

MINUTES OF THE HOUSE
NATURAL RESOURCES, AGRICULTURE, & ENVIRONMENT
STANDING COMMITTEE
Room 445, State Capitol
February 13, 2015

Members Present: Rep. Lee B. Perry, Chair
Rep. Douglas V. Sagers, Vice Chair
Rep. Joel K. Briscoe
Rep. Melvin R. Brown
Rep. Scott H. Chew
Rep. Jack R. Draxler
Rep. Susan Duckworth
Rep. Steve G. Handy
Rep. Timothy D. Hawkes
Rep. Mike K. McKell
Rep. Michael E. Noel
Rep. Kraig Powell
Rep. Scott D. Sandall
Rep. Mike Schultz

Staff Present: Mr. J Brian Allred, Policy Analyst
Ms. An Bradshaw, Committee Secretary

NOTE: A list of visitors and handouts are filed with committee minutes

Vice Chair Sagers called the meeting to order at 3:38 p.m.

MOTION: Rep. Perry moved to approve the minutes of the February, 10, 2015, meeting. The motion passed unanimously with Rep. Draxler, Rep. Duckworth, Rep. Hawkes, Rep. McKell, Rep. Powell, and Rep. Sandall absent for the vote.

H.B. 229 Air Quality Modifications (*Rep. R. Edwards*)

Rep. Edwards explained the bill to the committee with the assistance of Bryce Bird, Director, Division of Air Quality. "Line-by-line Cleanup of 19-2 (HB 229 Introduced and Amendment 1, 2/13/15)" was distributed to the committee.

MOTION: Rep. Briscoe moved to amend the bill as follows:

1. *Page 2, Line 57 through Page 3, Line 64:*

57 (1) "Air pollutant" means ~~{~~

58 ~~(a) a physical, chemical, biological, or radioactive substance that, if emitted~~
~~into or~~

59 ~~otherwise enters the ambient air in high enough concentrations and for long enough~~
~~duration.~~

- 60 causes:
61 ~~—(i) harm, discomfort, disease, or death to humans, animals, or vegetation; or~~
62 ~~—(ii) damage to materials or property;~~
63 ~~—(b) a precursor to the formation of a substance described under Subsection~~
~~(1)(a); or~~
64 ~~—(c)}~~ a substance that qualifies as an air pollutant as defined in 42 U.S.C. Sec.
7602.

2. *Page 3, Lines 74 through 77:*

- 74 (5) "Asbestos" means the asbestiform varieties of serpentine (chrysotile), riebeckite
75 (crocidolite), cummingtonite-grunerite, anthophyllite, [~~and~~] actinolite-tremolite, and libby
76 amphibole {, including asbestiform, winchite, richterite, tremolite, and
magnesioriebeckite found
77 in vermiculite products} .

3. *Page 9, Lines 256 through 258:*

- 256 ~~designers, asbestos abatement contractors and supervisors, or asbestos abatement~~
~~workers] an~~
257 inspector, management planner, abatement project designer, asbestos abatement
contractor and
258 supervisor, or an asbestos abatement worker {, renovator, or dust sampling
technician} ;

The motion passed unanimously with Rep. Draxler, Rep. Duckworth, Rep. Hawkes, Rep. McKell, Rep. Powell, and Rep. Sandall absent for the vote.

MOTION: Rep. Briscoe moved to pass the bill out favorably as amended. The motion passed unanimously with Rep. Draxler, Rep. Duckworth, Rep. Hawkes, Rep. McKell, and Rep. Sandall absent for the vote.

H.B. 226 Air Quality Revisions (Rep. R. Edwards)

Rep. Edwards explained the bill to the committee, assisted by Robert Grow, President, Envision Utah, and Stephen Sands, Chair, Air Quality Board. Bryce Bird, Director, Division of Air Quality, answered questions from the committee. "Envision Utah", "Division of Air Quality Board", and "Op-ed: Give Utah regulators the flexibility to fix our air" were distributed to the committee.

Spoke for the bill: Alicia Connell, Communities for Clean Air
Carrie Butler, citizen
Anna Hoffmann, citizen
Ella Udell, citizen
Abigail Van B., citizen
Cherise Udell, Utah Moms for Clean Air
John Loveless, citizen
Peter Brownstein, Utah Physicians for Clean Air
Emily Gray, Utah Moms for Clean Air

Spoke against the bill: Redge Johnson, citizen

MOTION: Rep. Hawkes moved to amend the bill as follows:

1. *Page 2, Lines 35 through 37:*

- 35 (2) The findings described in Subsection (1)(b) shall be:
36 (a) in writing; and
37 (b) based on evidence, studies, or other information contained in the record **that**
relates to the state of Utah and type of source involved .

The motion passed unanimously.

MOTION: Rep. Hawkes moved to pass the bill out favorably as amended.

SUBSTITUTE MOTION: Rep. Noel moved to amend the bill as follows:

1. *Page 1, Line 12:*

- 12 ▶ authorizes the Division of Air Quality to create rules that are {~~more~~
~~stringent~~} **different** than

2. *Page 2, Line 29:*

- 29 program under the federal Clean Air Act [~~may be~~] {~~more stringent~~} **different**
than the corresponding

3. *Page 2, Line 33:*

- 33 (b) the board finds that the {~~more stringent~~} **different** rule will provide
reasonable added

The motion passed with Rep. Briscoe and Rep. Handy voting in opposition.

MOTION: Rep. Hawkes moved to pass the bill out favorably as amended. The motion passed unanimously.

H.B. 254 Livestock Branding Amendments (*Rep. M. Noel*)

Rep. Noel explained the bill to the committee with the assistance of Cody James, Director, Animal Industry Division.

MOTION: Rep. Noel moved to amend the bill

SUBSTITUTE MOTION: Rep. Brown moved to hold H.B. 254. The motion passed unanimously with Rep. Draxler absent for the vote.

MOTION: Rep. Handy moved to adjourn the meeting. The motion passed unanimously with Rep. Draxler absent for the vote.

Vice Chair Sagers adjourned the meeting at 6:13 p.m.

Lee B. Perry, Chair