kelso is reappointed as a member of the Health Facilities Committee, a term to expire July 1, 2015. See Utah Code 26−1−7.

DaNece Tait Fickett is reappointed as a member of the Health Facilities Committee, a term to expire July 1, 2016. See Utah Code 26−1−7.

James Gary Sheets II is reappointed as a member of the Health Facilities Committee, a term to expire July 1, 2016. See Utah Code 26−1−7.

Steven Charles Sabins is reappointed as a member of the Health Facilities Committee, a term to expire July 1, 2017. See Utah Code 26−1−7.

**Health Data Committee:**

Mark Nielsen Bair is appointed to replace Christopher Wood as a member of the Health Data Committee, the remaining portion of the term to expire June 30, 2016. See Utah Code 26−33a−103.

Stephen Dale Neeleman is appointed to replace Lauren Florence as a member of the Health Data Committee, a term to expire June 30, 2018. See Utah Code 26−33a−103.

George Myers is appointed to replace Scott Baxter as a member of the Health Data Committee, a term to expire June 30, 2018. See Utah Code 26−33a−103.

Roland James Murray is appointed to replace Patricia Richards as a member of the Health Data Committee, a term to expire June 30, 2018. See Utah Code 26−33a−103.

Keith D.Tintle is reappointed as a member of the Health Data Committee, a term to expire June 30, 2018. See Utah Code 26−33a−103.

James Gregory Tabery is reappointed as a member of the Health Data Committee, a term to expire June 30, 2018. See Utah Code 26−33a−103.

Alan K. Ormsby is reappointed as a member of the Health Data Committee, a term to expire June 30, 2018. See Utah Code 26−33a−103.
David Elmo Purinton is reappointed as a member of the Health Data Committee, a term to expire June 30, 2018. See Utah Code 26–33a–103.

**Utah Arts Council:**

Caitlin K. Gochnour is appointed to replace Roger Carter as a member of the Utah Arts Council, the remaining portion of the term to expire July 1, 2016. See Utah Code 9–6–204.

Caleb Paul Chapman is appointed to replace Andrew Yarosh as a member of the Utah Arts Council, the remaining portion of the term to expire July 1, 2015. See Utah Code 9–6–204.

**Great Salt Lake Advisory Council:**

Jeffrey D. Scott is appointed to replace Ryan Tingey as a member of the Great Salt Lake Advisory Council, a term to expire June 1, 2018. See Utah Code 73–30–201.

Caitlin K. Gochnour is appointed to replace Carlton Christensen as a member of the Great Salt Lake Advisory Council, a term to expire June 1, 2018. See Utah Code 73–30–201.

Don Leonard is reappointed as a member of the Great Salt Lake Advisory Council, a term to expire June 1, 2018. See Utah Code 73–30–201.

Dan Tuttle is reappointed as a member of the Great Salt Lake Advisory Council, a term to expire June 1, 2018. See Utah Code 73–30–201.

Leland Myers is reappointed as a member of the Great Salt Lake Advisory Council, a term to expire June 1, 2018. See Utah Code 73–30–201.

**Air Quality Board:**

Erin Mendenhall is appointed to replace Craig Peterson as a member of the Air Quality Board, the remaining portion of the term to expire March 1, 2017. See Utah Code 19–2–103.

**Drinking Water Board:**

Roger G. Fridal is appointed to replace Heather Jackson as a member of the Drinking Water Board, the remaining portion of the term to expire May 8, 2017. See Utah Code 19–4–103.

David L. Sakrison is appointed to replace Natasha Madsen as a member of the Drinking Water Board, the remaining portion of the term to expire May 8, 2017. See Utah Code 19–4–103.
School and Institutional Trust Lands Board of Trustees:
Lonnie Bullard is appointed to replace Steven Ostler as a member of the School and Institutional Trust Lands Board of Trustees, a term to expire June 30, 2020. See Utah Code 53C−1−202.

Utah Science Technology and Research Governing Authority:
Ivy V. Estabrooke is appointed as the Executive Director of the Utah Science Technology and Research Governing Authority. See Utah Code 63M−2−301 and 2014 General Session S.B. 62 Substitute 9(a).

State Money Management Council:
Marina Scott is appointed to replace Mark McRae as a member of the State Money Management Council, the remaining portion of the term to expire March 1, 2015. See Utah Code 51−7−16.

Political Subdivisions Ethics Review Commission:
Lori Nay is appointed to replace Bette Arial as a member of the Political Subdivisions Ethics Review Commission, the remaining portion of the term to expire March 1, 2015. See Utah Code 11−49−201.

Thank you for your timely consideration and confirmation of the above appointments.

Gary R. Herbert
Governor

* * *

Mr. President: May 21, 2014

The Senate Economic Development and Workforce Services Confirmation Committee met on May 21, 2014, and recommends, by a vote of three yeas and zero nays, the Senate confirmation of Ivy V. Estabrooke as Executive Director of the Utah Science Technology and Research Governing Authority.

Aaron Osmond, Chair

Senator Hillyard moved to consent to the appointments as read by Leslie McLean. The motion passed on the following roll call vote:

Yeas, 29; Nays, 0; Absent or not voting, 0.

Voting in the affirmative were: Senators

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<td>Jones</td>
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COMMITTEE OF THE WHOLE

On motion of Senator Okerlund, Ivy V. Estabrook, Executive Director of the Utah Science Technology and Research Governing Authority spoke in Committee of the Whole.

On motion of Senator Okerlund, the Committee of the Whole was dissolved.

President Niederhauser directed the committee to wait upon the Governor’s representative to notify him that the Senate has concluded its business.

Senator Vickers reported that the committee had notified the Governor’s representative that the Senate has concluded its business, and the Governor has no further business to bring before the Senate.

On motion of Senator Okerlund, and at 2:35 p.m., the Senate adjourned sine die.
STATE OF UTAH

SENATE JOURNAL

SEVENTH EXTRAORDINARY SESSION OF THE SIXTIETH LEGISLATURE

Convened and Adjourned on Wednesday, June 18, 2014
CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Seventh Extraordinary Session of the Sixtieth Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the Seventh Extraordinary Session convening on Wednesday, June 18, 2014, and adjourning sine die on the same day.

Leslie McLean
Secretary of the Senate

Joanna MacKay
Manager, Senate Services

Mary B. Andrus
Journal Clerk
The Senate of the Sixtieth Legislature of the State of Utah met in the Senate Chamber at the State Capital Complex in the Seventh Extraordinary Session at 1:30 p.m. on Wednesday, June 18, 2014.

The Senate was called to order at 2:05 p.m. with President Wayne L. Niederhauser presiding.

Prayer – Senator Allen Christensen
Pledge of Allegiance – Senator Karen Mayne

* * *

Leslie McLean, Secretary of the Senate, read the following communication:

PROCLAMATION

WHEREAS, since the close of the 2014 General Session of the 60th Legislature of the State of Utah, certain matters have arisen which require immediate legislative attention; and

WHEREAS, Article VII, Section 6 of the Constitution of the State of Utah provides that the Governor may, by proclamation, convene the Senate in Extraordinary Session;

NOW, THEREFORE, I, GARY R. HERBERT, Governor of the State of Utah, by virtue of the authority vested in me by the Constitution and Laws of the State of Utah, do by this Proclamation call the Senate only of the 60th Legislature into the Seventh Extraordinary Session at the State Capitol in Salt Lake City, Utah, on the 18th day of June 2014, at 1:30 p.m., for the following purpose:
For the Senate to consent to appointments made by the Governor to positions within state government of the State of Utah since the close of the 2014 General Session of the Legislature of the State of Utah.

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 16th day of June 2014.

Gary R. Herbert
Governor

Spencer J. Cox
Lieutenant Governor

CERTIFICATION

I, SPENCER J. COX, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, DO HEREBY CERTIFY THAT the attached copy of the Proclamation issued on the 16th day of June, 2014, and signed by Governor Gary R. Herbert, is a true and correct copy of the original Proclamation calling the Sixtieth Legislature of the State of Utah into a Seventh Extraordinary Session at the Capitol Complex at Salt Lake City, Utah, on the 18th day of June, 2014, at 1:30 p.m., for the purpose named in the Proclamation.

I further certify that the membership of the Utah State Senate has not changed from that of the 2014 General Legislative Session.

In testimony whereof, I have hereunto set my hand and affixed the Great Seal of the State of Utah, at Salt Lake City, this 17th day of June, 2014.

Spencer J. Cox
Lieutenant Governor

Roll call – All Senators present except Senator Osmond, excused.
On motion of Senator Valentine, the Senate voted to adopt the Senate Rules of the 2014 General Session of the Sixtieth Legislature as the rules for the Seventh Extraordinary Session.

President Niederhauser appointed a committee comprised of Senators Reid, Van Tassell, and Mayne to notify the Governor’s representative that the Senate is convened in the Seventh Extraordinary Session in accordance with his proclamation.

Senator Reid advised the Senate that the Governor’s representative has been notified of the convening of the Seventh Extraordinary Session.

COMMUNICATIONS FROM THE GOVERNOR

Mr. President: May 7, 2014

I am pleased to inform you that I have appointed Paul E. Dame as a Judge of the Fifth District Juvenile Court, pursuant to Article VIII, Section 8 of the Utah Constitution and Utah Code Section 78A−10−101.

Thank you for your timely consideration and confirmation of Mr. Dame.

Gary R. Herbert
Governor

Mr. President: June 16, 2014

The Senate Judicial Confirmation Committee met on June 16, 2014, and reports a favorable recommendation for Mr. Paul E. Dame to be confirmed to the position of Judge in the Fifth District Juvenile Court.

Scott K. Jenkins, Chair

Senator Hillyard moved to consent to the appointment of Mr. Dame. The motion passed on the following roll call vote:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators

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Absent or not voting were: Senators
Dayton Osmond Urquhart

COMMITTEE OF THE WHOLE

On motion of Senator Okerlund, Judge Paul E. Dame spoke in Committee of the Whole.

On motion of Senator Okerlund, the Committee of the Whole was dissolved.

* * *

Mr. President: May 7, 2014

I am pleased to inform you that I have appointed Michael F. Leavitt as a Judge of the Fifth District Juvenile Court, pursuant to Article VIII, Section 8 of the Utah Constitution and Utah Code Section 78A–10–101.

Thank you for your timely consideration and confirmation of Mr. Leavitt.

Gary R. Herbert
Governor

Mr. President: June 16, 2014

The Senate Judicial Confirmation Committee met on June 16, 2014, and reports a favorable recommendation for Mr. Michael F. Leavitt to be confirmed to the position of Judge in the Fifth District Juvenile Court.

Scott K. Jenkins, Chair

Senator Hillyard moved to consent to the appointment of Mr. Leavitt. The motion passed on the following roll call vote:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Dayton Harper Henderson
Hillyard Hinkins Jenkins Jones
Knudson Madsen Mayne Okerlund
Reid Robles Shiozawa Stephenson
Stevenson Thatcher Valentine Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Osmond Urquhart
COMMITTEE OF THE WHOLE

On motion of Senator Okerlund, Judge Michael F. Leavitt spoke in Committee of the Whole.

On motion of Senator Okerlund, the Committee of the Whole was dissolved.

ADVISE AND CONSENT

Mr. President: June 3, 2014

In accordance with Utah Code 67−1−1 and 67−1−2, I propose and transmit the following appointments:

GOED Board/Board of Business and Economic Development:

Christopher Michael Connabee is appointed to replace Stefanie Bevans as a member of the Board of Business and Economic Development, a term to expire March 15, 2018. See Utah Code 63M−1−302.

Jacob Boyer is reappointed as a member of the Board of Business and Economic Development, a term to expire March 15, 2018. See Utah Code 63M−1−302.

Youth Parole Authority:

Sharlene Christensen is appointed to replace Pamela Beatse as a member of the Youth Parole Authority, the remaining portion of the term to expire April 1, 2015. See Utah Code 62A−7−501.

Alcoholic Beverage Control Commission:

Kathleen McConkie Collinwood is reappointed as a member of the Alcoholic Beverage Control Commission, a term to expire July 1, 2018. See Utah Code 32B−2−201.

Weber State Board of Trustees:

Louenda Hess Downs is appointed to replace Bonnie Clark as a member of the Weber State Board of Trustees, the remaining portion of the term to expire July 1, 2015. See Utah Code 53B−2−104.

Real Estate Commission:

Calvin Musselman is appointed to replace Gary Hancock as a member of the Real Estate Commission, a term to expire June 30, 2018. See Utah Code 61−2F−103.

Real Estate Appraiser Licensing & Certification Board:

Daniel V. Brammer is reappointed as a member of the Real Estate Appraiser Licensing & Certification Board, a term to expire July 1, 2018. See Utah Code 61−2g−204.
Workers Compensation Fund Board of Directors:
Dallas H. Bradford is reappointed to serve as a member of the Workers Compensation Fund Board of Directors, a term to expire June 30, 2018. See Utah Code 31A-33-106.

Randy Rigby is appointed to replace David S. Layton as a member of the Workers Compensation Fund Board of Directors, a term to expire June 30, 2018. See Utah Code 31A-33-106.

Board of Parks and Recreation:
Kevin B. Christensen is appointed to replace Marty Ott as a member of the Board of Parks and Recreation, the remaining portion of the term to expire July 1, 2015. See Utah Code 79-4-302.

Thank you for your timely consideration and confirmation of the above appointments.

Gary R. Herbert
Governor

* * *

Mr. President: June 17, 2014

At its meeting today, the Senate Law Enforcement and Criminal Justice Confirmation Committee voted unanimously to recommend that the Utah Senate approve the nomination of the following as a member of the Youth Parole Authority:

Ms. Sharlene Christensen

Mark B. Madsen, Chair

Senator Hillyard moved to consent to the appointments as read by Joanna MacKay. The motion passed on the following roll call vote:

Yeas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators

Adams  Bramble  Christensen  Davis
Dayton  Harper  Henderson  Hillyard
Hinkins  Jones  Knudson  Madsen
Mayne  Okerlund  Reid  Robles
Shiozawa  Stephenson  Stevenson  Thatcher
Valentine  Van Tassell  Vickers  Weiler
Niederhauser

* * *
Absent or not voting were: Senators
Dabakis  Jenkins  Osmond  Urquhart

SPECIAL ORDER OF BUSINESS

A citation was read recognizing the 35th anniversary of U. S. – China diplomatic relations.

COMMITTEE OF THE WHOLE

On motion of Senator Okerlund, Zha Liyou, Deputy Head and Counselor, State Government Affairs Embassy of the People’s Republic of China in the U. S. A. spoke in Committee of the Whole.

On motion of Senator Okerlund, the Committee of the Whole was dissolved.

President Niederhauser directed the committee to wait upon the Governor’s representative to notify him that the Senate has concluded its business.

Senator Reid reported that the committee had notified the Governor’s representative that the Senate has concluded its business, and the Governor has no further business to bring before the Senate.

On motion of Senator Okerlund, and at 2:40 p.m., the Senate adjourned sine die.
CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Eighth Extraordinary Session of the Sixtieth Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the Eighth Extraordinary Session convening on Wednesday, July 16, 2014, and adjourning sine die on the same day.

Leslie McLean
Secretary of the Senate

Joanna MacKay
Manager, Senate Services

Mary B. Andrus
Journal Clerk
The Senate of the Sixtieth Legislature of the State of Utah met in the Senate Chamber at the State Capital Complex in the Eighth Extraordinary Session at 1:30 p.m. on Wednesday, July 16, 2014.

The Senate was called to order at 1:55 p.m. with President Wayne L. Niederhauser presiding.

**Prayer** – Senator Wayne Harper

**Pledge of Allegiance** – Senator Pat Jones

***

Leslie McLean, Secretary of the Senate, read the following communication:

**PROCLAMATION**

WHEREAS, since the close of the 2014 General Session of the 60th Legislature of the State of Utah, certain matters have arisen which require immediate legislative attention; and

WHEREAS, Article VII, Section 6 of the Constitution of the State of Utah provides that the Governor may, by proclamation, convene the Senate in Extraordinary Session;

NOW, THEREFORE, I, GARY R. HERBERT, Governor of the State of Utah, by virtue of the authority vested in me by the Constitution and Laws of the State of Utah, do by this Proclamation call the Senate only of the 60th Legislature into the Eighth Extraordinary Session at the State Capitol in Salt Lake City, Utah, on the 16th day of July 2014, at 1:30 p.m., for the following purpose:
For the Senate to consent to appointments made by the Governor to positions within state government of the State of Utah since the close of the 2014 General Session of the Legislature of the State of Utah.

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 14th day of July 2014.

Gary R. Herbert
Governor
Spencer J. Cox
Lieutenant Governor

CERTIFICATION

I, SPENCER J. COX, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, DO HEREBY CERTIFY THAT the attached copy of the Proclamation issued on the 14th day of July, 2014, and signed by Governor Gary R. Herbert, is a true and correct copy of the original Proclamation calling the Sixtieth Legislature of the State of Utah into a Eighth Extraordinary Session at the Capitol Complex at Salt Lake City, Utah, on the 16th day of July, 2014, at 1:30 p.m., for the purpose named in the Proclamation.

I further certify that the membership of the Utah State Senate has not changed from that of the 2014 General Legislative Session.

In testimony whereof, I have hereunto set my hand and affixed the Great Seal of the State of Utah, at Salt Lake City, this 15th day of July, 2014.
Spencer J. Cox
Lieutenant Governor

Roll call – All Senators present except Senators Bramble, Hillyard, and Robles excused.
On motion of Senator Van Tassell, the Senate voted to adopt the Senate Rules of the 2014 General Session of the Sixtieth Legislature as the rules for the Eighth Extraordinary Session.

President Niederhauser appointed a committee comprised of Senators Henderson, Thatcher, and Dabakis to notify the Governor’s representative that the Senate is convened in the Eighth Extraordinary Session in accordance with his proclamation.

Senator Henderson advised the Senate that the Governor’s representative has been notified of the convening of the Eighth Extraordinary Session.

COMMUNICATIONS FROM THE GOVERNOR

Mr. President: June 9, 2014

I am pleased to inform you that I have appointed Roger Griffin as a Judge of the Fourth District Court, pursuant to Article VIII, Section 8 of the Utah Constitution and Utah Code Section 78A–10–101.

Thank you for your timely consideration and confirmation of Mr. Griffin.

Gary R. Herbert
Governor

Mr. President: July 14, 2014

The Senate Judicial Confirmation Committee met on July 14, 2014, and reports a favorable recommendation for Mr. Roger Griffin to be confirmed to the position of Judge in the Fourth District Court.

Scott K. Jenkins, Chair

Senator Jenkins moved to consent to the appointment of Mr. Griffin. Senators Urquhart and Valentine commented. The motion passed on the following roll call vote:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators

Adams  Christensen  Dabakis  Davis  
Dayton  Harper  Henderson  Hinkins  
Jenkins  Jones  Knudson  Madsen  
Mayne  Okerlund  Osmond  Reid  
Shiozawa  Stephenson  Stevenson  Thatcher  
Urquhart  Valentine  Van Tassell  Vickers  
Weiler  Niederhauser
Absent or not voting were: Senators
Bramble          Hillyard          Robles

***

Mr. President: June 9, 2014
I am pleased to inform you that I have appointed Brandon Maynard as a Judge of the First District Court, pursuant to Article VIII, Section 8 of the Utah Constitution and Utah Code Section 78A–10–101.

Thank you for your timely consideration and confirmation of Mr. Maynard.

Gary R. Herbert
Governor

Mr. President: July 14, 2014
The Senate Judicial Confirmation Committee met on July 14, 2014, and reports a favorable recommendation for Mr. Brandon Maynard to be confirmed to the position of Judge in the First District Court.

Scott K. Jenkins, Chair

Senator Jenkins moved to consent to the appointment of Mr. Maynard. Senator Knudson commented. The motion passed on the following roll call vote:

Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams             Christensen          Dabakis         Davis
Dayton           Harper              Henderson        Hinkins
Jenkins          Jones              Knudson          Madsen
Mayne            Okerlund           Osmond          Reid
Shiozawa         Stephenson         Stevenson        Thatcher
Urquhart         Valentine          Van Tassell      Vickers
Weiler           Niederhauser

Absent or not voting were: Senators
Bramble          Hillyard          Robles

COMMITTEE OF THE WHOLE

On motion of Senator Okerlund, Judges Roger Griffin and Brandon Maynard spoke in Committee of the Whole.
On motion of Senator Okerlund, the Committee of the Whole was dissolved.

**ADVISE AND CONSENT**

**Mr. President:** June 3, 2014

In accordance with Utah Code 67–1–1 and 67–1–2, I propose and transmit the following appointments:

**Quality Growth Commission:**

Erin Mendenhall is appointed to replace Soren Simonsen as a member of the Quality Growth Commission, the remaining portion of the term to expire April 15, 2017. See Utah Code 11–38–201.

Jack Thomas is appointed to replace Alex Butwinski as a member of the Quality Growth Commission, the remaining portion of the term to expire September 30, 2016. See Utah Code 11–38–201.

**Mr. President:** July 2, 2014

In accordance with Utah Code 67–1–1 and 67–1–2, I propose and transmit the following appointments:

**University of Utah Board of Trustees:**

Christian K. Gardner is appointed to replace Clark Ivory as a member of the University of Utah Board of Trustees, the remaining portion of the term to expire July 30, 2015. See Utah Code 53B–2–104.

**Dixie State University Board of Trustees:**

Thomas Wright is appointed to replace Steven G. Caplin as a member of the Dixie State University Board of Trustees, a term to expire July 30, 2018. See Utah Code 53B–2–104.

**Utah State Retirement Board:**

Laura O. Houston is appointed to replace John Lunt as a member of the Utah State Retirement Board, a term to expire July 1, 2018. See Utah Code 49–11–202.

**Child Care Center Licensing Committee:**

Genevieve Marie Romero is appointed as a member of the Child Care Center Licensing Committee representing an owner or director of a child care center, a term to expire July 30, 2018. See Utah Code 26–39–200.

Deborah Lynne Tilley is appointed as a member of the Child Care Center Licensing Committee representing an owner or director of a child care center, a term to expire July 30, 2016. See Utah Code 26–39–200.
Joan Nichol is appointed as a member of the Child Care Center Licensing Committee representing an owner or director of a child care center, a term to expire July 30, 2018. See Utah Code 26–39–200.

Becky Lageschulte is appointed as a member of the Child Care Center Licensing Committee representing a parent with a child in a child care center, a term to expire July 30, 2016. See Utah Code 26–39–200.

Dale Don Smith is appointed as a member of the Child Care Center Licensing Committee representing a child development expert from the state system of higher education, a term to expire July 30, 2018. See Utah Code 26–39–200.

Julie H. Shakib is appointed as a member of the Child Care Center Licensing Committee representing a pediatrician licensed in the state, a term to expire July 30, 2016. See Utah Code 26–39–200.

Fred C. Cox is appointed as a member of the Child Care Center Licensing Committee representing an architect licensed in the state, a term to expire July 30, 2018. See Utah Code 26–39–200.

Thank you for your timely consideration and confirmation of the above appointments.

Gary R. Herbert
Governor

* * *

Senator Jenkins moved to consent to the appointments as read by Paula Tew. The motion passed on the following roll call vote:

**Yeas, 24; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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SPECIAL ORDER OF BUSINESS

A citation was read honoring Norma Carr, retiring Athletic Director at Salt Lake Community College.

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President Niederhauser directed the committee to wait upon the Governor’s representative to notify him that the Senate has concluded its business.

Senator Henderson reported that the committee had notified the Governor’s representative that the Senate has concluded its business, and the Governor has no further business to bring before the Senate.

On motion of Senator Okerlund, and at 2:25 p.m., the Senate adjourned sine die.
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