STATE OF UTAH

SENATE JOURNAL

FIFTH EXTRAORDINARY SESSION
OF THE
SIXTY–FIRST LEGISLATURE

Convened and Adjourned on
Wednesday, July 15, 2015
CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Fifth Extraordinary Session of the Sixty-First 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, July 15, 2015, 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 Sixty–First Legislature of the State of Utah met in the Senate Chamber at the State Capitol Complex in the Fifth Extraordinary Session at 4:00 p.m. on Wednesday, July 15, 2015.

The Senate was called to order at 4:08 p.m. with President Wayne L. Niederhauser presiding.

Prayer – Senator Alvin Jackson
Pledge of Allegiance – Senator Luz Escamilla

* * *

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

PROCLAMATION

WHEREAS, since the close of the 2015 General Session of the 61st 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 into 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 61st Legislature into the Fifth Extraordinary Session at the State Capitol in Salt Lake City, Utah, on the 15th day of July 2015, at 4:00 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 2015 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 13th day of July 2015.

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 13th day of July, 2015, and signed by Governor Gary R. Herbert, is a true and correct copy of the original Proclamation calling the Sixty−First Legislature of the State of Utah into a Fifth Extraordinary Session at the Capitol Complex at Salt Lake City, Utah, on the 15th day of July, 2015, at 4:00 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 2015 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 13th day of July, 2015.

Spencer J. Cox
Lieutenant Governor

* * *

Roll call – All Senators present except Senators Bramble, Dabakis, Dayton, Hillyard, Iwamoto, Mayne, Van Tassell and Vickers, excused.
On motion of Senator Weiler, the Senate voted to adopt the Senate Rules of the 2015 General Session of the Sixty–First Legislature as the rules for the Fifth Extraordinary Session.

President Niederhauser appointed a committee comprised of Senators Osmond, Thatcher, and Davis to notify the Governor’s representative that the Senate is convened in the Fifth Extraordinary Session in accordance with his proclamation.

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

The Senate President, Majority Leader and Minority Leader agreed to waive the 15 day notification requirement for the Utah State Board of Education and the Board of Tourism appointments.

COMMUNICATION FROM THE GOVERNOR

Mr. President: June 5, 2015
I am pleased to inform you that I have appointed Elizabeth Knight as a Judge of the Third District Juvenile Court, pursuant to Article VIII, Section 8 of the Utah Constitution and Utah Code Section 78a–10–101.

Thank you for you timely consideration and confirmation of Ms. Knight.

Gary R. Herbert
Governor

Mr. President: July 7, 2015
The Senate Judicial Confirmation Committee met on July 7, 2015, and reports a favorable recommendation that Ms. Elizabeth Knight be confirmed to the position of Judge of the Third District Juvenile Court.

Scott K. Jenkins, Chair

On motion of Senator Jenkins, the Senate voted to consent to the Governor’s appointment of Ms. Elizabeth Knight. Senators Christensen and Harper commented. The motion passed on the following roll call vote:

**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
Bramble      Dabakis      Dayton      Hillyard
Iwamoto      Mayne       Millner     Shiozawa
Van Tassell  Vickers

COMMITTEE OF THE WHOLE

On motion of Senator Okerlund, Judge Elizabeth Knight spoke in Committee of the Whole.

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

COMMUNICATION FROM THE GOVERNOR

Mr. President:               June 5, 2015

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

Alcoholic Beverage Control Commission:
   Amanda Smith is appointed to replace Constance White as a member of the Alcoholic Beverage Control Commission, a term to expire July 1, 2019. See Utah Code 32B–2–201.

   S. Neal Berube is appointed to replace David Gladwell as a member of the Alcoholic Beverage Control Commission, a term to expire July 1, 2019. See Utah Code 32B–2–201.

Worker’s Compensation Fund Board of Directors:
   Lane A. Summerhays is reappointed as a member of the Workers Compensation Fund Board of Directors, a term to expire June 30, 2019. See Utah Code 31A–33–106.

Mr. President:               June 16, 2015

Utah State Retirement Systems
   Edward T. Alter is reappointed as a member of the Utah State Retirement Board, a term to expire July 1, 2019, See Utah Code 49–11–202.

   Sheri Nelson is reappointed as a member of the Utah State Retirement Board, a term to expire July 1, 2019, See Utah Code 49–11–202.

Utah Capital Investment Board:
   Derek B. Miller is appointed to replace Taylor R. Randall as a member of the Utah Capital Investment Board, a term to expire June 30, 2019, See Utah Code 63N–6–202.Board of Tourism Development:
**Board of Tourism Development:**

Lance Carlson Syrett is reappointed as a member of the Board of Tourism Development, a term to expire June 30, 2019. See Utah Code 63N−7−102.

John Charles Holland is reappointed as a member of the Board of Tourism Development, a term to expire June 30, 2019. See Utah Code 63N−7−102.

Brian Israel Merrill is reappointed as a member of the Board of Tourism Development, a term to expire June 30, 2019. See Utah Code 63N−7−102.

**Youth Parole Authority**

Sharlene Christensen is reappointed as a member of the Youth Parole Authority, a term to expire April 1, 2019. See Utah Code 62A−7−501.

David M. Caron is reappointed as a member of the Youth Parole Authority, a term to expire April 1, 2019. See Utah Code 62A−7−501.

Ferris E. Groll is reappointed as a member of the Youth Parole Authority, a term to expire April 1, 2019. See Utah Code 62A−7−501.

Alvin Wilford Emery is reappointed as a member of the Youth Parole Authority, a term to expire April 1, 2019. See Utah Code 62A−7−501.

Mr. President: July 2, 2015

**Utah State Board of Education:**

Stanford Eugene Lockhart is appointed to replace C. Mark Openshaw as a member of the Utah State Board of Education, a term to expire December 31, 2016. See Utah Code 20A−1−507.

**Board of Tourism Development:**

Russell Brooks Clove is appointed to replace Pamela Hilton as a member of the Board of Tourism Development, a term to expire June 30, 2019. See Utah Code 63N−7−102.

Gregory Scott Miller is appointed to replace Jeff Robbins as a member of the Board of Tourism Development, a term to expire June 30, 2019. See Utah Code 63N−7−102.

Glen A. Overton is appointed to replace Hans Fuegi as a member of the Board of Tourism Development, a term to expire June 30, 2019. See Utah Code 63N−7−102.

Sara Vanessa Toliver is appointed to replace William Malone as a member of the Board of Tourism Development, a term to expire June 30, 2019. See Utah Code 63N−7−102.
Thank you for your timely consideration and confirmation of the above appointments.

Gary R. Herbert
Governor

Mr. President: June 29, 2015
The Senate Business and Labor Confirmation Committee met on June 29, 2015, and reports a favorable recommendation for Ms. Amanda Smith and Mr. S. Neal Berube as members of the Alcoholic Beverage Control Commission.

Curtis S. Bramble, Chair

Mr. President: July 14, 2015
The Senate Education Confirmation Committee met on July 14, 2015, and reports a favorable recommendation for Stanford Eugene Lockhart as a member of the Utah State Board of Education.

Stephen H. Urquhart, Chair

Senator Weiler moved to consent to the appointments as read by Joanna MacKay. The motion passed on the following roll call vote:

**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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Senator Osmond 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 4:30 p.m., the Senate adjourned sine die.
STATE OF UTAH

SENATE JOURNAL

FIRST SPECIAL SESSION
OF THE
SIXTY–FIRST LEGISLATURE

Convened and Adjourned on Wednesday, August 19, 2015
CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the First Special Session of the Sixty–First Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the First Special Session convening on Wednesday, August 19, 2015, 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 Sixty-first Legislature of the State of Utah met in the Senate Chamber of the State Capitol in a Special Session at 12:30 p.m. on Wednesday, August 19, 2015.

The Senate was called to order at 3:07 p.m., with President Wayne Niederhauser presiding.

Prayer – Senator Aaron Osmond
Pledge of Allegiance – Senator Gene Davis
Roll Call – All Senators present

Leslie McLean read the following Proclamation and Certification.

PROCLAMATION

WHEREAS, since the adjournment of the 2015 General Session of the Sixty-first Legislature of the State of Utah, certain matters have arisen that 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 Legislature into Special 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 the laws of the State of Utah, call the Sixty-first Legislature of the State of Utah into a First Special Session at the Utah State Capitol, in Salt Lake City, Utah, on the 19th day of August 2015, at 3:00 p.m., for the following purposes:

1. to consider the recommendation of the Prison Relocation Commission as to the building of a new state prison at the location of Interstate–80 and 7200 West in Salt Lake City;
2. to consider changes to the statute of limitations governing refunds or credits issued for overpayment of corporate taxes;
3. to consider the statutory qualifications for the Medicaid Inspector General;
4. to consider corrections to the penalty for an accident involving injury, death, or property damage, and code references within Utah Code 76–10–503;
5. to consider clarifications to Utah Code 78B–2–201; and
6. for the Senate to consent to appointments made by the Governor.

IN TESTIMONY WHEREOF,
I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done at the Utah State Capitol in Salt Lake City, Utah, this 14th day of August, 2015.

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 15th day of August, 2015, signed by Governor Gary R. Herbert, is a true and correct copy of the original Proclamation calling the Sixty–First Legislature of the State of Utah into the First Special Session at the Capitol Complex at Salt Lake City, Utah, on the 19th day of August, 2015, at 3:00 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 2015 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 17th day of August, 2015

Spencer J. Cox
Lieutenant Governor

***

On motion of Senator Van Tassell, the Senate voted to adopt the Senate Rules of the 2015 General Session of the Sixty−First Legislature as the rules for the First Special Session.

President Niederhauser appointed a committee comprised of Senators Weiler, Jackson, and Mayne to join with a like committee from the House to notify the Governor that the Senate is convened in the First Special Session in accordance with his proclamation and is organized and ready to receive any communication from him.

President Niederhauser appointed a committee comprised of Senators Jenkins, Vickers, and Dabakis to notify the House of Representatives that the Senate is organized and ready to do business.

Representatives Stratton, Roberts, and Wheatley reported that the House of Representatives is organized and ready to do business.

Senator Weiler reported that the Governor’s representative has been notified.

Senator Jenkins reported that the House has been notified.

On motion of Senator Van Tassell, 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 Consent 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.
On motion of Senator Okerlund, the Senate voted to suspend the rules requiring placing bills on the Third Reading Calendar until the next day and that bills and resolutions be read the first time and placed on the Second Reading Calendar for immediate consideration.

**INTRODUCTION OF BILLS**

**S.B. 1001, Corporate Franchise and Income Tax Amendments**
(H. Stephenson), was read the first time by short title and placed on the Second Reading Calendar.

**S.B. 1002, Medicaid Inspector General Amendments** (D. Henderson), was read the first time by short title and placed on the Second Reading Calendar.

**S.B. 1003, Criminal Law Amendments** (J. S. Adams), was read the first time by short title and placed on the Second Reading Calendar.

**COMMUNICATIONS FROM THE GOVERNOR**

Mr. President: June 5, 2015

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

**State Board of Regents**
Steven J. Lund is appointed to replace Jed Pitcher as a member, a term to expire June 30, 2021.

Mr. President: June 16, 2015

**Youth Parole Board**
Rick T. Westmoreland is appointed to replace Ray Terry as a member, a term to expire April 1, 2019.

Mr. President: July 13, 2015

**Board of Business and Economic Development (GOED):**
Annette Meier is appointed to replace Cliff White as a member of the Board of Business and Economic Development, a term to expire March 15, 2019. See Utah Code 63M–1–302.

**Health Facilities Committee:**
Betty Lynn Davis is reappointed as a member of the Health Facilities Committee, a term to expire July 1, 2019. See Utah Code 26–21–3.

Lou Jean Flint is reappointed as a member of the Health Facilities Committee, a term to expire July 1, 2019. See Utah Code 26–21–3.
Securities Commission:

Lyle White is appointed to replace Tim Bangerter as a member of the Securities Commission, a term to expire May 12, 2019. See Utah Code 61–1–18.5.

Brent R. Baker is reappointed as a member of the Securities Commission, a term to expire May 12, 2019. See Utah Code 61–1–18.5.

State Board of Financial Institutions:

William E. Tingey is reappointed as a member of the State Board of Financial Institutions, a term to expire July 1, 2019. See Utah Code 7–1–203.

Richard Thomas Beard is reappointed as a member of the State Board of Financial Institutions, a term to expire July 1, 2019. See Utah Code 7–1–203.

Utah State Retirement Board:

Ryan G. Hessenthaler is appointed to replace Kathy Jones–Price as a member of the Utah State Retirement Board, a term to expire July 1, 2019. See Utah Code 49–11–202.

Mr. President: August 5, 2015

Utah Department of Health

Dr. Joseph Kay Miner is appointed to replace Dr. David Patton as the executive director.

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

Gary R. Herbert
Governor

***

Mr. President: August 18, 2015

At its meeting today, the Senate Health and Human Services Confirmation Committee recommended that the Utah Senate approve the nomination of the following as the executive director of the Department of Health:

Dr. Joseph Kay Miner

Allen M. Christensen, Chair
Mr. President:  
August 18, 2015  
The Senate Education Confirmation Committee met on this date and reports a favorable recommendation for Mr. Steven J. Lund as a member of the Utah State Board of Regents.

Stephen H. Urquhart, Chair

The Senate President, Majority Leader and Minority Leader agreed to waive the 15–day notification requirement for the Utah Department of Health Executive Director appointment.

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, 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

**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, **S.B. 1001, CORPORATE FRANCHISE AND INCOME TAX 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, 5; Absent or not voting, 0.**

**Voting in the affirmative were:** Senators

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Voting in the negative were: Senators
Dabakis  Davis  Escamilla  Iwamoto
Mayne

**S.B. 1001** was transmitted to the House.

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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. 1002**, MEDICAID INSPECTOR GENERAL AMENDMENTS, was considered read the second and third times. Senator Henderson 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  Escamilla  Harper
Henderson  Hillyard  Hinkins  Iwamoto
Jackson  Jenkins  Knudson  Madsen
Mayne  Millner  Okerlund  Osmond
Shiozawa  Stephenson  Stevenson  Thatcher
Urquhart  Van Tassell  Vickers  Weiler
Niederhauser

**S.B. 1002** was transmitted to the House.

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**S.B. 1003**, CRIMINAL LAW AMENDMENTS, was read the second time.

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

1st Sub. S.B. 1003 Criminal Law Amendments (J. S. 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. 1003, CRIMINAL LAW AMENDMENTS**, was considered read the second and third times. Senator Adams 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

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**Voting in the negative were:** Senators

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**Absent or not voting was:** Senator Stevenson

1st Sub. S.B. 1003 was transmitted to the House.

* * *

On motion of Senator Okerlund, and at 4:10 p.m., the Senate sauntered.

The Senate was called to order at 5:30 p.m., with President Niederhauser presiding.

**COMMUNICATIONS FROM THE HOUSE**

Mr. President: August 19, 2015

The House passed, as amended, **H.B. 1001, STATUTE OF LIMITATIONS AMENDMENTS**, by Representative M. Noel, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communication filed. The bill was read the first time by short title and placed on the Second Reading Calendar.
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. 1001, STATUTE OF LIMITATIONS AMENDMENTS, was considered read the second and third times. Senators Dabakis, Hillyard, and Weiler commented and the bill passed on the following roll call:

Yeas, 24; Nays, 4; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dayton
Harper  Henderson  Hillyard  Hinkins
Iwamoto  Jackson  Jenkins  Knudson
Millner  Okerlund  Osmond  Shiozawa
Stephenson  Stevenson  Thatcher  Urquhart
Van Tassell  Vickers  Weiler  Niederhauser

Voting in the negative were: Senators
Dabakis  Davis  Escamilla  Mayne

Absent or not voting was: Senator
Madsen

H.B. 1001 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: August 19, 2015

The House passed, as substituted, 2nd Sub. H.C.R. 101, CONCURRENT RESOLUTION APPROVING SITE FOR NEW STATE CORRECTIONAL FACILITIES, by Representative B. Wilson, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communication filed. The bill was read the first time by short title and placed on the Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Stevenson, under suspension of the rules, 2nd Sub. H.C.R. 101, CONCURRENT RESOLUTION APPROVING SITE FOR NEW
STATE CORRECTIONAL FACILITIES, was considered read the second and third times. Senator Stevenson explained the bill. Senators Escamilla, Hillyard, Hinkins, Knudson, Dayton, Jenkins, Osmond, Iwamoto, Mayne, Thatcher, and Harper commented. Senator Hinkins made a motion to amend the bill. The motion failed on a voice vote. 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
- Christensen
- Dayton
- Henderson
- Hillyard
- Hinkins
- Jackson
- Jenkins
- Knudson
- Madsen
- Mayne
- Millner
- Okerlund
- Stephenson
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Voting in the negative were:** Senators
- Dabakis
- Escamilla
- Harper
- Iwamoto
- Osmond
- Shiozawa
- Urquhart

**Absent or not voting was:** Senator
- Davis

**2nd Sub. H.C.R. 101** 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: August 19, 2015

The House passed, **S.B. 1001**, CORPORATE FRANCHISE AND INCOME TAX 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, **S.B. 1002**, MEDICAID INSPECTOR GENERAL 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, **1st Sub. S.B. 1003**, CRIMINAL LAW AMENDMENTS, 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 bills were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.
President Niederhauser appointed Senators Osmond, Jackson, and Mayne 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.

President Niederhauser appointed Senators Jenkins, Vickers, and Dabakis to notify the House of Representatives that the Senate has concluded its business and is ready to adjourn sine die.

Senator Osmond 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 Jenkins 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 Okerlund, and at 6:55 p.m., the Senate adjourned sine die.
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SIXTY-FIRST LEGISLATURE
FIRST SPECIAL SESSION

Convened and Adjourned on
Wednesday, August 19, 2015
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CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Sixth Extraordinary Session of the Sixty–First 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, September 16, 2015, and adjourning sine die on the same day.

Leslie McLean  
Secretary of the Senate

Mary B. Andrus  
Journal Clerk
The Senate of the Sixty–First Legislature of the State of Utah met in the Senate Chamber at the State Capitol Complex in the Sixth Extraordinary Session at 7:00 a.m. on Wednesday, September 17, 2015.

The Senate was called to order at 7:05 a.m. with President Wayne L. Niederhauser presiding.

Prayer – Senator Stuart Adams
Pledge of Allegiance – Senator Jim Dabakis

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

Dear Senators: September 10, 2015

As President of the Senate, I hereby call the Utah Senate into a Sixth Extraordinary Session on Wednesday, September 16, 2015, at 7:00 a.m. in the Senate Chamber of the Utah State Capitol, for the purpose of considering the July 27, 2015, Governor’s appointment of Heather Brereton as a Judge of the Third District Court.

Wayne L. Niederhauser, President

Roll call – All Senators present except Senators Bramble, Dayton, Harper, Jackson, Madsen, and Vickers, excused.

On motion of Senator Van Tassell, the Senate voted to adopt the Senate Rules of the 2015 General Session of the Sixty–First Legislature as the rules for the Sixth Extraordinary Session.
Mr. President: July 27, 2015

I am pleased to inform you that I have appointed Heather Brereton 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.

Gary R. Herbert
Governor

Mr. President: September 9, 2015

The Senate Judicial Confirmation Committee met on September 9, 2015, and reports a favorable recommendation that Ms. Heather Brereton be confirmed to the position of Judge of the Third District Court.

Scott K. Jenkins, Chair

Senator Jenkins moved to consent to the appointment of Heather Brereton. The motion passed on the following roll call vote:

**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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**COMMITTEE OF THE WHOLE**

On motion of Senator Okerlund, Judge Heather Brereton 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 7:20 a.m., the Senate adjourned sine die.
STATE OF UTAH

SENATE JOURNAL

SEVENTH EXTRAORDINARY SESSION
OF THE
SIXTY–FIRST LEGISLATURE

Convened and Adjourned on
Wednesday, October 21, 2015
CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Seventh Extraordinary Session of the Sixty-First 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, October 21, 2015, and adjourning sine die on the same day.

Leslie McLean
Secretary of the Senate

Mary B. Andrus
Journal Clerk
The Senate of the Sixty−First Legislature of the State of Utah met in the Senate Chamber at the State Capitol Complex in the Seventh Extraordinary Session at 4:00 p.m. on Wednesday, October 21, 2015.

The Senate was called to order at 4:10 p.m. with President Wayne L. Niederhauser presiding.

Prayer – Senator Wayne Harper
Pledge of Allegiance – Senator Jim Dabakis

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

PROCLAMATION

WHEREAS, since the close of the 2015 General Session of the 61st 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 into 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 61st Legislature into the Seventh Extraordinary Session at the Utah State Capitol in Salt Lake City, Utah, on the 21st day of October 2015, at 4:00 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 2015 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 October 2015.

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 October, 2015, and signed by Governor Gary R. Herbert, is a true and correct copy of the original Proclamation calling the Sixty-First Legislature of the State of Utah into a Seventh Extraordinary Session at the Capitol Complex at Salt Lake City, Utah, on the 21st day of October, 2015, at 4:00 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 2015 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 October, 2015.

Spencer J. Cox
Lieutenant Governor

***

Roll call – All Senators present except Senators Bramble, Osmond, Escamilla, and Urquhart, excused.
On motion of Senator Van Tassell, the Senate voted to adopt the Senate Rules of the 2015 General Session of the Sixty-First Legislature as the rules for the Seventh Extraordinary Session.

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

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

ADVISE AND CONSENT

Mr. President: August 5, 2015

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

Waste Management and Radiation Control Board:

Brett Douglas Mickelson is appointed as a member of the Waste Management and Radiation Control Board, a term to expire August 31, 2019. See Utah Code 19−6−103(1)(b)(i).

Dwayne Jex Woolley is appointed as a member of the Waste Management and Radiation Control Board, a term to expire August 31, 2019. See Utah Code 19−6−103(1)(b)(ii).

Shawn Bradley Milne is appointed as a member of the Waste Management and Radiation Control Board, a term to expire August 31, 2017. See Utah Code 19−6−103(1)(b)(ii).

Dennis Russell Riding is appointed as a member of the Waste Management and Radiation Control Board, a term to expire August 31, 2017. See Utah Code 19−6−103(1)(b)(iii).

Mark William Franc is appointed as a member of the Waste Management and Radiation Control Board, a term to expire August 31, 2017. See Utah Code 19−6−103(1)(b)(iv).

Shane Benson Whitney is appointed as a member of the Waste Management and Radiation Control Board, a term to expire August 31, 2019. See Utah Code 19−6−103(1)(b)(v).

Vern Child Rogers is appointed as a member of the Waste Management and Radiation Control Board, a term to expire August 31, 2019. See Utah Code 19−6−103(1)(b)(vi).
Richard Blake Codell is appointed as a member of the Waste Management and Radiation Control Board, a term to expire August 31, 2019. See Utah Code 19–6–103(1)(b)(vii).

Steve McIff is appointed as a member of the Waste Management and Radiation Control Board, a term to expire August 31, 2017. See Utah Code 19–6–103(1)(b)(ix).

Jeremy Eric Hawk is appointed as a member of the Waste Management and Radiation Control Board, a term to expire August 31, 2019. See Utah Code 19–6–103(1)(b)(x).

Mr. President: August 18, 2015

Health Data Committee:
Michael James Hale is appointed to replace Keith Tintle as a member of the Health Data Committee, the remaining portion of the term to expire June 30, 2018. See Utah Code 26–33a–103.

Search and Rescue Advisory Board:
Anna Rae Garrett is appointed to replace Deb Burcombe as a member of the Search and Rescue Advisory Board, a term to expire June 30, 2019. See Utah Code 53–2–1103.

Title and Escrow Commission:
David W. Moore is appointed to replace Kirk Smith as a member of the Title and Escrow Commission, a term to expire June 30, 2019. See Utah Code 31A–2–403.

Matthew Charlton Jagerson is appointed to replace Larry Blake as a member of the Title and Escrow Commission, a term to expire June 30, 2019. See Utah Code 31A–2–403.

Diné Advisory Committee (Utah Navajo Trust Fund):
Jamie C. Harvey is appointed to represent the Aneth Chapter on the Diné Advisory Committee, a term to expire June 30, 2019. See Utah Code 51–10–206(2)(b)(i).


Wyona Cynthia Atene is appointed to represent the Oljato and Dennehotso Chapters on the Diné Advisory Committee, a term to expire June 30, 2019. See Utah Code 51–10–206 (2)(b)(v).

Alfred Nez Myerson is appointed to represent the Oljato and Dennehotso Chapters on the Diné Advisory Committee, a term to expire June 30, 2017. See Utah Code 51–10–206 (2)(b)(v).


**Air Quality Board:**
William C. Stringer is appointed to replace Tammi Lucereo 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.

**Snow College Board of Trustees:**
Erma Kaye May is appointed to replace Dan Jorgensen as a member of the Snow College Board of Trustees, a term to expire June 30, 2019. See Utah Code 53B–2–104.

Leslie Keisel is reappointed as a member of the Snow College Board of Trustees, a term to expire June 30, 2019. See Utah Code 53B–2–104.

Michael McLean is reappointed as a member of the Snow College Board of Trustees, a term to expire June 30, 2019. See Utah Code 53B–2–104.

Scott Bushnell is reappointed as a member of the Snow College Board of Trustees, a term to expire June 30, 2019. See Utah Code 53B–2–104.
Mr. President: September 14, 2015

Utah Board of Aging and Adult Services:

Christy Achziger is appointed to replace Eric Allen as a member of the Utah Board of Aging and Adult Services, the remaining portion of the term to expire April 1, 2017. See Utah Code 62A−1−107.

Sharon Lea Ott is appointed to replace Barbara Heise as a member of the Utah Board of Aging and Adult Services, the remaining portion of the term to expire April 1, 2017. See Utah Code 62A−1−107.

Board of Parks and Recreation:

Kevin B. Christensen is reappointed as a member of the Board of Parks and Recreation, a term to expire July 1, 2019. See Utah Code 79−4−302.

Kimberly A. Schappert is reappointed as a member of the Board of Parks and Recreation, a term to expire July 1, 2019. See Utah Code 79−4−302.

Board of State History:

Yvette Donosso is reappointed as a member of the Board of State History, a term to expire April 1, 2019. See Utah Code 9−8−204.

Patti G. Timbimboo−Madsen is reappointed as a member of the Board of State History, a term to expire April 1, 2019. See Utah Code 9−8−204.

Board of Pardons and Parole:

Jennifer Mei Jun Yim is appointed to replace Angie Welling as a Pro−Tempore Member of the Board of Pardons and Parole, the remaining portion of the term to expire February 28, 2016. See Utah Code 77−27−2.

Utah Digital Health Service Commission:

Patricia A. Carroll is appointed to replace Scott Barlow as a member of the Utah Digital Health Service Commission, a term to expire October 1, 2018. See Utah Code 26−9f−103.

Andrew A. Croshaw is reappointed as a member of the Utah Digital Health Service Commission, a term to expire October 1, 2018. See Utah Code 26−9f−103.

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

Gary R. Herbert
Governor

Senator Hillyard moved to consent to the appointments read by Leslie McLean. The motion passed on the following roll call vote:
Y eas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators

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Senator Thatcher 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 4:25 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 Sixty-First 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, November 18, 2015, and adjourning sine die on the same day.

Leslie McLean
Secretary of the Senate

Janice A. Gadd
Journal Clerk
STATE OF UTAH

SENATE JOURNAL

EIGHTH EXTRAORDINARY SESSION
of the
SIXTY−FIRST LEGISLATURE

The Senate of the Sixty−First Legislature of the State of Utah met in the Senate Chamber at the State Capitol Complex in the Eighth Extraordinary Session at 4:00 p.m. on Wednesday, November 18, 2015.

The Senate was called to order at 4:15 p.m. with President Wayne L. Niederhauser presiding.

Prayer − Senator Curt Bramble
Pledge of Allegiance − Senator Margaret Dayton

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

PROCLAMATION

WHEREAS, since the close of the 2015 General Session of the 61st 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 into 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 61st Legislature into the Eighth Extraordinary Session at the Utah State Capitol in Salt Lake City, Utah, on the 18th day of November 2015, at 4:00 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 2015 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 November 2015.

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 November, 2015, and signed by Governor Gary R. Herbert, is a true and correct copy of the original Proclamation calling the Sixty-First Legislature of the State of Utah into an Eighth Extraordinary Session at the Capitol Complex at Salt Lake City, Utah, on the 18th day of November, 2015, at 4:00 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 of the 2015 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, 2015.

Spencer J. Cox
Lieutenant Governor

***

Roll call – All Senators present except Senator Urquhart, excused and Senators Adams, Escamilla, Harper, Jackson, Madsen, Millner, and Stephenson, were absent.
On motion of Senator Van Tassell, the Senate voted to adopt the Senate Rules of the 2015 General Session of the Sixty-First Legislature as the rules for the Eighth Extraordinary Session.

President Niederhauser appointed a committee comprised of Senators Henderson, Millner, and Mayne 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.

ADVISE AND CONSENT

Dear President Niederhauser and Members of the Senate: October 20, 2015

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

Utah Arts Council Board of Directors:

Jansen Nordfors Davis is appointed to replace R. Scott Phillips as a member of the Utah Arts Council Board of Directors, a term to expire July 1, 2019. See Utah Code 9–6–204.

Caleb Paul Chapman is reappointed as a member of the Utah Arts Council Board of Directors, a term to expire July 1, 2019. See Utah Code 9–6–204.

Philipp Malzl is reappointed as a member of the Utah Arts Council Board of Directors, a term to expire July 1, 2018. See Utah Code 9–6–204.

Board of State History:

David Rich Lewis is appointed to replace Robert S. McPherson as a member of the Board of State History, a term to expire April 1, 2019. See Utah Code 9–8–204.

David Scott Richardson is appointed to replace Greg Thompson as a member of the Board of State History, a term to expire April 1, 2019. See Utah Code 9–8–204.

Steve Todd Barth is appointed to replace Maria Garcia as a member of the Board of State History, a term to expire April 1, 2019. See Utah Code 9–8–204.

State Records Committee:

Cindi L. Mansell is appointed as a member of the State Records Committee, a term to expire September 30, 2019. See Utah Code 63G–2–501(e).
Utah Capital Investment Board:

Pamela Kay McComas is appointed to replace Robert P. Majka as a member of the Utah Capital Investment Board, a term to expire November 1, 2017. See Utah Code 63N−6−202.

Samuel Charles Straight is reappointed as a member of the Utah Capital Investment Board, a term to expire November 1, 2018. See Utah Code 63N−6−202.

Waste Management and Radiation Control Board:

Danielle Elizabeth Enders is appointed as a member of the Waste Management and Radiation Control Board, a term to expire August 31, 2017. See Utah Code 19−6−103(1)(b)(viii).

Utah Conservation Council:

Jon C. Wilde is appointed to replace Edmund Bench as a member of the Utah Conservation Council, the remaining portion of the term to expire May 8, 2017. See Utah Code 4−18−104(f).

Department of Technology Services:

Michael S. Hussey is appointed to replace Mark VanOrden as the executive director of the Department of Technology Services. See Utah Code 63F−1−105.

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

Gary R. Herbert
Governor

Dear President Niederhauser: November 9, 2015

At its meeting today, the Senate Transportation and Public Utilities and Technology Confirmation Committee recommended that the Utah Senate approve the nomination of the following as the executive director of the Department of Technology Services:

Michael S. Hussey

Senator Brian E. Shiozawa
Chair

Senator Shiozawa commented on the appointment of Michael S. Hussey.

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

Yeas, 21; Nays, 0; Absent or not voting, 8.
Voting in the affirmative were: Senators

Bramble Christensen Dabakis Davis
Dayton Henderson Hillyard Hinkins
Iwamoto Jenkins Knudson Mayne
Okerlund Osmond Shiozawa Stevenson
Thatcher Van Tassell Vickers Weiler
Niederhauser

Absent or not voting were: Senators

Adams Escamilla Harper Jackson
Madsen Millner Stephenson Urquhart

COMMITTEE OF THE WHOLE

On motion of Senator Okerlund, Michael S. Hussey introduced his family in Committee of the Whole.

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 4:35 p.m., the Senate adjourned sine die.
CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Ninth Extraordinary Session of the Sixty–First Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the Ninth Extraordinary Session convening on Wednesday, December 16, 2015, and adjourning sine die on the same day.

Leslie McLean
Secretary of the Senate

Mary B. Andrus
Journal Clerk
The Senate of the Sixty–First Legislature of the State of Utah met in the Senate Chamber at the State Capital Complex in the Ninth Extraordinary Session at 3:00 p.m. on Wednesday, December 16, 2015.

The Senate was called to order at 3:15 p.m. with President Wayne L. Niederhauser presiding.

Prayer – Senator Lyle Hillyard
Pledge of Allegiance – Senator Karen Mayne
Leslie McLean, Secretary of the Senate, read the following communication:

PROCLAMATION

WHEREAS, since the close of the 2015 General Session of the 61st 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 into 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 61st Legislature into the Ninth Extraordinary Session at the Utah State Capitol in Salt Lake City, Utah, on the 16th day of December 2015, at 3:00 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 2015 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 December 2015.

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 December, 2015, and signed by Governor Gary R. Herbert, is a true and correct copy of the original Proclamation calling the Sixty-First Legislature of the State of Utah into a Ninth Extraordinary Session at the Capitol Complex at Salt Lake City, Utah, on the 16th day of December, 2015, at 3:00 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 2015 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 December, 2015.

Spencer J. Cox
Lieutenant Governor

* * *

Roll call – All Senators present except Senators Bramble, Harper, Jackson, Davis, Escamilla, and Iwamoto, excused.
On motion of Senator Van Tassell, the Senate voted to adopt the Senate Rules of the 2015 General Session of the Sixty–First Legislature as the rules for the Ninth Extraordinary Session.

President Niederhauser appointed a committee comprised of Senators Vickers, Thatcher, and Mayne to notify the Governor’s representative that the Senate is convened in the Ninth 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 Ninth Extraordinary Session.

COMMUNICATIONS FROM THE GOVERNOR

Mr. President Niederhauser and Members of the Senate: November 9, 2015

I am pleased to inform you that I have appointed John Pearce as a Justice of the Utah Supreme 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. Pearce.

Gary R. Herbert
Governor

Mr. President: December 15, 2015

The Senate Judiciary Confirmation Committee met on December 15, 2015, and reports a favorable recommendation that Mr. John Pearce be confirmed to the position of Justice of the Utah Supreme Court.

Scott K. Jenkins, Chair

Senator Jenkins moved to consent to the appointment read by Leslie McLean. The motion passed on the following roll call vote:

**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    Davis    Dayton    Escamilla
Harper     Iwamoto  Jackson  Osmond

COMMITTEE OF THE WHOLE

On motion of Senator Okerlund, Justice John Pearce spoke in Committee of the Whole. Senators commented.

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

ADVISE AND CONSENT

Mr. President: November 17, 2015

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

Utah Board of Pardons and Parole:
Clark A. Harms is reappointed as a full–time member of the Board of Pardons and Parole, a term to expire February 28, 2021. See Utah Code 77–27–2.

Youth Parole Authority:
Mitchell Thomas Six is appointed to replace James Smith as a pro–tem member of the Youth Parole Authority, a term to expire April 1, 2019. See Utah Code 62A–7–501.

Crime Victim Reparations and Assistance Board:
Julee Gordon Smith is appointed to replace Diane Stuart as a member of the Crime Victim Reparations and Assistance Board, as a victim advocate, a term to expire April 15, 2019. See Utah Code 63M–7–504(vi).

Brooks Ryan Keeshin is appointed to replace Michael Madsen as a member of the Crime Victim Reparations and Assistance Board, as a licensed physician, a term to expire April 15, 2019. See Utah Code 63M–7–504(iii).

Robert Chet Loftis is reappointed as a member of the Crime Victim Reparations and Assistance Board, as a private citizen, a term to expire April 15, 2019. See Utah Code 63M–7–504(vii).

Defined Contribution Risk Adjuster Board:
Patricia Ann Conner is appointed to replace Norman Thurston as a member of the Defined Contribution Risk Adjuster Board, as a representative of the Office of Consumer Health Services within the Governor’s Office of Economic Development, a term to expire May 20, 2019. See Utah Code 31A–42–201(2)(i)(C).
Kim Sue Miller is reappointed as a member of the Defined Contribution Risk Adjuster Board, as an Insurance Carrier Representative, a term to expire May 20, 2018. See Utah Code 31A–42–201(2)(i)(A).

**Office of Inspector General of Medicaid Services:**


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

Gary R. Herbert  
Governor

***

Mr. President: December 16, 2015

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 executive director of the Office of Inspector General of Medicaid Services:

**Mr. Gene D. Cottrell**  
Allen M. Christensen, Chair

***

Mr. President: October 20, 2015

At its meeting today, the Senate Law Enforcement and Criminal Justice Confirmation Committee recommended that the Utah Senate approve the nomination of the following as a member of the Crime Victim Reparations and Assistance Board:

**Brooks Ryan Keeshin**

Mr. President: December 15, 2015

At its meeting today, the Senate Law Enforcement and Criminal Justice Confirmation Committee recommended that the Utah Senate approve the nomination of the following as a member of the Crime Victim Reparations and Assistance Board:

**Julee Gordon Smith**  
Mark B. Madsen, Chair

Senator Hillyard moved to consent to the appointments read by Leslie McLean. The motion passed on the following roll call vote:
Yeas, 20; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Senators
Adams Christensen Henderson Hillyard
Hinkins Jenkins Knudson Madsen
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Urquhart
Van Tassell Vickers Weiler Niederhauser

Absent or not voting were: Senators
Bramble Dabakis Davis Dayton
Escamilla Harper Iwamoto Jackson
Osmond

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 3:40 p.m., the Senate adjourned sine die.
CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Tenth Extraordinary Session of the Sixty-First Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the Tenth Extraordinary Session convening on Wednesday, January 13, 2016, and adjourning sine die on the same day.

Leslie McLean
Secretary of the Senate

Mary B. Andrus
Journal Clerk
The Senate of the Sixty–First Legislature of the State of Utah met in the Senate Chamber at the State Capital Complex in the Tenth Extraordinary Session at 4:00 p.m. on Wednesday, January 13, 2016.

The Senate was called to order at 4:05 p.m. with President Wayne L. Niederhauser presiding.

Prayer — Senator Brian Shiozawa
Pledge of Allegiance — Senator Jim Dabakis

The oath of office was administered to Lincoln Fillmore by President Niederhauser. He replaced Senator Aaron Osmond in District 10.

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

Dear Senators: January 10, 2016

As President of the Senate, I hereby call the Utah Senate into a Tenth Extraordinary Session on Wednesday, January 13, 2016, at 4:00 p.m. in the Senate Chamber of the Utah State Capitol, for the purpose of considering the Governor’s appointments dated January 12, 2016.

Wayne L. Niederhauser,
President

Roll call — All Senators present except Senators Bramble, excused.

On motion of Senator Van Tassell, the Senate voted to adopt the Senate Rules of the 2015 General Session of the Sixty–First Legislature as the rules for the Tenth Extraordinary Session.

ADVISE AND CONSENT

Mr. President: January 12, 2016

In accordance with Utah Code 67–1–1 and 67–1–2, I propose and transmit the following appointments:
Governor’s Economic Development Coordinating Council:
Scott Raymond Nowlin is appointed to replace Robert Behunin as a member of the Governor’s Economic Development Coordinating Council, a term to expire June 30, 2017. See Utah Code 63N−1−501(h).

Vance Checketts is appointed to replace Patricia Richards as a member of the Governor’s Economic Development Coordinating Council, a term to expire June 30, 2017. See Utah Code 63N−1−501(h).

Utah Athletic Foundation Board of Directors:
Grant Thomas is reappointed as a member of the Utah Athletic Foundation Board of Directors, a term to expire January 31, 2019. See SJR 1 Passed February 3, 2007 and Bylaws of Utah Athletic Foundation.

Charles Brett Hopkins is reappointed as a member of the Utah Athletic Foundation Board of Directors, a term to expire January 31, 2019. See SJR 1 Passed February 3, 2007 and Bylaws of Utah Athletic Foundation.

Board of Pardons and Parole:
Jennifer Mei Jun Yim is reappointed as a pro- tempore member of the Board of Pardons and Parole, a term to expire February 28, 2021. See Utah Code 77−27−2.

Board of Parks and Recreation:
Claudia P. Jarrett is appointed to replace Jaren Davis as the at-large representative on the Board of Parks and Recreation, the remaining portion of the term to expire July 1, 2017. See Utah Code 79−4−302.

Lesha Lyn Coltharp is appointed to replace Irene Hansen as the judicial district 8 representatives on the Board of Parks and Recreation, a term to expire July 1, 2019. See Utah Code 79−4−302.

Utah Arts Council Board of Directors:
Heidi Prokop is appointed to replace Elizabeth Weiler as a member of the Utah Arts Council Board of Directors, the remaining portion of the term to expire July 1, 2017. See Utah Code 9−6−204.

Grand County Water Conservancy District Board of Trustees:
Brian C. Backus is reappointed as a member of the Grand County Water Conservancy District Board of Trustees, a term to expire January 31, 2020. See Utah Code 17B−2a−1005(2)(c).

Jerry McNeely is reappointed as a member of the Grand County Water Conservancy District Board of Trustees, a term to expire January 31, 2020. See Utah Code 17B−2a−1005(2)(c).
Preston Lynn Paxman is reappointed as a member of the Grand County Water Conservancy District Board of Trustees, a term to expire January 31, 2020. See Utah Code 17B−2a−1005(2)(c).

Central Utah Water Conservancy District Board Of Trustees:

Tom Dolan is reappointed as a member of the Central Utah Water Conservancy District Board of Trustees, a term to expire January 31, 2020. See Utah Code 17B−2a−1005(2)(c).

N. Gawain Snow is reappointed as a member of the Central Utah Water Conservancy District Board of Trustees, a term to expire January 31, 2020. See Utah Code 17B−2a−1005(2)(c).

Michael J. McKee is reappointed as a member of the Central Utah Water Conservancy District Board of Trustees, a term to expire January 31, 2020. See Utah Code 17B−2a−1005(2)(c).

Kirk L. Christensen is reappointed as a member of the Central Utah Water Conservancy District Board of Trustees, a term to expire January 31, 2020. See Utah Code 17B−2a−1005(2)(c).

Jordan Valley Water Conservancy District Board Of Trustees:

Scott L. Osborne is reappointed as a member of the Jordan Valley Water Conservancy District Board of Trustees, a term to expire January 31, 2020. See Utah Code 17B−2a−1005(2)(c).

Ronald E. Sperry is reappointed as a member of the Jordan Valley Water Conservancy District Board of Trustees, a term to expire January 31, 2020. See Utah Code 17B−2a−1005(2)(c).

Kent L. Winder is reappointed as a member of the Jordan Valley Water Conservancy District Board of Trustees, a term to expire January 31, 2020. See Utah Code 17B−2a−1005(2)(c).

Corey L. Rushton is reappointed as a member of the Jordan Valley Water Conservancy District Board of Trustees, a term to expire January 31, 2020. See Utah Code 17B−2a−1005(2)(c).

Weber Basin Water Conservancy District Board Of Trustees:

Kerry Gibson is reappointed as a member of the Weber Basin Water Conservancy District Board of Trustees, a term to expire January 31, 2020. See Utah Code 17B−2a−1005(2)(c).

Jay Christensen is reappointed as a member of the Weber Basin Water Conservancy District Board of Trustees, a term to expire January 31, 2020. See Utah Code 17B−2a−1005(2)(c).

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

Gary R. Herbert
Governor

President Niederhauser informed the Senators that he, the Majority Leader and the Minority Leader agreed to waive the 15 day notifications requirement for the Governor’s appointments.

Senator Hillyard moved to consent to the appointment as read by Leslie McLean. 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

Bramble

On motion of Senator Okerlund, and at 4:20 p.m., the Senate adjourned sine die.
STATE OF UTAH

SENATE JOURNAL

2016 GENERAL SESSION
OF THE
SIXTY–FIRST LEGISLATURE

Convened
Monday, January 25, 2016

Adjourned Sine Die
Thursday, March 10, 2016
CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the 2016 General Session of the Sixty-First 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 25, 2016, and adjourning sine die on Thursday, March 10, 2016.

Leslie McLean
Secretary of the Senate

Mary B. Andrus
Journal Clerk
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*

Luz Escamilla  
*Asst. Minority Whip*

SENATE STAFF

Leslie McLean  
*Secretary of the Senate*

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) ......................... Luz Escamilla
Minority Caucus Manager (D) ......................... Jim Dabakis

HOUSE LEADERSHIP
Speaker of the House (R) ........................ Gregory Hughes
Majority Leader (R) ................................. James Dunnigan
Majority Whip (R) ................................. Francis Gibson
Assistant Majority Whip (R) ......................... Brad Wilson
Minority Leader (D) .................................. Brian King
Minority Whip (D) ................................. Rebecca Chavez–Houck
Assistant Minority Whip (D) ......................... Joel Briscoe
Minority Caucus Manager (D) ......................... Patrice Arent

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
Congresswoman .................................... Mia Love
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
Lincoln Fillmore replaced Aaron Osmond
## MEMBERS OF THE SENATE
### Sixtieth Legislature

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<th>Senator</th>
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<td>Salt Lake</td>
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<td>Kevin T Van Tassell</td>
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<td>Cedar City Ut</td>
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<td>Stephen H Urquhart</td>
<td>29</td>
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Pursuant to the provisions of the Constitution of the State of Utah, the Senators of the Sixty−First Legislature of the State of Utah convened in General Session in the Senate Chamber on Monday, January 25, 2016, at ten o’clock a.m.

The Senate was called to order at 10:12 a.m., by Senate President Wayne L. Niederhauser.

PRAYER BY ELDER RONALD A. RASBAND, MEMBER OF THE QUORUM OF THE TWELVE APOSTLES OF THE CHURCH OF JESUS CHRIST OF LATTER−DAY SAINTS

Our Dear God, Father of all of our Spirits,

We assemble this morning in this historic and beautiful chamber at the heart of our state government to thank thee for our very, very many blessings. We thank thee Heavenly Father for this great country, the United States of America. We’re so grateful for our citizenship and honor the privilege of being citizens of this great land. We pray Heavenly Father that thou wilt bless those from our state who are involved in protecting our freedom at home and abroad and their families who may be apart from them; that they may especially be watched over and looked after in these difficult days. We thank thee Heavenly Father for the great state of Utah. We’re grateful for its rich historic heritage. We’re grateful for all those who have gone before us and even sat in these halls and helped to create good laws for the benefit of the people. This day especially we remember those who provide service in our state; those who serve as police officers and firemen and others who are first responders to needs. This day we are honoring Sheriff Doug Barney who has passed away in the line of duty and we pray that thou wilt bless his wife, Erica and their children Maddie, Mary and Jack that they will find comfort and peace on
this day of mourning and the celebration of a great life. Now Heavenly Father we pray for the great legislators who are here on Capitol Hill, that they will be blessed to represent well their constituencies and we pray for those in this state who need thy blessing; the poor, the needy, the sick, the afflicted, the homeless, the elderly, the widows, the widowers and our wonderful children. And we pray that wisdom will prevail in this house and in the senate and that laws will be considered which will be for the benefit of our citizens of this state and to continue to make Utah the great and wonderful place that all of us cherish to raise our families. We ask this prayer now in gratitude and thanksgiving and ask thy blessings to be upon us.

In the name of Jesus Christ, Amen

POSTING OF COLORS & PLEDGE OF ALLEGIANCE

UTAH NATIONAL GUARD

Members of the Color Guard
Andrew Blunt, Staff Sergeant
Brett Kitchens, Specialist
Casey Trease, Specialist
Jenesko Jojic, Staff Sergeant

Pledge of Allegiance – Dell LeFevre, Commissioner of Garfield County

Musical number – Utah Valley University Horn Choir, under the direction of Dr. Jeb Wallace performed “The Star Spangled Banner,” “Aileron,” and “Shenandoah/Lock Lomond.” The Choir consisted of:

Ben Eggle, Jennifer Giles, Bryce McKay, Mark Allen, Danielle Wilson, Aaron Price, Erik Anderson, Andrew Jensen, Alec Hansen, and Kyler Durfee

* * *

On motion of Senator Ralph Okerlund, the Senate thanked Elder Rasband 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 National Guard and Commissioner LeFevre for leading the Pledge of Allegiance, and to the Utah Valley University Horn Choir and their director Dr. Jeb Wallace for their participation in the opening of the Utah State Senate.
Leslie McLean read the following Certification of Membership of the 2016 General Session of the Sixty-First Legislature.

CERTIFICATE OF MEMBERSHIP OF THE 2016 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 January 28, 2013, to wit:

FIRST DISTRICT: County of Salt Lake
   Luz Escamilla

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

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

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–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 4, 2014, 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 26, 2015, to wit:

SECOND DISTRICT: County of Salt Lake
Jim Dabakis

THIRD DISTRICT: County of Salt Lake
Gene Davis

FOURTH DISTRICT: County of Salt Lake
Jani Iwamoto

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
Ann Millner

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

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

I FURTHER CERTIFY that the following persons have been duly appointed as members of the Legislature of the State of Utah, to serve in the Senate, filling a seat vacated in their respective districts, to terms expiring on December 31, 2016, to wit:
WELCOMING REMARKS BY PRESIDENT NIEDERHAUSER

The founders, leaders and people of the state of Utah that have gone before us are the reason we live in such a blessed state. I think about the situations that we could be in today. Think about the places in the world that you could live. Think about the turmoil that you could face today in your community or in your nation. We live in a country of peace. Yes, we just recognized the loss of one who was charged for our protection and our hearts go out to his family, but, for the most part our lives are peaceful. We have great neighbors. We have great comforts. We have the necessities of life. But most of the world doesn’t even begin to have such opportunities. I think we need to express or at least have a feeling of gratitude for these opportunities, the place that we live and the people with whom we associate.

Utah is a great place to live. It’s a great place to raise a family and to see our posterity continue on for generations. It’s a place of prosperity and a place of beauty. We owe a lot to the people that have gone before us. It started with Mormon pioneers coming into this valley in 1847 and was followed by people of many faiths and of all generations. We’ve had some great leaders in this state that have put us on a proper and correct course. Their vision and commitment were uncommon. They were dedicated to hard work and innovation. They were dedicated to education at all levels. One of the first things the settlers did in Utah in 1850 was establish the University of Deseret, a school of higher learning. Learning was very important to them and it should be our first priority today. They sacrificed to establish great institutions of learning. They were dedicated to culture, the arts; those things that bring enjoyment, refinement and enlightenment to our life. They were committed to pay-forward. They sacrificed a little in their time so that generations beyond them would benefit. They planted and cultivated
so that others could reap and benefit from their efforts. They built and maintained the infrastructure systems that are so vital to us today. Systems for education, agriculture, community, culture, recreation and religion; infrastructure for health, transportation, water and for a place where public policy could be addressed, this beautiful capitol. The great public policy of the past has made our state what it is today. Like those legislators of the past, we face similar challenges now. The word for our time is infrastructure; infrastructure at all levels.

We face a doubling of our population here in Utah in the next 30 to 40 years. There will be twice as many people on the Wasatch Front, in Washington County, Cache County, and other places; double the people currently living here. Can you imagine that? What will things be like at that time? Many of us will live to see that day. What are we going to do now so that our high quality of life and opportunities will be available to those generations? Sacrifice and pay-forward are the things we need to be considering. What can we do now incrementally to make those lives as rich and satisfying as our lives are today? We need to consider all kinds of transportation. We are doing pretty well in this area. We have invested a lot and paid forward for our transportation and transit systems, but the immediate emphasis, I believe, is education. Education infrastructure is paramount for our children, especially the jobs that will need to be available for them. Our education needs to be aligned with our workforce needs. We also need to consider water. We live in an arid state where water is almost as precious as gold. There have been some interesting disagreements over the years on a ditch bank somewhere, where maybe tempers have flared over water. It will be important for us to address these things as much as we can now, rather than moving that decision to future legislatures when it becomes more of a crisis.

We also need to be considerate of our resources; our land, air and water. We are stewards over those resources and clean air and clean water are going to be vital for the prosperity of Utahans in the future. It’s not easy to address these as a political body. Our nature is to postpone until the moment of crisis. We can only look to Congress for an example of waiting for the crisis to hit before solving the problem. Sometimes legislatures are not much better.

We live in a different environment on a state level than on the national level so it is a little easier, but it is our nature to want to address these things tomorrow and not today. I hope that we’ll have the vision and courage to address these issues now. Like saving for retirement, time can be our friend or our enemy. If you have a short time to save for retirement, that can be pretty painful. It can feel like a crisis. If you start when you’re young and have 40 years to save for retirement, that incremental savings is a lot less painful and will prepare you for that day.
I’m proud to say that this legislature exhibited such vision and courage just last year. We increased the gas tax; something that had been put on the back-burner for 17 years. We mustered the political courage to raise that tax which will lessen the pressure on our education funds in the future. We made a hard decision to move and rebuild the prison; Senator Jerry Stevenson and those who participated in that process all the way along. They’re familiar with torches and pitch forks. They have felt that sharp nudge that only a pitch fork can bring. I believe there probably will be some torches and pitch forks for us in this discussion of infrastructure going forward. We made a decision of a century in addressing our prison needs and now we need to make the decisions of a century to address education, water and other infrastructure.

Our forbearers built this Capitol at great sacrifice and established a Constitution. This was the place and the legislative session became the time to address public policy, infrastructure and to settle on issues for the future. It provided a place for people to express their voice directly or through their representatives. Any person of any mind can bring a question to the legislature, to their representative, for us to address. We have a process to deal with issues. We should never limit or dictate by constitution or law what we should or shouldn’t consider. Often I hear from constituents, “Why are you addressing that issue? Why are you wasting our taxpayer dollars?” What they don’t understand is our Constitution and forbearers provided this timeframe. (Thank heaven it’s only 45 days. Let’s never extended it. We get our work done and we can do it in that 45–day period. We’ve exhibited that time and time again.) It is fundamental to expression, liberty and the foundation of our state and country. If you don’t like it, vote no or use the processes that we’ve established to dispose of that issue. Later this year, we will celebrate 100 years since the completion and dedication of this Capitol on October 9, 1916. I express appreciation to those who made this possible, who paid—forward and who had the vision to create such a grand state house, the Utah Capitol. I’ve had a chance to see a lot of Capitols across the country and there is none more grand. That grand hallway across the middle of the Capitol is inspiring. There is nothing like that in any Capitol in this country and we have our forbearers to thank.

I would also like to recognize the legislature from about a decade ago for the vision and courage they had to make a major an investment in the renovation of the Capitol. That was forward thinking. That was pay—forward. This Capitol was under construction for about three sessions and we had our meetings in the House building. It was a little tight but we got through it. That was my first session in 2007. Those are the kinds of decisions that are difficult and sometimes painful. Sometimes there are pitch forks and torches, but that’s our job. That’s what we need to be addressing and we need to do it with a long-term view. Last year, the
Senate sponsored an art contest to paint the Capitol. I believe the results were astounding. I am going to have Melissa hold up the painting. This was the winning art piece. It hangs in our Senate and will hopefully hang there for many years to come. Please, those who stay here for a long time, make sure that this is exhibited. This is a beautiful rendering of our Capitol. There were many renderings that were amazing and we appreciate all the artists that spent so much time depicting the Capitol through art. This year we have extended that contest, especially since we are celebrating the 100–year anniversary of the dedication of the Capitol. I’ve had a chance to see those pieces of art and we have again been richly blessed. On February 9, we’ll have a similar recognition for those students. The piece selected as the winning artwork will be exhibited in the Senate for many years to come.

I’ve asked Senator Henderson to present some history and facts about the Capitol because of her interest and the research that she has done regarding this great building. I’m going to turn some time over to Senator Henderson for a presentation regarding our Capitol.

*Capitol History Presentation by Utah Senator Deidre Henderson

Thank you very much, Senator Henderson. That was wonderful. I think it is a great start to our celebration of this great capitol building and the processes and policies that have taken place here for almost a century. I think they actually did meet in 1915 so last session was 100 years since it was used for the first time, but the official dedication and completion date was in October 1916. It’s great to remember Charles Marx, affectionately called Charlie. Who knows, maybe 100 years from now, our name will be read on the floor of the Senate because of some bill we passed that paid–forward for the people of that time and made their life more prosperous and comfortable. The great work we do here will long be felt but names probably won’t be remembered. But that shouldn’t stop us from putting forth our best effort and the best of our minds toward future policy.

So now, I would like to have the pages go ahead and hand out our Senate coin this year and a couple of documents. It will take just a minute.

Hopefully everyone now has our Senate coin for this year. Also, in a plastic sleeve, you should have the Virginia Declaration of Rights and, just printed this morning, “An Act for Establishing Religious Freedom.” So I’m going to go back now almost 250 years to the beginnings of our country, the United States of America. Virginia was one of the places where a lot of the ideas were fostered and percolated that made their way into the Declaration of Independence and the Constitution of the United States. We’ve had a nice copy printed for you which you can frame. I’ve had mine framed. I was inspired by Senator Madsen. This is the Virginia Declaration of Rights; a precursor to our Bill of Rights and many of
the thoughts in the Constitution and the Declaration of Independence. Shortly after its passage, the Declaration of Independence was drafted. I hope you will read on your own from section one through section sixteen. Because of time, I’m just going to read section sixteen.

“That religion, or the duty which we owe to our Creator, and the manner of discharging it, can be directed only by reason and conviction, not by force or violence; and therefore all men are equally entitled to the free exercise of religion, according to the dictates of conscience; and that it is the mutual duty of all to practice Christian forbearance, love and charity toward each other.”

Now on the other piece of paper that was handed out, you will find “An Act for Establishing Religious Freedom.” This was enacted by the general assembly of the Commonwealth of Virginia on January 16, 1786. I invite you also to read the contents of the preface of that act. I will go ahead and read the resolve which is in the last two paragraphs.

“Be it enacted by the General Assembly that no man shall be compelled to frequent or support any religious worship, place, or ministry whatsoever, nor shall be enforced, restrained, molested or burdened in his body or goods, nor shall otherwise suffer on account of his religious opinions or belief, but that all men shall be free to profess, and by argument and to maintain, their opinion in matters of Religion, and that the same shall in nowise diminish, enlarge or affect their civil capacities. And though we well know that this Assembly elected by the people for the ordinary purposes of Legislation only, have no power to restrain the acts of succeeding Assemblies constituted with powers equal to our own, and that therefore to declare this act irrevocable would be of no effect in law; yet we are free to declare, and do declare that the rights hereby asserted, are of the natural rights of mankind, and that if any act shall be hereafter passed to repeal the present or to narrow its operation, such act will be an infringement of natural right.”

And so, at the beginning of this session, I lay these documents before you as a reminder of the fundamentals, of those fundamental principles that we need to be considering as we debate and discuss laws and policies for our state. On September 23, 1800, in a letter to Doctor Benjamin Rush, Thomas Jefferson related some of the history and some of the political turmoil that this country faced at the time. There was an effort to nationalize a religion. A couple of religions were mentioned; the Episcopalians and the Congregationalists. Alluding to this effort to establish a national religion, he said, “The returning good sense of our country threatens abortion to their hopes and they believe that any portion of power confided to me will be exerted in opposition to their schemes and they believe rightly; for I have sworn upon the altar of God, eternal hostility against every form of tyranny over the mind of man.” Jefferson was talking about the political
environment that was taking place. I hope that statement will be enshrined for a long time in the dome of the Jefferson Memorial in Washington D.C. Hopefully, it will be enshrined for a long time on this coin. Thank you for your indulgence today. The session now begins and I look forward to working with you to establish a great future for those who come after us.

Thank you.

* * *

On motion of Senator Adams, the Senate voted to have President Niederhauser’s remarks spread upon the pages of the 2016 Senate Journal.

President Niederhauser appointed Senators Daniel Thatcher, Lincoln Fillmore, and Jim Dabakis to join with a like committee from the House to notify Governor Herbert that the Legislature is organized for the 2016 General Session of the Sixty-First Legislature and ready to do business.

President Niederhauser appointed Senators Wayne Harper, Alvin Jackson, and Jani Iwamoto as a committee to notify the House of Representatives that the Senate is organized and ready to do business.

Representatives Leo Perry, Marie Poulson, and Ray Ward 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 61st Legislature 2016 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 – Luz Escamilla
Minority Caucus Manager – Jim Dabakis

* * *

Senator Thatcher, 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 Harper, 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*
Stuart Adams
Gene Davis
Deidre Henderson
Karen Mayne
Ralph Okerlund
Todd Weiler

**Health and Human Services**
Evan Vickers, *Chair*
Allen Christensen
Luz Escamilla
Peter Knudson
Brian Shiozawa
Kevin Van Tassell

**Education**
Ann Millner, *Chair*
Jim Dabakis
Mark Madsen
Wayne Niederhauser
Lincoln Fillmore
Howard Stephenson
Jerry Stevenson
Steve Urquhart

**Economic Development and Workforce Services**
Lincoln Fillmore, *Chair*
Jani Iwamoto
Scott Jenkins
Karen Mayne
Ann Millner
Ralph Okerlund
Jerry Stevenson

**Natural Resources, Agriculture and Environment**
Scott Jenkins, *Chair*
Allen Christensen
Margaret Dayton
Jani Iwamoto
Peter Knudson
Brian Shiozawa
Evan Vickers

**Judiciary, Law Enforcement and Criminal Justice**
Mark Madsen, *Chair*
Luz Escamilla
Gene Davis
Lyle Hillyard
Daniel Thatcher
Steve Urquhart
Todd Weiler
Revenue and Taxation
Deidre Henderson, Chair
Curt Bramble
Jim Dabakis
Gene Davis
Wayne Harper
Wayne Niederhauser
Howard Stephenson

Government Operations and Political Subdivisions
Margaret Dayton, Chair
Luz Escamilla
Lyle Hillyard
David Hinkins
Alvin Jackson
Daniel Thatcher

Ethics
Peter Knudson, Chair
Gene Davis, Vice Chair
Allen Christensen
Luz Escamilla
Deidre Henderson
Jani Iwamoto
Karen Mayne
Jerry Stevenson

Transportation and Public Utilities and Technology
Alvin Jackson, Chair
Stuart Adams
Wayne Harper
David Hinkins
Karen Mayne
Kevin Van Tassell

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

Senate Rules
Kevin Van Tassell, Chair
Todd Weiler, Vice Chair
Jim Dabakis
Deidre Henderson
David Hinkins
Peter Knudson
Mark Madsen
Karen Mayne
Steve Urquhart
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. Luz Escamilla
Sen. Jim Dabakis

BUSINESS, ECONOMIC
DEVELOPMENT & LABOR
Sen. Brian Shiozawa Co-Chair
Sen. Curtis Bramble
Sen. Gene Davis
Sen. Wayne Harper
Sen. Ann Millner
Sen. Jerry Stevenson
Sen. Evan Vickers

EXECUTIVE OFFICES AND
CRIMINAL JUSTICE
Sen. Daniel Thatcher, Co-Chair
Sen. Curtis Bramble
Sen. Jani Iwamoto
Sen. Scott Jenkins
Sen. Wayne Niederhauser
Sen. Ralph Okerlund

HIGHER EDUCATION
Sen. Steve Urquhart, Co-Chair
Sen. Jim Dabakis
Sen. Ann Millner
Sen. Howard Stevenson
Sen. Jerry Stevenson
Sen. Evan Vickers

INFRASTRUCTURE &
GENERAL GOVERNMENT
Sen. Wayne Harper, Co-Chair
Sen. Stuart Adams
Sen. Lyle Hillyard
Sen. David Hinkins
Sen. Peter Knudson
Sen. Karen Mayne
Sen. Kevin Van Tassell

NATURAL RESOURCES,
AGRICULTURE &
ENVIRONMENTAL QUALITY
Sen. David Hinkins, Co-Chair
Sen. Jim Dabakis
Sen. Margaret Dayton
Sen. Scott Jenkins
Sen. Peter Knudson
Sen. Ralph Okerlund
Sen. Kevin Van Tassell
On motion of Senator Van Tassell, the 2016 Senate Rules, Joint Rules and Interim Rules adopted by the 2016 First Extraordinary Session of the Sixty-First Legislature were adopted with the understanding that changes to these rules for the Sixty-First Legislature will be considered and adopted as soon as possible.

On motion of Senator Van Tassell, 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.

**INTRODUCTION OF INTERNS**

Senator Vickers introduced the Senate Interns for the 2016 General Session.

Sen. Stuart Adams    Miranda Jones
Sen. Curtis Bramble Zachary Fender
Sen. Allen Christensen Katie Marie Harmon
Sen. Jim Dabakis Nick Thompson
Sen. Gene Davis Mackenzie Symes
Sen. Margaret Dayton Konner Glick
Sen. Luz Escamilla Emily Iroz
Sen. Lincoln Fillmore Trevor Guy
Sen. Wayne Harper Sam Katseanes
Sen. Deidre Henderson Hannah Henderson
Sen. Lyle Hillyard Zac Crane
Sen. David Hinkins Christopher Madsen
Sen. Jani Iwamoto Megan Brown–Simmons
Sen. Alvin Jackson Jarom Carlson
Sen. Scott Jenkins Matthew Hubbard
Sen. Peter Knudson Kylee Groft
Sen. Mark Madsen Joshua Stock
Sen. Karen Mayne Ethan Rank
Sen. Ann Millner Ailey Irvine
Sen. Ralph Okerlund Leah Thacker
Sen. Brian Shiozawa Alyssa Charles
Sen. Howard Stephenson Ben Wright
Sen. Jerry Stevenson Lane Lisonbee
Sen. Daniel Thatcher Travis Wald
Sen. Stephen H. Urquhart Ruth Urquhart
Sen. Kevin Van Tassell Jennica Petersen
Sen. Evan Vickers Casey Gabaldon
Sen. Todd Weiler Riley Busby
Pres. Wayne Niederhauser
EMPLOYEE COMMITTEE REPORT

Senator Mayne introduced the Senate Staff.

<table>
<thead>
<tr>
<th>Name</th>
<th>Position</th>
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<tbody>
<tr>
<td>Ric Cantrell</td>
<td>Chief of Staff</td>
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<tr>
<td>Leslie McLean</td>
<td>Secretary of the Senate</td>
</tr>
<tr>
<td>Kirsten Rappleye</td>
<td>Majority Executive Assistant</td>
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<tr>
<td>Jon Hennington</td>
<td>Minority Executive Assistant</td>
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<tr>
<td>Greg Johnson</td>
<td>System Analyst</td>
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<tr>
<td>Andrew Metcalf</td>
<td>IT Assistant</td>
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<tr>
<td>Sylvie Batchelor</td>
<td>Constituent Response Staff</td>
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<tr>
<td>Jason Gould</td>
<td>Constituent Response Staff</td>
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<tr>
<td>Daniel Hampton</td>
<td>Constituent Response Staff</td>
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<tr>
<td>Jeff Hastings</td>
<td>Constituent Response Staff</td>
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<tr>
<td>Carolyn Mishler</td>
<td>Constituent Response Staff</td>
</tr>
<tr>
<td>Paula Tew</td>
<td>Docket Clerk</td>
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<tr>
<td>Georgianna Knudson</td>
<td>Docket Clerk Aide</td>
</tr>
<tr>
<td>Mary Andrus</td>
<td>Journal Clerk</td>
</tr>
<tr>
<td>Kelly Pettit</td>
<td>System Operator/Committee Secretary</td>
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<tr>
<td>Lorna Wells</td>
<td>Secretarial Supervisor</td>
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<tr>
<td>Karen Allred</td>
<td>Committee Secretary</td>
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<tr>
<td>Chandler Young</td>
<td>Committee Secretary</td>
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<tr>
<td>Cami Thorpe</td>
<td>Committee Secretary</td>
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<tr>
<td>Lori Brinkerhoff</td>
<td>Committee Secretary</td>
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<tr>
<td>Tonya Hadley</td>
<td>Committee Secretary</td>
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<tr>
<td>Nancy Skidmore</td>
<td>Committee Secretary</td>
</tr>
<tr>
<td>Kathy Behunin</td>
<td>Rules Committee Secretary/Amending</td>
</tr>
<tr>
<td>Lori Poole</td>
<td>Amending Clerk</td>
</tr>
<tr>
<td>Kristen Hopson</td>
<td>Hostess</td>
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<tr>
<td>Caitlin Scarlett</td>
<td>Front Receptionist</td>
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<tr>
<td>Ashley Baker</td>
<td>Video Specialist/Receptionist</td>
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<tr>
<td>Brandon Fegenbush</td>
<td>Video Specialist/Receptionist</td>
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<tr>
<td>Gayle Petersen</td>
<td>Page Supervisor</td>
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<tr>
<td>Linda Cornaby</td>
<td>Asst. Page Supervisor</td>
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<tr>
<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>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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<tr>
<td>Dennis Bird</td>
<td>Security</td>
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<tr>
<td>Lyle Burton</td>
<td>Security</td>
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<tr>
<td>Lou Carroll</td>
<td>Security</td>
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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, Retirement and Independent Entities Base Budget (T. Weiler), 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. 11, Cancellation of Auto Insurance Coverage (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 12, Passenger Carrier Requirements (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.B. 13, State Facility Energy Efficiency Fund Amendments (S. Jenkins), was read the first time by short title and referred to the Rules Committee.

S.B. 14, American Indian and Alaskan Native Amendments (K. Van Tassell), was read the first time by short title and referred to the Rules Committee.

S.B. 15, Apportionment of Business Income Amendments (D. Henderson), was read the first time by short title and referred to the Rules Committee.
S.B. 16, Tax Credit Amendments (D. Henderson), was read the first time by short title and referred to the Rules Committee.

S.B. 17, Revenue and Taxation Amendments (K. Van Tassell), was read the first time by short title and referred to the Rules Committee.

S.B. 18, Workforce Services Job Listings Amendments (P. Knudson), was read the first time by short title and referred to the Rules Committee.

S.B. 19, Phased Retirement (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 20, Retirement Systems Audit Recommendations Amendments (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 21, Repeal of Health and Human Services Reports and Programs (E. Vickers), was read the first time by short title and referred to the Rules Committee.

S.B. 22, Foreclosure of Residential Rental Property (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 23, Water Law – Protected Purchaser Amendments (M. Dayton), was read the first time by short title and referred to the Rules Committee.

S.B. 24, Utah Housing Corporation Sunset Extension (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 25, Ballot Amendments (M. Dayton), was read the first time by short title and referred to the Rules Committee.

S.B. 26, Election Notice Amendments (M. Dayton), was read the first time by short title and referred to the Rules Committee.

S.B. 27, Absentee Ballot Amendments (M. Dayton), was read the first time by short title and referred to the Rules Committee.

S.B. 28, Water System Conservation Pricing (S. Jenkins), was read the first time by short title and referred to the Rules Committee.

S.B. 29, Retirement Systems Amendments (T. Weiler), was read the first time by short title and referred to the Rules Committee.
S.B. 30, Department of Commerce Boards, Committees, and Commissions Concurrence Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 31, Tax Commission Levy Process (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 32, Reauthorization of Hospital Provider Assessment Act (B. Shiozawa), was read the first time by short title and referred to the Rules Committee.

S.B. 33, Occupational Safety and Health Amendments (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.B. 34, Sewer Lateral Disclosures (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.B. 35, Veteran License Plates Amendments (P. Knudson), was read the first time by short title and referred to the Rules Committee.

S.B. 36, Postretirement Employment Exceptions (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.B. 37, Human Resource Management Rate Committee (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 38, School Funding Amendments (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

S.B. 39, Medicaid Coverage for Adult Dental Services (S. Urquhart), was read the first time by short title and referred to the Rules Committee.

S.B. 40, Utah Revised Nonprofit Corporation Act Amendments (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

S.B. 41, Appointment of County Assessors (A. Millner), was read the first time by short title and referred to the Rules Committee.

S.B. 42, Public Notice of Court Recording (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.B. 43, Firearm Safety and Violence Prevention in Public Schools (T. Weiler), was read the first time by short title and referred to the Rules Committee.
S.B. 44, **Construction Code Amendments** (M. Dayton), was read the first time by short title and referred to the Rules Committee.

S.B. 45, **Compulsory Education Revisions** (A. Jackson), was read the first time by short title and referred to the Rules Committee.

S.B. 46, **State Education Governance Revisions** (A. Jackson), was read the first time by short title and referred to the Rules Committee.

S.B. 47, **College Credit for Public Safety Officers** (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.B. 48, **Board Membership Restrictions** (L. Escamilla), was read the first time by short title and referred to the Rules Committee.

S.B. 49, **Statute of Limitations on Environmental Code Violations** (L. Escamilla), was read the first time by short title and referred to the Rules Committee.

S.B. 50, **Health Code Repealer** (E. Vickers), was read the first time by short title and referred to the Rules Committee.

S.B. 51, **Teacher Leader Role** (A. Millner), was read the first time by short title and referred to the Rules Committee.

S.B. 52, **Rate Committee Modifications** (D. Hinkins), was read the first time by short title and referred to the Rules Committee.

S.B. 53, **Veteran’s Definition Amendments** (P. Knudson), was read the first time by short title and referred to the Rules Committee.

S.B. 54, **Controlled Substance Database Modifications** (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 55, **Financial Institutions Amendments** (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 56, **Nurse Practice Act Amendments** (E. Vickers), was read the first time by short title and referred to the Rules Committee.

S.B. 57, **Public Safety Emergency Management Amendments** (K. Mayne), was read the first time by short title and referred to the Rules Committee.
S.B. 58, Nurse Practitioner Amendments (D. Hinkins), was read the first time by short title and referred to the Rules Committee.

S.B. 59, Antidiscrimination Act Revisions (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 60, Low-income Housing Tax Credit Allocation Amendments (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 61, Smoking in Public Places Amendments (E. Vickers), was read the first time by short title and referred to the Rules Committee.

S.B. 62, JROTC Instructor Amendments (M. Dayton), was read the first time by short title and referred to the Rules Committee.

S.B. 63, Survey Monument Replacement (R. Okerlund), was read the first time by short title and referred to the Rules Committee.

S.B. 64, Special Group License Plate Modifications (L. Escamilla), was read the first time by short title and referred to the Rules Committee.

S.B. 65, Sales and Use Tax Reporting Requirements (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 66, Environmental Code Fines (L. Escamilla), was read the first time by short title and referred to the Rules Committee.

S.B. 67, Partnerships for Student Success (A. Millner), was read the first time by short title and referred to the Rules Committee.

S.B. 68, Property Tax Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 69, Children’s Heart Disease Special Group License Plates (D. Hinkins), was read the first time by short title and referred to the Rules Committee.

S.B. 70, Insurance Modifications (R. Okerlund), was read the first time by short title and referred to the Rules Committee.

S.B. 71, Children’s Justice Center Amendments (R. Okerlund), was read the first time by short title and referred to the Rules Committee.
S.B. 72, School and Institutional Trust Lands Management Act Amendments (M. Dayton), was read the first time by short title and referred to the Rules Committee.

S.B. 73, Medical Cannabis Act (M. Madsen), was read the first time by short title and referred to the Rules Committee.

S.B. 74, Aviation Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 75, Water Rights Adjudication Amendments (M. Dayton), was read the first time by short title and referred to the Rules Committee.

S.B. 76, Workers’ Compensation for Volunteers (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.B. 77, Medicaid Expansion Proposal (G. Davis), was read the first time by short title and referred to the Rules Committee.

S.B. 78, State Board of Education Candidate Selection (A. Millner), was read the first time by short title and referred to the Rules Committee.

S.B. 79, Child Welfare Revisions (A. Jackson), was read the first time by short title and referred to the Rules Committee.

S.B. 80, Infrastructure Funding Amendments (J. S. Adams), was read the first time by short title and referred to the Rules Committee.

S.B. 81, Redistricting Advisory Commission (J. Iwamoto), was read the first time by short title and referred to the Rules Committee.

S.B. 82, Child Welfare Modifications (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 83, Alcoholic Beverage Control Budget (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.B. 84, Alcoholic Beverage Control Facilitator Act (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.B. 85, Sales and Use Tax Compliance Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 86, School Building Coordination (A. Jackson), was read the first time by short title and referred to the Rules Committee.
S.C.R. 1, Concurrent Resolution Encouraging Universal Metering of Water Systems (S. Jenkins), was read the first time by short title and referred to the Rules Committee.

S.C.R. 2, Concurrent Resolution in Support of Sales and Use Tax Transactional Equity (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.C.R. 3, Concurrent Resolution Supporting American Indian and Alaskan Native Education State Plan (K. Van Tassell), was read the first time by short title and referred to the Rules Committee.

S.C.R. 4, Concurrent Resolution – Old Spanish Trail Designation (R. Okerlund), was read the first time by short title and referred to the Rules Committee.

S.C.R. 5, Concurrent Resolution in Support of Law Enforcement Officers (A. Jackson), was read the first time by short title and referred to the Rules Committee.

S.C.R. 6, Concurrent Resolution Recognizing the 20th Anniversary of the Utah Educational Savings Plan (E. Vickers), was read the first time by short title and referred to the Rules Committee.

S.J.R. 1, Proposal to Amend Utah Constitution — State Board of Education Changes (A. Jackson), was read the first time by short title and referred to the Rules Committee.

S.J.R. 2, Joint Resolution Calling for the Repeal of the 17th Amendment (A. Jackson), was read the first time by short title and referred to the Rules Committee.

S.J.R. 4, Proposal to Amend Utah Constitution – Education Funding (J. Dabakis), was read the first time by short title and referred to the Rules Committee.

S.J.R. 5, 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. 6, Joint Resolution Recognizing the 100th Anniversary of the JROTC Program (M. Dayton), was read the first time by short title and referred to the Rules Committee.
S.J.R. 7, Joint Rules Resolution on Committee Bills (G. Davis), was read the first time by short title and referred to the Rules Committee.

S.J.R. 8, Joint Rules Resolution on Performance Notes (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

S.J.R. 9, Joint Rules Resolution on Request for Appropriations Process Change (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

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On motion of Senator Okerlund, and at 12:09 p.m., the Senate recessed.

AFTERNOON SESSION

The Senate was called to order by President Wayne Niederhauser at 2:55 p.m.

COMMITTEE OF THE WHOLE

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 President Niederhauser for the privilege of addressing this distinguished body. I am pleased to be joined by Associate Chief Justice Lee, Justice Durham and our new justices, Himonas and Pierce. They are superb additions to our court. It is one of the great privileges and pleasures of my life to work with four colleagues who are not just exemplary jurists, but also extraordinary people.

My wonderful mother was a tough and remarkable woman. She raised eight children on my father’s seminary teacher salary and was fearlessly loyal to each of them, even to me, who as a lawyer-to-be was annoying even by teenage boy standards. She insisted on coming to my BYU junior varsity basketball games, despite the fact that my participation usually consisted of hoping against hope that, in a fit of irrationality, the coach might put me in. So I seldom had the opportunity to endanger the other team with my rough play. Our games were in the 20,000 seat Marriott Center, and I am guessing that, including my mom, there were usually 16 or 17 people in attendance, scattered around that vast arena.
It was a very different story when, several years later, she attended my brother Devin’s games. Not only did he actually play, he was a star. She and my father sat close to the floor, just in front of the seats set aside for LDS General Authorities, who dutifully watched the games in suits, white shirts, and ties. She never missed an opportunity to point out a referee’s missed call. And in my mother’s eyes, the referees missed many, many calls—all fouls that she felt had been inflicted upon her dear son. She was close enough to actually be heard by the refs, and with her big voice, believe me, she was heard. Whether that did more harm than good for Devin, I’m not sure. But he is BYU’s all-time leader in free throws attempted.

My father, a gentle and modest man, was often uncomfortable with the volume and harshness of my mother’s criticisms of the referees, especially within ear shot of the general authorities. But he sat there helplessly, knowing there was little he could do about it. He did feel much better one game, however, when a general authority leaned over and said, “Marilyn, thank you for yelling all of the things that I want to, but can’t.”

Well, I’m grateful that I feel no such constraint in addressing you today. There are a number of things I very much want to share with you (I hope with a little more objectivity than my mother showed), and I appreciate this opportunity to do so. And as much as I love basketball, these things are much more important.

In the past, I have principally used these remarks to speak on the state of our judiciary. Let me assure you, our state’s judiciary is sound, and I will address that briefly later in my remarks, but I’d like to begin by discussing certain values and the efforts we have made this year as a judiciary to promote them. Each year seems marked by a sense of turmoil and unrest in the world. This year, that sense seems particularly acute. Media reports provide a forceful and daily reminder of the challenges we face as a nation. As I’ve read these reports, I am reminded that we must stay grounded in the values that provide continuity and make us strong. In particular, the values of fairness, access to justice, individual rights, and public safety are essential to the strength and continuity of our state. They are values shared by all Utahans.

This year, the judiciary focused on four initiatives to balance and strengthen these values. Let me start with an issue you know well, the Justice Reinvestment Initiative, or JRI. This act seeks to enhance fairness in sentencing and to provide defendants with increased opportunities to receive treatment, thereby reducing the stress on our prisons while advancing access to justice and public safety. It would not be an overstatement to describe House Bill 348, which implemented JRI, as the most significant change in Utah criminal justice policy in decades. Not only does it effect significant substantive change in our criminal law, it requires a
significant cultural change, as well. It may be the latter that ends up being the most
difficult challenge.

The most significant substantive changes went into effect in October. Have those first several months been without problems? No, of course not. With changes of this magnitude we expected transitional issues, and in this, we were not disappointed. Anyone who expected a flawless transition did not fully appreciate how drastically JRI changed Utah’s criminal justice system. Since the Act’s impact on Utah criminal justice policy requires a certain amount of phasing-in, some processes and tools await further implementation.

As noted, perhaps the most difficult change required by JRI is a cultural one. The judiciary, like other actors in the criminal justice system, must meet that challenge. Judges are now expected to use a more objective approach to sanctioning offenders than they are used to, and they now rely on tools and reports they have never seen before. To that end, we have provided extensive training to our judges in evidence-based sentencing and practices, as well as in the legal requirements of the new law. The courts are committed to realizing the full potential of JRI.

While these transitional issues will soon fade, of greater concern is an issue that is not transitional—ineffective treatment resources. The provision of treatment for defendants with substance use and mental health needs was at the heart of JRI; yet, so far, the necessary resources have not been provided. The Act was predicated on the demonstrated fact that it is more effective to treat substance abuse and mental health needs—which prevents recidivism—than to imprison. To this end, JRI reduced the supervision and incarceration aspects of the equation, but we have not added the treatment programs and funding necessary to replace the reductions in supervision and incarceration. Without adequate treatment resources to balance the equation, the promise of this model will not be realized.

On this point I need to be clear—if treatment is unavailable, not only will the system fail to improve, it will likely worsen. Putting offenders who would previously have gone to jail or prison back into the community, without treatment, will almost certainly increase crime. Passage of the Justice Reinvestment Act was clearly the right decision, but it was conceived of as a complete package and somehow the treatment side of the equation must be addressed.

Now let me turn to the values I mentioned earlier—fairness, access to justice, individual rights, and public safety. Judges are in a unique position. Though we have a very limited policy role, we encounter the concrete consequences of numerous policy issues that relate to these values. I believe that with this perspective comes a responsibility to raise issues for discussion that may not
otherwise be addressed. In this way, we in the judiciary serve as conveners. We bring various stakeholders together to examine these issues and to explore potential solutions to identified problems. We then usually present whatever consensus proposal there may be to you, the legislature, for your consideration of possible action. We believe this shared process has served Utahans well.

As conveners, over the last several months, we have concluded three collaborative studies that address issues important to the people of Utah. They concern indigent representation in criminal cases, pretrial release practices, and access to civil justice.

First, indigent representation. The Sixth Amendment to the United States Constitution provides that “in all criminal prosecutions the accused shall enjoy the right to a speedy and public trial, by an impartial jury…., to be informed of the nature of the charges against him, to be confronted with the witnesses against him…., and to have the assistance of counsel for his defense.” Over the years, caselaw has defined this right to assistance of counsel to require states to provide a lawyer to those who cannot afford one in any case where there is a potential sentence of incarceration. In Utah, provision of this right has been delegated by the state to local government.

This year, a judicial council committee concluded an extensive multi-year study of how Utah is carrying out this constitutional responsibility. The committee was broadly representative, including legislators, judges, prosecutors, defense lawyers, and others involved in the criminal justice system. The committee’s report—some 192 pages—was presented to the Utah Judicial Council in October and identified three problems and three solutions.

As an initial matter, the committee found that there is a lack of oversight of how counties and municipalities comply with the constitutional mandate to provide lawyers to indigent defendants. As a result, little information is available on how this responsibility is being administered. In addition there is a dearth of operational or performance standards for these local indigent defense systems. As a solution, the committee recommends that a statewide, representative commission be created, which would set data collection standards, compile that data, and monitor the appointment and performance of defense counsel. This requires your assistance. Senator Weiler, who along with Representative McCay served on this committee, will introduce legislation this session to create the statewide indigent defense commission recommended by the committee.

Second, the way in which many counties and municipalities contract with defense lawyers often creates disincentives for those lawyers, disincentives that work against the effective delivery of legal services. The solution is to reform the
contracting process by standardizing the structure of contracts between local governments and defense counsel. And many cities and counties have already addressed the contracting issue by revamping their contracts, and have developed and disseminated model uniform contracts.

Finally, the committee identified a lack of consistency in information and procedures, primarily in courts with misdemeanor caseloads, which has resulted in a failure to obtain adequate waivers of counsel, or a failure to appoint counsel, when required. This problem needs to be addressed through training and through implementation of mandatory uniform procedures and forms. And, in fact, the Administrative Office of the Courts has already provided this training and will continue to do so, and the Judicial Council is in the final process of adopting and requiring the recommended forms and procedures.

While everyone involved in addressing this issue agreed that there are shortcomings in Utah’s indigent defense system, they also agreed that the needed solutions are apparent, and well within reach. We should collectively act to implement these solutions, and in so doing promote fairness, access to justice, individual rights, and public safety.

The second discussion that we convened addressed pretrial release practices, or what is commonly referred to as the bail process. The perception of most people about the bail process is likely based upon television shows like Law and Order or The Good Wife, where a judge is often shown setting bail in the hundreds of thousands of dollars in hopes of keeping the accused behind bars pending trial. But in reality, the bail process is far more complicated and important than these TV shows portray. It has profound implications for the accused, for public safety, and for taxpayers.

There is much research about what an effective and efficient pretrial process should look like. Five characteristic are essential. First, a smart pretrial process uses a short validated assessment to predict which detainees are likely to flee if released, and which are likely to commit new offenses if released. Outside of Salt Lake County, Utah does not use this best practice.

Second, an efficient pretrial release process quickly releases defendants who are not likely to flee or commit a new offense. Generally, Utah does not do this, either.

Third, a safe pretrial release process identifies those defendants who are truly a danger to the public and does not release them into the community before trial, offering no release on bail. In Utah, we do not have adequate tools to determine which defendants truly are a threat.
Fourth, an economical pretrial release process saves tax dollars by not using valuable jail space, as we do now, to hold thousands of defendants pending their court date who pose no risk to flee or re-offend.

And finally, a fair pretrial release process does not make defendants' wealth the deciding factor for whether they are released pending trial. In Utah, if defendants can raise enough money to meet the financial bail requirement, or 10% of that amount so that they can engage a bail bond surety, they will be released. If they don’t have those funds, in jail they will stay pending trial, which means separation from their family and often a loss of their employment, with the accompanying loss of income. And as we learned from JRI, confinement in jail will forcibly expose them to a criminal culture, and research tells us they will then be more likely to commit crimes in the future. And remember that for all of these people this all occurs before they have been tried, so they are presumed innocent.

The study committee, composed of prosecutors, defense lawyers, judges, regulators, representatives of local government and the bail bond industry, as well as Representative Hutchings and Senator Hillyard, prepared 12 sound recommendations ranging from creating a statutory presumption in favor of pretrial release without financial conditions to instituting a validated pretrial risk assessment process for use in every jurisdiction.

The research in this area, and the experience of other states, has led to a national consensus about evidenced-based pre-trial release practices. Even the general public intuits that these practices make sense. Independent polling shows that the vast majority of respondents support the approach recommended by the study committee. Senator Hillyard is sponsoring legislation that will move our state in this direction and better ensure fairness, protect individual rights, and promote public safety. I encourage your thoughtful consideration of the committee’s recommendations.

The proposals I have outlined to this point relating to JRI, access to criminal defense counsel, and fair pretrial release practices are all consistent with the sound consensus of criminal justice professionals across the country. In fact, unlike in so many other important government functions, in these three areas Utah is not ahead of the pack, but rather in the middle of it. Many states have already adopted the best practices, the effective approaches, and the cost-saving ideas I have described, and we need to catch up.

But the last study I want to share with you puts Utah on the cutting edge of innovation and public service when it comes to access to justice. It is a study conducted by a task force appointed by our supreme court. This task force, which again had broad representation, including Senator Urquhart and Representative
Brian King, was asked to study the current rules governing the practice of law and to consider whether to permit qualified non-lawyers to provide certain law-related services currently provided only by lawyers.

The legislature, the court system, and the legal profession have, each in its own way, expressed concern about the growing chasm between the need for legal services and the ability of the average person to afford them. This is not an issue that has been ignored. The courts, with your assistance, are providing direct legal assistance to tens of thousands of self-represented parties every year through our self-help center. These are people who have chosen to participate in a legal proceeding without an attorney, sometimes because they can’t afford one, but more and more because they just don’t think they should have to hire a lawyer.

The Utah State Bar, through its pro bono and modest means programs, has worked hard to place attorneys with clients unable to afford one. As impressive as these efforts have been, they only scratch the surface of meeting the real need. In naming this task force, the supreme court wanted to consider a broader, market-based change to make legal services more accessible.

After studying the few states with similar efforts underway and examining where the need is most pronounced within our own state and court system, the task force recommended an innovative approach that has far reaching implications for improving access to justice in Utah. Last month the supreme court approved task force recommendations that would allow qualified non-lawyers to practice law, on a carefully defined basis, in three areas where legal needs are not being met: debt collection, landlord-tenant, and family law. These specially trained non-lawyers will be called licensed paralegal practitioners. For an analogy to the role they will play, you might think of the role of a physician’s assistant in the medical setting.

There is still much to be done, such as finalizing minimum education, certification, and licensing requirements, but we believe this new client and market-driven approach holds great promise—not as a substitute for attorneys, but as a complimentary legal resource for providing meaningful assistance in specific areas where existing legal resources are inadequate but the need is great. The National Center for State Courts is interested in this project and has agreed to conduct an independent evaluation of our experience. I look forward to reporting to you on this initiative in a future address.

As I said at the outset, the state of our courts is sound. Our judges and staff work in an all-electronic environment. It’s simply the way work is done now, and we remain one of the few state court systems able to say that. The metrics we use to track performance all show that we continue to increase our efficiency. In the last
five years, the average age of cases pending in our district courts has dropped from 337 to 183 days. And we’ve been able to accomplish this with 81 fewer employees.

As for the court’s budget, I’d like to mention just one issue. We have a continuing but acute need for two new judges: a juvenile court judge in the 4th District (Utah, Millard, Juab, and Wasatch counties) and a district court judge in the 5th District (Washington, Iron, and Beaver counties). The existing judges in these courts have for several years been carrying much higher workloads than is appropriate, and the public in these areas deserves your attention to this pressing need. And, while discussing appropriations, let me use this opportunity to sincerely thank you for the step taken last year to address the judicial compensation recommendation of your Elected Officials and Judicial Compensation Commission.

Finally, you may recall my boasting about our courts in my address two years ago, something about the public confidence in our courts being higher than John Stockton’s basketball free throw percentage. And I may have modestly mentioned that my brother’s percentage was itself higher than Stockton’s. We have just recently completed our biannual survey of court users, and I’m pleased to be able to report that they continue to provide high marks. For example, 95% reported they were treated with courtesy and respect, and a like percentage reported being satisfied with their court experience. To give you some frame of reference, a recent national poll found that only 66% of respondents agreed with the statement: “Courts treat people with dignity and respect.” I am gratified that we are doing significantly better than that.

As I have said before, I am extremely proud of our judges and staff, and for good reason. Because of the merit-based selection process that you, the legislature, have had in place for many years, we have one of the strongest benches in the country. It is an honor to be part of our state’s extraordinary judiciary and to be able to work with such fine people, who, like you, value fairness, access to justice, individual rights, and public safety.

Thank you for the committed service you provide to the people of Utah, and I wish you well with your important deliberations over the next 45 days.

***

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

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

To the Members of the Senate: January 25, 2016

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

S.B. 11  Cancellation of Auto Insurance Coverage  
(Sen. W. Harper)
S.B. 13  State Facility Energy Efficiency Fund Amendments  
(Sen. S. Jenkins)
S.B. 14  American Indian and Alaskan Native Amendments  
(Sen. K. Van Tassell)
S.B. 15  Apportionment of Business Income Amendments  
(Sen. D. Henderson)
S.B. 16  Tax Credit Amendments (Sen. D. Henderson)
S.B. 18  Workforce Services Job Listings Amendments  
(Sen. P. Knudson)
S.B. 19  Phased Retirement (Sen. T. Weiler)
S.B. 20  Retirement Systems Audit Recommendations  
Amendments (Sen. T. Weiler)
S.B. 21  Repeal of Health and Human Services Reports and  
Programs (Sen. E. Vickers)
S.B. 22  Foreclosure of Residential Rental Property  
(Sen. W. Harper)
S.B. 23  Water Law – Protected Purchaser Amendments  
(Sen. M. Dayton)
S.B. 24  Utah Housing Corporation Sunset Extension  
(Sen. T. Weiler)
S.B. 25  Ballot Amendments (Sen. M. Dayton)
S.B. 27  Absentee Ballot Amendments (Sen. M. Dayton)
S.B. 28  Water System Conservation Pricing (Sen. S. Jenkins)
S.B. 29  Retirement Systems Amendments (Sen. T. Weiler)
S.B. 32  Reauthorization of Hospital Provider Assessment Act  
(Sen. B. Shiozawa)
S.B. 33  Occupational Safety and Health Amendments  
(Sen. K. Mayne)
S.B. 34  Sewer Lateral Disclosures (Sen. K. Mayne)
S.B. 35  Veteran License Plates Amendments (Sen. P. Knudson)
S.B. 37  Human Resource Management Rate Committee  
(Sen. T. Weiler)
S.B. 39  Medicaid Coverage for Adult Dental Services  
(Sen. S. Urquhart)

S.B. 53  Veteran’s Definition Amendments (Sen. P. Knudson)

S.C.R. 1  Concurrent Resolution Encouraging Universal Metering of Water Systems (Sen. S. Jenkins)

S.C.R. 3  Concurrent Resolution Supporting American Indian and Alaskan Native Education State Plan  
(Sen. K. Van Tassell)

S.J.R. 5  Joint Resolution Authorizing Pay of In–session Employees (Sen. R. Okerlund)

Kevin T. Van Tassell  
Rules Committee Chair

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

RULES COMMITTEE REPORT

To the Members of the Senate: January 25, 2016

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

Business and Labor Committee
S.B. 12  Passenger Carrier Requirements (Sen. K. Mayne)
S.B. 30  Department of Commerce Boards, Committees, and Commissions Concurrence Amendments  
(Sen. C. Bramble)
S.B. 40  Utah Revised Nonprofit Corporation Act Amendments  
(Sen. L. Hillyard)
S.B. 44  Construction Code Amendments (Sen. M. Dayton)
S.B. 55  Financial Institutions Amendments (Sen. C. Bramble)
S.B. 58  Nurse Practitioner Amendments (Sen. D. Hinkins)
S.B. 59  Antidiscrimination Act Revisions (Sen. T. Weiler)
S.B. 70  Insurance Modifications (Sen. R. Okerlund)

Economic Development and Workforce Services Committee
S.B. 60  Low–income Housing Tax Credit Allocation Amendments (Sen. T. Weiler)

Education Committee
S.B. 38  School Funding Amendments (Sen. H. Stephenson)
S.B. 45  Compulsory Education Revisions (Sen. A. Jackson)
S.B. 46  State Education Governance Revisions (Sen. A. Jackson)
S.B. 47  College Credit for Public Safety Officers (Sen. K. Mayne)
S.B. 51  Teacher Leader Role (Sen. A. Millner)
S.B. 67  Partnerships for Student Success (Sen. A. Millner)
S.J.R. 1  Proposal to Amend Utah Constitution — State Board of Education Changes (Sen. A. Jackson)

Government Operations and Political Subdivisions Committee
S.B. 26  Election Notice Amendments (Sen. M. Dayton)
S.B. 41  Appointment of County Assessors (Sen. A. Millner)
S.B. 48  Board Membership Restrictions (Sen. L. Escamilla)
S.B. 52  Rate Committee Modifications (Sen. D. Hinkins)
S.B. 62  JROTC Instructor Amendments (Sen. M. Dayton)
S.B. 63  Survey Monument Replacement (Sen. R. Okerlund)
S.J.R. 2  Joint Resolution Calling for the Repeal of the 17th Amendment (Sen. A. Jackson)
S.J.R. 6  Joint Resolution Recognizing the 100th Anniversary of the JROTC Program (Sen. M. Dayton)

Health and Human Services Committee
S.B. 50  Health Code Repealer (Sen. E. Vickers)
S.B. 56  Nurse Practice Act Amendments (Sen. E. Vickers)
S.B. 61  Smoking in Public Places Amendments (Sen. E. Vickers)

Judiciary, Law Enforcement, and Criminal Justice Committee
S.B. 42  Public Notice of Court Recording (Sen. K. Mayne)
S.B. 43  Firearm Safety and Violence Prevention in Public Schools (Sen. T. Weiler)
S.B. 54  Controlled Substance Database Modifications (Sen. T. Weiler)
S.B. 57  Public Safety Emergency Management Amendments (Sen. K. Mayne)
S.B. 71  Children’s Justice Center Amendments (Sen. R. Okerlund)
S.B. 73  Medical Cannabis Act (Sen. M. Madsen)
S.C.R. 5  Concurrent Resolution in Support of Law Enforcement Officers (Sen. A. Jackson)

Natural Resources, Agriculture and Environment Committee
S.B. 49  Statute of Limitations on Environmental Code Violations (Sen. L. Escamilla)
S.B. 66  Environmental Code Fines (Sen. L. Escamilla)
S.B. 80  Infrastructure Funding Amendments (Sen. J. S. Adams)
S.C.R. 4  Concurrent Resolution – Old Spanish Trail Designation  
(Sen. R. Okerlund)

Retirement and Independent Entities Committee
S.B. 36  Postretirement Employment Exceptions (Sen. K. Mayne)

Revenue and Taxation Committee
S.B. 65  Sales and Use Tax Reporting Requirements  
(Sen. W. Harper)
S.B. 68  Property Tax Amendments (Sen. W. Harper)
S.C.R. 2  Concurrent Resolution in Support of Sales and Use Tax  
Transactional Equity (Sen. W. Harper)
S.J.R. 4  Proposal to Amend Utah Constitution – Education  
Funding (Sen. J. Dabakis)

Transportation, Public Utilities and Technology Committee
S.B. 64  Special Group License Plate Modifications  
(Sen. L. Escamilla)
S.B. 69  Children’s Heart Disease Special Group License Plates  
(Sen. D. Hinkins)

  Kevin T. Van Tassell  
  Rules Committee Chair

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

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To the Members of the Senate:  
January 25, 2016

The Rules Committee recommends that, with the written consent of the sponsor, S.B. 17 Revenue and Taxation Amendments (Sen. K. Van Tassell) be replaced and favorably recommends that 2nd Sub. S.B. 17, Revenue and Taxation Amendments (Sen. K. Van Tassell) be adopted and assigned to the Revenue and Taxation Committee.

SECOND READING CALENDAR

S.B. 11, CANCELLATION OF AUTO INSURANCE COVERAGE, was read the second time. Senator Harper 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

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Mayne  Millner  Okerlund  Shiozawa  
Stephenson  Stevenson  Urquhart  Van Tassell  
Vickers  Weiler  Niederhauser  

**Absent or not voting were:** Senators  
Madsen  Thatcher  

***

**S.B. 13, STATE FACILITY ENERGY EFFICIENCY FUND,** 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  
Davis  Dayton  Escamilla  Fillmore  
Harper  Henderson  Hillyard  Hinkins  
Iwamoto  Jackson  Jenkins  Madsen  
Mayne  Millner  Okerlund  Shiozawa  
Stephenson  Urquhart  Van Tassell  Vickers  
Weiler  Niederhauser  

**Absent or not voting were:** Senators  
Knudson  Stephenson  Thatcher  

***

On motion of Senator Van Tassell, **S.B. 14, AMERICAN INDIAN AND ALASKAN NATIVE AMENDMENTS,** was read the second time and circled.

***

**S.B. 15, APPORTIONMENT OF BUSINESS INCOME 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  Escamilla  Fillmore  

Absent or not voting were: Senators
Knudson Stephenson

** **

S.B. 16, TAX CREDIT 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 Escamilla Fillmore Harper
Henderson Hillyard Hinkins Iwamoto
Jackson Jenkins Madsen Mayne
Millner Okerlund Shiozawa Stevenson
Thatcher Urquhart Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Davis Knudson Stephenson

** **

On motion of Senator Okerlund, S.B. 18, WORKFORCE SERVICES JOB LISTINGS AMENDMENTS, was read the second time and circled.

** **

S.B. 19, PHASED RETIREMENT, was read the second time. Senator Weiler explained the bill. Senators Hillyard and Jenkins commented.

Senator Weiler proposed the following amendment:

1. Page 9, Lines 255 through 257:

255 (4) “Phased retirement” means continuing employment on a half–time basis of a retiree
256 with the same participating employer immediately after the retiree’s retirement date while the retiree receives a reduced retirement allowance.

2. Page 12, Line 357:

357 Title 49, Chapter 11, Part 12, Phased Retirement, is repealed {July 1, 2021–} January 1, 2022.

3. Page 12, Line 359:

359 This bill takes effect on {July 1, 2016–} January 1, 2017.

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

On motion of Senator Weiler, the bill was circled.

* * *

On motion of Senator Knudson, the circle was removed from S.B. 18, WORKFORCE SERVICES JOB LISTINGS AMENDMENTS, and it was before the Senate. Senator Knudson 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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S.B. 20, RETIREMENT SYSTEMS AUDIT RECOMMENDATIONS AMENDMENTS, was read the second time. Senator Weiler 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                Christensen    Davis        Dayton
Escamilla            Fillmore       Harper       Henderson
Hillyard             Hinkins        Iwamoto      Jackson
Jenkins              Knudson        Madsen       Mayne
Millner              Okerlund       Shiozawa     Stevenson
Thatcher             Urquhart       Van Tassell  Vickers
Weiler               Niederhauser

Absent or not voting were: Senators
Bramble             Dabakis        Stephenson

***

S.B. 21, REPEAL OF HEALTH AND HUMAN SERVICES REPORTS AND PROGRAMS, was read the second time. Senator Vickers explained the bill.

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

1st Sub. S.B. 21 Repeal of Health and Human Services Reports and Programs (E. Vickers)

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    Davis        Dayton
Escamilla            Fillmore       Harper       Henderson
Hillyard             Hinkins        Iwamoto      Jackson
Jenkins              Knudson        Madsen       Mayne
Millner              Okerlund       Shiozawa     Stevenson
Thatcher             Urquhart       Van Tassell  Vickers
Weiler               Niederhauser

Absent or not voting were: Senators
Bramble             Dabakis        Stephenson

***

S.B. 22, FORECLOSURE OF RESIDENTIAL RENTAL PROPERTY, was read the second time. Senator Harper explained the bill.
Senator Harper proposed the following amendment:

1. Page 2, Line 38 through Page 3, Line 63:

   (1) The trustee shall give written notice of the time and place of sale particularly
   describing the property to be sold:

   (a) by publication of the notice:
   (i) (A) at least three times;
   (B) at least once a week for three consecutive weeks;
   (C) the last publication to be at least 10 days but not more than 30 days before the date
   the sale is scheduled; and
   (D) in a newspaper having a general circulation in each county in which the property to
   be sold, or some part of the property to be sold, is situated; and
   (ii) in accordance with Section 45−1−101 for 30 days before the date the sale is
   scheduled;

   (b) by posting the notice:
   (i) at least 20 days before the date the sale is scheduled; and
   (ii) (A) in some conspicuous place on the property to be sold; and
   (B) at the office of the county recorder of each county in which the trust property, or
   some part of it, is located; and

   (c) if the stated purpose of the obligation for which the trust deed was given as security
   is to finance residential rental property:

   (i) by posting the notice, including the statement required under Subsection (3)(b):

   (A) on the primary door of each dwelling unit on the property to be sold, if the property
to be sold has fewer than nine dwelling units; or

(B) in at least three conspicuous places on the property to be sold, in addition to the posting required under Subsection (1)(b)(ii)(A), if the property to be sold has nine or more dwelling units; or

(ii) by mailing the notice, including the statement required under Subsection (3)(b), to the occupant of each dwelling unit on the property to be sold.

Senator Harper’s motion to amend passed on a voice vote. 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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**S.B. 23, WATER LAW – PROTECTED PURCHASER AMENDMENTS,** was read the second time. Senator Dayton explained the bill.

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

**1st Sub. S.B. 23 Water Law – Protected Purchaser Amendments (M. Dayton)**

Senators Hillyard, Escamilla, and Davis 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 Davis Dayton
Escamilla Fillmore Harper Henderson
Hillyard Hinkins Iwamoto Jackson
Jenkins Knudson Madsen Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Bramble Dabakis Urquhart

* * *

S.B. 24, UTAH HOUSING CORPORATION SUNSET EXTENSION, was read the second time. Senator Weiler 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 Davis Dayton
Escamilla Fillmore Harper Henderson
Hillyard Hinkins Iwamoto Jackson
Jenkins Knudson Madsen Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Adams Dabakis Urquhart

* * *

S.B. 25, BALLOT AMENDMENTS, was read the second time. Senator Dayton 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 Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Hinkins Iwamoto
S.B. 27, ABSENTEE BALLOT 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  Davis
Dayton  Escamilla  Fillmore  Henderson
Hillyard  Hinkins  Iwamoto  Jackson
Jenkins  Knudson  Madsen  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Thatcher  Urquhart  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Dabakis  Harper

* * *

S.B. 28, WATER SYSTEM CONSERVATION PRICING, was read the second time. Senator Jenkins explained the bill. Senator 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
Adams  Bramble  Christensen  Davis
Dayton  Escamilla  Fillmore  Harper
Henderson  Hillyard  Hinkins  Iwamoto
Jackson  Jenkins  Knudson  Madsen
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Stevenson  Thatcher  Van Tassell
Vickers  Weiler  Niederhauser
Absent or not voting were: Senators
Dabakis Urquhart

* * *

S.B. 29, RETIREMENT SYSTEM AMENDMENTS, was read the second time. Senator Weiler 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 Fillmore Harper Henderson
Hillyard Hinkins Iwamoto Jackson
Jenkins Knudson Madsen Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Urquhart Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Dabakis Escamilla

* * *

S.B. 31, TAX COMMISSION LEVY PROCESS, was read the second time. Senator Harper explained the bill. Senator Bramble 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 Escamilla Fillmore Harper Henderson
Henderson Hinkins Iwamoto Jackson
Jenkins Knudson Madsen Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Urquhart Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Dabakis Hillyard
S.B. 32, REAUTHORIZATION OF HOSPITAL PROVIDER ASSESSMENT ACT, was read the second time. Senator Shiozawa 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
- Davis
- Escamilla
- Fillmore
- Harper
- Henderson
- Hinkins
- Iwamoto
- Jackson
- Jenkins
- Knudson
- Madsen
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Urquhart
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Voting in the negative was:** Senator

- Dayton

**Absent or not voting were:** Senators

- Dabakis
- Hillyard

**On motion of Senator Okerlund, and at 4:55 p.m., the Senate adjourned until 11:00 a.m., Tuesday, January 26, 2016.**
SECOND DAY

January 26, 2016

The Senate was called to order at 11:10 a.m., with President Wayne Niederhauser presiding.

Prayer – Pastor Rob Bruendl, Trinity United Methodist Church
Pledge of Allegiance – Senator Alvin Jackson
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 86)

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 25, 2016

The House passed H.B. 13, ALCOHOLIC BEVERAGE EVENT PERMIT AMENDMENTS, by Representative C. Oda, et al, and it is transmitted for consideration; and

The House passed H.B. 14, EMERGENCY SERVICES ACCOUNT LOAN AMENDMENTS, by Representative C. Oda, et al, and it is transmitted for consideration; and

The House passed H.B. 20, LEAD ACID BATTERY DISPOSAL SUNSET REAUTHORIZATION, by Representative L. Perry, et al, and it is transmitted for consideration; and

The House passed H.B. 21, ELECTION REVISIONS, by Representative S. Eliason, et al, and it is transmitted for consideration; and

The House passed H.B. 27, SCHOOL DISTRICT PARTICIPATION IN RISK MANAGEMENT FUND, by Representative J. Draxler, et al, and it is transmitted for consideration; and

The House passed H.B. 29, TRANSPORTATION INTERIM COMMITTEE REPORTS AMENDMENTS, by Representative K. Christofferson, et al, and it is transmitted for consideration; and

The House passed H.B. 33, FIRE PREVENTION BOARD MEMBERSHIP AMENDMENTS, by Representative J. Dunnigan, et al, and it is transmitted for consideration; and
The House passed **H.B. 34**, BUSINESS AND LABOR INTERIM COMMITTEE REPORT AMENDMENTS, by Representative V. Peterson, et al, and it is transmitted for consideration; and

The House passed **H.B. 37**, WORKER CLASSIFICATION COORDINATED ENFORCEMENT ACT SUNSET AMENDMENTS, by Representative V. Peterson, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 39**, PASS−THROUGH ENTITY RETURN FILING DATE, by Representative S. Eliason, et al, and it is transmitted for consideration; and

The House passed **H.B. 43**, STATE INSTRUCTIONAL MATERIALS COMMISSION AMENDMENTS, by Representative B. R. Cutler, et al, and it is transmitted for consideration; and

The House passed **H.B. 45**, STEM PROGRAM AMENDMENTS, by Representative V. Peterson, et al, and it is transmitted for consideration; and

The House passed **H.B. 46**, VETERANS AFFAIRS AMENDMENTS, by Representative V. Peterson, et al, and it is transmitted for consideration; and

The House passed **H.B. 49**, STATE LIABILITY PROTECTION FOR SCHOOL EMPLOYEES, by Representative C. Oda, et al, and it is transmitted for consideration; and

The House passed **H.B. 53**, BUSINESS RESOURCE CENTERS AMENDMENTS, by Representative J. Westwood, et al, 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.

**INTRODUCTION OF BILLS**

**S.B. 87**, Administrative Rulemaking Act Modifications (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

**S.B. 88**, Reauthorization of Administrative Rules (H. Stephenson), was read the first time by short title and referred to the Rules Committee.
S.B. 89, Medical Cannabidiol Amendments (E. Vickers), was read the first time by short title and referred to the Rules Committee.

S.B. 90, Falsification of Information in a Protective Order Proceeding (A. Jackson), was read the first time by short title and referred to the Rules Committee.

S.B. 91, Board of Education Amendments (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

S.C.R. 7, Concurrent Resolution Honoring Those Who Have Assisted Korean War Veterans (J. Iwamoto), was read the first time by short title and referred to the Rules Committee.

S.J.R. 10, Joint Resolution on Education for Law Enforcement Professionals (K. Mayne), was read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

On motion of Senator Okerlund, S.B. 11, CANCELLATION OF AUTO INSURANCE COVERAGE, was read the third time and circled.

***

On motion of Senator Jenkins, S.B. 13, STATE FACILITY ENERGY EFFICIENCY FUND AMENDMENTS, was read the third time and circled.

***

S.B. 15, APPORTIONMENT OF BUSINESS INCOME AMENDMENTS, was read the third time, explained by Senator Henderson, 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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<th>Adams</th>
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<td>Van Tassell</td>
<td>Weiler</td>
<td>Niederhauser</td>
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Absent or not voting were: Senators
Hillyard        Jackson        Millner        Stephenson
Thatcher        Vickers

S.B. 15 was transmitted to the House for consideration.

* * *

S.B. 16, TAX CREDIT 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           Bramble       Christensen    Dabakis
Davis           Dayton        Escamilla      Fillmore
Harper          Henderson     Hillyard      Hinkins
Iwamoto         Jackson       Jenkins       Knudson
Madsen          Mayne         Millner       Okerlund
Shiozawa        Stephenson    Stevenson     Urquhart
Van Tassell     Weiler        Niederhauser

Absent or not voting were: Senators
Thatcher        Vickers

S.B. 16 was transmitted to the House for consideration.

* * *

On motion of Senator Jenkins, the circle was removed from S.B. 13, STATE FACILITY ENERGY EFFICIENCY FUND AMENDMENTS, and it was before the Senate. Senator Jenkins 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
Adams           Bramble       Christensen    Dabakis
Davis           Dayton        Escamilla      Harper
Henderson       Hillyard     Hinkins        Iwamoto
Jackson         Jenkins       Knudson       Madsen
Mayne           Millner       Okerlund      Shiozawa
Stephenson      Stevenson     Urquhart     Van Tassell
Vickers         Weiler        Niederhauser
Absent or not voting were: Senators
Fillmore Thatcher

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

***

S.B. 18, WORKFORCE SERVICES JOB LISTINGS AMENDMENTS, was read the third time, explained by Senator Knudsen, 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 Escamilla Harper
Henderson Hillyard Hinkins Iwamoto
Jackson Jenkins Knudson Madsen
Mayne Millner Okerlund Shiozawa
Stevenson Thatcher Urquhart Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Fillmore Stephenson

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

***

S.B. 20, RETIREMENT SYSTEMS AUDIT RECOMMENDATIONS 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
Adams Bramble Christensen Dabakis
Davis Dayton Escamilla Harper
Henderson Hillyard Hinkins Iwamoto
Jackson Jenkins Knudson Madsen
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Urquhart
Van Tassell Vickers Weiler Niederhauser
Absent or not voting was: Senator Fillmore

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

***

1st Sub. S.B. 21, REPEAL OF HEALTH AND HUMAN SERVICES REPORTS AND PROGRAMS, was read the third time, explained by Senator Vickers, 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
Escamilla
Fillmore
Harper
Henderson
Hillyard
Hinkins
Iwamoto
Jackson
Jenkins
Knudson
Madsen
Mayne
Millner
Okerlund
Shiozawa
Stephenson
Stevenson
Thatcher
Urquhart
Van Tassell
Vickers
Weiler
Niederhauser

1st Sub. S.B. 21 was transmitted to the House for consideration.

***

On motion of Senator Harper, S.B. 22, FORECLOSURE OF RESIDENTIAL RENTAL PROPERTY, was read the third time and circled.

***

1st Sub. S.B. 23, WATER LAW – PROTECTED PURCHASER AMENDMENTS, was read the third time, explained by Senator Dayton, 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
Escamilla
Fillmore
Harper
Henderson
Hillyard
Hinkins
Iwamoto
Jackson
Jenkins
Knudson
Madsen
Mayne
Millner
Okerlund
Shiozawa
Stephenson
Stevenson
Thatcher
Urquhart
Van Tassell
Vickers
Weiler
Niederhauser
Shiozawa Stephenson Stevenson Thatcher
Urquhart Van Tassell Vickers Weiler
Niederhauser

1st Sub. S.B. 23 was transmitted to the House for consideration.

* * *

S.B. 24, UTAH HOUSING CORPORATION SUNSET EXTENSION, 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 Bramble Christensen Dabakis
Davis Dayton Escamilla Harper
Henderson Hillyard Hinkins Iwamoto
Jackson Jenkins Knudson Madsen
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Urquhart
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Fillmore Van Tassell

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

* * *

S.B. 25, BALLOT 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
Adams Bramble Christensen Dabakis
Davis Dayton Escamilla Harper
Henderson Hillyard Hinkins Iwamoto
Jackson Jenkins Knudson Madsen
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Urquhart
Vickers Weiler Niederhauser
Absent or not voting were: Senators
Fillmore Van Tassell

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

* * *

S.B. 27, ABSENTEE BALLOT 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
Adams Bramble Christensen Dabakis
Davis Dayton Escamilla Harper
Henderson Hillyard Hinkins Iwamoto
Jackson Jenkins Knudson Madsen
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Urquhart
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Fillmore Van Tassell

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

* * *

S.B. 28, WATER SYSTEM CONSERVATION PRICING, was read the third time and explained by Senator Jenkins. Senators Dayton, Stephenson, Knudson, Okerlund, 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 Christensen Dabakis Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Hinkins Iwamoto
Jackson Jenkins Mayne Millner
Okerlund Shiozawa Stevenson Stephenson
Thatcher Urquhart Van Tassell Vickers
Weiler Niederhauser

Voting in the negative were: Senators
Knudson Madsen
Absent or not voting was: Senator Bramble

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

***

On motion of Senator Okerlund, and at 12:10 p.m., the Senate adjourned until 11:00 a.m., Wednesday, January 27, 2016.
THIRD DAY

January 27, 2016

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

Prayer – Reverend Masami Hayashi, Salt Lake Buddhist Temple
Pledge of Allegiance – Senator Jerry Stevenson
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 86)

SPECIAL ORDER OF BUSINESS

A group of students from Neil Armstrong School sang the Utah State Song, “Utah, This is the Place.”

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 26, 2016

The House passed H.B. 23, PRIVILEGE TAX AMENDMENTS, by Representative J. Stanard, et al, and it is transmitted for consideration; and

The House passed H.B. 24, AERONAUTICS RESTRICTED ACCOUNT AMENDMENTS, by Representative J. Stanard, et al, and it is transmitted for consideration; and

The House passed H.B. 30, GOOD LANDLORD PROGRAM AMENDMENTS, by Representative G. Froerer, et al, and it is transmitted for consideration; and

The House passed H.B. 32, SUBDIVISION BASE PARCEL TAX AMENDMENTS, by Representative R. C. Webb, et al, and it is transmitted for consideration; and

The House passed H.B. 54, ECONOMIC DEVELOPMENT TAX INCREMENT FINANCING AMENDMENTS, by Representative R. Edwards, et al, and it is transmitted for consideration; and

The House passed H.B. 56, WOMEN IN THE ECONOMY COMMISSION AMENDMENTS, by Representative R. Edwards, et al, and it is transmitted for consideration; and
The House passed **H.B. 57**, ALTERNATIVE DISPUTE RESOLUTION SUNSET DATE AMENDMENT, by Representative L. Christensen, et al, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 58**, HEMP EXTRACT AMENDMENTS, by Representative G. Froerer, et al, and it is transmitted for consideration; and

The House passed **H.B. 59**, STATE ARMORY BOARD AMENDMENTS, by Representative V. Peterson, et al, and it is transmitted for consideration; and

The House passed **H.B. 60**, CLASS B AND CLASS C ROAD FUND AMENDMENTS, by Representative Johnny Anderson, et al, and it is transmitted for consideration; and

The House passed **H.B. 100**, EMERGENCY MEDICAL SERVICES PERSONNEL LICENSURE INTERSTATE COMPACT, by Representative M. Schultz, et al, 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: January 26, 2016

The Business and Labor Committee recommends **S.B. 12**, PASSENGER CARRIER REQUIREMENTS, by Senator K. Mayne, be replaced and favorably recommends **1st Sub. S.B. 12**, PASSENGER CARRIER REQUIREMENTS; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 40**, UTAH REVISED NONPROFIT CORPORATION ACT AMENDMENTS, by Senator L. Hillyard; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 59**, ANTIDISCRIMINATION ACT REVISIONS, by Senator T. Weiler.

Curtis S. Bramble, Chair

Mr. President: January 26, 2016

The Education Committee reports a favorable recommendation on **S.B. 38**, SCHOOL FUNDING AMENDMENTS, by Senator H. Stephenson, with the following amendments:
1. Page 1, Lines 20 through 22:

20 amends the definition of “district per pupil local revenues” to include current year
21 estimates; { and } amends the allocation that a school district makes for resident
22 students enrolled in a charter school; and

2. Page 4, Lines 100 through 103:

100 (4) (a) (i) A school district shall allocate a portion of school
district revenues for each
101 resident student of the school district who is enrolled in a charter
102 school on October 1 of the prior year equal to
103 25% of the district per pupil local revenues excluding the
amount of revenues described in Subsection (1)(c)(iv) collected by the
district
103 (ii) Nothing in this Subsection (4)(a) affects the school bond
guarantee program; and

The Education Committee reports a favorable recommendation on S.B. 51,
TEACHER LEADER ROLE, by Senator A. Millner, with the following
amendments:

1. Page 2, Lines 38 through 46:

38 (b) may make rules that create an endorsement for a teacher
leader.
39 { (4) A teacher leader may not evaluate, under Chapter 8,
Part 4, Educator Evaluations, a
40 teacher whom the teacher leader is currently assisting in
training. } { (4)– (4) The board shall solicit recommendations
from school districts regarding:
41 (i) appropriate resources to provide a teacher leader; and
42 (ii) appropriate ways to compensate a teacher leader.
44 (b) The board shall report the board’s findings and
recommendations described in
45 Subsection (5) to the Education Interim Committee on or before the committee’s November 2016 interim meeting; and

The Education Committee reports a favorable recommendation on S.B. 67, PARTNERSHIPS FOR STUDENT SUCCESS, by Senator A. Millner.

Ann Millner, Chair

Mr. President: January 26, 2016

The Health and Human Services Committee recommends S.B. 50, HEALTH CODE REPEALER, by Senator E. Vickers, be replaced and favorably recommends 1st Sub. S.B. 50, HEALTH CODE REPEALER.

Evan Vickers, 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: January 26, 2016

The Business and Labor Committee reports a favorable recommendation on S.B. 30, DEPARTMENT OF COMMERCE BOARDS, COMMITTEES, AND COMMISSIONS CONCURRENCE AMENDMENTS, 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. 55, FINANCIAL INSTITUTIONS 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

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: January 26, 2016

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

S.J.R. 7 Joint Rules Resolution on Committee Bills
(Sen. G. Davis)
S.J.R. 8  Joint Rules Resolution of Performance Notes  
(Sen. L. Hillyard)

S.J.R. 9  Joint Rules Resolution of Request for Appropriations Process Change (Sen. L. Hillyard)  
Kevin T. Van Tassell  
Rules Committee Chair  

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

RULES COMMITTEE REPORTS

To the Members of the Senate: January 26, 2016

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

Business and Labor Committee
S.B. 76  Workers’ Compensation for Volunteers (Sen. K. Mayne)

Education Committee
S.B. 78  State Board of Education Candidate Selection  
(Sen. A. Millner)
S.B. 86  School Building Coordination (Sen. A. Jackson)
S.C.R. 6  Concurrent Resolution Recognizing the 20th Anniversary of the Utah Educational Savings Plan (Sen. E. Vickers)

Government Operations and Political Subdivisions Committee
S.B. 81  Redistricting Advisory Commission (Sen. J. Iwamoto)

Health and Human Services Committee
S.B. 79  Child Welfare Revisions (Sen. A. Jackson)
S.B. 82  Child Welfare Modifications (Sen. W. Harper)

Judiciary, Law Enforcement, and Criminal Justice Committee
S.J.R. 10  Joint Resolution on Education for Law Enforcement Professionals (Sen. K. Mayne)

Natural Resources, Agriculture and Environment Committee
S.B. 72  School and Institutional Trust Lands Management Act Amendments (Sen. M. Dayton)
S.B. 75  Water Rights Adjudication Amendments (Sen. M. Dayton)
Revenue and Taxation Committee
S.B. 85  Sales and Use Tax Compliance Amendments  
(Sen. W. Harper)
S.B. 87  Administrative Rulemaking Act Modifications  
(Sen. H. Stephenson)
S.B. 88  Reauthorization of Administrative Rules  
(Sen. H. Stephenson)

Transportation, Public Utilities and Technology Committee
S.B. 74  Aviation Amendments (Sen. W. Harper)

Kevin T. Van Tassell
Rules Committee Chair

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

INTRODUCTION OF BILLS

S.B. 92, Municipal Landscape Amendments (S. Jenkins), was read the first time by short title and referred to the Rules Committee.

S.B. 93, Computer Science Initiative for Public Schools (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

S.B. 94, Law Enforcement Use of Body Cameras (D. Thatcher), was read the first time by short title and referred to the Rules Committee.

S.B. 95, General Obligation Bonds Amendments (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

S.B. 96, Uniform Deployed Parents Custody and Parent–time Act (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

S.B. 97, Concealed Firearms Amendments (D. Hinkins), was read the first time by short title and referred to the Rules Committee.

S.B. 98, Arts and Cultural Education Spending (J. Dabakis), was read the first time by short title and referred to the Rules Committee.

S.B. 99, Financial Transparency for Political Subdivisions (D. Henderson), was read the first time by short title and referred to the Rules Committee.
S.B. 100, Traffic Fines Amendments (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

S.C.R. 8, Concurrent Resolution Approving the Test and Training Range Land Exchange (J. Stevenson), was read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

S.B. 29, RETIREMENT SYSTEMS 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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<td>Weiler</td>
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<td>Niederhauser</td>
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Absent or not voting were: Senators

| Bramble | Madsen | Urquhart |

S.B. 29 was transmitted to the House for consideration.

***

S.B. 31, TAX COMMISSION LEVY PROCESS, 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

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</table>
Absent or not voting were: Senators
Hillyard Jenkins Madsen Urquhart

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

* * *

S.B. 32, REAUTHORIZATION OF HOSPITAL PROVIDER ASSESSMENT ACT, was read the third time and explained by Senator Shiozawa. Senators Stephenson, Davis, and Hillyard commented and the bill 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
Davis Escamilla Fillmore Harper
Henderson Hillyard Hinkins Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Urquhart Van Tassell Vickers Niederhauser

Voting in the negative were: Senators
Dayton Jackson Weiler

Absent or not voting were: Senators
Jenkins Madsen

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

SECOND READING CALENDAR

S.B. 33, OCCUPATIONAL SAFETY AND HEALTH AMENDMENTS, was read the second time. Senator Mayne 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 Escamilla Fillmore
Harper Henderson Hillyard Hinkins
Iwamoto Jackson Jenkins Knudson
Madsen Mayne Millner Okerlund
Shiozawa Stevenson Thatcher Van Tassell
Vickers Weiler Niederhauser
Absent or not voting were: Senators
Stephenson  Urquhart

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On motion of Senator Weiler, the circle was removed from S.B. 19, PHASED RETIREMENT, and it was before the Senate. 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
Bramble  Christensen  Dabakis  Davis
Dayton  Escamilla  Fillmore  Harper
Henderson  Hillyard  Hinkins  Iwamoto
Jackson  Jenkins  Knudson  Madsen
Mayne  Millner  Okerlund  Shiozawa
Stevenson  Thatcher  Van Tassell  Weiler
Niederhauser

Absent or not voting were: Senators
Adams  Stephenson  Urquhart  Vickers

***

On motion of Senator Okerlund, and at 12:00 noon, the Senate adjourned until 11:00 a.m., Thursday, January 28, 2016.

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 Gregory H. Hughes, 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 James Dunnigan, Francis Gibson, and Brian King to notify Governor Gary R. Herbert that the 2016 General Session of the Sixty–first 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 Hughes, Members of the Legislature, Justices of the Utah Supreme Court, Lieutenant Governor and Mrs. Cox and Utah’s First Lady, my wife, Jeanette. My fellow Utahns.

The Utah we know and love today stands on higher ground because of the many sacrifices of hardworking Utahns who have gone before us.

Let me begin this evening by acknowledging two of these giants who left us this past year--former Governors, Norm Bangerter and Olene Walker. Among Governor Bangerter’s many achievements, he deserves great credit for increasing education funding and improving government efficiency during a time of economic uncertainty.

Governor Bangerter was a down-to-earth leader who liked to say that he was “just an old farmer and carpenter” from Granger who happened to be governor. We all saw so much more in Norm Bangerter. He was a true leader who had the courage to stand up for what he believed. He knew how to partner with the Legislature to solve the critical issues of the day. In short, Norm offered Utah what we need in this state, and that is the steady hand of leadership.

Governor Walker was also a leader, and a trailblazer, the first woman to hold Utah’s highest office. Just as important, she was a tireless advocate for education who established early reading initiatives in our Utah schools.

As a state legislator, she had the foresight to create Utah’s Rainy Day Fund to help us prepare our state for the unforeseen events of the future. That Rainy Day fund now has $528 million in it, the largest amount in our state’s history, and for establishing and prudently increasing the Rainy Day Fund, both Governor Walker and everyone here in this body deserves a round of applause.

This week we witnessed a remarkable outpouring of love and support for hometown hero Officer Doug Barney, who gave the ultimate sacrifice while in the line of duty. He was a husband, a father of three beautiful children, a dependable friend and brother, and an honorable public servant.
In honor of him and others who have gone before, let us today commit ourselves as a state to show greater respect and appreciation for the men and women who willingly put themselves in harm’s way to serve, protect, and defend Utahns every single day.

The question before us tonight is simple: what is the state of our state? And just as important, what are we going to do to make it even better?

Six years ago, our state found itself in the most severe recession since the Great Depression. The unemployment rate at the time was 8 percent. Each of us had family members and friends who struggled just to get by. Our economy had been weakened, but we did not give up hope. Together, we set a goal to not only recover from the Great Recession but to become the top-performing economy in America.

Six years later, our state economy has added 219,000 new jobs, with an unemployment rate dropping from 8 percent down to 3 1/2 percent today. In fact, in 9 of the last 12 months, Utah had the highest job growth creation of any state in the nation.

Our economy is now the third most diverse. Income inequality is low. Our wage growth is up. And just this fall, the state of Utah was recognized as the most fundamentally sound economy in America. Since I stood here one year ago, businesses across our state have now added approximately 40,000 new jobs.

Think about that for just a minute. Some of you within the sound of my voice know the pain that comes from losing a job. 40,000 new jobs means new opportunities for 40,000 Utahns. This isn’t just a statistic. We’re talking about real people here, our neighbors, our friends, our family members.

So what is the state of our state? The state of our state is strong, and I think most of us would say the state of our state is outstanding. That being said, I believe that we can do even better.

A high quality of life should mean parents don’t have to watch their children leave and go to another town or another state because there are no jobs available where they live.

Jeanette and I enjoy the singular blessing of having our 6 children and now 16 grandchildren all living here in Utah within just 30 minutes of our home. Your children may not choose to stay here, but we need an economy strong enough that they always have the choice.
Unfortunately, this is not the case in some of the rural areas of our state. As we begin this session, I ask you in the Legislature to focus on these communities with renewed determination and resolve.

Thanks to the leadership of Senator Ralph Okerlund, we now have new tools available to help in this battle. Soon there will be a new industrial development in Iron County, roads and power to a potash mine in Beaver County, and other critical infrastructure projects that will enable businesses to expand in rural Utah like never before.

While developing this kind of basic infrastructure is the proper role of government, make no mistake, ultimately it is our small businesses and large businesses and the tens of thousands of hardworking, productive Utah workers who create Utah’s economic success, and not the government.

If we expect to make even more progress in rural Utah, it will take more entrepreneurs like Roland Christensen, born and raised in Fayette, Utah, population 245. In his lifetime, Roland has developed 38 different patents and started four successful businesses. He has employed hundreds of people. And the place he chose to build those businesses is in his hometown in Sanpete County. For those of you born and raised in rural Utah, your hometown needs you.

To Utahns everywhere, whether you live in Blanding or Bear River, Parowan or Plain City, I pledge to you tonight that we will not rest until all 29 counties and all 245 cities and towns in our state are full participants in Utah’s tremendous economic success.

Even in those areas of our state with abundant prosperity, we can still do better.

Recently, I had the opportunity to visit with Mellowdey Trueblood, a young single mother from Ogden. As a child and now an adult, she has experienced constant economic struggles, homelessness, joblessness, and the feeling that life just isn’t what it could or should be. During my visit with her, she said something that has left an indelible impression upon me: She said, “Governor, A lot of brilliant minds are lost to poverty.”

In typical Utah fashion, Mellowdey decided she was going to do something about her situation. She enrolled in a paralegal program provided by Weber State University. She began attending financial planning and budget classes. And because she lives in Utah, not only will she have a good education, but there will be job opportunities for her once she graduates.
As Mellowdey has demonstrated and as I believe, it is education, not entitlement, that creates the opportunity for self reliance. If you remember nothing else from my message this evening, remember this. Education is the most important investment we can make in Utah’s future.

One of the defining moments in my time as governor came last year when we made one of the largest increases in education funding ever in Utah’s history, $512 million in all. As I go around the state, I am often thanked by teachers, principals, parents and others for this extraordinary investment in Utah’s future.

Members of the Legislature, I recognize that you often don’t get all the credit you deserve on this issue. I believe that needs to change. So tonight I want to be absolutely clear. On behalf of all three million Utahns from across this state I am here to deliver a message that is long overdue. Thank you, members of the Legislature, for investing in our future.

With finite resources and hundreds of competing demands in last year’s session, you made the tough decisions that put Utah’s children first. Together we have invested over $1.3 billion of new money in education over the past four years, which is more money, by the way, committed to education than any other time in Utah’s history.

Our sustained long-term investment in education is already producing positive results. For example when I first came into office, one in every four Utah high school students did not graduate. That was unacceptable to you and to me. Step by step, that number has improved.

I am pleased to report that Utah’s graduation rate has grown by nearly 10 percent and now is at 84 percent. That means 3,400 additional students now graduate each and every year from Utah schools with increased opportunities like never before. Now 84 percent is good compared to other states, but I know that we can and that we must, in fact, do better.

Tonight, I am challenging teachers, parents, principals, school board members, and most importantly, our students to raise our graduation rate in this state to 90 percent in the next four years. I pledge to you tonight that we will bring to bear the necessary resources, determination and innovation to achieve this goal.

Members of the Legislature, now is not the time to take our foot off the gas pedal! Let us recommit tonight that we will work together to invest in our children and in our future.

As one of the fastest growing states in America, just a few months ago, our state welcomed its three millionth resident. With our growing population, we must
do all that we can to preserve our enviable quality of life despite some of the challenges that we uniquely face.

One example is the meaningful progress we have made to improve air quality. Together, we have reduced total emissions by approximately 35 percent over the past 10 years. But the data means very little when the inversion sets in and those emissions hang in the valleys. There is important work yet to be done.

One thing is for certain—environmental challenges won’t be solved with hyperbole or misinformation. We must invest our limited resources in programs and technology that will actually work, not just rhetoric that ignores common sense.

That’s why I am continuing to push for our refineries to produce much cleaner Tier 3 fuel as soon as possible. This is one of the most effective steps we can take to improve air quality. I am proud to announce that one of our refineries, Tesoro, has already agreed to make this transition. I have personally met with every refinery in the state, and we expect others will work with us to fully bring Tier 3 fuels to Utah.

We are currently enjoying a wet winter, but we know from history it may not always be that way. That’s why my budget also calls for funds to help find long-term solutions to our water supply to accommodate future needs.

We must make an individual and collective commitment to be good stewards of our land, our air and our water. There’s no state in America with as much natural beauty as our state and our combined efforts will ensure that Utah’s natural wonders can be enjoyed for generations to come.

Healthcare is another important issue. Some continue to struggle with inadequate healthcare coverage because of the fundamentally flawed Affordable Care Act, coupled with the U.S. Supreme Court decision.

Here in the state of Utah, we have worked together to try and find a solution. Unfortunately, we have not yet succeeded in that effort. Too often many of the problems created by the federal government are simply dumped at the feet of the states.

We can speak out in defiance. We can choose to ignore them. Or we can roll up our sleeves and work together to actually do something.

My friends in the Legislature, it is time to find a solution. This problem is not going to go away. This is too important an issue to ignore.

Too many Utahns work hard and still have no healthcare coverage.
I promise that I will work with you to continue providing constructive, practical solutions to every problem and every challenge that we face regardless of who created them, and I know that you want to do the same thing. No matter what issues we face, the states can and do find the best solutions, not the federal government. On this issue of healthcare, let this be the session when Utah leads the way in finding the right state solution.

We have seen that kind of innovation and success in other areas of state government. For example, if we simply added new employees over the last five years at the same rate as our growing population, we would have more than 2,200 additional full-time state employees today. Instead, we have reduced the number of state employees by 11 percent, saving Utah taxpayers over $177 million in 2015 alone.

What does that improved efficiency mean in practical terms for everyday Utah citizens? It means our tax burden is one of the lowest in the nation. Improved efficiency also means that you can now carry around your fishing or hunting license on your smartphone. It means that we can process fingerprints faster than ever before, to get criminals off the streets and behind bars. And we have accomplished what many may think is impossible - we have actually reduced the average wait time down to 4 minutes at the DMV.

Four years ago, my administration conducted an exhaustive regulation review process that has modified and eliminated 368 regulations. In addition, I have just completed a review of every executive order issued by a Utah governor since statehood. Tonight, I am pleased to announce that I will repeal 52 of these executive orders that are no longer necessary.

In Washington, D.C., we have a president who thinks it’s okay to bypass Congress and create laws by executive order. Well, that’s not the way we do it in Utah.

As governor, I will not issue executive orders to bypass you, the Legislature, or the will of the people. Here in Utah, we still believe in the rule of law and the three branches of government.

To my friends in the Legislature, I need your help. If we truly believe in limited government, now is the time to show it.

I see that a large number of bill files have already been opened this session. Most of those bills add a few lines to state code to fix various issues, but tonight I am calling on you to do something entirely different.
I have instructed my Cabinet to work with you to find areas of relevant state code that can not only be updated and improved but, where possible, deleted altogether. Let this be a session where we cut unnecessary red tape in government. Let’s shrink the size of the state code.

Please know that you will have a willing partner in my administration to accomplish this laudable and overdue goal. We cannot simply wait for the next Zenefits or Tesla to come along for us to conclude that many laws are now onerous and unnecessary. We must streamline government today to allow the 21st century economy to continue growing uninhibited by outdated laws, rules and regulations.

While our economy may be tremendously strong today, there are, in fact, challenges on the horizon. The federal government still controls and mismanages too much of our backyard, and we live with the daily threat of a presidential monument declaration. I am encouraged by the work of Representative Keven Stratton and others on this issue.

I am also an enthusiastic supporter of the Public Lands Initiative of Congressman Rob Bishop, Congressman Jason Chaffetz and Senator Mike Lee. I believe these are critical steps to help resolve this long-standing conflict and improve our self reliance. Of course self reliance is not just an issue for our public lands. It should permeate everything we do in state government, especially in our annual budget process.

While a $528 million Rainy Day fund is extraordinary, there are others things we must do in order to preserve our state’s unprecedented fiscal stability. First and foremost, my proposed budget calls for no new debt and no tax increases. In addition, it pays off $350 million in existing debt, bringing the total debt paid off by the state over the last five years to over $1.4 billion.

We all know that being prepared for the future means being fiscally prudent. That’s why when measured on a per-capita basis, it is good news to know that Utah spends the fewest federal dollars of all the 50 states.

These are just some of the reasons why, just this past month, we have once again been rated as one of only nine states in this country with a AAA bond rating. Think about that for a moment. Forty-one other states have a tarnished bond rating. The United States of America recently had its own rating downgraded. But not here in Utah.

And don’t think for a minute that this recognition does not matter. It saves the taxpayer money. AAA is the best you can get, and here in Utah we won’t settle for anything less.
For all the challenges Utah faces, it is important to remember that there are 49 other states out there that would love to trade places with us. Political gridlock is everywhere in this country, but here in Utah we know how to come together, in spite of our differences, and get things done. I believe there has never been a better time to live, to work, and to raise a family in this state.

To answer the question I posed earlier, the state of our state is strong. It’s outstanding. But it’s much more than that.

The events of last week’s tragedy with Officer Barney impacted all of us profoundly. But equally impactful was the tremendous outpouring of public spirit that we all witnessed. We will never forget the 50-mile long motorcade, the streets lined with children holding flags, and neighbors and friends on overpasses saluting one of our own. I have never been more proud to call Utah home.

Yes, the state of our state has never been stronger.

But as I watched Utahns mourn together, I realized something more important. I realized the state of our state is strong because the state of our people has never been stronger.

As Utahns, you are united, you are compassionate, you are inspiring, you are extraordinary. I am proud to be a part of this great state. I am proud to be a Utahn. It is indeed an honor for all of us to serve.

May God bless our great country in this difficult time.

And may God continue to bless the Great State of Utah and her people.

* * *

On motion of Representative Dunnigan, 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 Dunnigan, the Committee of the Whole and Joint Convention were dissolved and the Legislature adjourned until Thursday, January 28, 2016 at 11:00 a.m.
FOURTH DAY

January 28, 2016

The Senate was called to order at 11:04 a.m., with President Wayne Niederhauser presiding.

Prayer – Pastor David Mallinak, Berean Baptist 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 86)

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 27, 2016

The House passed H.B. 35, RETIREMENT AND INSURANCE BENEFIT CLAIMS LIMITS, by Representative K. Powell, et al, and it is transmitted for consideration; and

The House passed H.B. 40, AGENCY REPORTING REQUIREMENTS, by Representative B. Last, et al, 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: January 27, 2016

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 42, PUBLIC NOTICE OF COURT RECORDING, by Senator K. Mayne; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 43, FIREARM SAFETY AND VIOLENCE PREVENTION IN PUBLIC SCHOOLS, by Senator T. Weiler, with the following amendments:

1. Page 1, Line 17:

   17 Education, to select a provider {—through a request for proposals process,—} to supply
2. Page 2, Lines 52 through 54:

(3) The Office of the Attorney General, in collaboration with the State Board of Education, shall select one or more providers, through a request for proposals process, standard procurement process or an exception to standard procurement process as described in Title 63G, Chapter 6a, Utah Procurement Code, to supply materials and curriculum for the pilot program; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 57, PUBLIC SAFETY EMERGENCY MANAGEMENT AMENDMENTS, by Senator K. Mayne; and


Mark B. Madsen, Chair

Mr. President: January 27, 2016

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on S.B. 49, STATUTE OF LIMITATIONS ON ENVIRONMENTAL CODE VIOLATIONS, by Senator L. Escamilla, with the following amendments:

1. Page 1, Line 15:

  15 Code is two years; and

2. Page 2, Line 49:

  49 An action may be brought within two years upon a statute in Title 19, Environmental; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on S.B. 72, SCHOOL AND INSTITUTIONAL TRUST LANDS MANAGEMENT ACT AMENDMENTS, by Senator M. Dayton; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on S.B. 75, WATER RIGHTS ADJUDICATION AMENDMENTS, by Senator M. Dayton; and
The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.B. 80**, INFRASTRUCTURE FUNDING AMENDMENTS, by Senator J. S. Adams; and


Scott K. Jenkins, Chair

On motion of Senator Van Tassell, the committee reports were adopted. The bills were placed on Second Reading Calendar.

**RULES COMMITTEE REPORTS**

To the Members of the Senate: January 27, 2016

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

**Business and Labor Committee**

**H.B. 13**  
Alcoholic Beverage Event Permit Amendments  
(Rep. C. Oda)

**H.B. 33**  
Fire Prevention Board Membership Amendments  
(Rep. J. Dunnigan)

**H.B. 34**  
Business and Labor Interim Committee Report Amendments  
(Rep. V. Peterson)

**H.B. 37**  
Worker Classification Coordinated Enforcement Act Sunset Amendments  
(Rep. V. Peterson)

**Economic Development and Workforce Services Committee**

**S.C.R. 7**  
Concurrent Resolution Honoring Those Who Have Assisted Korean War Veterans  
(Sen. J. Iwamoto)

**H.B. 45**  
Stem Program Amendments  
(Rep. V. Peterson)

**H.B. 53**  
Business Resource Centers Amendments  
(Rep. J. Westwood)

**Education Committee**

**S.B. 91**  
Board of Education Amendments  
(Sen. L. Hillyard)

**H.B. 43**  
State Instructional Materials Commission Amendments  
(Rep. B. R. Cutler)

**Government Operations and Political Subdivisions Committee**

**H.B. 21**  
Election Revisions  
(Rep. S. Eliason)

**H.B. 27**  
School District Participation in Risk Management Fund  
(Rep. J. Draxler)
H.B. 46  Veterans Affairs Amendments (Rep. V. Peterson)
H.B. 49  State Liability Protection for School Employees
         (Rep. C. Oda)

**Health and Human Services Committee**
S.B. 89  Medical Cannabidiol Amendments (Sen. E. Vickers)

**Judiciary, Law Enforcement, and Criminal Justice Committee**
S.B. 90  Falsification of Information in a Protective Order
         Proceeding (Sen. A. Jackson)
H.B. 14  Emergency Services Account Loan Amendments
         (Rep. C. Oda)

**Natural Resources, Agriculture and Environment Committee**
H.B. 20  Lead Acid Battery Disposal Sunset Reauthorization
         (Rep. L. Perry)

**Revenue and Taxation Committee**
H.B. 39  Pass-through Entity Return Filing Date (Rep. S. Eliason)

**Transportation, Public Utilities and Technology Committee**
H.B. 29  Transportation Interim Committee Reports Amendments
         (Rep. K. Christofferson)
H.B. 55  State Highway System Amendments
         (Rep. Johnny Anderson)

Kevin T. Van Tassell
Rules Committee Chair

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

**INTRODUCTION OF BILLS**

**S.B. 101, High Quality School Readiness Program Expansion** (A. Millner), was read the first time by short title and referred to the Rules Committee.

**S.B. 102, High Cost Infrastructure Tax Credit Amendments** (R. Okerlund), was read the first time by short title and referred to the Rules Committee.

**S.B. 103, Strategic Workforce Investments** (A. Millner), was read the first time by short title and referred to the Rules Committee.
S.B. 104, Amendments to Income Tax (J. Dabakis), was read the first time by short title and referred to the Rules Committee.

S.B. 105, Bail Amendments (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

S.B. 106, Assault Offense Amendments (B. Shiozawa), was read the first time by short title and referred to the Rules Committee.

S.J.R. 3, Proposal to Amend Utah Constitution — Property Tax Exemptions (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.J.R. 12, Proposal to Amend Utah Constitution — Changes to School Funds (A. Millner), was read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

S.B. 33, OCCUPATIONAL SAFETY AND HEALTH AMENDMENTS, was read the third time, explained by Senator Mayne, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Bramble Christensen Dayton Escamilla
Fillmore Harper Henderson Hillyard
Hinkins Iwamoto Jackson Jenkins
Knudson Madsen Mayne Millner
Okerlund Shiozawa Stephenson Thatcher
Urquhart Van Tassell Vickers Weiler
Niederhauser

Absent or not voting were: Senators
Adams Dabakis Davis Stevenson

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

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S.B. 19, PHASED RETIREMENT, 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

Bramble  Christensen  Davis  Dayton
Escamilla  Fillmore  Harper  Henderson
Hillyard  Hinkins  Iwamoto  Jackson
Jenkins  Knudson  Madsen  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Thatcher  Urquhart  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators

Adams  Dabakis  Stevenson

S.B. 19 was transmitted to the House for consideration.

SECOND READING CALENDAR

S.B. 34, SEWER LATERAL DISCLOSURES, was read the second time. Senator Mayne explained the bill. Senators Davis and 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

Christensen  Davis  Dayton  Escamilla
Fillmore  Harper  Henderson  Hillyard
Hinkins  Iwamoto  Jackson  Jenkins
Knudson  Madsen  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Thatcher
Urquhart  Van Tassell  Vickers  Weiler
Niederhauser

Absent or not voting were: Senators

Adams  Bramble  Dabakis  Stevenson

***

S.B. 35, VETERAN LICENSE PLATES AMENDMENTS, was read the second time. Senator Knudson explained the bill.

On motion of Senator Knudson, the bill was circled.

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S.B. 37, HUMAN RESOURCES MANAGEMENT RATE COMMITTEE, 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
Dabakis  Dayton  Escamilla  Fillmore
Harper  Henderson  Hillyard  Hinkins
Iwamoto  Jackson  Jenkins  Knudson
Madsen  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Stevenson  Thatcher
Urquhart  Van Tassell  Vickers  Weiler
Niederhauser

Absent or not voting were: Senators
Adams  Bramble  Christensen  Davis

* * *

S.B. 39, MEDICAID COVERAGE FOR ADULT DENTAL SERVICES, was read the second time. Senator Urquhart explained the bill. Senator Shiozawa 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  Dayton
Escamilla  Fillmore  Harper  Henderson
Hillyard  Iwamoto  Jackson  Jenkins
Knudson  Madsen  Mayne  Millner
Okerlund  Shiozawa  Stevenson  Thatcher
Urquhart  Van Tassell  Vickers  Weiler
Niederhauser

Absent or not voting were: Senators
Adams  Davis  Hinkins  Stephenson

COMMITTEE OF THE WHOLE

On motion of Senator Okerlund, U. S Congressman Chris Stewart spoke in Committee of the Whole. Senators Okerlund and Weiler commented.

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

* * *

On motion of Senator Okerlund, and at 12:00 p.m., the Senate adjourned until 11:00 a.m., Friday, January 29, 2016.
FIFTH DAY
January 29, 2016

The Senate was called to order at 11:05 a.m., with President Wayne Niederhauser presiding.

Prayer – President Alan Hall, Roy Utah North Stake
Pledge of Allegiance – Boy Scout Troop 251 from Eagle Mountain
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(Please refer to Day 1, page 86)

COMMUNICATIONS FROM THE HOUSE

Mr. President:

The House passed H.B. 31, ENTERPRISE ZONE AMENDMENTS, by Representative S. Sandall, et al, and it is transmitted for consideration; and

The House passed, as amended, H.B. 38, UNCONVENTIONAL VEHICLE AMENDMENTS, by Representative S. Barlow, et al, and it is transmitted for consideration; and

The House passed H.B. 139, TRANSPARENCY ADVISORY BOARD MODIFICATIONS, by Representative D. Owens, et al, and it is transmitted for consideration; and

The House passed H.C.R. 2, CONCURRENT RESOLUTION RECOGNIZING THE 40TH ANNIVERSARY OF THE UTAH INDOOR CLEAN AIR ACT, by Representative P. Ray, et al, and it is transmitted for consideration; and

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

STANDING COMMITTEE REPORTS

Mr. President:

The Economic Development and Workforce Services Committee reports a favorable recommendation on H.B. 45, STEM PROGRAM AMENDMENTS, by Representative V. Peterson; and
The Economic Development and Workforce Services Committee reports a favorable recommendation on **H.B. 53**, BUSINESS RESOURCE CENTERS AMENDMENTS, by Representative J. Westwood; and

The Economic Development and Workforce Services Committee reports a favorable recommendation on **S.B. 60**, LOW-INCOME HOUSING TAX CREDIT ALLOCATION AMENDMENTS, by Senator T. Weiler.

Lincoln Fillmore, Chair

Mr. President: January 28, 2016

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **S.B. 26**, ELECTION NOTICE AMENDMENTS, by Senator M. Dayton; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **S.B. 52**, RATE COMMITTEE MODIFICATIONS, by Senator D. Hinkins; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **S.B. 62**, JROTC INSTRUCTOR AMENDMENTS, by Senator M. Dayton; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **S.J.R. 2**, JOINT RESOLUTION CALLING FOR THE REPEAL OF THE 17TH AMENDMENT, by Senator A. Jackson; and


Margaret Dayton, Chair

Mr. President: January 28, 2016

The Revenue and Taxation Committee reports a favorable recommendation on **2nd Sub. S.B. 17**, REVENUE AND TAXATION AMENDMENTS, by Senator K. Van Tassell; and
The Revenue and Taxation Committee reports a favorable recommendation on **S.C.R. 2, CONCURRENT RESOLUTION IN SUPPORT OF SALES AND USE TAX TRANSACTIONAL EQUITY**, by Senator W. Harper.

Deidre 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: January 28, 2016

The Economic Development and Workforce Services Committee reports a favorable recommendation on **S.C.R. 7, CONCURRENT RESOLUTION HONORING THOSE WHO HAVE ASSISTED KOREAN WAR VETERANS**, by Senator J. Iwamoto, et al, and recommends it be considered read for the second time and placed on the Consent Calendar.

Lincoln Fillmore, Chair

On motion of Senator Van Tassell, the committee report was adopted. The bill was considered read the second time and placed on the Consent Calendar.

* * *

President Niederhauser reported that at the request of three Senators, **S.C.R. 7, CONCURRENT RESOLUTION HONORING THOSE WHO HAVE ASSISTED KOREAN WAR VETERANS**, was removed from the Consent Calendar and placed at the bottom of the Second Reading Calendar.

**RULES COMMITTEE REPORTS**

To the Members of the Senate: January 28, 2016

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

**Economic Development and Workforce Services Committee**

S.B. 98  Arts and Cultural Education Spending (Sen. J. Dabakis)


**Education Committee**

S.B. 93  Computer Science Initiative for Public Schools (Sen. H. Stephenson)
S.B. 101  High Quality School Readiness Program Expansion  
(Sen. A. Millner)

**Government Operations and Political Subdivisions Committee**

S.B. 92  Municipal Landscape Amendments (Sen. S. Jenkins)
S.B. 95  General Obligation Bonds Amendments  
(Sen. L. Hillyard)
S.B. 99  Financial Transparency for Political Subdivisions  
(Sen. D. Henderson)
H.B. 30  Good Landlord Program Amendments (Rep. G. Froerer)
H.B. 32  Subdivision Base Parcel Tax Amendments  
(Rep. R. C. Webb)
H.B. 59  State Armory Board Amendments (Rep. V. Peterson)

**Health and Human Services Committee**

H.B. 100  Emergency Medical Services Personnel Licensure  
Interstate Compact (Rep. M. Schultz)

**Judiciary, Law Enforcement, and Criminal Justice Committee**

S.B. 96  Uniform Deployed Parents Custody and Parent−time Act  
(Sen. L. Hillyard)

**Natural Resources Agriculture and Environment Committee**

S.C.R. 8  Concurrent Resolution Approving the Test and Training  
Range Land Exchange (Sen. J. Stevenson)

**Revenue and Taxation Committee**

S.J.R. 3  Proposal to Amend Utah Constitution− Property Tax  
Exemptions (Sen. W. Harper)
H.B. 23  Privilege Tax Amendments (Rep. J. Stanard)
H.B. 24  Aeronautics Restricted Account Amendments  
(Rep. J. Stanard)

**Transportation, Public Utilities and Technology Committee**

S.B. 100  Traffic Fines Amendments (Sen. L. Hillyard)
S.B. 102  High Cost Infrastructure Tax Credit Amendments  
(Sen. R. Okerlund)
H.B. 60  Class B and Class C Road Fund Amendments  
(Rep. Johnny Anderson)  

Kevin T. Van Tassell  
Rules Committee Chair  

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

INTRODUCTION OF BILLS

S.B. 107, Hate Crimes Amendments (S. Urquhart), was read the first time by short title and referred to the Rules Committee.

S.B. 108, Birthing Center Amendments (D. Henderson), was read the first time by short title and referred to the Rules Committee.

S.B. 109, School and Institutional Trust Lands Amendments (A. Millner), was read the first time by short title and referred to the Rules Committee.

S.B. 110, Water Quality Amendments (D. Hinkins), was read the first time by short title and referred to the Rules Committee.

S.C.R. 9, Concurrent Resolution on the Public Health Crisis (T. Weiler), 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 Rob Bishop spoke in Committee of the Whole. Senators Bramble, Van Tassell commented.

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

* * *

On motion of Senator Iwamoto, S.C.R. 7, CONCURRENT RESOLUTION HONORING THOSE WHO HAVE ASSISTED KOREAN WAR VETERANS, will be considered Tuesday, February 2, 2016 at 11:15 a.m.

THIRD READING CALENDAR

S.B. 34, SEWER LATERAL DISCLOSURES, was read the third time and explained by Senator Mayne.
On motion of Senator Mayne, the following substitute bill replaced the original bill:

**1st Sub. S.B. 34 Sewer Lateral Disclosures, (Sen. K. Mayne)**

Senators Jenkins and Davis 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

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**Absent or not voting were:** Senators

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**1st Sub. S.B. 34** was transmitted to the House for consideration.

***

On motion of Senator Harper, the circle was removed from **S.B. 11, CANCELLATION OF AUTO INSURANCE COVERAGE**, and it was before the Senate. Senator Harper explained the bill.

Senator Harper proposed the following amendment:

1. Page 2, Lines 29 through 30:

   29 (1) Upon receipt of notice of cancellation by an insured of auto insurance coverage, the insurer shall

   30 {immediately} within 15 days, discontinue any automatic payments and withdrawals related to the cancelled

2. Page 2, Lines 33 through 34:

   33 reinstating the cancelled policy without the express consent of the insured.

   (3) After cancellation by an insured of auto insurance coverage,
the insurer shall refund, within 30 days, any funds collected by the insurer to which the insurer is not entitled, calculated according to the terms of the insurance policy.

The commissioner may order an insurer who violates this section to forfeit to the

Senator Harper’s motion to amend passed on a voice vote. Senator Escamilla commented. 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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**Absent or not voting were:** Senators

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**S.B. 11** was transmitted to the House for consideration.

***

On motion of Senator Harper, the circle was removed from **S.B. 22**, FORECLOSURE OF RESIDENTIAL RENTAL PROPERTY, and it was before the Senate.

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

**1st Sub. S.B. 22** Foreclosure of Residential Rental Property (Sen. W. Harper)

Senator Harper 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 Stevenson Thatcher

1st Sub. S.B. 22 was transmitted to the House for consideration.

* * *

S.B. 37, HUMAN RESOURCE MANAGEMENT RATE COMMITTEE, 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 Escamilla Fillmore Harper
Henderson Hillyard Hinkins Iwamoto
Jackson Jenkins Knudson Madsen
Mayne Millner Okerlund Shiozawa
Stephenson Thatcher Urquhart Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Bramble Stevenson

S.B. 37 was transmitted to the House for consideration.

* * *

S.B. 39, MEDICAID COVERAGE FOR ADULT DENTAL SERVICES, was read the third time and explained by Senator Urquhart. 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 Christensen Davis Dayton
Escamilla Fillmore Harper Henderson

Hillyard      Hinkins      Iwamoto      Jackson
Knudson       Mayne       Millner      Okerlund
Shiozawa      Stephenson  Thatcher     Urquhart
Van Tassell   Vickers     Weiler       Niederhauser

Absent or not voting were: Senators
Bramble  Dabakis       Jenkins       Madsen
Stevenson

S.B. 39 was transmitted to the House for consideration.

SECOND READING CALENDAR

S.B. 53, VETERAN’S DEFINITION AMENDMENT was read the second time. Senator Knudson explained the bill.

Senator Knudson proposed the following amendment:

1. Page 3, Lines 70 through 86:

70       (1) As used in this section[“qualifying deceased military
90       member” means a person: (a)
71       who]:
72       (a) “Federal active duty” means serving under
90       orders in accordance with United
73       States Code, Title 10  or Title 32 , at any time on or after

* * * Some lines not shown * * *

84       (c) “State active duty” means serving in the Utah National
90       Guard in any duty status
85       authorized by the governor under Title 39, Militias and
90       Armories  {—United States Code, Title 10,
86       or United States Code, Title 32} .

Senator Knudson’s 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
Adams       Christensen    Dabakis      Davis
Dayton      Escamilla      Fillmore     Harper
Henderson   Hillyard   Hinkins   Iwamoto  
Jackson     Knudson    Mayne    Millner
Okerlund    Shiozawa   Thatcher Urquhart
Van Tassell Vickers    Weiler   Niederhauser

Absent or not voting were: Senators  
Bramble Jenkins Madsen Stephenson  
Stevenson

***

S.C.R. 1, CONCURRENT RESOLUTION ENCOURAGING UNIVERSAL METERING OF WATER SYSTEMS, was read the second time. Senator Jenkins explained the bill. Senators Knudson and Dabakis 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 Escamilla Fillmore  
Harper Henderson Hillyard Hinkins  
Iwamoto Jackson Jenkins Knudson  
Madsen Mayne Millner Okerlund  
Shiozawa Thatcher Urquhart Van Tassell  
Vickers Weiler Niederhauser

Absent or not voting were: Senators  
Stephenson Stevenson

***

On motion of Senator Okerlund, and at 12:10 p.m., the Senate adjourned until 11:00 a.m., Monday, February 1, 2016.
EIGHTH DAY

February 1, 2016

The Senate was called to order at 11:00 a.m., with President Wayne Niederhauser presiding.

Prayer – Janet Allen
Pledge of Allegiance – Senator Lyle Hillyard
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 86)

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 29, 2016

Sandy D. Tenney, Chief Clerk

Communication filed. The bill was read the first time by short title and referred to the Rules Committee.

STANDING COMMITTEE REPORTS

Mr. President: January 29, 2016
The Business and Labor Committee reports a favorable recommendation on S.B. 76, WORKERS’ COMPENSATION FOR VOLUNTEERS, by Senator K. Mayne.

Curtis S. Bramble, Chair

Mr. President: January 29, 2016
The Education Committee reports a favorable recommendation on H.B. 43, STATE INSTRUCTIONAL MATERIALS COMMISSION AMENDMENTS, by Representative B. R. Cutler; and

The Education Committee reports a favorable recommendation on S.B. 45, COMPULSORY EDUCATION REVISIONS, by Senator A. Jackson; and

The Education Committee reports a favorable recommendation on S.B. 78, STATE BOARD OF EDUCATION CANDIDATE SELECTION, by Senator A. Millner; and
The Education Committee reports a favorable recommendation on **S.B. 86**, SCHOOL BUILDING COORDINATION, by Senator A. Jackson, with the following amendments:

1. Page 1, Lines 15 through 17:
   15   • the Department of Transportation; and
   16   • certain utility providers; {and—}
   17   ▶ requires a school district or charter school to submit a child access routing plan to the Department of Transportation; and
   17   ▶ makes technical corrections.

2. Page 2, Lines 37 through 43:
   37 telephone corporation that provides service or maintains infrastructure within the immediate
   38 area of the proposed site.
   39 (b) (i) Representatives of the local governmental entity {and—} Department of Transportation, and the school district or charter school shall meet as soon as possible after the notification under Subsection (1)(a) takes
   41 place in order to:
   42 (A) subject to Subsection (1)(b)(ii), review information provided by the school district
   43 or charter school about the proposed acquisition;

3. Page 3, Lines 82 through 83:
   82 acquire a school site or construct a school building, without first obtaining the consent of the
   83 district or charter school.
   (5) Prior to beginning construction on a school site, a school district or charter school shall submit to the Department of Transportation a child access routing plan as described in Section 53A–3–402; and

The Education Committee reports a favorable recommendation on **S.C.R. 6**, CONCURRENT RESOLUTION RECOGNIZING THE 20TH ANNIVERSARY OF THE UTAH EDUCATIONAL SAVINGS PLAN, by Senator E. Vickers, with the following amendments:
1. Page 2, Lines 45 through 46:

45 WHEREAS, the Utah Educational Savings Plan now has more than 300,000 accounts,
46 with a total balance in excess of $8.5 billion;

Ann Millner, Chair

Mr. President: January 29, 2016

The Health and Human Services Committee recommends 1st Sub. H.B. 58, HEMP EXTRACT AMENDMENTS, by Representative G. Froerer, be replaced and favorably recommends 2nd Sub. H.B. 58, HEMP EXTRACT AMENDMENTS; and

The Health and Human Services Committee reports a favorable recommendation on H.B. 100, EMERGENCY MEDICAL SERVICES PERSONNEL LICENSURE INTERSTATE COMPACT, by Representative M. Schultz; and

The Health and Human Services Committee reports a favorable recommendation on S.B. 61, SMOKING IN PUBLIC PLACES AMENDMENTS, by Senator E. Vickers; and

The Health and Human Services Committee recommends S.B. 82, CHILD WELFARE MODIFICATIONS, by Senator W. Harper, be replaced and favorably recommends 1st Sub. S.B. 82, CHILD WELFARE MODIFICATIONS.

Evan J. Vickers, Chair

On motion of Senator Van Tassell, the committee reports were adopted. The bills were placed on Second Reading Calendar.

RULES COMMITTEE REPORTS

To the Members of the Senate: January 29, 2016

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

Education Committee

S.B. 109 School and Institutional Trust Lands Amendments
(Sen. A. Millner)

S.J.R. 12 Proposal to Amend Utah Constitution — Changes to School Funds (Sen. A. Millner)
H.B. 40  Agency Reporting Requirements (Rep. B. Last)

Health and Human Services Committee
S.B. 108  Birthing Center Amendments (Sen. D. Henderson)

Judiciary, Law Enforcement, and Criminal Justice Committee
S.B. 105  Bail Amendments (Sen. L. Hillyard)
S.B. 106  Assault Offense Amendments (Sen. B. Shiozawa)
S.B. 107  Hate Crimes Amendments (Sen. S. Urquhart)
H.B. 57  Alternative Dispute Resolution Sunset Date Amendment
     (Rep. L. Christensen)

Revenue and Taxation Committee
S.B. 104  Amendments to Income Tax (Sen. J. Dabakis)

Economic Development and Workforce Services Committee
S.B. 103  Strategic Workforce Investments (Sen. A. Millner)

Retirement and Independent Entities Committee
H.B. 35  Retirement and Insurance Benefit Claims Limits
     (Rep. K. Powell)

Kevin T. Van Tassell
Rules Committee Chair

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

INTRODUCTION OF BILLS

S.B. 111, Guardianship – Right of Association (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 112, Property Tax Assessment Amount Amendments (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

S.B. 113, Subjecting a Minor to Sexual Material (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 114, Municipal Utilities Amendments (J. Stevenson), was read the first time by short title and referred to the Rules Committee.

S.B. 115, Sustainable Transportation and Energy Plan Act (J. S. Adams), was read the first time by short title and referred to the Rules Committee.
S.B. 116, Water Law – Nonprofit Corporation Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

On motion of Senator Bramble, S.B. 30, DEPARTMENT OF COMMERCE BOARDS, COMMITTEES, AND COMMISSIONS CONCURRENCE AMENDMENTS, was read the third time and circled.

* * *

On motion of Senator Bramble, S.B. 55, FINANCIAL INSTITUTIONS AMENDMENTS, was read the third time and circled.

THIRD READING CALENDAR

S.B. 53, VETERAN’S DEFINITION AMENDMENTS, was read the third time and explained by Senator Knudson. Senator Jenkins 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  Dabakis
Davis  Escamilla  Fillmore  Harper
Henderson  Hillyard  Hinkins  Iwamoto
Jackson  Jenkins  Knudson  Madsen
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Stevenson  Thatcher  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Dayton  Urquhart

S.B. 53 was transmitted to the House for consideration.

* * *

S.C.R. 1, CONCURRENT RESOLUTION ENCOURAGING UNIVERSAL METERING OF WATER SYSTEMS, 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

Dayton

S.C.R. 1 was transmitted to the House for consideration.

CONSENT CALENDAR

On motion of Senator Bramble, the circle was removed from S.B. 30, DEPARTMENT OF COMMERCE BOARDS, COMMITTEES, AND COMMISSIONS CONCURRENCE AMENDMENTS, and it was before the Senate. Senator Bramble 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

Adams | Dayton

S.B. 30 was transmitted to the House for consideration.

* * *

On motion of Senator Bramble, the circle was removed from S.B. 55, FINANCIAL INSTITUTIONS AMENDMENTS, and it was before the Senate. 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
Escamilla Fillmore Harper Henderson
Hillyard Hinkins Iwamoto Jackson
Jenkins Knudson Madsen Mayne
Millner Okerlund Shiozawa Stevenson
Thatcher Urquhart Van Tassell Vickers
Weiler Niederhauser

**Absent or not voting were:** Senators

Adams Dayton Stephenson

S.B. 55 was transmitted to the House for consideration.

**SECOND READING CALENDAR**

S.C.R. 3, CONCURRENT RESOLUTION SUPPORTING AMERICAN INDIAN AND ALASKAN NATIVE EDUCATION STATE PLAN, was read the second time. Senator Van Tassell 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

Adams Bramble Christensen Dabakis
Davis Dayton Escamilla Fillmore
Harper Henderson Hillyard Hinkins
Iwamoto Jackson Jenkins Knudson
Madsen Mayne Millner Okerlund
Shiozawa Stevenson Thatcher
Urquhart Van Tassell Vickers
Niederhauser

* * *

On motion of Senator Van Tassell, the circle was removed from S.B. 14, AMERICAN INDIAN AND ALASKAN NATIVE AMENDMENTS, and it was before the Senate. Senator Van Tassell explained the bill.

Senator Van Tassell proposed the following amendment:
1. Page 1, Lines 21 through 22:

21 ▶ requires reporting and meetings to be held; 
   { and } 
   ▶ provides a sunset date; and 
22 ▶ makes technical changes.

2. Page 2, Lines 28 through 31:

28 This bill appropriates for fiscal year 2017 { through fiscal year 2021 }:
29 ▶ to the State Board of Education – State Office of Education, as an ongoing 
30 appropriation:
31 • from the Education Fund, $2,000,000.

3. Page 2, Line 36:

36 36–22–2, as enacted by Laws of Utah 1995, Chapter 143 63I–1–253, as last amended by Laws of Utah 2015, Chapters 62, 431, and 442

4. Page 6, Lines 157 through 158:

157 least one meeting at which education is discussed with selected stakeholders.

Section 8. Section 63I–1–253 is amended to read:
63I–1–253. Repeal dates, Titles 53, 53A, and 53B.
The following provisions are repealed on the following dates:
(1) Section 53–3–232, Conditional license, is repealed July 1, 2015.
(2) Subsection 53–10–202(18) is repealed July 1, 2018.
(3) Section 53–10–202.1 is repealed July 1, 2018.
(4) Title 53A, Chapter 1a, Part 6, Public Education Job Enhancement Program is repealed July 1, 2020.
(6) Section 53A–15–106 is repealed July 1, 2019.
(7) Subsections 53A–16–113(3) and (4) are repealed December 31, 2016.
(8) Section 53A–16–114 is repealed December 31, 2016.
(9) Section 53A–17a–163, Performance–based Compensation Pilot Program is repealed July 1, 2016.

Section 8. Appropriation.

5. Page 6, Lines 168 through 178:

Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following sums of money are appropriated from resources not otherwise appropriated, or reduced from amounts previously appropriated, out of the funds or accounts indicated. These sums of money are in addition to any amounts previously appropriated for fiscal year 2017 through fiscal year 2021.

To State Board of Education – Utah State Office of Education

From Education Fund $2,000,000

Schedule of Programs:

Pilot Teacher Retention Grant Program $1,500,000
Pilot Regional Service Center Title IV Program $500,000

Senator Van Tassell’s motion to amend passed on a voice vote. 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 Bramble

***

S.J.R. 5, JOINT RESOLUTION AUTHORIZING PAY OF IN-SESSION EMPLOYEES, was read the second time. Senator Okerlund explained the bill. The bill passed second reading on the following roll call:

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

Voting in the affirmative were: Senators
Christensen  Dabakis  Davis  Dayton  Escamilla  Fillmore  Harper  Henderson  Hillyard  Hinkins  Iwamoto  Jackson  Jenkins  Knudson  Madsen  Mayne  Millner  Okerlund  Shiozawa  Stephenson  Stevenson  Thatcher  Urquhart  Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Adams  Bramble

***

1st Sub. S.B. 12, PASSENGER CARRIER REQUIREMENTS, was read the second time. Senator Mayne explained the bill. Senators Jenkins and Madsen commented. The bill passed second reading on the following roll call:

Yeas, 24; Nays, 4; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams  Dabakis  Davis  Escamilla  Fillmore  Henderson  Hillyard  Hinkins  Iwamoto  Jackson  Jenkins  Knudson  Madsen  Mayne  Millner  Okerlund  Shiozawa  Stevenson  Thatcher  Urquhart  Van Tassell  Vickers  Weiler  Niederhauser
Voting in the negative were: Senators
Christensen  Dayton  Harper  Stephenson

Absent or not voting was: Senator
Bramble

***

S.B. 40, UTAH REVISED NONPROFIT CORPORATION ACT AMENDMENTS, 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
Bramble  Christensen  Dabakis  Dayton
Escamilla  Fillmore  Harper  Henderson
Hillyard  Hinkins  Iwamoto  Jackson
Jenkins  Knudson  Madsen  Mayne
Millner  Okerlund  Shiozawa  Stevenson
Thatcher  Urquhart  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Adams  Davis  Stephenson

***

S.B. 59, ANTIDISCRIMINATION ACT REVISIONS, was read the second time. Senator Weiler explained the bill.

Senator Weiler proposed the following amendment:

1. Page 11, Lines 319 through 324:

319  (g) Subject to Subsection (7), an employer may not:
320  (i) refuse to provide reasonable accommodations for an employee for the known
321  limitations related to pregnancy, childbirth, breastfeeding, or related conditions:
322  (A) if the employee requests {the} a reasonable accommodation; and
(B) unless the employer demonstrates that the accommodation would create an undue hardship on the operations of the employer;

2. Page 11, Lines 329 through 333:

(iii) deny employment opportunities to an employee, if the denial is based on the need of the employer to make reasonable accommodations to the known limitations related to the pregnancy, childbirth, breastfeeding, or related conditions of a job applicant or an employee unless the employer demonstrates that the accommodation would create an undue hardship on the operations of the employer.

3. Page 14, Lines 413 through 417:

(c) Notwithstanding Subsections (1)(g) and (7)(a), an employer may not require an employee to obtain a certification from the employee’s health care provider, nor may an employer claim undue hardship for the following accommodations for the known limitations related to pregnancy, childbirth, or related conditions:

(i) more frequent restroom, food, and water breaks; or

(ii) limits on lifting over 20 pounds.

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

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Voting in the negative were: Senators
Dayton          Hinkins       Jenkins      Madsen

Absent or not voting were: Senators
Hillyard       Stephenson

***

On motion of Senator Okerlund, and at 12:00 p.m., the Senate adjourned until 11:00 a.m., Tuesday, February 2, 2016.
The Senate was called to order at 11:05 a.m., with President Wayne Niederhauser presiding.

Prayer – Colonel James Montoya, Chaplain, Utah National Guard
Pledge of Allegiance – Senator Allen Christensen
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 86)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 1, 2016

The House passed 1st Sub. H.B. 17, ASSESSMENT AREA FORECLOSURE AMENDMENTS, by Representative R. C. Webb, et al, and it is transmitted for consideration; and

The House passed H.B. 77, SPECIAL DISTRICT AMENDMENTS, by Representative S. Handy, et al, and it is transmitted for consideration; and

The House passed 1st Sub. H.B. 84, WILDLIFE AMENDMENTS, by Representative M. McKell, et al, and it is transmitted for consideration; and

The House passed H.B. 90, EDUCATION BACKGROUND CHECK AMENDMENTS, by Representative S. Handy, et al, and it is transmitted for consideration; and

The House passed, as amended, 1st Sub. H.B. 98, NATIONAL GUARD DEATH BENEFIT AMENDMENTS, by Representative P. Ray, et al, 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 1, 2016
The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **S.C.R. 5**, CONCURRENT RESOLUTION IN SUPPORT OF LAW ENFORCEMENT OFFICERS, by Senator A. Jackson.

Mark B. Madsen, Chair

Mr. President: February 1, 2016
The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.C.R. 8**, CONCURRENT RESOLUTION APPROVING THE TEST AND TRAINING RANGE LAND EXCHANGE, by Senator J. Stevenson.

Scott K. Jenkins, 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 1, 2016
The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **S.J.R. 10**, JOINT RESOLUTION ON EDUCATION FOR LAW ENFORCEMENT PROFESSIONALS, by Senator K. Mayne, and recommends it be considered read for the second time and placed on the Consent Calendar

Mark B. Madsen, Chair

Mr. President: February 1, 2016
The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 20**, LEAD ACID BATTERY DISPOSAL SUNSET REAUTHORIZATION, by Representative L. Perry, and recommends it be considered read for the second time and placed on the Consent Calendar.

Scott K. Jenkins, 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.
To the Members of the Senate: February 1, 2016

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

**Economic Development and Workforce Services Committee.**
**H.B. 31** Enterprise Zone Amendments (Rep. S. Sandall)

**Government Operations and Political Subdivisions Committee**
**1st Sub. H.B. 103** Department of Administrative Services Amendments (Rep. C. Oda)
**H.B. 139** Transparency Advisory Board Modifications (Rep. D. Owens)

**Health and Human Services Committee**
**S.C.R. 9** Concurrent Resolution on the Public Health Crisis (Sen. T. Weiler)
**H.C.R. 2** Concurrent Resolution Recognizing the 40th Anniversary of the Utah Indoor Clean Air Act (Rep. P. Ray)

**Judiciary, Law Enforcement, and Criminal Justice Committee**
**S.B.111** Guardianship – Right of Association (Sen. T. Weiler)

**Natural Resources, Agriculture and Environment Committee**
**S.B. 110** Water Quality Amendments (Sen. D. Hinkins)

**Revenue and Taxation Committee**
**S.B. 112** Property Tax Assessment Amount Amendments (Sen. H. Stephenson)

**Transportation, Public Utilities and Technology Committee**
**H.B. 38** Unconventional Vehicle Amendments (Rep. S. Barlow)

Kevin T. Van Tassell
Rules Committee Chair

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

S.B. 117, Commercial Interior Design Certification Modifications (L. Escamilla), was read the first time by short title and referred to the Rules Committee.

S.B. 118, Uintah Basin Air Quality Research Project (K. Van Tassell), was read the first time by short title and referred to the Rules Committee.

S.B. 119, Debt Collection Amendments (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

S.B. 120, Property Tax Notice Amendments (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

S.B. 121, Electric Assisted Bicycle Amendments (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 122, Wildland Fire Policy Updates (E. Vickers), was read the first time by short title and referred to the Rules Committee.

S.B. 123, Residential Facilities Amendments (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.B. 124, Gang Enhancement Provision Amendments (D. Thatcher), was read the first time by short title and referred to the Rules Committee.

TIME CERTAIN CALENDAR

On motion of Senator Iwamoto, under suspension of the rules, S.C.R. 7, CONCURRENT RESOLUTION HONORING THOSE WHO HAVE ASSISTED KOREAN WAR VETERANS, was considered read the second and third times. Senator Iwamoto explained the bill. Senators Jenkins, 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

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Absent or not voting were: Senators
Adams Madsen Vickers

S.C.R. 7 was transmitted to the House.

THIRD READING CALENDAR

S.C.R. 3, CONCURRENT RESOLUTION SUPPORTING AMERICAN INDIAN AND ALASKAN NATIVE EDUCATION STATE PLAN, 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 Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Hinkins Jackson
Jenkins Knudson Madsen Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Van Tassell Weiler
Niederhauser

Absent or not voting were: Senators
Adams Iwamoto Urquhart Vickers

S.C.R. 3 was transmitted to the House for consideration.

* * *

S.B. 14, AMERICAN INDIAN AND ALASKAN NATIVE AMENDMENTS, 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
Bramble Christensen Dabakis Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Hinkins Jackson
Jenkins Knudson Madsen Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Urquhart Van Tassell Weiler Niederhauser
Absent or not voting were: Senators
Adams Iwamoto Vickers

S.B. 14 was transmitted to the House for consideration.

***

On motion of Senator Okerlund, S.J.R. 5, JOINT RESOLUTION AUTHORIZING PAY OF IN-SESSION EMPLOYEES, was read the third time and circled.

***

1st Sub. S.B. 12, PASSENGER CARRIER REQUIREMENTS, was read the third time, explained by Senator Mayne, and passed on the following roll call:

Y eas, 24; Nays, 1; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Escamilla Fillmore Henderson
Hillyard Jackson Jenkins Knudson
Madsen Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Urquhart Van Tassell Weiler Niederhauser

Voting in the negative was: Senator Dayton

Absent or not voting were: Senators
Harper Hinkins Iwamoto Vickers

1st Sub. S.B. 12 was transmitted to the House for consideration.

***

On motion of Senator Okerlund, the circle was removed from S.J.R. 5, JOINT RESOLUTION AUTHORIZING PAY OF IN-SESSION EMPLOYEES, and it was before the Senate. Senator Okerlund explained the bill.

Senator Okerlund proposed the following amendment:

1. Page 4, Line 56:

   56 Docket Clerk/Legislative Aide
   (S) $14.39 $14.76 $15.15 $15.54 $15.94 $16.37 $16.80 $17.24
Senator Okerlund’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
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Henderson
- Hillyard
- Hinkins
- Jackson
- Jenkins
- Knudson
- Madsen
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Urquhart
- Van Tassell
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Christensen
- Iwamoto
- Vickers

S.J.R. 5, as amended, was transmitted to the House for consideration.

***

S.B. 40, UTAH REVISED NONPROFIT CORPORATION 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

- Adams
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Henderson
- Hillyard
- Hinkins
- Jackson
- Jenkins
- Knudson
- Madsen
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Urquhart
- Van Tassell
- Weiler
- Niederhauser
Absent or not voting were: Senators
Bramble Christensen Iwamoto Vickers

S.B. 40 was transmitted to the House for consideration.

***

On motion of Senator Adams, S.B. 59, ANTIDISCRIMINATION ACT REVISIONS, was read the third time and circled.

SECOND READING CALENDAR

On motion of Senator Knudson, the circle was removed from S.B. 35, VETERAN LICENSE PLATES AMENDMENTS, and it was before the Senate. Senator Knudson 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
Dabakis Davis Dayton Escamilla
Fillmore Harper Henderson Hillyard
Hinkins Jackson Jenkins Knudson
Madsen Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Urquhart Van Tassell Weiler Niederhauser

Absent or not voting were: Senators
Adams Bramble Christensen Iwamoto
Vickers

***

On motion of Senator Stephenson, S.B. 38, SCHOOL FUNDING AMENDMENTS, was read the second time and circled.

***

S.B. 51, TEACHER LEADER ROLE, was read the second time. Senator Millner 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
- Escamilla
- Harper
- Hillyard
- Hinkins
- Jackson
- Jenkins
- Knudson
- Madsen
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Van Tassell
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Adams
- Bramble
- Dabakis
- Fillmore
- Henderson
- Iwamoto
- Urquhart
- Vickers

* * *

**S.B. 67, PARTNERSHIPS FOR STUDENT SUCCESS,** was read the second time. Senator Millner explained the bill. Senators Mayne and Jackson 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

- Bramble
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Henderson
- Hillyard
- Hinkins
- Jenkins
- Knudson
- Madsen
- Mayne
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Van Tassell
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Adams
- Fillmore
- Harper
- Iwamoto
- Urquhart
- Vickers

**THIRD READING CALENDAR**

On motion of Senator Weiler, the circle was removed from **S.B. 59, ANTIDISCRIMINATION ACT REVISIONS,** and it was before the Senate. Senator Weiler explained the bill. Senators Jenkins, Escamilla, Henderson, and Hinkins commented. The bill passed on the following roll call:

- **Yeas,** 18; **Nays,** 9; **Absent or not voting,** 2.

**Voting in the affirmative were:** Senators

- Adams
- Bramble
- Dabakis
- Davis
- Escamilla
- Fillmore
- Harper
- Henderson
- Fillmore
- Harper
- Iwamoto
Voting in the negative were: Senators
Christensen  Dayton  Hinkins  Jackson
Jenkins  Knudson  Madsen  Okerlund
Stevenson

Absent or not voting were: Senators
Iwamoto  Vickers

S.B. 59 was transmitted to the House for consideration.

***

On motion of Senator Okerlund, and at 12:17 p.m., the Senate adjourned until 11:00 a.m., Wednesday, February 3, 2016.
TENTH DAY

February 3, 2016

The Senate was called to order at 11:05 a.m., with President Wayne Niederhauser presiding.

Prayer – Pastor Brad Kramer, Japanese Church of Christ
Pledge of Allegiance – Senator Margaret Dayton
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 86)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 2, 2016

The Speaker of the House has signed S.C.R. 7, CONCURRENT RESOLUTION HONORING THOSE WHO HAVE ASSISTED KOREAN WAR VETERANS, by Senator J. Iwamoto, et al, 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 2, 2016

The House passed, as amended, H.B. 36, INSURANCE REVISIONS, by Representative J. Dunnigan, et al, and it is transmitted for consideration; and

The House passed H.B. 72, TIMESHARE AMENDMENTS, by Representative G. Froerer, et al, and it is transmitted for consideration; and

The House passed H.B. 89, OFFICE OF STATE DEBT COLLECTION REPORTING AMENDMENTS, by Representative C. Hall, et al, 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 2, 2016

The Business and Labor Committee reports a favorable recommendation on H.B. 13, ALCOHOLIC BEVERAGE EVENT PERMIT AMENDMENTS, by Representative C. Oda.

Curtis S. Bramble, Chair

Mr. President: February 2, 2016

The Economic Development and Workforce Services Committee reports a favorable recommendation on H.B. 54, ECONOMIC DEVELOPMENT TAX INCREMENT FINANCING AMENDMENTS, by Representative R. Edwards; and

The Economic Development and Workforce Services Committee reports a favorable recommendation on H.B. 56, WOMEN IN THE ECONOMY COMMISSION AMENDMENTS, by Representative R. Edwards; and

The Economic Development and Workforce Services Committee reports a favorable recommendation on S.B. 103, STRATEGIC WORKFORCE INVESTMENTS, by Senator A. Millner.

Lincoln Fillmore, Chair

Mr. President: February 2, 2016

The Education Committee recommends S.B. 91, BOARD OF EDUCATION AMENDMENTS, by Senator L. Hillyard, be replaced and favorably recommends 1st Sub. S.B. 91, BOARD OF EDUCATION AMENDMENTS with the following amendments:

1. Page 4, Lines 93 through 101:

93 those public funds as a distribution from the board.
94 (10) The board may require, by rule made in accordance with Title 63G, Chapter 3,
95 Utah Administrative Rulemaking Act, that if an LEA contracts with a third party contractor for
96 an educational good or service, the LEA shall require in the contract that the third party
97 contractor shall [submit], provide, upon request of the [LEA], to an audit that allows the Board information necessary for the LEA to verify
that the educational good or service complies with:

(a) this title; and

(b) board rule authorized under this title.

(11) (a) The board may appoint an attorney to provide legal advice to the board and

2. Page 1, Lines 12 through 16:

allows the State Board of Education to:

- take certain actions if an entity that receives state funds from the State Board of Education violates certain law;

enforce Title 53A, State System of Public Education, under certain circumstances;

- audit the use of certain public state funds;

- require a local education agency to, in certain contracts between a local

3. Page 2, Lines 35 through 38:

(a) “Board” means the State Board of Education.

(b) “Education entity” means an entity that receives a distribution of state funds from the board.

(i) an entity that receives a distribution of state funds through a grant program managed by the board under this title;

(ii) an entity that enters into a contract with the board to provide an educational good or service;

(iii) a school district; or

(iv) a charter school.

(c) “Educational good or service” means a good or service that is required or regulated.

4. Page 4, Lines 91 through 94:

attorney of the county where the education entity is located.

(9) The board may audit the use of public state funds by an education entity that receives

those public state funds as a distribution from the board.
94 (10) The board may require, by rule made in accordance with Title 63G, Chapter 3; and

The Education Committee recommends S.B. 93, COMPUTER SCIENCE INITIATIVE FOR PUBLIC SCHOOLS, by Senator H. Stephenson, be replaced and favorably recommends 1st Sub. S.B. 93, COMPUTER SCIENCE INITIATIVE FOR PUBLIC SCHOOLS; and

The Education Committee reports a favorable recommendation on S.B. 109, SCHOOL AND INSTITUTIONAL TRUST LANDS AMENDMENTS, by Senator A. Millner; and

The Education Committee reports a favorable recommendation on S.J.R. 12, PROPOSAL TO AMEND UTAH CONSTITUTION — CHANGES TO SCHOOL FUNDS, by Senator A. Millner.

Ann Millner, Chair

Mr. President: February 2, 2016

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 49, STATE LIABILITY PROTECTION FOR SCHOOL EMPLOYEES, by Representative C. Oda; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on S.B. 95, GENERAL OBLIGATION BONDS AMENDMENTS, by Senator L. Fillmore; and


Margaret Dayton, Chair

Mr. President: February 2, 2016

The Health and Human Services Committee reports a favorable recommendation on H.C.R. 2, CONCURRENT RESOLUTION RECOGNIZING THE 40TH ANNIVERSARY OF THE UTAH INDOOR CLEAN AIR ACT, by Representative P. Ray; and

The Health and Human Services Committee reports a favorable recommendation on S.B. 56, NURSE PRACTICE ACT AMENDMENTS, by Senator E. Vickers; and

The Health and Human Services Committee recommends S.B. 108, BIRTHING CENTER AMENDMENTS, by Senator D. Henderson, be replaced
The Revenue and Taxation Committee reports a favorable recommendation on S.B. 68, PROPERTY TAX AMENDMENTS, by Senator W. Harper, with the following amendments:

1. Page 2, Lines 33 through 44:

33  (2) Subject to the other provisions of this part, eligible personal property is exempt from taxation when it is leased to the following entities through a long-term lease:
34  (a) the state;
35  (b) a school district, including a charter school under Title 53A, Chapter 1a, Part 5, The Utah Charter Schools Act; or charter school;
36  (c) a public library;
37  (d) a county;
38  (e) a city;
39  (f) a town;
40  (g) a local district;
41  (h) a special service district; or
42  (i) any other political subdivision of the state.

The Revenue and Taxation Committee reports a favorable recommendation on S.J.R. 3, PROPOSAL TO AMEND UTAH CONSTITUTION—PROPERTY TAX EXEMPTIONS, by Senator W. Harper, with the following amendments:

1. Page 3, Lines 85 through 86:

85  out of state for at least 200 days in a calendar year or 200 consecutive days[.] and
86  (d) **tangible personal** property leased by the State or by a political subdivision of the State.

Deidre M. Henderson, Chair

Mr. President:

February 1, 2016

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on **S.B. 64**, SPECIAL GROUP LICENSE PLATE MODIFICATIONS, by Senator L. Escamilla, with the following amendments:

1. Page 1, Line 22:

   22 requires the Department of **Human Services** Heritage and Arts to distribute the funds in the National ; and

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on **S.B. 69**, CHILDREN’S HEART DISEASE SPECIAL GROUP LICENSE PLATES, by Senator D. Hinkins; and

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on **S.B. 100**, TRAFFIC FINES AMENDMENTS, by Senator L. Hillyard; and

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on **S.B. 102**, HIGH COST INFRASTRUCTURE TAX CREDIT AMENDMENTS, by Senator R. Okerlund, with the following amendments:

1. Page 1, Lines 17 through 19:

   17 infrastructure tax credit;
   
   18 { allows a tax credit recipient to assign a tax credit to another person; and }
   
   19 authorizes the Office of Energy Development to make rules to implement the high

2. Page 2, Lines 50 through 53:

   50 (2) Subject to the [other] provisions of this section, [a corporation that is] an
   
   51 infrastructure cost–burdened entity may claim a nonrefundable tax credit [for development of a
52 high cost infrastructure project], against {the infrastructure cost–burdened entity’s } a tax liability
53 under this chapter, as provided in this section.

3. Page 3, Lines 65 through 66:

65 {−(5) An infrastructure cost–burdened entity may enter into an agreement to assign, to−}
66 {−another person, the infrastructure cost–burdened entity’s right to a tax credit under this section−}

Renumber remaining subsection accordingly.

4. Page 4, Lines 112 through 113:

112 {−(5) An infrastructure cost–burdened entity may enter into an agreement to assign, to−}
113 {−another person, the infrastructure cost–burdened entity’s tax credit under this section−}

Renumber remaining subsection accordingly.

Alvin J. Jackson, 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 2, 2016

The Business and Labor Committee reports a favorable recommendation on **H.B. 33**, FIRE PREVENTION BOARD MEMBERSHIP AMENDMENTS, by Representative J. Dunnigan, 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 **H.B. 34**, BUSINESS AND LABOR INTERIM COMMITTEE REPORT AMENDMENTS, by Representative V. Peterson, 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 **H.B. 37**, WORKER CLASSIFICATION COORDINATED ENFORCEMENT ACT SUNSET AMENDMENTS, by Representative V. Peterson, and
recommends it be considered read for the second time and placed on the Consent Calendar.

Curtis S. Bramble, Chair

Mr. President: February 2, 2016

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **H.B. 21**, **ELECTION REVISIONS**, by Representative S. Eliason, 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 **H.B. 46**, **VETERANS AFFAIRS AMENDMENTS**, by Representative V. Peterson, 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 **H.B. 59**, **STATE ARMORY BOARD AMENDMENTS**, by Representative V. Peterson, and recommends it be considered read for the second time and placed on the Consent Calendar.

Margaret Dayton, Chair

Mr. President: February 2, 2016

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 39**, **PASS−THROUGH ENTITY RETURN FILING DATE**, by Representative S. Eliason, and recommends it be considered read for the second time and placed on the Consent Calendar.

Deidre M. Henderson, Chair

Mr. President: February 1, 2016

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 29**, **TRANSPORTATION INTERIM COMMITTEE REPORTS AMENDMENTS**, by Representative K. Christofferson, 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 recommends **H.B. 55**, **STATE HIGHWAY SYSTEM AMENDMENTS**, by Representative Johnny Anderson, be replaced and favorably recommends **1st Sub. H.B. 55**, **STATE HIGHWAY SYSTEM AMENDMENTS** and that 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. 60, CLASS B AND CLASS C ROAD FUND AMENDMENTS**, by Representative Johnny Anderson, and recommends it be considered read for the second time and placed on the Consent Calendar.

**Alvin B. Jackson, 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: February 2, 2016

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

**Business and Labor Committee**

S.B. 117 Commercial Interior Design Certification Modifications
(Sen. L. Escamilla)

**Government Operations and Political Subdivisions Committee**

S.B. 114 Municipal Utilities Amendments (Sen. J. Stevenson)
S.B. 119 Debt Collection Amendments (Sen. L. Hillyard)

**Judiciary, Law Enforcement, and Criminal Justice Committee**

S.B. 94 Law Enforcement Use of Body Cameras
(Sen. D. Thatcher)
S.B. 113 Subjecting a Minor to Sexual Material (Sen. T. Weiler)

**Transportation, Public Utilities and Technology Committee**

S.B. 115 Sustainable Transportation and Energy Plan Act
(Sen. J. S. Adams)

**Kevin T. Van Tassell**

Rules Committee Chair

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

**INTRODUCTION OF BILLS**

**S.B. 125, After–school Programs Amendments** (L. Escamilla), was read the first time by short title and referred to the Rules Committee.
S.B. 126, Committee Authority Amendments (D. Henderson), was read the first time by short title and referred to the Rules Committee.

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

S.B. 128, Taxing Entities’ Tax Rate Amendments (D. Henderson), was read the first time by short title and referred to the Rules Committee.

* * *

On motion of Senator Dayton, S.B. 62, JROTC INSTRUCTOR AMENDMENTS, and S.J.R. 6, JOINT RESOLUTION RECOGNIZING THE 100TH ANNIVERSARY OF THE JROTC PROGRAM, will be considered Friday, February 12, 2016, at 2:50 p.m..

THIRD READING CALENDAR

S.B. 35, VETERAN LICENSE PLACES 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
Adams Christensen Dabakis Davis
Dayton Escamilla Fillmore Harper
Hillyard Hinkins Iwamoto Jackson
Jenkins Knudson Madsen Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Bramble Henderson Urquhart

S.B. 35 was transmitted to the House for consideration.

* * *

S.B. 51, TEACHER LEADER ROLE, was read the third time, explained by Senator Millner, and 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         Escamilla       Fillmore        Harper
Henderson      Hillyard       Hinkins         Iwamoto
Jackson        Jenkins         Knudson        Madsen
Mayne          Millner         Okerlund       Shiozawa
Stephenson     Stevenson       Thatcher       Urquhart
Van Tassell    Vickers         Weiler         Niederhauser

Absent or not voting was: Senator
Bramble

S.B. 51 was transmitted to the House for consideration.

***

S.B. 67, PARTNERSHIP FOR STUDENT SUCCESS, was read the third time and explained by Senator Millner. Senators Harper, Jackson, Mayne, and Weiler commented and the bill passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams          Bramble        Dabakis         Davis
Escamilla      Fillmore       Hillyard       Iwamoto
Knudson        Mayne          Millner        Okerlund
Shiozawa       Stephenson     Stevenson       Thatcher
Urquhart       Van Tassell    Vickers         Weiler
Niederhauser

Voting in the negative were: Senators
Christensen    Dayton         Harper          Henderson
Hinkins        Jackson        Jenkins        Madsen

S.B. 67 was transmitted to the House for consideration.

SECOND READING CALENDAR

1st Sub. S.B. 50, HEALTH CODE REPEALER, 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.
On motion of Senator Vickers, **S.C.R. 6**, CONCURRENT RESOLUTION RECOGNIZING THE 20TH ANNIVERSARY OF THE UTAH EDUCATIONAL SAVINGS PLAN, will be considered Monday, February 8, 2016, at 11:30 a.m.

**H.B. 45**, STEM PROGRAM AMENDMENTS, was read the second time and circled.

**H.B. 53**, BUSINESS RESOURCE CENTERS AMENDMENTS, was read the second time. Senator Millner explained the bill. Senator Okerlund 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
Escamilla  Fillmore  Harper  Henderson
Hillyard  Hinkins  Iwamoto  Jackson
Jenkins  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Thatcher  Urquhart  Van Tassell  Vickers
Weiler  Niederhauser

**Absent or not voting were: ** Senators

Adams  Bramble  Madsen
**H.B. 43**, STATE INSTRUCTIONAL MATERIALS COMMISSION AMENDMENTS, was read the second time. Senator Millner 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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**2nd Sub. H.B. 58**, HEMP EXTRACT AMENDMENTS, was read the second time. Senator Urquhart explained the bill. Senator 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

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**Absent or not voting were:** Senators

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**On motion of Senator Okerlund, H.C.R. 2, CONCURRENT RESOLUTION RECOGNIZING THE 40TH ANNIVERSARY OF THE UTAH INDOOR CLEAN AIR ACT, will be considered Thursday, February 4, 2016, at 11:40 a.m.**
* * *

On motion of Senator Millner, the Senate voted to move **S.B. 78, STATE BOARD OF EDUCATION CANDIDATE SELECTION**, to the top of the Second Reading Calendar.

* * *

**S.B. 78, STATE BOARD OF EDUCATION CANDIDATE SELECTION**, was read the second time. Senator Millner explained the bill. Senators Escamilla, Dabakis, Stephenson, Bramble, Urquhart, Vickers, and Jenkins commented. 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

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**Voting in the negative were:** Senators

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**Absent or not voting was:** Senator

Hillyard

* * *

On motion of Senator Okerlund, and at 12:20 p.m., the Senate adjourned until 11:00 a.m., Thursday, February 4, 2016.
ELEVENTH DAY

February 4, 2016

The Senate was called to order at 11:05 a.m., with President Wayne Niederhauser presiding.

Prayer – Rabbi Benny Zippel, Chabad Lubavitch of Utah
Pledge of Allegiance – Senator Brian Shiozawa
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 86)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 3, 2016

The House passed, S.B. 13, STATE FACILITY ENERGY EFFICIENCY FUND 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. 15, APPORTIONMENT OF BUSINESS INCOME 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.B. 16, TAX CREDIT 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, 1st Sub. S.B. 21, REPEAL OF HEALTH AND HUMAN SERVICES REPORTS AND PROGRAMS, 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. 24, UTAH HOUSING CORPORATION SUNSET EXTENSION, 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. 33, OCCUPATIONAL SAFETY AND HEALTH 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.J.R. 5, 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 bills were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

Mr. President:

The House passed H.B. 154, COUNTY PERSONNEL REQUIREMENTS, by Representative B. Dee, and it is transmitted for consideration; and

The House passed H.C.R. 1, CONCURRENT RESOLUTION ON WATERS OF THE UNITED STATES, by Representative M. Noel, 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:

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

Education Committee
H.B. 90 Education Background Check Amendments (Rep. S. Handy)

Government Operations and Political Subdivisions Committee
S.B. 123 Residential Facilities Amendments (Sen. K. Mayne)
H.B. 77 Special District Amendments (Rep. S. Handy)

Judiciary, Law Enforcement, and Criminal Justice Committee
S.B. 124 Gang Enhancement Provision Amendments (Sen. D. Thatcher)

Natural Resources, Agriculture and Environment Committee
S.B. 118 Uintah Basin Air Quality Research Project (Sen. K. Van Tassell)
S.B. 122        Wildland Fire Policy Updates (Sen. E. Vickers)

Revenue and Taxation Committee
S.B. 120        Property Tax Notice Amendments (Sen. H. Stephenson)

Transportation, Public Utilities and Technology Committee
S.B. 121        Electric Assisted Bicycle Amendments (Sen. T. Weiler)

Kevin T. Van Tassell
Rules Committee Chair

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

INTRODUCTION OF BILLS

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

S.B. 130, Tattoo Removal (J. S. Adams), was read the first time by short title and referred to the Rules Committee.

S.B. 131, Utah College of Applied Technology Governance Amendments (S. Urquhart), was read the first time by short title and referred to the Rules Committee.

S.B. 132, Commercial Driver License Amendments (K. Van Tassell), was read the first time by short title and referred to the Rules Committee.

S.B. 133, Small Employer Retirement Program (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 134, Oil and Gas Conservation Account Amendments (R. Okerlund), was read the first time by short title and referred to the Rules Committee.

S.R. 1, Senate Resolution Changing a Standing Committee Name (D. Hinkins), was read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

On motion of Senator Okerlund, 1st Sub. S.B. 50, HEALTH CODE REPEALER, was read the third time and circled.
H.B. 53, BUSINESS RESOURCE CENTERS AMENDMENTS, was read the third time, explained by Senator Millner, 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
- Escamilla
- Fillmore
- Harper
- Henderson
- Hillyard
- Hinkins
- Iwamoto
- Jackson
- Jenkins
- Knudson
- Madsen
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Adams
- Urquhart

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.

**H.B. 43, STATE INSTRUCTIONAL MATERIALS COMMISSION AMENDMENTS, was read the third time, explained by Senator Millner, 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
- Escamilla
- Fillmore
- Harper
- Henderson
- Hillyard
- Hinkins
- Iwamoto
- Jackson
- Jenkins
- Knudson
- Madsen
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Urquhart
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting was:** Senator

- Adams

H.B. 43 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. 58, HEMP EXTRACT AMENDMENTS, was read the third time and explained by Senator Urquhart.

Senator Urquhart proposed the following amendment:

1. Page 5, Lines 128 through 135:
   128 (ii) indicates the hemp extract’s ingredients, including its percentages of
   129 tetrahydrocannabinol and cannabidiol by weight; and
   130 (iii) is created by a laboratory that is:
   131 (A) not affiliated with the producer of the hemp extract; and
   132 (B) licensed in the state where the hemp extract was produced; and
   133 (iv) is transmitted by the laboratory to the Department of Health; and
   134 (d) has a current hemp extract registration card issued by the Department of Health
   135 under Section 26–56–103.

Senator Urquhart’s motion to amend passed on a voice vote. The bill passed 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  Escamilla  Fillmore
Harper  Henderson  Hillyard  Hinkins
Iwamoto  Jackson  Jenkins  Knudson
Madsen  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Stevenson  Thatcher
Urquhart  Van Tassell  Vickers  Weiler
Niederhauser

2nd Sub. H.B. 58, as amended, was returned to the House for further consideration.

S.B. 78, STATE BOARD OF EDUCATION CANDIDATE SELECTION, was read the third time and explained by Senator Millner.
Senator Jenkins proposed the following amendment:

1. Page 3, Lines 79 through 87:

79 (5) The nominating and recruiting committee shall:

80 (a) recruit potential candidates for membership on the State Board of Education prior to the deadline to file a declaration of candidacy;

81 (b) interview each individual who files a declaration of candidacy for the office of State Board of Education member;

82 (c) prepare a list of candidates for membership on the State Board of Education for each state board district subject to election in that year using the qualifications under Subsection (6);

83 (d) submit a list of at least three candidates for each state board position to the governor [by July] on or before April 1; and

84 (e) ensure that the list includes appropriate background information on each candidate.

2. Page 5, Line 132:

132 (b) shall, with the list described in Subsection (5) (c), submit a written statement to the

Senator Jenkins’ motion to amend passed on a voice vote. Senators Dabakis, Escamilla, Thatcher, Bramble, and Davis commented and the bill passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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Voting in the negative were: Senators
Dabakis    Davis    Escamilla    Iwamoto
Mayne

S.B. 78 was transmitted to the House for consideration.

SPECIAL ORDER OF BUSINESS
A citation was read honoring Eduardo Arnal Palomera, Consul of Mexico

TIME CERTAIN CALENDAR
On motion of Senator Okerlund, under suspension of the rules, H.C.R. 2, CONCURRENT RESOLUTION RECOGNIZING THE 40TH ANNIVERSARY OF THE UTAH INDOOR CLEAN AIR ACT, was considered read the second and third times 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    Escamilla    Fillmore
Harper  Henderson Hillyard    Hinkins
Iwamoto Jackson    Jenkins    Knudson
Madsen  Mayne    Millner    Okerlund
Shiozawa Stephenson Stevenson    Thatcher
Urquhart Van Tassell Vickers    Weiler
Niederhauser

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.

SECOND READING CALENDAR
On motion of Senator Stephenson, the circle was removed from S.B. 38, SCHOOL FUNDING AMENDMENTS, and it was before the Senate. Senator Stephenson explained the bill. Senators Jackson, Davis, Henderson, Dabakis, Okerlund, Weiler, Hillyard, and Van Tassell 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
Adams   Bramble   Christensen   Dayton
Fillmore Harper    Henderson    Jackson
Voting in the negative were: Senators
Dabakis  Davis  Escamilla  Hillyard
Hinkins  Iwamoto  Mayne  Okerlund
Shiozawa  Van Tassell  Vickers

STANDING COMMITTEE REPORTS

Mr. President: February 3, 2016

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on H.B. 14, EMERGENCY SERVICES ACCOUNT LOAN AMENDMENTS, by Representative C. Oda, with the following amendments:

1. Page 7, Lines 190 through 192:

   190 (3) All funding provided in advance to an agent of the state and subsequently reimbursed shall be credited to the division account.

191 [(3)] (4) The state treasurer shall invest money in the disaster recovery fund account; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 106, ASSAULT OFFENSE AMENDMENTS, by Senator B. Shiozawa.

Mark B. Madsen, Chair

Mr. President: February 3, 2016

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 30, GOOD LANDLORD PROGRAM AMENDMENTS, by Representative G. Froerer; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 32, SUBDIVISION BASE PARCEL TAX AMENDMENTS, by Representative R. C. Webb.

Margaret Dayton, 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 3, 2016

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on H.B. 57, ALTERNATIVE DISPUTE RESOLUTION SUNSET DATE AMENDMENT, by Representative L. Christensen, 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. 105, BAIL AMENDMENTS, by Senator L. Hillyard, with the following amendments and recommends it be considered read for the second time and placed on the Consent Calendar.

1. Page 5, Line 130:

130 (b) owns not less than 10% of the bail bond agency.

2. Page 9, Line 250:

250 suspending, revoking, and reinstating of bail bond {surety company—} agency license.

3. Page 11, Lines 323 through 325:

323 (3) A bail bond surety agency or surety insurer may not allow any person who is not a bail

324 bond producer to engage in the bail bond {—surety—} insurance business on the bail bond [surety’s]

325 agency’s or surety insurer’s behalf, except for individuals:

4. Page 12, Line 344:

344 (i) (A) a {—current—} financial statement for the current year:

5. Page 12, Line 353:

353 (ii) a copy of the applicant’s federal and state income tax {—return—} returns for the preceding two years, but

6. Page 12, Lines 359 through 360:

359 (B) [an] (I) a certified appraisal [dated not more than two years prior to the date of]
application] made [-fewer -] not more than six months prior to licensure for each parcel and a title report.

7. Page 12, Lines 363 through 364:

(II) a certified appraisal report or a current tax notice and a title letter or report, or a current abstract of title from the county recorder if the bail bond agency is in its second or

8. Page 14, Lines 403 through 404:

(1) (a) A license under this chapter expires [—] annually [—] on August 14. To renew its license under this chapter, on or before July 15 a bail bond [surety company] agency shall:

9. Page 15, Line 435:

(3) The department shall at the end of each quarter provide to the board an itemized

10. Page 20, Line 590:

(ii) telephone number; [-or-] and

11. Page 20, Lines 592 through 595:

(e) All forms required to be filed with the department pursuant to Section 31A-35-607 by the bail bond agency shall contain the address, telephone number, and business email address as changed under Subsection (1)(d) within 20 days of the change. This section does not prohibit a bail bond [surety company] agency from

12. Page 23, Line 693:

(ii) a form shall include the address, telephone number, and business email address of the bail bond agency and the surety insurer; (iii) the surety insurer shall file a form on behalf of each bail bond [surety company]
13. Page 23, Line 695:

- (iii) once a filing is filed with the commissioner, it is the responsibility of the surety

14. Page 23, Line 698:

- (iv) a bail bond [surety company] agency and its

15. Page 23, Line 700:

- (v) a bail bond [surety company] agency and its

16. Page 23, Line 706:

- (vi) a bail bond [surety company] agency and its

17. Page 23, Line 708:

- (vii) once a filing is filed with the commissioner, it is the responsibility of the bail bond

18. Page 24, Line 710:

- (viii) a bail bond producer is prohibited from using a form that has not been filed by the

19. Page 24, Line 728:

- (ix) reimburse [himself] the bail bond agency or bail

20. Page 24, Line 730:

- (x) reimburse [himself] the bail bond agency or bail

21. Page 25, Line 748:

- (xi) and the bail bond agency’s employees by reason of the principal’s breach
22. Page 28, Line 843:

843 insurance business in accordance with this chapter, a bail bond agency or bail bond producer:

23. Page 32, Lines 986 through 987:

986 (d) Any suspended or deferred sentencing is not the responsibility of the surety and the

987 bail bond is exonerated without any motion, upon acceptance of the court and the defendant of a

24. Page 37, Line 1138:

1138 (d) ensure that the name, address, business email address, and telephone number of the surety or its agent as

25. Page 38, Line 1148:

1148 and address or the current name and address of the surety’s bail bond agency are on the bail bond in the

Mark B. Madsen, Chair

Mr. President:

February 3, 2016

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 27, SCHOOL DISTRICT PARTICIPATION IN RISK MANAGEMENT FUND, 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.B. 103, DEPARTMENT OF ADMINISTRATIVE SERVICES AMENDMENTS, by Representative C. Oda, 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 H.B. 139, TRANSPARENCY ADVISORY BOARD MODIFICATIONS, by Representative D. Owens, 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. 41, APPOINTMENT OF COUNTY
ASSESSORS, by Senator A. Millner, 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.

***

On motion of Senator Okerlund, and at 12:30 p.m., the Senate adjourned until 11:00 a.m., Friday, February 5, 2016.
TWELFTH DAY

February 5, 2016

The Senate was called to order at 11:05 a.m., with President Wayne Niederhauser presiding.

Prayer – Robert Lusk
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 86)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 4, 2016

The House passed, as amended, H.B. 12, DISASTER RECOVERY FOR LOCAL GOVERNMENTS, by Representative C. Oda, and it is transmitted for consideration; and

The House passed 1st Sub. H.B. 138, CONSUMER ELECTRONIC DEVICE RECYCLING REPORT AMENDMENTS, by Representative L. Perry, and it is transmitted for consideration; and

The House passed H.B. 151, ACUPUNCTURE LICENSING BOARD AMENDMENTS, by Representative S. DiCaro, and it is transmitted for consideration; and

The House passed H.B. 185, DECEPTION DETECTION EXAMINERS LICENSING AMENDMENTS, by Representative F. Gibson, 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, 2016

The Health and Human Services Committee recommends S.B. 89, MEDICAL CANNABIDIOL AMENDMENTS, by Senator E. Vickers, be
replaced and favorably recommends 1st Sub. S.B. 89, MEDICAL CANNABIDIOL AMENDMENTS.

Evan J. Vickers, Chair

Mr. President: February 4, 2016

The Education Committee reports a favorable recommendation on H.B. 90, EDUCATION BACKGROUND CHECK AMENDMENTS, by Representative S. Handy; and

The Education Committee reports a favorable recommendation on S.B. 101, HIGH QUALITY SCHOOL READINESS PROGRAM EXPANSION, by Senator A. Millner.

Ann Millner, Chair

Mr. President: February 4, 2016

The Business and Labor Committee recommends S.B. 58, NURSE PRACTITIONER AMENDMENTS, by Senator D. Hinkins, be replaced and favorably recommends 3rd Sub. S.B. 58, NURSE PRACTITIONER AMENDMENTS.

Curtis S. Bramble, Chair

Mr. President: February 4, 2016

The Transportation and Public Utilities and Technology Committee recommends S.B. 74, AVIATION AMENDMENTS, by Senator W. Harper, be replaced and favorably recommends 1st Sub. S.B. 74, AVIATION AMENDMENTS.

Alvin B. Jackson, Chair

Mr. President: February 4, 2016

The Natural Resources, Agriculture, and Environment Committee recommends S.B. 110, WATER QUALITY AMENDMENTS, by Senator D. Hinkins, be replaced and favorably recommends 1st Sub. S.B. 110, WATER QUALITY AMENDMENTS; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on S.B. 118, UINTAH BASIN AIR QUALITY RESEARCH PROJECT, by Senator K. Van Tassell; and
The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.B. 122**, WILDLAND FIRE POLICY UPDATES, by Senator E. Vickers; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **1st Sub. H.B. 84**, WILDLIFE AMENDMENTS, by Representative M. McKell.

Scott K. Jenkins, Chair

Mr. President: February 4, 2016

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **S.B. 73**, MEDICAL CANNABIS ACT, by Senator M. Madsen.

Mark B. Madsen, 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, 2016

The Education Committee reports a favorable recommendation on **H.B. 40**, AGENCY REPORTING REQUIREMENTS, by Representative B. Last, and recommends it be considered read for the second time and placed on the Consent Calendar.

Ann Millner, Chair

Mr. President: February 4, 2016

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 38**, UNCONVENTIONAL VEHICLE AMENDMENTS, by Representative S. Barlow, and recommends it be considered read for the second time and placed on the Consent Calendar.

Alvin B. Jackson, 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: February 4, 2016

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

**Business and Labor Committee**
- **S.B. 127** Labor Commission Amendments (Sen. K. Mayne)
- **H.B. 36** Insurance Revisions (Rep. J. Dunnigan)
- **H.B. 72** Timeshare Amendments (Rep. G. Froerer)

**Education Committee**
- **S.B. 125** After-school Programs Amendments (Sen. L. Escamilla)

**Government Operations and Political Subdivisions Committee**
- **H.B. 89** Office of State Debt Collection Reporting Amendments (Rep. C. Hall)

**Revenue and Taxation Committee**
- **S.B. 126** Committee Authority Amendments (Sen. D. Henderson)
- **S.B. 128** Taxing Entities’ Tax Rate Amendments (Sen. D. Henderson)

Kevin T. Van Tassell
Rules Committee Chair

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

INTRODUCTION OF BILLS

**S.B. 135, Administrative Law Judge Amendments** (W. Harper), was read the first time by short title and referred to the Rules Committee.

**S.C.R. 10, Communications Spectrum Translator System Concurrent Resolution** (R. Okerlund), was read the first time by short title and referred to the Rules Committee.

* * *

On motion of Senator Bramble, legislative staff was authorized to draft two bills regarding Joint Tenancy and Immigration Enforcement.
CONSENT CALENDAR

S.J.R. 10, JOINT RESOLUTION ON EDUCATION FOR LAW ENFORCEMENT PROFESSIONALS, was read the third time, explained by Senator Mayne, 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 Escamilla Fillmore Harper
Henderson Hillyard Hinkins Iwamoto
Jackson Jenkins Knudson Mayne
Millner Okerlund Stephenson Stevenson
Thatcher Urquhart Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Adams Madsen Shiozawa

S.J.R. 10 was transmitted to the House for consideration.

* * *

H.B. 20, LEAD ACID BATTERY DISPOSAL SUNSET REAUTHORIZATION, was read the third time, explained by Senator Jenkins, 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 Escamilla Fillmore Harper
Henderson Hillyard Hinkins Iwamoto
Jackson Jenkins Knudson Mayne
Millner Okerlund Stephenson Stevenson
Thatcher Urquhart Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Adams Madsen Shiozawa

H.B. 20 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 Vickers, the circle was removed from 1st Sub. S.B. 50, HEALTH CODE REPEALER, and it was before the Senate. Senator Vickers 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 Bramble Christensen Dabakis
Davis Dayton Escamilla Fillmore
Harper Henderson Hillyard Hinkins
Iwamoto Jackson Jenkins Knudson
Mayne Millner Okerlund Stevenson
Stevenson Urquhart Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Madsen Shiozawa Thatcher

1st Sub. S.B. 50 was transmitted to the House for consideration.

* * *

On motion of Senator Stephenson, S.B. 38, SCHOOL FUNDING AMENDMENTS, was read the third time and circled.

SECOND READING CALENDAR

S.J.R. 7, JOINT RULES RESOLUTION ON COMMITTEE BILLS, was read the second time. Senator Davis explained the bill. 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
Adams Bramble Christensen Dabakis
Davis Dayton Escamilla Fillmore
Harper Henderson Hillyard Hinkins
Iwamoto Jackson Jenkins Knudson
Mayne Millner Okerlund Stevenson
Thatcher Urquhart Van Tassell Vickers
Weiler Niederhauser
Absent or not voting were: Senators
Madsen       Shiozawa    Stephenson

* * *

S.J.R. 8. JOINT RULES RESOLUTION ON PERFORMANCE NOTES, 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      Escamilla    Fillmore
Harper       Henderson   Hillyard    Hinkins
Iwamoto      Jackson     Jenkins     Knudson
Madsen       Mayne       Millner     Okerlund
Stevenson    Thatcher    Urquhart    Van Tassell
Vickers      Weiler      Niederhauser

Absent or not voting were: Senators
Shiozawa     Stephenson

* * *

S.J.R. 9. JOINT RULES RESOLUTION ON REQUEST FOR APPROPRIATIONS PROCESS CHANGE, 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      Escamilla    Fillmore
Harper       Henderson   Hillyard    Hinkins
Iwamoto      Jackson     Jenkins     Knudson
Madsen       Mayne       Millner     Okerlund
Stevenson    Thatcher    Urquhart    Van Tassell
Vickers      Weiler      Niederhauser

Absent or not voting were: Senators
Shiozawa     Stephenson
S.B. 42, PUBLIC NOTICE OF COURT RECORDING, was read the second time. Senator Mayne 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

| Shiozawa | Stephenson | Urquhart |

On motion of Senator Hillyard, under suspension of the rules, the Senate voted to lift the following bills from Rules and place them at the top of the Second Reading Calendar:

**S.B. 1**  HIGHER EDUCATION BASE BUDGET  
**S.B. 4**  BUSINESS, ECONOMIC DEVELOPMENT, AND LABOR BASE BUDGET  
**S.B. 5**  RETIREMENT AND INDEPENDENT ENTITIES BASE BUDGET  
**S.B. 6**  INFRASTRUCTURE AND GENERAL GOVERNMENT BASE BUDGET  
**S.B. 7**  NATIONAL GUARD, VETERANS’ AFFAIRS, AND LEGISLATURE BASE BUDGET  

On motion of Senator Okerlund, and at 11:55 a.m., the Senate adjourned until 11:00 a.m., Monday, February 8, 2016.
FIFTEENTH DAY
MORNING SESSION
February 8, 2016

The Senate was called to order at 11:05 a.m., with President Wayne Niederhauser presiding.

Prayer – Steven Hiatt, Kaysville City Mayor
Pledge of Allegiance – Senator Curtis Bramble
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 86)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 5, 2016

The House passed, S.B. 18, WORKFORCE SERVICES JOB LISTINGS 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. 27, ABSENTEE BALLOT 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: February 5, 2016

The House concurred in the Senate amendments and passed 2nd Sub. H.B. 58, HEMP EXTRACT AMENDMENTS, by Representative G. Froerer, 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, 2016

The House passed, as amended, H.B. 28, GRANTS FOR EDUCATOR PROFESSIONAL LEARNING, by Representative B. Last, and it is transmitted for consideration; and
The House passed **H.B. 95**, POLITICAL ISSUES COMMITTEE AMENDMENTS, by Representative K. Powell, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 156**, PERSONALIZED LICENSE PLATES AMENDMENT, by Representative V. L. Snow, and it is transmitted for consideration; and

The House passed **H.B. 194**, MILK SALES AMENDMENTS, 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.

**STANDING COMMITTEE REPORTS**

Mr. President: February 5, 2016

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 87**, ADMINISTRATIVE RULEMAKING ACT MODIFICATIONS, by Senator H. Stephenson; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 112**, PROPERTY TAX ASSESSMENT AMOUNT AMENDMENTS, by Senator H. Stephenson; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 120**, PROPERTY TAX NOTICE AMENDMENTS, by Senator H. Stephenson; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 126**, COMMITTEE AUTHORITY AMENDMENTS, by Senator D. Henderson.

Deidre M. Henderson, Chair

Mr. President: February 5, 2016

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **1st Sub. H.B. 17**, ASSESSMENT AREA FORECLOSURE AMENDMENTS, by Representative R. C. Webb; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **H.B. 77**, SPECIAL DISTRICT AMENDMENTS, by Representative S. Handy, with the following amendments:
1. Page 3, Lines 62 through 64

62 (d) A member of the board of trustees of a service area described in Subsection 17B-2a-905(2)(a) or (3)(a), who is an elected official of the county or municipality appointing the individual, is not subject to the requirements described in Subsection (1)(a)(ii) if the elected official was elected at large by the voters of the county; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on 1st Sub. H.B. 98, NATIONAL GUARD DEATH BENEFIT AMENDMENTS, by Representative P. Ray.

Margaret Dayton, Chair

Mr. President: February 5, 2016
The Business and Labor Committee reports a favorable recommendation on S.B. 117, COMMERCIAL INTERIOR DESIGN CERTIFICATION MODIFICATIONS, by Senator L. Escamilla.

Curtis S. Bramble, 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 5, 2016
The Government Operations and Political Subdivisions Committee reports a favorable recommendation on S.B. 119, DEBT COLLECTION 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 5, 2016
The Business and Labor Committee reports a favorable recommendation on H.B. 72, TIMESHARE AMENDMENTS, by Representative G. Froerer, 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. 127, LABOR COMMISSION AMENDMENTS**, by Senator K. Mayne, and recommends it be considered read for the second time and placed on the Consent Calendar.

Curtis S. Bramble, 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: February 5, 2016

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

**Business and Labor Committee**
- **S.B. 129**  
  Driving Privilege Card Amendments (Sen. C. Bramble)
- **H.B. 154**  
  County Personnel Requirements (Rep. B. Dee)

**Education Committee**
- **S.B. 131**  
  Utah College of Applied Technology Governance Amendments (Sen. S. Urquhart)

**Health and Human Services Committee**
- **S.B. 130**  
  Tattoo Removal (Sen. J. S. Adams)

**Natural Resources, Agriculture and Environment Committee**
- **S.B. 134**  
  Oil and Gas Conservation Account Amendments (Sen. R. Okerlund)
- **H.C.R. 1**  
  Concurrent Resolution on Waters of the United States (Rep. M. Noel)

**Retirement and Independent Entities Committee**
- **S.B. 133**  
  Small Employer Retirement Program (Sen. T. Weiler)

**Transportation, Public Utilities and Technology Committee**
- **S.B. 132**  
  Commercial Driver License Amendments (Sen. K. Van Tassell)
S.R. 1  Senate Resolution Changing a Standing Committee Name  
(Sen. D. Hinkins)

Kevin T. Van Tassell  
Rules Committee Chair

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

INTRODUCTION OF BILLS

S.B. 136, Division of Occupational and Professional Licensing Amendments (E. Vickers), was read the first time by short title and referred to the Rules Committee.

S.B. 137, County Option Funding for Botanical, Cultural, Recreational, and Zoological Organizations and Facilities (B. Shiozawa), was read the first time by short title and referred to the Rules Committee.

S.B. 138, Health Insurance Coverage for Emergency Care (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.B. 139, Board of Education Approval Amendments (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

S.B. 140, Home and Community Based Services Amendments (J. Iwamoto), was read the first time by short title and referred to the Rules Committee.

***

On motion of Senator Bramble, the Senate voted to lift 3rd Sub. S.B. 58, NURSE PRACTITIONER AMENDMENTS, from the Second Reading Calendar and return it to the Business and Labor Committee.

CONSENT CALENDAR

On motion of Senator Bramble, H.B. 33, FIRE PREVENTION BOARD MEMBERSHIP AMENDMENTS, was read the third time and circled.

***

H.B. 34, BUSINESS AND LABOR INTERIM COMMITTEE REPORT 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    Escamilla    Fillmore
Harper  Henderson Hillyard    Hinkins
Iwamoto Jackson  Jenkins     Knudson
Mayne   Millner   Okerlund    Shiozawa
Stephenson Thatcher Urquhart Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Madsen Stevenson

H.B. 34 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. 33, FIRE PREVENTION BOARD MEMBERSHIP 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    Escamilla    Fillmore
Harper  Henderson Hillyard    Hinkins
Iwamoto Jackson  Jenkins     Knudson
Mayne   Millner   Okerlund    Shiozawa
Stephenson Thatcher Urquhart Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Madsen Stevenson

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.

***

H.B. 37, WORKER CLASSIFICATION COORDINATED ENFORCEMENT ACT SUNSET 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 Escamilla Fillmore
Harper Henderson Hillyard Hinkins
Iwamoto Jackson Jenkins Knudson
Mayne Millner Okerlund Shiozawa
Stephenson Thatcher Urquhart Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Madsen Stevenson

H.B. 37 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, ELECTION REVISIONS, was read the third time, explained by Senator Stephenson, 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 Escamilla Fillmore
Harper Henderson Hillyard Hinkins
Iwamoto Jackson Jenkins Knudson
Mayne Millner Okerlund Shiozawa
Stephenson Thatcher Urquhart Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Madsen Stevenson

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 Knudson, H.B. 46, VETERANS AFFAIRS AMENDMENTS, was read the third time and circled.
* * *

H.B. 59, STATE ARMORY BOARD, 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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H.B. 59 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**

On motion of Senator Vickers, under suspension of the rules, S.C.R. 6, CONCURRENT RESOLUTION RECOGNIZING THE 20TH ANNIVERSARY OF THE UTAH EDUCATIONAL SAVINGS PLAN, was considered read the second and third times. Senator Vickers explained the bill. Senators Jenkins, Hilyard, and Millner 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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S.C.R. 6 was transmitted to the House.

SPECIAL ORDER OF BUSINESS

A citation was read honoring emergency personnel that rescued a baby in Spanish Fork in 2015. Those honored include Kendrick Hair, Lee Mecham, Tyson Shepherd, Paul Tomadakis, and Carson Chynoweth.

CONSENT CALENDAR

H.B. 39, PASS–THROUGH ENTITY RETURN FILING DATE, 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
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Escamilla  Fillmore
Harper  Hillyard  Hinkins  Iwamoto
Jenkins  Knudson  Madsen  Mayne
Millner  Okerlund  Shiozawa  Urquhart
Van Tassell  Vickers  Niederhauser

Absent or not voting were: Senators
Henderson  Jackson  Stephenson  Stevenson
Thatcher  Weiler

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.

***

On motion of Senator Knudson, the circle was removed from H.B. 46, VETERANS AFFAIRS AMENDMENTS, 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
Davis  Dayton  Escamilla  Fillmore
Harper  Hillyard  Hinkins  Iwamoto
Jenkins  Knudson  Madsen  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Urquhart  Van Tassell  Vickers  Niederhauser
Absent or not voting were: Senators
Henderson Jackson Stevenson Thatcher Weiler

H.B. 46 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, TRANSPORTATION INTERIM COMMITTEE REPORTS AMENDMENTS, was considered read for the first, second, and third time, explained by Senator Hinkins, 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
Davis Dayton Escamilla Fillmore
Harper Henderson Hillyard Hinkins
Iwamoto Jenkins Knudson Madsen
Mayne Millner Okerlund Shiozawa
Stephenson Van Tassell Vickers Weiler
Niederhauser

Absent or not voting were: Senators
Jackson Stevenson Thatcher Urquhart

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.

* * *

On motion of Senator Dayton, 1st Sub. H.B. 55, STATE HIGHWAY SYSTEM AMENDMENTS, was read the third time and circled.

* * *

On motion of Senator Dayton, H.B. 60, CLASS B AND CLASS C ROAD FUND AMENDMENTS, was read the third time and circled.

THIRD READING CALENDAR

S.J.R. 7, JOINT RULES RESOLUTION ON COMMITTEE BILLS, was read the third time, explained by Senator Davis, 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    Escamilla    Fillmore
Harper    Henderson    Hillyard    Hinkins
Iwamoto    Jackson    Jenkins    Knudson
Madsen    Mayne    Millner    Okerlund
Shiozawa    Stephenson    Urquhart    Van Tassell
Vickers    Weiler    Niederhauser

Absent or not voting were: Senators
Stevenson    Thatcher

S.J.R. 7 was transmitted to the House for consideration.

* * *

S.J.R. 8, JOINT RULES RESOLUTION OF PERFORMANCE NOTES, 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    Escamilla    Fillmore
Harper    Henderson    Hillyard    Hinkins
Iwamoto    Jackson    Jenkins    Knudson
Madsen    Mayne    Millner    Okerlund
Shiozawa    Stephenson    Urquhart    Van Tassell
Vickers    Weiler    Niederhauser

Absent or not voting were: Senators
Stevenson    Thatcher

S.J.R. 8 was transmitted to the House for consideration.

* * *

S.J.R. 9, JOINT RULES RESOLUTION ON REQUEST FOR APPROPRIATIONS PROCESS CHANGE, was read the third time and explained by Senator Hillyard. Senator Bramble 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

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*S.J.R. 9* was transmitted to the House for consideration.

***

*S.B. 42*, PUBLIC NOTICE OF COURT RECORDING, was read the third time, explained by Senator Mayne, 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. 42* was transmitted to the House for consideration.

***

On motion of Senator Okerlund, the Senate recessed at 12:06 p.m.

**AFTERNOON SESSION**

The Senate reassembled at 2:00 p.m., with President Niederhauser presiding.
COMMUNICATIONS FROM THE HOUSE

Mr. President: February 8, 2016

The House passed, **S.B. 11**, CANCELLATION OF AUTO INSURANCE COVERAGE, by Senator W. Harper, 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 8, 2016

The House passed, as substituted, **1st Sub. H.B. 1**, PUBLIC EDUCATION BASE BUDGET AMENDMENTS, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed **H.B. 5**, NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENTAL QUALITY BASE BUDGET, by Representative M. McKell, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 6**, EXECUTIVE OFFICES AND CRIMINAL JUSTICE BASE BUDGET, by Representative E. Hutchings, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 7**, SOCIAL SERVICES BASE BUDGET, by Representative P. Ray, and it is transmitted for consideration; and

The House passed **1st Sub. H.B. 189**, MOTOR VEHICLE IMPOUND AMENDMENTS, by Representative S. Handy, and it is transmitted for consideration; and

The House passed **H.B. 208**, TAX ISSUES AMENDMENTS, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed **H.C.R. 6**, CONCURRENT RESOLUTION CELEBRATING THE UTAH FARM BUREAU CENTENNIAL, by Representative S. Chew, 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 8, 2016

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

**Business and Labor Committee**

**H.B. 151** Acupuncture Licensing Board Amendments  
(Rep. S. DiCaro)

**H.B. 185** Deception Detection Examiners Licensing Amendments  
(Rep. F. Gibson)

**Government Operations and Political Subdivisions Committee**

**H.B. 12** Disaster Recovery for Local Governments (Rep. C. Oda)

**Judiciary, Law Enforcement, and Criminal Justice Committee**

**S.B. 135** Administrative Law Judge Amendments (Sen. W. Harper)

**Natural Resources, Agriculture and Environment Committee**


**Transportation, Public Utilities and Technology Committee**

**S.C.R. 10** Communications Spectrum Translator System Concurrent Resolution (Sen. R. Okerlund)

Kevin T. Van Tassell  
Rules Committee Chair

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

INTRODUCTION OF BILLS

**S.B. 142, Improvement District Amendments** (T. Weiler), was read the first time by short title and referred to the Rules Committee.

***

On motion of Senator Mayne, legislative staff was authorized to draft a bill regarding labor commission authority to control hospital fees.
CONSENT CALENDAR

On motion of Senator Jackson, the circle was removed from 1st Sub. H.B. 55, STATE HIGHWAY SYSTEM AMENDMENTS, and it was before the Senate. The bill 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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1st Sub. H.B. 55 was returned to the House for further consideration.

* * *

On motion of Senator Jackson, the circle was removed from H.B. 60, CLASS B AND CLASS C ROAD FUND AMENDMENTS, 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

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Absent or not voting were: Senators

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H.B. 60 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. 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 Shiozawa, the following substitute bill replaced the original bill:

(B. Shiozawa)

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. 4, BUSINESS, ECONOMIC DEVELOPMENT, AND LABOR BASE BUDGET, was considered read the second and third times. Senator Shiozawa 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
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Fillmore  Harper
Henderson  Hillyard  Hinkins  Iwamoto
Jackson  Jenkins  Knudson  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Thatcher  Urquhart  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Escamilla  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.
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, S.B. 1, HIGHER EDUCATION BASE BUDGET, was considered read the second and third times. Senator Urquhart 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

| Christensen | Escamilla | Madsen |

S.B. 1 was transmitted to the House.

***

S.B. 5, RETIREMENT AND INDEPENDENT ENTITIES BASE BUDGET, was read the second time.

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

1st Sub. S.B. 5 Retirement and Independent Entities Base Budget

(T. Weiler)

On motion of Senator Weiler, the bill was circled.

On motion of Senator Weiler, the circle was removed from 1st Sub. S.B. 5, RETIREMENT AND INDEPENDENT ENTITIES BASE BUDGET, 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, **1st Sub. S.B. 5**, RETIREMENT AND INDEPENDENT ENTITIES BASE BUDGET, was considered read the second and third times. Senator Weiler 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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<td>Vickers</td>
<td>Weiler</td>
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**Absent or not voting was:** Senator Escamilla

**1st Sub. S.B. 5** was transmitted to the House.

***

**S.B. 6, INFRASTRUCTURE AND GENERAL GOVERNMENT BASE BUDGET,** was read the second time.

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

**1st Sub. S.B. 6 Infrastructure and General Government Base Budget**

(W. Harper)

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. 6**, INFRASTRUCTURE AND GENERAL GOVERNMENT BASE BUDGET, was considered read the second and third times. Senator Harper 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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<td>Davis</td>
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* * *
Absent or not voting was: Senator Escamilla

1st Sub. S.B. 6 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. 7, NATIONAL GUARD, VETERANS’ AFFAIRS, AND LEGISLATURE BASE BUDGET, was considered read the second and third times. Senator Hillyard 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
Adams Bramble Christensen Dabakis
Davis Dayton Fillmore Harper
Henderson Hillyard Hinkins Iwamoto
Jackson Jenkins Knudson Madsen
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Urquhart
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Escamilla Thatcher

S.B. 7 was transmitted to the House.

THIRD READING CALENDAR

On motion of Senator Stephenson, the circle was removed from S.B. 38, SCHOOL FUNDING AMENDMENTS, and it was before the Senate. Senator Stephenson explained the bill. Senators Hillyard, Okerlund, Davis, Stevenson, Shiozawa, and Fillmore commented. The bill passed on the following roll call:
Yeas, 17; Nays, 11; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams     Bramble     Dayton     Fillmore
Henderson Hillyard   Jackson    Jenkins
Knudson   Madsen      Millner    Stephenson
Stevenson Thatcher    Urquhart  Weiler
Niederhauser

Voting in the negative were: Senators
Christensen Dabakis   Davis      Harper
Hinkins    Iwamoto    Mayne      Okerlund
Shiozawa   Van Tassell Vickers

Absent or not voting was: Senator
Escamilla

S.B. 38 was transmitted to the House for consideration.

***

On motion of Senator Okerlund, and at 3:17 p.m., the Senate adjourned until 11:00 a.m., Tuesday, February 9, 2016.
SIXTEENTH DAY
MORNING SESSION
February 9, 2016

The Senate was called to order at 11:00 a.m., with President Wayne Niederhauser presiding.

Prayer – Imam Muhammed Mehtar, Islamic Society of Greater Salt Lake
Pledge of Allegiance – Senator Evan Vickers
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 86)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 8, 2016

The House passed, as amended, H.B. 22, CIVIL ASSET FORFEITURE – PROCEDURAL REFORMS, by Representative B. Greene, and it is transmitted for consideration; and

The House passed H.B. 41, FEES FOR SUPPLEMENTAL HOURS, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed, as amended, H.B. 93, ORGAN DONOR AMENDMENTS, by Representative G. Froerer, and it is transmitted for consideration; and

The House passed, as amended, H.B. 150, CONTROLLED SUBSTANCE PRESCRIPTION NOTIFICATION, by Representative B. Daw, 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 8, 2016

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on H.C.R. 1, CONCURRENT RESOLUTION ON WATERS OF THE UNITED STATES, by Representative M. Noel; and
The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.B. 134, OIL AND GAS CONSERVATION ACCOUNT AMENDMENTS**, by Senator R. Okerlund.

Scott K. Jenkins, Chair

Mr. President: February 5, 2016

The Health and Human Services Committee reports a favorable recommendation on **S.C.R. 9, CONCURRENT RESOLUTION ON THE PUBLIC HEALTH CRISIS**, by Senator T. Weiler.

Evan J. Vickers, Chair

On motion of Senator Van Tassell, the committee reports were adopted. The bills were placed on Second Reading Calendar.

**INTRODUCTION OF BILLS**

**S.B. 141, Alcohol Amendments** (J. Dabakis), was read the first time by short title and referred to the Rules Committee.

**S.B. 143, Competency-based Learning Amendments** (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

**S.C.R. 11, Concurrent Resolution Urging the Rescheduling of Marijuana** (B. Shiozawa), was read the first time by short title and referred to the Rules Committee.

**SPECIAL ORDER OF BUSINESS**

A citation was read honoring the Repertory Dance Theater for its 50 years anniversary.

The winners of the Utah Senate Visual Arts Competition were honored.

A citation was read honoring the Spy Hop organization, a youth program promoting the arts.

***

On motion of Senator Hillyard, under suspension of the rules, the Senate voted to lift the following bills from Rules and place them at the top of the Second Reading Calendar:
CONSENT CALENDAR

H.B. 57, ALTERNATIVE DISPUTE RESOLUTION SUNSET DATE AMENDMENT, 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
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Henderson
- Hillyard
- Hinkins
- Iwamoto
- Jackson
- Jenkins
- Knudson
- Madsen
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Urquhart
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators
- Dabakis
- Thatcher

H.B. 57 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, BAIL AMENDMENTS, 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
- Adams
- Bramble
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Henderson
- Hillyard
- Hinkins
- Iwamoto
- Jackson
- Jenkins
- Knudson
- Madsen
- Mayne
- Millner
- Okerlund
- Stephenson
- Stevenson
- Urquhart
- Van Tassell
- Weiler
- Niederhauser
Absent or not voting were: Senators
Christensen    Dabakis     Shiozawa    Thatcher
Vickers

S.B. 105 was transmitted to the House for consideration.

* * *

H.B. 27. SCHOOL DISTRICT PARTICIPATION IN RISK MANAGEMENT FUND, was read the third time, explained by Senator Dayton, 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       Escamilla    Fillmore     Harper
Hillyard     Hinkins      Iwamoto     Jackson
Knudson      Madsen       Mayne       Millner
Okerlund     Stephenson   Stevenson   Urquhart
Van Tassell  Vickers      Weiler      Niederhauser

Absent or not voting were: Senators
Dabakis      Henderson    Jenkins     Shiozawa
Thatcher

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.

* * *

1st Sub. H.B. 103, DEPARTMENT OF ADMINISTRATIVE SERVICES 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
Davis        Dayton       Escamilla    Fillmore
Harper       Henderson    Hillyard    Iwamoto
Iwamoto      Jenkins      Knudson     Mayne
Millner      Okerlund     Stephenson   Stevenson
Thatcher     Urquhart     Van Tassell  Vickers
Weiler       Niederhauser
Absent or not voting were: Senators
Jackson Madsen Shiozawa

1st Sub. 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.

* * *

H.B. 139, TRANSPARENCY ADVISORY BOARD MODIFICATIONS, 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 Christensen Dabakis
Davis Dayton Escamilla Fillmore
Harper Henderson Hillyard Hinkins
Iwamoto Jackson Jenkins Knudson
Mayne Millner Okerlund Stephenson
Stevenson Thatcher Urquhart Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Madsen Shiozawa

H.B. 139 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

S.B. 41, APPOINTMENT OF COUNTY ASSESSORS, was read the third time, explained by Senator Millner, 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 Escamilla Harper
Henderson Hillyard Hinkins Iwamoto
Jackson Jenkins Knudson Mayne
Millner Okerlund Stevenson Urquhart
Van Tassell Vickers Weiler Niederhauser
Absent or not voting were: Senators
Fillmore Madsen Shiozawa Stephenson
Thatcher

S.B. 41 was transmitted to the House for consideration.

SPECIAL RECOGNITION

A citation was read honoring the Stringham family and Utah Woolen Mills.

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, 1st 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, 29; Nays, 0; Absent or not voting, 0.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Dayton Escamilla Fillmore
Harper Henderson Hillyard Hinkins
Iwamoto Jackson Jenkins Knudson
Madsen Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Urquhart Van Tassell Vickers Weiler
Niederhauser

1st 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 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. 5, NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENTAL QUALITY BASE BUDGET, 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  Escamilla  Fillmore
Harper  Henderson  Hillyard  Hinkins
Iwamoto  Jackson  Jenkins  Knudson
Madsen  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Stevenson  Thatcher
Urquhart  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator
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.

* * *

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. 6, EXECUTIVE OFFICES AND CRIMINAL JUSTICE BASE BUDGET, 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  Escamilla  Fillmore
Harper  Henderson  Hillyard  Hinkins
Iwamoto  Jackson  Jenkins  Knudson
Madsen  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Stevenson  Thatcher
Urquhart  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator
Van Tassell

1st Sub. H.B. 6 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, 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. H.B. 7, SOCIAL SERVICES BASE BUDGET, 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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<td>Vickers</td>
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**Absent or not voting were:** Senators

Thatcher                      Van Tassell

1st Sub. 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.

**AFTERNOON SESSION**

The Senate reassembled at 2:05 p.m., with President Niederhauser presiding.

**COMMUNICATIONS FROM THE HOUSE**

Mr. President: February 9, 2016

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**, RETIREMENT AND INDEPENDENT ENTITIES BASE BUDGET, 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. 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, **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.

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.

**RULES COMMITTEE REPORTS**

To the Members of the Senate: February 9, 2016

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

**Business and Labor Committee**

**S.B. 136**  Division of Occupational and Professional Licensing Amendments (Sen. E. Vickers)

**S.B. 138**  Health Insurance Coverage for Emergency Care (Sen. K. Mayne)

**Education Committee**

**S.B. 139**  Board of Education Approval Amendments (Sen. H. Stephenson)

**H.B. 28**  Grants for Educator Professional Learning (Rep. B. Last)

**Government Operations and Political Subdivisions Committee**

**S.B. 142**  Improvement District Amendments (Sen. T. Weiler)

**H.B. 95**  Political Issues Committee Amendments (Rep. K. Powell)
INTRODUCTION OF BILLS

S.B. 144, Dead Domestic Animal Disposal Amendments (R. Okerlund), was read the first time by short title and referred to the Rules Committee.

S.B. 145, Property Taxes on Former Prison Property (L. Fillmore), was read the first time by short title and referred to the Rules Committee.

SECOND READING CALENDAR

S.B. 43, FIREARM SAFETY AND VIOLENCE PREVENTION IN PUBLIC SCHOOLS, was read the second time. Senator Weiler explained the bill. Senators Hillyard, Weiler, Mayne, Fillmore, Jenkins, Harper, and Dabakis 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    Dabakis
Davis    Fillmore    Harper    Henderson
Voting in the negative were: Senators
Dayton          Hinkins         Jenkins         Madsen
Stephenson      Stevenson       Van Tassell

Absent or not voting were: Senators
Escamilla       Knudson         Urquhart       Vickers

* * *

S.B. 57, PUBLIC SAFETY EMERGENCY MANAGEMENT AMENDMENTS, 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           Bramble         Christensen     Dabakis
Davis           Dayton          Fillmore        Henderson
Hillyard        Hinkins         Iwamoto         Jackson
Jenkins          Madsen         Mayne           Millner
Okerlund         Shiozawa       Stephenson      Stevenson
Van Tassell      Weiler         Niederhauser

Absent or not voting were: Senators
Escamilla       Harper          Knudson         Thatcher
Urquhart        Vickers

* * *

S.B. 71, CHILDREN’S JUSTICE CENTER AMENDMENTS was read the second time. Senator Okerlund explained the bill. Senator Thatcher 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
Adams           Christensen     Davis           Dayton
Escamilla       Fillmore        Harper          Henderson
Hillyard        Hinkins         Iwamoto         Jackson
Jenkins          Mayne           Millner         Okerlund
Shiozawa        Stephenson      Stevenson       Thatcher
Van Tassell      Weiler         Niederhauser
Absent or not voting were: Senators
Bramble, Dabakis, Knudson, Madsen
Urquhart, Vickers

***

On motion of Senator Escamilla, S.B. 49, STATUTE OF LIMITATIONS ON ENVIRONMENTAL CODE VIOLATIONS, was read the second time and circled.

***

S.B. 72, SCHOOL AND INSTITUTIONAL TRUST LANDS MANAGEMENT ACT AMENDMENTS, was read the second time. Senator Dayton 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, Christensen, Dabakis, Davis
Dayton, Escamilla, Fillmore, Harper
Henderson, Hillyard, Hinkins, Iwamoto
Jackson, Jenkins, Mayne, Millner
Okerlund, Shiozawa, Stephenson, Stevenson
Thatcher, Van Tassell, Weiler, Niederhauser

Absent or not voting were: Senators
Bramble, Knudson, Madsen, Urquhart
Vickers

***

S.B. 75, WATER RIGHTS ADJUDICATION AMENDMENTS, was read the second time. Senator Dayton 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, Dayton
Escamilla, Fillmore, Harper, Henderson
Hillyard, Hinkins, Iwamoto, Jackson
Jenkins, Knudson, Mayne, Millner
Okerlund, Shiozawa, Stevenson, Thatcher
Van Tassell, Weiler, Niederhauser
Absent or not voting were: Senators
Adams  Davis  Madsen  Stephenson
Urquhart  Vickers

***

On motion of Senator Adams, S.B. 80, INFRASTRUCTURE FUNDING AMENDMENTS, was read the second time and circled.

***

S.C.R. 4, CONCURRENT RESOLUTION – OLD SPANISH TRAIL DESIGNATION, was read the second time. Senator Okerlund 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
Bramble  Christensen  Dabakis  Davis
Dayton  Escamilla  Fillmore  Harper
Henderson  Hillyard  Hinkins  Iwamoto
Jackson  Jenkins  Knudson  Madsen
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Stevenson  Thatcher  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Adams  Urquhart

***

On motion of Senator Okerlund, and at 2:55 p.m., the Senate adjourned until 11:00 a.m., Wednesday, February 10, 2016.
SEVENTEENTH DAY
MORNING SESSION
February 10, 2016

The Senate was called to order at 11:04 a.m., with President Wayne Niederhauser presiding.

Prayer – Kelly Ward, Regional President for Zions Bank
Pledge of Allegiance – Senator Deidre Henderson
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 86)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 9, 2016

The House passed, as amended, H.B. 62, LAW ENFORCEMENT AND CRIMINAL JUSTICE – STATUTORY REPORTS REPEAL, by Representative D. Ipson, and it is transmitted for consideration; and

The House passed, as amended, H.B. 67, WEAPONS ON PUBLIC TRANSPORTATION, by Representative N. Thurston, and it is transmitted for consideration; and

The House passed H.B. 105, HUMAN TRAFFICKING REVISIONS, by Representative A. Romero, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 135, STATE PARKS FEE EXEMPTION AMENDMENTS, by Representative L. Hemingway, and it is transmitted for consideration; and

The House passed, as amended, 1st Sub. H.B. 148, PROTECTIVE ORDER AMENDMENTS, by Representative A. Romero, and it is transmitted for consideration; and

The House passed H.B. 161, AGRICULTURE PARCEL AMENDMENTS, by Representative M. McKell, and it is transmitted for consideration; and

The House passed H.B. 165, GARNISHMENT AMENDMENTS, 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.
STANDING COMMITTEE REPORTS

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **H.B. 12, DISASTER RECOVERY FOR LOCAL GOVERNMENTS**, by Representative C. Oda; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **S.B. 63, SURVEY MONUMENT REPLACEMENT**, by Senator R. Okerlund, with the following amendments:

1. Page 1, Lines 12 through 15
   12 addresses the timing for certain notices to the county surveyor; and
   13 requires the Monument Replacement and Restoration Committee to execute a memorandum of understanding with the Department of Agriculture and Food and
   14 the Department of Natural Resources regarding monument preservation; and

2. Page 2, Line 48 through Page 3, Line 65
   48 (b) file the record of each reconstruction or rehabilitation under Subsection [3](a).
   49 requires the following entities shall execute a memorandum of understanding that meets the requirements described in Subsection (5)(b):
   50 (i) the Department of Agriculture and Food, created in Section 42−1, and the committee; and
   51 (ii) the Department of Natural Resources, created in Section 79−2−201, and the committee.
   52 (b) A memorandum of understanding described in Subsection (5)(a) shall:
   53 (i) include a requirement that the Department of Agriculture and Food or the
   54 Department of Natural Resources give notice to the committee before beginning work that may
disturb a monument; and
(ii) address:
(A) the timing and form of a notice described in Subsection (5)(b)(i);
(B) how the parties will coordinate efforts to protect existing monuments when the
Department of Agriculture and Food or the Department of Natural Resources performs work
that may disturb a monument; and
(C) the committee’s responsibility to communicate with the appropriate county when
the committee receives a notice described in Subsection (5)(b)(i); and
The Government Operations and Political Subdivisions Committee recommends S.B. 92, MUNICIPAL LANDSCAPE AMENDMENTS, by Senator S. Jenkins, be replaced and favorably recommends 1st Sub. S.B. 92, WATER CONSERVATION PLAN AMENDMENTS with the following amendments:

1. Page 3, Lines 66 through 67

 existing or potential statutes, ordinances, codes, or regulations designed to encourage more
efficient use of water by means such as water efficient fixtures and water efficient landscapes, including restrictions on grass landscaping; and

The Government Operations and Political Subdivisions Committee recommends S.B. 123, RESIDENTIAL FACILITIES AMENDMENTS, by
Senator K. Mayne, be replaced and favorably recommends 1st Sub. S.B. 123, OFFICE OF LICENSING AMENDMENTS.

Margaret Dayton, Chair

Mr. President: February 9, 2016

The Economic Development and Workforce Services Committee reports a favorable recommendation on H.B. 31, ENTERPRISE ZONE AMENDMENTS, by Representative S. Sandall.

Lincoln Fillmore, Chair

Mr. President: February 9, 2016

The Retirement and Independent Entities Committee reports a favorable recommendation on H.B. 35, RETIREMENT AND INSURANCE BENEFIT CLAIMS LIMITS, by Representative K. Powell; and

The Retirement and Independent Entities Committee reports a favorable recommendation on S.B. 36, POSTRETIREMENT EMPLOYMENT EXCEPTIONS, by Senator K. Mayne; and

The Retirement and Independent Entities Committee recommends S.B. 133, SMALL EMPLOYER RETIREMENT PROGRAM, by Senator T. Weiler, be replaced and favorably recommends 1st Sub. S.B. 133, SMALL EMPLOYER RETIREMENT PROGRAM.

Todd Weiler, 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 9, 2016

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 89, OFFICE OF STATE DEBT COLLECTION REPORTING AMENDMENTS, by Representative C. Hall, 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 report was adopted. The bill was considered read the second time and placed on the Consent Calendar.
INTRODUCTION OF BILLS

S.B. 146, Workers’ Compensation Amendments (S. Urquhart), was read the first time by short title and referred to the Rules Committee.

S.B. 147, Revisor’s Technical Corrections to Utah Code (R. Okerlund), was read the first time by short title and referred to the Rules Committee.

S.B. 148, Workforce Services Revisions (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 149, School Grading Modifications (A. Millner), was read the first time by short title and referred to the Rules Committee.

S.B. 150, Metro Township Amendments (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.B. 151, Community Development and Renewal Agencies Act Revisions (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.C.R. 12, Concurrent Resolution Recognizing the Importance of Utah Sport and Olympic Legacy Efforts (J. S. Adams), was read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

H.B. 40, AGENCY REPORTING REQUIREMENTS, was read the third time, explained by Senator Millner, 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 Escamilla Fillmore Harper
Henderson Iwamoto Jackson Jenkins
Knudson Mayne Millner Okerlund
Shiozawa Stevenson Thatcher Urquhart
Van Tassell Weiler Niederhauser

Absent or not voting were: Senators
Adams Hillyard Hinkins Madsen
Stephenson Vickers
H.B. 40 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

H.B. 38, UNCONVENTIONAL VEHICLE AMENDMENTS, 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  Escamilla  Fillmore
Harper  Henderson  Hinkins  Iwamoto
Jackson  Jenkins  Knudson  Madsen
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Stevenson  Thatcher  Urquhart
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator

Hillyard

H.B. 38 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 Weiler, S.B. 43, FIREARM SAFETY AND VIOLENCE PREVENTION IN PUBLIC SCHOOLS, was read the third time and circled.

***

On motion of Senator Van Tassell, legislative staff was authorized to draft a bill regarding a change in a joint Senate resolution.

On motion of Senator Weiler, legislative staff was authorized to draft a bill regarding retirement benefits.

***

S.B. 57, PUBLIC SAFETY EMERGENCY MANAGEMENT AMENDMENTS, 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          Escamilla         Fillmore
Harper         Henderson        Hillyard          Hinkins
Iwamoto        Jenkins         Knudson           Madsen
Mayne          Millner         Okerlund          Shiozawa
Stephenson     Stevenson       Thatcher          Urquhart
Van Tassell    Vickers         Weiler            Niederhauser

Absent or not voting was: Senator
Jackson

S.B. 57 was transmitted to the House for consideration.

***

S.B. 71, CHILDREN’S JUSTICE CENTER 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

Adams          Bramble          Christensen       Dabakis
Davis          Dayton          Escamilla         Fillmore
Harper         Henderson        Hillyard          Hinkins
Iwamoto        Jenkins         Knudson           Madsen
Mayne          Millner         Okerlund          Shiozawa
Stephenson     Stevenson       Thatcher          Urquhart
Van Tassell    Vickers         Weiler            Niederhauser

Absent or not voting was: Senator
Jackson

S.B. 71 was transmitted to the House for consideration.

***

S.B. 72, SCHOOL AND INSTITUTIONAL TRUST LANDS MANAGEMENT ACT 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
Adams Bramble Dabakis Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Hinkins Iwamoto
Jackson Jenkins Knudson Madsen
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Christensen Urquhart

S.B. 72 was transmitted to the House for consideration.

***

S.B. 75, WATER RIGHTS ADJUDICATION AMENDMENTS, was read the third time and explained by Senator Dayton. Senator Jenkins 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 Escamilla Fillmore Harper
Hillyard Hinkins Iwamoto Jackson
Jenkins Knudson Madsen Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Urquhart Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Christensen Henderson

S.B. 75 was transmitted to the House for consideration.

***

S.C.R. 4, CONCURRENT RESOLUTION – OLD SPANISH TRAIL DESIGNATION, 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        Escamilla      Fillmore
Harper       Hillyard      Hinkins       Iwamoto
Jackson      Jenkins       Knudson       Madsen
Mayne        Millner       Okerlund      Shiozawa
Stephenson   Stevenson     Thatcher      Urquhart
Van Tassell  Vickers       Weiler        Niederhauser

Absent or not voting was: Senator
Henderson

S.C.R. 4 was transmitted to the House for consideration.

SECOND READING CALENDAR

H.B. 100, EMERGENCY MEDICAL SERVICES PERSONNEL LICENSURE INTERSTATE COMPACT, was read the second time. Senator Vickers 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        Escamilla      Fillmore
Harper       Hillyard      Hinkins       Iwamoto
Jackson      Jenkins       Knudson       Madsen
Mayne        Millner       Okerlund      Shiozawa
Stephenson   Stevenson     Thatcher      Urquhart
Van Tassell  Vickers       Weiler        Niederhauser

Absent or not voting was: Senator
Henderson

SPECIAL ORDER OF BUSINESS

The Morgan High School Choir performed for the Senate.

SECOND READING CALENDAR

On motion of Senator Urquhart, the circle was removed from H.B. 45, STEM PROGRAM AMENDMENTS, and it was before the Senate. Senator Urquhart 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

Adams  Bramble  Dabakis  Davis
Dayton  Escamilla  Harper  Henderson
Hillyard  Iwamoto  Jackson  Jenkins
Okerlund  Shiozawa  Stevenson  Urquhart
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting were: Senators

Christensen  Fillmore  Hinkins  Knudson
Madsen  Mayne  Millner  Stephenson
Thatcher

* * *

On motion of Senator Okerlund, the Senate recessed at 11:55 a.m.

AFTERNOON SESSION

The Senate reassembled at 2:00 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 10, 2016

The Speaker of the House has signed S.B. 28, WATER SYSTEM CONSERVATION PRICING, by Senator S. Jenkins, and it is transmitted for the signature of the President; and

The Speaker of the House has signed S.B. 29, RETIREMENT SYSTEMS AMENDMENTS, by Senator T. Weiler, 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 10, 2016

The House concurred in the Senate amendments and passed 1st Sub. H.B. 55, STATE HIGHWAY SYSTEM AMENDMENTS, by Representative Johnny Anderson, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief

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 10, 2016

The House passed, as substituted, 3rd Sub. H.B. 116, DETERMINATION OF EMPLOYER STATUS AMENDMENTS, by Representative B. Greene, and it is transmitted for consideration; and

The House passed H.B. 134, STATE WORK OF ART, 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.

Mr. President: February 10, 2016

The House passed, as amended, 1st Sub. S.B. 22, FORECLOSURE OF RESIDENTIAL RENTAL PROPERTY, by Senator W. Harper, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bill was placed on the Concurrence Calendar.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 10, 2016

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

Education Committee
S.B. 143 Competency–based Learning Amendments (Sen. H. Stephenson)
H.B. 41 Fees for Supplemental Hours (Rep. S. Eliason)
H.B. 93 Organ Donor Amendments (Rep. G. Froerer)

Health and Human Services Committee
S.C.R. 11 Concurrent Resolution Urging the Rescheduling of Marijuana (Sen. B. Shiozawa)
H.B. 150 Controlled Substance Prescription Notification (Rep. B. Daw)

Judiciary, Law Enforcement, and Criminal Justice Committee
H.B. 22 Civil Asset Forfeiture – Procedural Reforms (Rep. B. Greene)
Natural Resources, Agriculture and Environment Committee

S.B. 144  Dead Domestic Animal Disposal Amendments  
(Sen. R. Okerlund)

H.C.R. 6  Concurrent Resolution Celebrating the Utah Farm Bureau Centennial  
(Rep. S. Chew)

Revenue and Taxation Committee

S.B. 145  Property Taxes on Former Prison Property  
(Sen. L. Fillmore)

Kevin T. Van Tassell  
Rules Committee Chair

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

INTRODUCTION OF BILLS

S.B. 152, Accelerated Foreign Language Course Amendments  
(H. Stephenson), was read the first time by short title and referred to the Rules Committee.

S.B. 153, Self-reliance Training for Public Assistance Recipients  
(L. Fillmore), was read the first time by short title and referred to the Rules Committee.

ADVISE AND CONSENT

Mr. President: January 12, 2016

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

Board of Pardons and Parole:

Denise M. Porter is appointed to replace Jesse Gallegos as a full-time member of the Board of Pardons and Parole, the remaining portion of the term to expire February 28, 2018. See Utah Code 77–27–2.

Central Utah Water Conservancy District Board Of Trustees:

Al Mansell is appointed to replace Claude Hicken as a member of the Central Utah Water Conservancy District Board of Trustees, a term to expire January 31, 2020. See Utah Code 17B–2a–1005(2)(c).

Aimee Winder Newton is appointed to replace Dallin Jensen as a member of the Central Utah Water Conservancy District Board of Trustees, a term to expire January 31, 2020. See Utah Code 17B–2a–1005(2)(c).
Merril Bingham is appointed to replace Gary J. Anderson as a member of the Central Utah Water Conservancy District Board of Trustees, a term to expire January 31, 2020. See Utah Code 17B–2a–1005(2)(c).

Shelley Brennan is appointed to replace Kent Peatross as a member of the Central Utah Water Conservancy District Board of Trustees, a term to expire January 31, 2020. See Utah Code 17B–2a–1005(2)(c).

Byron B. Woodland is appointed to replace George Jackson as a member of the Central Utah Water Conservancy District Board of Trustees, a term to expire January 31, 2020. See Utah Code 17B–2a–1005(2)(c).

Jordan Valley Water Conservancy District Board Of Trustees:
Wm. Brent Johnson is appointed to replace J. Lynn Crane as a member of the Jordan Valley Water Conservancy District Board of Trustees, a term to expire January 31, 2020. See Utah Code 17B–2a–1005(2)(c).

Weber Basin Water Conservancy District Board Of Trustees:

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

Gary R. Herbert
Governor

Mr. President: January 27, 2016

At its meeting today, the Senate Law Enforcement and Criminal Justice Confirmation Committee recommended that the Utah Senate approve the nomination of the following as a full-time member of the Board of Pardons and Parole.

Denise M. Porter
Mark B. Madsen, Chair

On motion of Senator Hillyard, the Senate voted to approve of the above appointments as read by Leslie McLean on the following roll call vote:

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

Voting in the affirmative were: Senators
Adams Christensen Dabakis Davis
Dayton Fillmore Harper Henderson
SECOND READING CALENDAR

H.B. 13, ALCOHOLIC BEVERAGE EVENT PERMIT AMENDMENTS, 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

Escamilla Thatcher Van Tassell

* * *

H.B. 54, ECONOMIC DEVELOPMENT TAX INCREMENT FINANCING AMENDMENTS, was read the second time. Senator Fillmore 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
Escamilla  Thatcher  Van Tassell

* * *

H.B. 56, WOMEN IN THE ECONOMY COMMISSION AMENDMENTS, was read the second time. Senator Bramble explained the bill. Senators Dayton, Henderson, and Fillmore 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
Adams  Bramble  Dabakis  Davis
Escamilla  Harper  Henderson  Hillyard
Hinkins  Iwamoto  Jackson  Knudson
Mayne  Millner  Okerlund  Shiozawa
Stevenson  Thatcher  Urquhart  Van Tassell
Vickers  Weiler  Niederhauser

Voting in the negative were: Senators
Christensen  Dayton  Fillmore  Jenkins
Stephenson

Absent or not voting was: Senator
Madsen

* * *

H.B. 49, STATE LIABILITY PROTECTION FOR SCHOOL EMPLOYEES, was read the second time. Senator Stephenson 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  Bramble  Christensen  Dabakis
Davis  Dayton  Escamilla  Fillmore
Harper  Henderson  Hillyard  Hinkins
Iwamoto  Jackson  Jenkins  Knudson
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Stevenson  Thatcher  Van Tassell
Vickers  Weiler  Niederhauser
Absent or not voting were: Senators
Madsen Urquhart

** * **

H.B. 14, EMERGENCY SERVICES ACCOUNT LOAN AMENDMENTS, was read the second time. Senator Weiler explained the bill. 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
Adams Bramble Christensen Dabakis
Davis Dayton Escamilla Fillmore
Harper Henderson Hillyard Hinkins
Iwamoto Jackson Jenkins Knudson
Mayne Millner Okerlund Shiozawa
Stevenson Thatcher Van Tassell Weiler
Niederhauser

Absent or not voting were: Senators
Madsen Stephenson Urquhart Vickers

** * **

H.B. 30, GOOD LANDLORD PROGRAM AMENDMENTS, was read the second time. Senator Thatcher 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
Davis Dayton Escamilla Fillmore
Harper Henderson Hillyard Hinkins
Iwamoto Jackson Jenkins Knudson
Madsen Mayne Okerlund Shiozawa
Stevenson Thatcher Van Tassell Vickers
Weiler Niederhauser

Voting in the negative was: Senator
Millner

Absent or not voting were: Senators
Stephenson Urquhart
H.B. 32, SUBDIVISION BASE PARCEL TAX AMENDMENTS, 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

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**Absent or not voting were:** Senators

| Stephenson | Urquhart |

**COMMUNICATIONS FROM THE HOUSE**

Mr. President: February 10, 2016

The House requests the return of S.B. 11, CANCELLATION OF AUTO INSURANCE COVERAGE, by Senator W. Harper, for reconsideration.

Sandy D. Tenney, Chief Clerk

On motion of Senator Harper the bill was recalled sent to the House for further consideration.

**On motion of Senator Okerlund, and at 2:55 p.m., the Senate adjourned until 11:00 a.m., Thursday, February 11, 2016.**
EIGHTEENTH DAY
MORNING SESSION

February 11, 2016

The Senate was called to order at 11:00 a.m., with President Wayne Niederhauser presiding.

Prayer – Father James E. Norman, Pastor of St. Vincent de Paul Catholic Church
Pledge of Allegiance – Senator David Hinkins
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 86)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 10, 2016

The House passed, 1st Sub. S.B. 12, PASSENGER CARRIER REQUIREMENTS, 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 S.B. 19, PHASED RETIREMENT, by Senator T. Weiler, and it is transmitted for the signature of the President; and

The Speaker of the House has signed S.B. 20, RETIREMENT SYSTEMS AUDIT RECOMMENDATIONS AMENDMENTS, by Senator T. Weiler, and it is transmitted for the signature of the President; and

The Speaker of the House has signed S.B. 32, REAUTHORIZATION OF HOSPITAL PROVIDER ASSESSMENT ACT, by Senator B. Shiozawa, and it is transmitted for the signature of the President; and

The Speaker of the House has signed S.B. 37, HUMAN RESOURCE MANAGEMENT RATE COMMITTEE, by Senator T. Weiler, 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 10, 2016

The House passed, as substituted, 3rd Sub. H.B. 25, PROPERTY TAX CHANGES, by Representative D. McCay, and it is transmitted for consideration; and

The House passed, as amended, H.B. 81, GOVERNMENT EMPLOYEES INSURANCE OFFERINGS AMENDMENTS, by Representative M. Kennedy, and it is transmitted for consideration; and

The House passed H.B. 168, TRANSPORTATION FUNDING MODIFICATIONS, 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.

Mr. President: February 10, 2016

The House passed, as amended, S.B. 30, DEPARTMENT OF COMMERCE BOARDS, COMMITTEES, AND COMMISSIONS CONCURRENCE 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.

STANDING COMMITTEE REPORTS

Mr. President: February 10, 2016

The Health and Human Services Committee recommends S.B. 79, CHILD WELFARE REVISIONS, by Senator A. Jackson, be replaced and favorably recommends 2nd Sub. S.B. 79, CHILD WELFARE REVISIONS; and

The Health and Human Services Committee reports a favorable recommendation on S.B. 140, HOME AND COMMUNITY BASED SERVICES AMENDMENTS, by Senator J. Iwamoto.

Evan J. Vickers, Chair

Mr. President: February 10, 2016

The Business and Labor Committee reports a favorable recommendation on H.B. 185, DECEPTION DETECTION EXAMINERS LICENSING AMENDMENTS, by Representative F. Gibson; and

Curtis S. Bramble, Chair

Mr. President: February 10, 2016

The Education Committee reports a favorable recommendation on **S.B. 125**, AFTER–SCHOOL PROGRAMS AMENDMENTS, by Senator L. Escamilla; and

The Education Committee recommends **S.B. 131**, UTAH COLLEGE OF APPLIED TECHNOLOGY GOVERNANCE AMENDMENTS, by Senator S. Urquhart, be replaced and favorably recommends **1st Sub. S.B. 131**, UTAH COLLEGE OF APPLIED TECHNOLOGY GOVERNANCE AMENDMENTS; and

The Education Committee reports a favorable recommendation on **S.B. 139**, BOARD OF EDUCATION APPROVAL AMENDMENTS, by Senator H. Stephenson, with the following amendments:

1. **Page 2, Lines 37 through 39:**

   37 (b) National Board for Professional Teaching Standards[–and the]; or

   38 (c) [–National Council for the Accreditation of Teacher Education–] National Council for the Accreditation of Educator Preparation.

   39 (3) The board shall designate an employee of the board’s staff to:

Ann Millner, 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 10, 2016

The Health and Human Services Committee reports a favorable recommendation on **S.B. 130**, TATTOO REMOVAL, by Senator J. S. Adams, and
recommends it be considered read for the second time and placed on the Consent Calendar.

Evan J. Vickers, Chair

Mr. President: February 10, 2016

The Business and Labor Committee reports a favorable recommendation on H.B. 151, ACUPUNCTURE LICENSING BOARD AMENDMENTS, by Representative S. DiCaro, 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 H.B. 154, COUNTY PERSONNEL REQUIREMENTS, by Representative B. Dee, 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. 129, DRIVING PRIVILEGE CARD 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

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.

CONSENT CALENDAR

S.B. 119, DEBT COLLECTION AMENDMENTS, 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

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Absent or not voting was: Senator

Madsen
S.B. 119 was transmitted to the House for consideration.

* * *

H.B. 72, TIMESHARE 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
Dayton  Escamilla  Fillmore  Harper
Henderson  Hillyard  Hinkins  Iwamoto
Jenkins  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Thatcher  Urquhart  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Davis  Jackson  Madsen

H.B. 72 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

S.B. 127, LABOR COMMISSION AMENDMENTS, 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  Escamilla  Fillmore  Harper
Henderson  Hillyard  Hinkins  Iwamoto
Jackson  Jenkins  Knudson  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Thatcher  Urquhart  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Christensen  Madsen

S.B. 127 was transmitted to the House for consideration.
CONCURRENCE CALENDAR

On motion of Senator Harper, the Senate voted to concur in the House amendments to 1st Sub. S.B. 22, FORECLOSURE OF RESIDENTIAL RENTAL PROPERTY. 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

| Madsen | Thatcher |

1st Sub. S.B. 22 was returned to the House for the signature of the Speaker.

SPECIAL ORDER OF BUSINESS

A citation was read honoring Dinosaur National Monument and the 100th anniversary of the establishment of the park.

A citation was read honoring members of the North Ogden Kiwanis Organization and the 70th anniversary of its organization.

THIRD READING CALENDAR

H.B. 100, EMERGENCY MEDICAL SERVICES PERSONNEL LICENSURE INTERSTATE COMPACT, was read the third time, explained by Senator Vickers, 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
Christensen Escamilla Jackson Madsen

H.B. 100 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. 45, STEM PROGRAM AMENDMENTS, was read the third time and circled.

***

On motion of Senator Okerlund, H.B. 13, ALCOHOLIC BEVERAGE EVENT PERMIT AMENDMENTS, was read the third time and circled.

***

H.B. 54, ECONOMIC DEVELOPMENT TAX INCREMENT FINANCING AMENDMENTS, was read the third time, explained by Senator Fillmore, 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 Escamilla Fillmore
Harper Henderson Hinkins Iwamoto
Jackson Jenkins Knudson Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Urquhart Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Hillyard Madsen

H.B. 54 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

H.B. 56, WOMEN IN THE ECONOMY COMMISSION AMENDMENTS, was read the third time, explained by Senator Bramble, and passed on the following roll call:
Yeas, 21; Nays, 5; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams  Bramble  Dabakis  Davis
Escamilla  Harper  Henderson  Hillyard
Iwamoto  Jackson  Knudson  Millner
Okerlund  Shiozawa  Stevenson  Thatcher
Urquhart  Van Tassell  Vickers  Weiler
Niederhauser

Voting in the negative were: Senators
Christensen  Dayton  Fillmore  Hinkins
Jenkins

Absent or not voting were: Senators
Madsen  Mayne  Stephenson

H.B. 56 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, H.B. 49, STATE LIABILITY PROTECTION FOR SCHOOL EMPLOYEES, was read the third time and circled.

***

On motion of Senator Weiler, H.B. 14, EMERGENCY SERVICES ACCOUNT LOAN AMENDMENTS, was read the third time and circled.

***

On motion of Senator Okerlund, H.B. 30, GOOD LANDLORD PROGRAM AMENDMENTS, was read the third time and circled.

***

On motion of Senator Okerlund, H.B. 32, SUBDIVISION BASE PARCEL TAX AMENDMENTS, was read the third time and circled.

SECOND READING CALENDAR

On motion of Senator Adams, H.B. 90, EDUCATION BACKGROUND CHECK AMENDMENTS, was read the second time and circled.
On motion of Senator Okerlund, **1st Sub. H.B. 84**, WILDLIFE AMENDMENTS, was read the second time and circled.

**1st Sub. H.B. 17**, ASSESSMENT AREA FORECLOSURE AMENDMENTS, was read the second time.

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

**2nd Sub. H.B. 17 Assessment Area Foreclosure Amendments** (C. Webb)

Senator Bramble 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
Davis  Dayton  Fillmore  Harper
Henderson  Hillyard  Hinkins  Iwamoto
Jackson  Jenkins  Knudson  Mayne
Okerlund  Shiozawa  Stephenson  Stevenson
Thatcher  Urquhart  Vickers  Weiler
Niederhauser

**Voting in the negative was:** Senator Van Tassell

**Absent or not voting were:** Senators
Escamilla  Madsen  Millner

On motion of Senator Stevenson, **H.B. 77**, SPECIAL DISTRICT AMENDMENTS, was read the second time and circled.

**1st Sub. H.B. 98**, NATIONAL GUARD DEATH BENEFIT AMENDMENTS, was read the second time. Senator Knudson explained the bill.
Senators Dabakis, Fillmore, Jenkins, and Henderson 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

Madsen

***

On motion of Senator Millner, the circle was removed from **H.B. 90, EDUCATION BACKGROUND CHECK AMENDMENTS**, and it was before the Senate. Senator Millner 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  Escamilla  Madsen

***

On motion of Senator Okerlund, the Senate recessed at 12:00 p.m.

**AFTERNOON SESSION**

The Senate reassembled at 2:00 p.m., with President Niederhauser presiding.
COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 11, 2016

The Speaker of the House has signed 1st Sub. S.B. 22, FORECLOSURE OF RESIDENTIAL RENTAL PROPERTY, by Senator W. Harper, and it is transmitted for the signature of the President; and

The House passed, 1st Sub. S.B. 34, SEWER LATERAL DISCLOSURES, 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. 35, VETERAN LICENSE PLATES 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. 53, VETERAN’S DEFINITION AMENDMENTS, by Senator P. Knudson, 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 11, 2016

The House passed H.B. 230, WORKERS’ COMPENSATION FUND AMENDMENTS, by Representative V. Peterson, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

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

RULES COMMITTEE REPORTS

To the Members of the Senate:

February 11, 2016

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

Business and Labor Committee
S.B. 141 Alcohol Amendments (Sen. J. Dabakis)

Economic Development and Workforce Services Committee
S.B. 148 Workforce Services Revisions (Sen. T. Weiler)
S.B. 153  Self–reliance Training for Public Assistance Recipients  
(Sen. L. Fillmore)

S.C.R. 12  Concurrent Resolution Recognizing the Importance of Utah Sport and Olympic Legacy Efforts  
(Sen. J. S. Adams)

Education Committee
S.B. 149  School Grading Modifications (Sen. A. Millner)
S.B. 152  Accelerated Foreign Language Course Amendments  
(Sen. H. Stephenson)

Government Operations and Political Subdivisions Committee
S.B. 147  Revisor’s Technical Corrections to Utah Code  
(Sen. R. Okerlund)
S.B. 150  Metro Township Amendments (Sen. K. Mayne)

Judiciary, Law Enforcement, and Criminal Justice Committee
H.B. 67  Weapons on Public Transportation (Rep. N. Thurston)
H.B. 105  Human Trafficking Revisions (Rep. A. Romero)
H.B. 165  Garnishment Amendments (Rep. B. Dee)

Natural Resources, Agriculture and Environment Committee
1st Sub. H.B. 135  State Parks Fee Exemption Amendments  
(Rep. L. Hemingway)
H.B. 161  Agriculture Parcel Amendments (Rep. M. McKell)

Kevin T. Van Tassell  
Rules Committee Chair

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

THIRD READING CALENDAR

On motion of Senator Stephenson, the circle was removed from H.B. 13, ALCOHOLIC BEVERAGE EVENT PERMIT AMENDMENTS, and it was before the Senate. The bill passed on the following roll call:

Y eas, 24; Nays, 0; Absent or not voting, 5.
Voting in the affirmative were: Senators
Adams    Bramble    Christensen    Davis
Dayton   Escamilla  Fillmore     Henderson
Hinkins  Iwamoto    Jackson     Jenkins
Knudson  Mayne     Millner     Okerlund
Shiozawa Stephenson Stevenson Urquhart
Van Tassell Vickers    Weiler     Niederhauser

Absent or not voting were: Senators
Dabakis  Harper     Hillyard    Madsen
Thatcher

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.

***

On motion of Senator Stephenson, the circle was removed from H.B. 49, STATE LIABILITY PROTECTION FOR SCHOOL EMPLOYEES, 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    Davis
Dayton   Escamilla  Fillmore     Henderson
Hinkins  Iwamoto    Jackson     Jenkins
Knudson  Mayne     Millner     Okerlund
Shiozawa Stephenson Stevenson Thatcher
Urquhart Van Tassell Vickers    Weiler
Niederhauser

Absent or not voting were: Senators
Dabakis  Harper     Hillyard    Madsen

H.B. 49 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. 45, STEM PROGRAM 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

| Hillyard | Madsen |

**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 Thatcher, the circle was removed from **H.B. 30**, GOOD LANDLORD PROGRAM AMENDMENTS, 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

| Dabakis | Hillyard | Madsen |

**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.

* * *

On motion of Senator Thatcher, the circle was removed from **H.B. 32**, SUBDIVISION BASE PARCEL TAX AMENDMENTS, 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  Davis
Dayton  Escamilla  Fillmore  Harper
Henderson  Hinkins  Iwamoto  Jackson
Jenkins  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Thatcher  Urquhart  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Dabakis  Hillyard  Madsen

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.

SECOND READING CALENDAR

On motion of Senator Adams, the circle was removed from S.B. 80, INFRASTRUCTURE FUNDING AMENDMENTS, and it was before the Senate. Senator Adams explained the bill. Senators Christensen, Harper, Stephenson, Hillyard, Urquhart, Jenkins, Dayton, Davis, Okerlund, Mayne, and Iwamoto commented. The bill passed second reading on the following roll call:

Yeas, 19; Nays, 10; Absent or not voting, 0.

Voting in the affirmative were: Senators
Adams  Fillmore  Jenkins  Okerlund  Vickers
Christensen  Henderson  Knudson  Stevenson  Weiler
Dayton  Hinkins  Madsen  Urquhart  Niederhauser

Voting in the negative were: Senators
Dabakis  Davis  Escamilla  Hillyard  Stephenson
Iwamoto  Mayne  Shiozawa  Thatcher

* * *

On motion of Senator Okerlund, and at 2:57 p.m., the Senate adjourned until 11:00 a.m., Friday, February 12, 2016.
The Senate was called to order at 11:00 a.m., with President Wayne Niederhauser presiding.

Prayer – Bishop Scott Monson, Jacobs Ranch 1st Ward
Pledge of Allegiance – Senator Wayne Harper
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 86)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 11, 2016

The House passed H.B. 26, REVENUE AND TAXATION INTERIM COMMITTEE REPORT AMENDMENTS, by Representative D. McCay, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 42, EARLY LEARNING AMENDMENTS, by Representative V. L. Snow, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 68, POST–EXPOSURE BLOOD TESTING AMENDMENTS, by Representative E. Redd, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 79, NONPATIENT CAUSE OF ACTION, by Representative K. McIff, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 83, CAMPAIGN FINANCE DISCLOSURES IN MUNICIPAL ELECTIONS, by Representative C. Hall, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 104, PROPERTY TAXATION AMENDMENTS, by Representative J. Peterson, and it is transmitted for consideration; and
The House passed **H.B. 106**, SECURITIES AMENDMENTS, by Representative R. Cunningham, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 107**, EARLY COLLEGE HIGH SCHOOLS, by Representative V. Peterson, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 114**, CONTROLLED SUBSTANCE REPORTING, by Representative R. Ward, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 129**, TOWING SURCHARGE AMENDMENTS, by Representative K. Stratton, and it is transmitted for consideration; and

The House passed **H.B. 140**, PUBLIC UTILITIES AND TECHNOLOGY COMMITTEE NAME CHANGE, by Representative S. Handy, and it is transmitted for consideration; and

The House passed **H.B. 142**, AGENCY AUDITING PROCEDURES FOR EDUCATION, by Representative B. R. Cutler, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 147**, STATE BOARD OF EDUCATION REVISIONS, by Representative B. R. Cutler, and it is transmitted for consideration; and

The House passed **H.B. 149**, REPORTING DEATH INVOLVING CONTROLLED SUBSTANCE AMENDMENTS, by Representative B. Daw, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 162**, MOTION PICTURE INCENTIVES AMENDMENTS, by Representative J. Peterson, and it is transmitted for consideration; and

The House passed **H.B. 170**, MEDICAL CARE SAVINGS ACCOUNT TAX CREDIT REPEAL, by Representative J. Peterson, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 182**, CONCURRENT ENROLLMENT EDUCATION AMENDMENTS, 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.
Mr. President: February 11, 2016

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on **S.B. 115**, SUSTAINABLE TRANSPORTATION AND ENERGY PLAN ACT, by Senator J. S. Adams; and

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on **S.B. 121**, ELECTRIC ASSISTED BICYCLE AMENDMENTS, by Senator T. Weiler

Alvin B. Jackson, Chair

Mr. President: February 11, 2016

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 194**, MILK SALES AMENDMENTS, by Representative J. Anderegg; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.C.R. 6**, CONCURRENT RESOLUTION CELEBRATING THE UTAH FARM BUREAU CENTENNIAL, by Representative S. Chew.

Scott K. Jenkins, Chair

Mr. President: February 11, 2016

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **S.B. 96**, UNIFORM DEPLOYED PARENTS CUSTODY AND PARENT–TIME ACT, by Senator L. Hillyard, with the following amendments:

1. Page 11, Lines 321 through 323:

   321 deploying parent is unable to exercise that authority, to a nonparent who is an adult family

   322 member of the child {− or an adult−} with whom the child has a close and substantial relationship.

   323 If a court grants the authority to a nonparent, the court shall specify the decision–making ; and

Mark B. Madsen, 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 11, 2016

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on **S.B. 132**, COMMERCIAL DRIVER LICENSE AMENDMENTS, by Senator K. Van Tassell, 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 **S.C.R. 10**, COMMUNICATIONS SPECTRUM TRANSLATOR SYSTEM CONCURRENT RESOLUTION, by Senator R. Okerlund, 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 **S.R. 1**, SENATE RESOLUTION CHANGING A STANDING COMMITTEE NAME, by Senator D. Hinkins, and recommends it be considered read for the second time and placed on the Consent Calendar.

Alvin B. Jackson, Chair

Mr. President: February 11, 2016

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **1st Sub. H.B. 138**, CONSUMER ELECTRONIC DEVICE RECYCLING REPORT AMENDMENTS, by Representative L. Perry, 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 **S.B. 144**, DEAD DOMESTIC ANIMAL
DISPOSAL AMENDMENTS, by Senator R. Okerlund, and recommends it be considered read for the second time and placed on the Consent Calendar.

Scott K. Jenkins, Chair

Mr. President: February 11, 2016

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **S.B. 124**, GANG ENHANCEMENT PROVISION 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

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.

**INTRODUCTION OF BILLS**

**S.B. 154**, Medicaid Accountable Care Organizations (J. S. Adams), was read the first time by short title and referred to the Rules Committee.

**S.B. 155**, Indigent Defense Commission (T. Weiler), was read the first time by short title and referred to the Rules Committee.

**S.B. 156**, State Facilities Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

**S.B. 157**, Pawnshop Amendments (D. Thatcher), was read the first time by short title and referred to the Rules Committee.

**S.B. 158**, Juvenile Court and Child Abuse Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

**S.C.R. 13**, Concurrent Resolution Honoring Randy Horiuchi (J. Iwamoto), was read the first time by short title and referred to the Rules Committee.

**S.J.R. 13**, Joint Resolution Amending Rules of Evidence (S. Urquhart), was read the first time by short title and referred to the Rules Committee.

**CONCURRENCE CALENDAR**

On motion of Senator Bramble, the Senate voted to concur in the House amendments to **S.B. 30**, DEPARTMENT OF COMMERCE BOARDS,
COMMITTEES, AND COMMISSIONS CONCURRENCE AMENDMENTS.
The bill, as amended, 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. 30 was returned to the House for the signature of the Speaker.

**THIRD READING CALENDAR**

On motion of Senator Bramble, **2nd Sub. H.B. 17**, ASSESSMENT AREA FORECLOSURE AMENDMENTS, was read the third time and circled.

* * *

On motion of Senator Weiler, the circle was removed from S.B. 43, FIREARM SAFETY AND VIOLENCE PREVENTION IN PUBLIC SCHOOLS, and it was before the Senate.

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

1st Sub. S.B. 43, Firearm Safety and Violence Prevention in Public Schools (T. Weiler)

Senator Weiler proposed the following amendment:

1. Page 1, Lines 22 through 25:

   22 This bill appropriates in fiscal year 2017:
   23 to the Attorney General – Attorney General, as a one–time appropriation:
   24 from the { General } Education Fund, One–time, $75,000.
   25 Other Special Clauses:
2. Page 4, Lines 113 through 116:

113 To Attorney General – Attorney General
114 From –General– Education Fund, One–time $75,000
115 Schedule of Programs:
116 Administration $75,000

Senator Weiler’s motion to amend passed on a voice vote. Senator Dayton 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 Bramble Christensen Dabakis
Escamilla Fillmore Harper Henderson
Hillyard Iwamoto Jackson Knudson
Mayne Millner Okerlund Shiozawa
Stephenson Thatcher Urquhart Vickers
Weiler Niederhauser

Voting in the negative were: Senators
Dayton Hinkins Jenkins Madsen
Van Tassell

Absent or not voting were: Senators
Davis Stevenson

1st Sub. S.B. 43 was transmitted to the House for consideration.

* * *

1st Sub. H.B. 98, NATIONAL GUARD DEATH BENEFIT AMENDMENTS, 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 Escamilla Fillmore
Harper Henderson Hillyard Hinkins
Iwamoto  Jackson  Jenkins  Knudson
Madsen   Mayne   Millner  Okerlund
Shiozawa  Stephenson  Stevenson  Thatcher
Urquhart  Van Tassell  Vickers  Weiler
Niederhauser

1st Sub. H.B. 98 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 90, EDUCATION BACKGROUND CHECK AMENDMENTS, was read the third time, explained by Senator Millner, 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
Dayton  Escamilla  Fillmore  Harper
Hillyard  Hinkins  Iwamato  Jackson
Jenkins  Knudson  Madsen  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Thatcher  Urquhart  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Davis  Henderson

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.

* * *

S.B. 80, INFRASTRUCTURE FUNDING AMENDMENTS, was read the third time, explained by Senator Adams, and passed on the following roll call:

Yeas, 19; Nays, 10; Absent or not voting, 0.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dayton
Fillmore  Henderson  Hinkins  Jackson
Jenkins  Knudson  Madsen  Millner
Okerlund  Stevenson  Urquhart  Van Tassell
Vickers  Weiler  Niederhauser
Voting in the negative were: Senators
Dabakis    Davis    Escamilla    Harper
Hillyard   Iwamoto  Mayne       Shiozawa
 Stephenson Thatcher

S.B. 80 was transmitted to the House for consideration.

SECOND READING CALENDAR

On motion of Senator Henderson, S.B. 60, LOW–INCOME HOUSING TAX CREDIT ALLOCATION AMENDMENTS, was read the second time and circled.

* * *

S.B. 26, ELECTION NOTICE AMENDMENTS, was read the second time. Senator Dayton 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     Escamilla    Fillmore
Harper   Henderson  Hillyard    Hinkins
Iwamoto  Jackson    Jenkins     Madsen
Mayne    Millner    Okerlund    Shiozawa
Stevenson Thatcher  Van Tassell Vickers
Weiler    Niederhauser

Absent or not voting were: Senators
Knudson   Stephenson  Urquhart

* * *

S.B. 52, RATE COMMITTEE MODIFICATIONS, was read the second time. Senator Hinkins explained the bill. Senator Hillyard 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     Escamilla    Fillmore
Harper   Henderson  Hillyard    Hinkins
On motion of Senator Weiler, the circle was removed from S.B. 60, LOW−INCOME HOUSING TAX CREDIT ALLOCATION AMENDMENTS, and it was before the Senate. 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

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**Absent or not voting were:** Senators

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On motion of Senator Jackson, S.J.R. 2, JOINT RESOLUTION CALLING FOR THE REPEAL OF THE 17TH AMENDMENT, was read the second time and circled.

* * *

2nd Sub. S.B. 17, REVENUE AND TAXATION AMENDMENTS, was read the second time. Senator Van Tassell explained the bill. Senators Jenkins and 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

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Iwamoto  Jackson  Jenkins  Knudson
Madsen  Mayne  Millner  Okerlund
Shiozawa  Stevenson  Thatcher  Urquhart
Van Tassell  Vickers  Niederhauser

Absent or not voting were: Senators
Stephenson  Weiler

***

On motion of Senator Okerlund, the Senate recessed at 12:05 p.m.

AFTERNOON SESSION

The Senate reassembled at 2:00 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 12, 2016

The House passed, as substituted, 2nd Sub. H.B. 124, MONITORING EQUIPMENT IN A CARE FACILITY, by Representative T. Hawkes, and it is transmitted for consideration; and

The House passed, as amended, H.B. 128, ALIMONY AMENDMENTS, by Representative K. Stratton, and it is transmitted for consideration; and

The House passed H.B. 210, MEDIA PRODUCTION VEHICLE EXEMPTION, by Representative D. McCay, and it is transmitted for consideration; and

The House passed H.B. 222, NONUSE APPLICATION AMENDMENTS, by Representative T. Hawkes, and it is transmitted for consideration; and

The House passed, as amended, H.B. 260, SEXUAL EXPLOITATION OF A MINOR AMENDMENTS, by Representative F. Gibson, and it is transmitted for consideration; and

The House passed H.B. 263, FRAUD AMENDMENTS, by Representative C. Hall, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 266, UNCLAIMED CAPITAL CREDITS AMENDMENTS, by Representative M. Noel, 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, 2016

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

Business and Labor Committee
S.B. 83  Alcoholic Beverage Control Budget (Sen. K. Mayne)
S.B. 84  Alcoholic Beverage Control Facilitator Act
         (Sen. K. Mayne)
S.B. 146 Workers’ Compensation Amendments (Sen. S. Urquhart)
H.B. 230 Workers’ Compensation Fund Amendments
         (Rep. V. Peterson)

Economic Development and Workforce Services Committee
S.B. 151 Community Development and Renewal Agencies Act
         Revisions (Sen. W. Harper)

Government Operations and Political Subdivisions Committee
H.B. 81  Government Employees Insurance Offerings
         Amendments (Rep. M. Kennedy)

Transportation, Public Utilities and Technology Committee
H.B. 168 Transportation Funding Modifications
         (Rep. Johnny Anderson)

Kevin T. Van Tassell
Rules Committee Chair

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

SECOND READING CALENDAR

S.C.R. 2, CONCURRENT RESOLUTION IN SUPPORT OF SALES AND
USE TAX TRANSACTIONAL EQUITY, was read the second time. Senator
Harper explained the bill. Senators Hillyard, Dabakis, and Weiler 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         Davis
Dayton         Escamilla           Fillmore         Harper
On motion of Senator Okerlund, legislative staff was authorized to draft a bill regarding extending the “hold harmless” provision.

On motion of Senator Escamilla, the circle was removed from S.B. 49, STATUTE OF LIMITATIONS ON ENVIRONMENTAL CODE VIOLATIONS, and it was before the Senate.

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

1st Sub. S.B. 49 Statute of Limitations on Environmental Code Violations
(L. Escamilla)

Senator Escamilla explained the bill. Senators Jenkins and Christensen commented. The bill passed second reading on the following roll call:

Y eas, 22; Nays, 3; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams Christensen Dabakis Davis
Escamilla Fillmore Harper Henderson
Hillyard Iwamoto Jenkins Madsen
Mayne Millner Okerlund Shiozawa
Stevenson Thatcher Van Tassell Vickers
Weiler Niederhauser

Voting in the negative were: Senators
Dayton Hinkins Stephenson

Absent or not voting were: Senators
Bramble Jackson Knudson Urquhart
TIME CERTAIN CALENDAR

S.J.R. 6, JOINT RESOLUTION RECOGNIZING THE 100TH ANNIVERSARY OF THE JROTC PROGRAM, was read the second time. Senator Dayton 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   Davis
Dayton  Escamilla Fillmore   Harper
Henderson Hillyard Hinkins   Iwamoto
Jenkins Madsen   Mayne   Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Urquhart   Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Dabakis  Jackson  Knudson

* * *

S.B. 62, JROTC INSTRUCTOR 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
Davis   Dayton   Escamilla   Fillmore
Harper  Henderson Hillyard   Hinkins
Iwamoto Jenkins Madsen   Mayne
Millner Okerlund Shiozawa   Stephenson
Stevenson Thatcher Urquhart   Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Jackson  Knudson

SECOND READING CALENDAR

S.B. 76, WORKERS’ COMPENSATION FOR VOLUNTEERS, was read the second time. Senator Mayne explained the bill.
On motion of Senator Mayne, the following substitute bill replaced the original bill:

1st Sub. S.B. 76 Workers’ Compensation for Volunteers (K. Mayne)

Senators Stevenson, Jenkins, Hinkins, and 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

Adams  Bramble  Christensen  Dabakis
Davis  Escamilla  Fillmore  Harper
Henderson  Hillyard  Hinkins  Iwamoto
Jenkins  Madsen  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Thatcher  Urquhart  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators

Dayton  Jackson  Knudson

* * *

On motion of Senator Vickers, the Senate voted to lift 1st Sub. S.B. 89, MEDICAL CANNABIDIOL AMENDMENTS, to the top of the Second Reading Calendar.

1st Sub. S.B. 89, MEDICAL CANNABIDIOL AMENDMENTS, was read the second time.

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

2nd Sub. S.B. 89 Medical Cannabidiol Amendments (E. Vickers)

On motion of Senator Vickers, the bill was returned to its original place on the Second Reading Calendar.

SPECIAL ORDER OF BUSINESS

A citation was read honoring Dee Holladay, a pioneer in river running.

* * *

On motion of Senator Okerlund, and at 2:55 p.m., the Senate adjourned until 10:00 a.m., Tuesday, February 16, 2016.
TWENTY-SECOND DAY

February 16, 2016

The Senate was called to order at 10:05 a.m., with President Wayne Niederhauser presiding.

Prayer – Richard Jaussi
Pledge of Allegiance – Senator Ann Millner
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 86)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 12, 2016

The Speaker of the House has signed S.B. 30, DEPARTMENT OF COMMERCE BOARDS, COMMITTEES, AND COMMISSIONS CONCURRENCE 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: February 12, 2016

The House passed, as amended, H.B. 16, OFFENDER REGISTRY AMENDMENTS, by Representative J. Draxler, and it is transmitted for consideration; and

The House passed H.B. 66, ONLINE PARENTING COURSE FOR DIVORCING FAMILIES, by Representative C. Moss, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.B. 87, CLEAN FUEL CONVERSION AMENDMENTS, by Representative S. Handy, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 127, LICENSE PLATE OPTIONS, by Representative V. Peterson, and it is transmitted for consideration; and
The House passed, as amended, **H.B. 211**, AGRICULTURAL EXEMPTION AMENDMENTS, by Representative L. Perry, and it is transmitted for consideration; and

The House passed **1st Sub. H.C.R. 5**, CONCURRENT RESOLUTION RECOGNIZING THE 100-YEAR ANNIVERSARY OF OUR NATIONAL PARKS, by Representative J. Fawson, 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 12, 2016

The Economic Development and Workforce Services Committee recommends **S.B. 148**, WORKFORCE SERVICES REVISIONS, by Senator T. Weiler, be replaced and favorably recommends **1st Sub. S.B. 148**, WORKFORCE SERVICES REVISIONS and that 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 **S.C.R. 12**, CONCURRENT RESOLUTION RECOGNIZING THE IMPORTANCE OF UTAH SPORT AND OLYMPIC LEGACY EFFORTS, by Senator J. S. Adams, and recommends it be considered read for the second time and placed on the Consent Calendar.

Lincoln Fillmore, Chair

Mr. President: February 12, 2016

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 24**, AERONAUTICS RESTRICTED ACCOUNT AMENDMENTS, by Representative J. Stanard, 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.B. 208**, TAX ISSUES AMENDMENTS, by Representative S. Eliason, 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. 137**, COUNTY OPTION FUNDING FOR BOTANICAL, CULTURAL, RECREATIONAL, AND ZOOLOGICAL ORGANIZATIONS AND
FACILITIES, by Senator B. Shiozawa, 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 considered read the second time and placed on the Consent Calendar.

INTRODUCTION OF BILLS

S.B. 159, Severance Tax Exemption Extension (K. Van Tassell), was read the first time by short title and referred to the Rules Committee.

S.B. 160, Federal Funds Budget Reserve Account (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 161, Highway Signage Amendments (J. S. Adams), was read the first time by short title and referred to the Rules Committee.

S.B. 162, Crime Victims Council Amendments (K. Van Tassell), was read the first time by short title and referred to the Rules Committee.

S.B. 163, Kindergarten Age Exception Amendments (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

S.B. 164, Local Government Modifications (D. Henderson), was read the first time by short title and referred to the Rules Committee.

S.B. 165, Public Education Appointment and Hiring (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

S.B. 166, Utah Science, Technology, and Research Modifications (A. Millner), was read the first time by short title and referred to the Rules Committee.

S.B. 167, Dental Managed Care Amendments (A. Christensen), was read the first time by short title and referred to the Rules Committee.

S.B. 168, Property Tax Revisions (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 169, Olene Walker Housing Loan Fund Amendments (T. Weiler), was read the first time by short title and referred to the Rules Committee.
S.C.R. 14, Concurrent Resolution Designating Utah Broadcasters Awareness Week (R. Okerlund), was read the first time by short title and referred to the Rules Committee.

S.C.R. 15, Concurrent Resolution Urging Congress to Enact the Diné College Act (D. Hinkins), was read the first time by short title and referred to the Rules Committee.

S.J.R. 14, Joint Resolution on Teacher Licensure Standards for the Twenty-first Century (L. Fillmore), was read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

H.B. 89, OFFICE OF STATE DEBT COLLECTION REPORTING AMENDMENTS, was read the third time, explained by Senator Harper, and passed on the following roll call:

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Escamilla  Fillmore  Harper
Henderson  Hillyard  Hinkins  Iwamoto
Jackson  Jenkins  Knudson  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Van Tassell  Vickers  Weiler
Niederhauser

Absent or not voting were: Senators
Dayton  Madsen  Thatcher  Urquhart

H.B. 89 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. 26, ELECTION NOTICE AMENDMENTS, was read the third time and circled.

* * *

S.B. 52, RATE COMMITTEE MODIFICATIONS, 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
Escamilla  Fillmore  Harper  Henderson
Hillyard  Hinkins  Iwamoto  Jackson
Jenkins  Knudson  Madsen  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Van Tassell  Vickers  Weiler
Niederhauser

Absent or not voting were: Senators
Davis  Dayton  Thatcher  Urquhart

S.B. 52 was transmitted to the House for consideration.

* * *

S.B. 60, LOW–INCOME HOUSING TAX CREDIT ALLOCATION 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
Adams  Bramble  Christensen  Dabakis
Davis  Escamilla  Fillmore  Harper
Henderson  Hillyard  Hinkins  Iwamoto
Jackson  Jenkins  Knudson  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Urquhart  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Dayton  Madsen  Thatcher

S.B. 60 was transmitted to the House for consideration.

* * *

2nd Sub. S.B. 17, REVENUE AND TAXATION 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
Adams Bramble Christensen  Dabakis
Davis Escamilla Fillmore   Harper
Henderson Hillyard Hinkins  Iwamoto
Jackson Jenkins Knudson    Madsen
Mayne Millner Okerlund     Shiozawa
Stevenson Van Tassell      Vickers  Weiler
Niederhauser

Absent or not voting were: Senators
Dayton Stephenson Thatcher Urquhart

2nd Sub. S.B. 17 was transmitted to the House for consideration.

* * *

S.C.R. 2, CONCURRENT RESOLUTION IN SUPPORT OF SALES AND USE TAX TRANSACTIONAL EQUITY, 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 Escamilla Fillmore   Harper
Henderson Hillyard Hinkins  Iwamoto
Jackson Knudson Madsen     Mayne
Millner Okerlund Shiozawa   Stephenson
Stevenson Van Tassell       Vickers  Weiler
Weiler Niederhauser

Absent or not voting were: Senators
Dayton Jenkins Thatcher

S.C.R. 2 was transmitted to the House for consideration.

* * *

1st Sub. S.B. 49, STATUTE OF LIMITATIONS ON ENVIRONMENTAL CODE VIOLATIONS, was read the third time, explained by Senator Escamilla, and passed on the following roll call:
Yeas, 23; Nays, 5; Absent or not voting, 1.

**Voting in the affirmative were:** Senators

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<td>Vickers</td>
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**Voting in the negative were:** Senators

<table>
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<tr>
<th>Dayton</th>
<th>Henderson</th>
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<tr>
<td>Stephens</td>
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**Absent or not voting was:** Senator

Thatcher

1st Sub. S.B. 49 was transmitted to the House for consideration.

* * *

S.J.R. 6, **JOINT RESOLUTION RECOGNIZING THE 100TH ANNIVERSARY OF THE JROTC PROGRAM**, was read the third time, explained by Senator Dayton, and passed on the following roll call:

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

**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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<td>Urquhart</td>
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**Absent or not voting were:** Senators

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<tr>
<th>Davis</th>
<th>Escamilla</th>
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<th>Thatcher</th>
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<td>Van Tassell</td>
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S.J.R. 6 was transmitted to the House for consideration.

**SPECIAL ORDER OF BUSINESS**

Citations were read honoring fallen police Officer Douglas S. Barney II and wounded Officer Jon Richey. Senators Escamilla, Iwamoto and Dabakis commented.
THIRD READING CALENDAR

S.B. 62, JROTC INSTRUCTOR AMENDMENTS, was read the third time, explained by Senator Dayton, 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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<thead>
<tr>
<th>Adams</th>
<th>Bramble</th>
<th>Christensen</th>
<th>Dabakakis</th>
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<td>Davis</td>
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<td>Van Tassell</td>
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**Absent or not voting were:** Senators

<table>
<thead>
<tr>
<th>Escamilla</th>
<th>Hillyard</th>
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<tr>
<td>Thatcher</td>
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S.B. 62 was transmitted to the House for consideration.

* * *

On motion of Senator Dayton, the circle was removed from S.B. 26, ELECTION NOTICE AMENDMENTS, and it was before the Senate. Senator Dayton explained the bill. The bill 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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<tr>
<th>Adams</th>
<th>Bramble</th>
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<td>Vickers</td>
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**Absent or not voting were:** Senators

<table>
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<tr>
<th>Dabakakis</th>
<th>Davis</th>
<th>Hillyard</th>
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<td>Madsen</td>
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S.B. 26 was transmitted to the House for consideration.

* * *

1st Sub. S.B. 76, WORKERS’ COMPENSATION FOR VOLUNTEERS, was read the third time, explained by Senator Mayne, 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 Escamilla Fillmore Harper
Henderson Hinkins Jackson Knudson
Madsen Mayne Millner Okerlund
Stephenson Stevenson Thatcher Urquhart
Van Tassell Vickers Weiler Niederhauser

Voting in the negative were: Senators
Dayton Jenkins

Absent or not voting were: Senators
Hillyard Iwamoto Shiozawa

1st Sub. S.B. 76 was transmitted to the House for consideration.

SECOND READING CALENDAR

S.B. 45, COMPULSORY EDUCATION REVISIONS, was read the second time. Senator Jackson explained the bill. Senators Weiler, Escamilla, Mayne, Dabakis, Stephenson, Christensen, and Henderson commented. The bill passed second reading on the following roll call:

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

Voting in the affirmative were: Senators
Adams Bramble Christensen Dayton
Fillmore Harper Henderson Hillyard
Hinkins Jackson Jenkins Knudson
Madsen Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Urquhart
Van Tassell Vickers Weiler Niederhauser

Voting in the negative were: Senators
Dabakis Davis Escamilla Iwamoto
Mayne

* * *

On motion of Senator Bramble, legislative staff was authorized to draft a bill regarding unborn children.
COMMITTEE OF THE WHOLE


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

SECOND READING CALENDAR

S.B. 86, SCHOOL BUILDING COORDINATION, was read the second time. Senator Jackson explained the bill. Senator Vickers 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  Escamilla  Fillmore
Harper  Henderson  Hillyard  Hinkins
Iwamoto  Jackson  Jenkins  Knudson
Mayne  Millner  Okerlund  Shiozawa
Stevenson  Thatcher  Urquhart  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Madsen  Stephenson

***

S.B. 61, SMOKING IN PUBLIC PLACES AMENDMENTS, was read the second time.

Senator Vickers proposed the following amendment:

1. Page 1, Lines 16 through 17:

16 Other Special Clauses:
17 {None}  This bill provides a special effective date.

2. Page 2, Line 38:

38 state, to prevent the drift of any smoke to any nonsmoking area of the terminal.]
Section 2. Effective date.
This bill takes effect on January 1, 2017.

Senator Vickers’ motion to amend passed on a voice vote. Senator Vickers explained the bill. Senators Jenkins, Hillyard, Weiler, Stephenson, and Madsen commented. The bill failed second reading on the following roll call:

**Yeas, 14; Nays, 15; Absent or not voting, 0.**

**Voting in the affirmative were:** Senators
- Adams
- Christensen
- Dabakis
- Davis
- Escamilla
- Iwamoto
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stevenson
- Van Tassell
- Vickers
- Niederhauser

**Voting in the negative were:** Senators
- Bramble
- Dayton
- Fillmore
- Harper
- Henderson
- Hillyard
- Hinkins
- Jackson
- Jenkins
- Knudson
- Madsen
- Stephenson
- Thatcher
- Urquhart
- Weiler

The bill was returned to the staff for filing.

* * *

On motion of Senator Adams, legislative staff was authorized to draft a bill regarding mass transportation.

* * *

On motion of Senator Okerlund, and at 12:15 p.m., the Senate adjourned until 10:00 a.m., Wednesday, February 17, 2016.
TWENTY-THIRD DAY

February 17, 2016

The Senate was called to order at 10:05 a.m., with President Wayne Niederhauser presiding.

Prayer – Pastor France A. Davis, Calvary Baptist Church
Pledge of Allegiance – Miss Utah, Krissia Beatty
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 86)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 16, 2016

The House passed, S.B. 40, UTAH REVISED NONPROFIT CORPORATION 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. 55, FINANCIAL INSTITUTIONS 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 16, 2016

The House passed H.B. 113, HEALTH CARE SHARING MINISTRY AMENDMENTS, by Representative M. Kennedy, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 118, PUBLIC ACCESS OF ADMINISTRATIVE ACTION AMENDMENTS, by Representative B. Greene, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 120, DUI ENFORCEMENT FUNDING AMENDMENTS, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 136, HUMAN TRAFFICKING AMENDMENTS, by Representative P. Ray, and it is transmitted for consideration; and
The House passed, as substituted, **1st Sub. H.B. 146**, DISCLOSURE OF LOCAL CANDIDATES, by Representative P. Ray, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 158**, CAMPAIGN FUNDS RESTRICTIONS FOR COUNTY AND LOCAL SCHOOL BOARD OFFICES, by Representative P. Arent, and it is transmitted for consideration; and

The House passed, as substituted, **2nd Sub. H.B. 163**, TITLE INSURANCE AMENDMENTS, by Representative R. C. Webb, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 167**, UTAH LAW ENFORCEMENT MEMORIAL SPECIAL GROUP LICENSE PLATE, by Representative L. Perry, and it is transmitted for consideration; and

The House passed, as substituted, **2nd Sub. H.B. 186**, VOLUNTEER HEALTH CARE CONTINUING EDUCATION CREDIT, by Representative D. Lifferth, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 198**, BALLOT PROPOSITION AMENDMENTS, by Representative J. Fawson, and it is transmitted for consideration; and

The House passed **H.B. 207**, FOURTH DISTRICT JUVENILE COURT JUDGE, by Representative D. Sanpei, and it is transmitted for consideration; and

The House passed **H.B. 248**, MUNICIPAL DISCONNECTION AMENDMENTS, by Representative M. Brown, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 258**, SOLID WASTE AMENDMENTS, by Representative C. Oda, and it is transmitted for consideration; and

The House passed **H.B. 267**, CHARITABLE SOLICITATION ACT AMENDMENTS, by Representative P. Arent, and it is transmitted for consideration; and

The House passed **H.B. 282**, STATE CONTRACTOR EMPLOYEE HEALTH COVERAGE AMENDMENTS, by Representative J. Dunnigan, and it is transmitted for consideration; and

The House passed **H.C.R. 7**, CONCURRENT RESOLUTION FOR A STATUE TO RECOGNIZE FATHER DOMINGUEZ AND FATHER
The House passed **H.J.R. 3**, JOINT RULES RESOLUTION CHANGING AN INTERIM COMMITTEE NAME, by Representative S. Handy, 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 16, 2016

The Health and Human Services Committee reports a favorable recommendation on **H.B. 150**, CONTROLLED SUBSTANCE PRESCRIPTION NOTIFICATION, by Representative B. Daw; and

The Health and Human Services Committee reports a favorable recommendation on **S.C.R. 11**, CONCURRENT RESOLUTION URGING THE RESCHEDULING OF MARIJUANA, by Senator B. Shiozawa.

Evan J. Vickers, Chair

Mr. President: February 16, 2016

The Education Committee reports a favorable recommendation on **H.B. 28**, GRANTS FOR EDUCATOR PROFESSIONAL LEARNING, by Representative B. Last.

Ann Millner, Chair

Mr. President: February 16, 2016

The Business and Labor Committee recommends **S.B. 138**, HEALTH INSURANCE COVERAGE FOR EMERGENCY CARE, by Senator K. Mayne, be replaced and favorably recommends 1st Sub. **S.B. 138**, HEALTH INSURANCE COVERAGE FOR EMERGENCY CARE with the following amendments:

1. Page 3, Lines 59 through 64:

   59 (5) Notwithstanding Section 31A–2–308, if the commissioner finds an insurer has
   60 violated this section, the commissioner may:
61 (a) work with the insurer to improve the insurer’s compliance with this section; or

62 (b) impose the following fines:

63 (i) not more than $5,000; or

64 (ii) twice the amount of any profit gained from violations of this section; and

The Business and Labor Committee reports a favorable recommendation on S.B. 146, WORKERS’ COMPENSATION AMENDMENTS, by Senator S. Urquhart.

Curtis S. Bramble, Chair

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on H.B. 168, TRANSPORTATION FUNDING MODIFICATIONS, by Representative Johnny Anderson; and

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on 1st Sub. H.B. 189, MOTOR VEHICLE IMPOUND AMENDMENTS, by Representative S. Handy.

Alvin B. Jackson, Chair

On motion of Senator Van Tassell, the committee reports were adopted. The bills were placed on Second Reading Calendar.

STANDING COMMITTEE REPORTS

The Education Committee reports a favorable recommendation on S.B. 152, ACCELERATED FOREIGN LANGUAGE COURSE AMENDMENTS, by
Senator H. Stephenson, and recommends it be considered read for the second time and placed on the Consent Calendar.

Ann Millner, Chair

Mr. President: February 16, 2016

The Business and Labor Committee reports a favorable recommendation on H.B. 230, WORKERS’ COMPENSATION FUND AMENDMENTS, by Representative V. Peterson, and recommends it be considered read for the second time and placed on the Consent Calendar.

Curtis S. Bramble, Chair

Mr. President: February 16, 2016

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on H.B. 156, PERSONALIZED LICENSE PLATES AMENDMENT, by Representative V. L. Snow, and recommends it be considered read for the second time and placed on the Consent Calendar.

Alvin B. Jackson, Chair

Mr. President: February 16, 2016

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on H.B. 62, LAW ENFORCEMENT AND CRIMINAL JUSTICE – STATUTORY REPORTS REPEAL, by Representative D. Ipson, 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. 105, HUMAN TRAFFICKING REVISIONS, 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 S.B. 135, ADMINISTRATIVE LAW JUDGE AMENDMENTS, by Senator W. Harper, with the following amendments and recommends it be considered read for the second time and placed on the Consent Calendar.

1. Page 23, Line 682:

   682 (1) (Each) Except as provided in Subsection (6), each administrative law judge hired on or after May 10, 2016, shall be hired in
2. Page 23, Line 703:

703 fill the administrative law judge position.

(6) This section does not apply to an administrative law judge who is appointed by the governor.

Mark B. Madsen, Chair

Mr. President: February 16, 2016

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on 1st Sub. H.B. 135, STATE PARKS FEE EXEMPTION AMENDMENTS, by Representative L. Hemingway, and recommends it be considered read for the second time and placed on the Consent Calendar.

Scott K. Jenkins, 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: February 16, 2016

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

Business and Labor Committee

S.B. 157 Pawnshop Amendments (Sen. D. Thatcher)
H.B. 106 Securities Amendments (Rep. R. Cunningham)

Economic Development and Workforce Services Committee

1st Sub. H.B. 162 Motion Picture Incentives Amendments (Rep. J. Peterson)

Education Committee

S.J.R. 14 Joint Resolution on Teacher Licensure Standards for the Twenty–first Century (Sen. L. Fillmore)
1st Sub. H.B. 42 Early Learning Amendments (Rep. V. L. Snow)
H.B. 107 Early College High Schools (Rep. V. Peterson)
H.B. 147 State Board of Education Revisions (Rep. B. R. Cutler)
H.B. 182 Concurrent Enrollment Education Amendments (Rep. V. Peterson)
Government Operations and Political Subdivisions Committee
S.B. 156 State Facilities Amendments (Sen. W. Harper)
S.B. 160 Federal Funds Budget Reserve Account (Sen. W. Harper)
S.C.R. 13 Concurrent Resolution Honoring Randy Horiuchi (Sen. J. Iwamoto)
1st Sub. H.B. 83 Campaign Finance Disclosures in Municipal Elections (Rep. C. Hall)

Health and Human Services Committee
S.B. 154 Medicaid Accountable Care Organizations (Sen. J. S. Adams)

Judiciary, Law Enforcement, and Criminal Justice Committee
S.B. 155 Indigent Defense Commission (Sen. T. Weiler)
S.B. 158 Juvenile Court and Child Abuse Amendments (Sen. W. Harper)
S.B. 162 Crime Victims Council Amendments (Sen. K. Van Tassell)
S.J.R. 13 Joint Resolution Amending Rules of Evidence (Sen. S. Urquhart)
H.B. 114 Controlled Substance Reporting (Rep. R. Ward)
H.B. 128 Alimony Amendments (Rep. K. Stratton)
H.B. 149 Reporting Death Involving Controlled Substance Amendments (Rep. B. Daw)
H.B. 260 Sexual Exploitation of a Minor Amendments (Rep. F. Gibson)
H.B. 263 Fraud Amendments (Rep. C. Hall)

Natural Resources, Agriculture and Environment Committee
H.B. 222 Nonuse Application Amendments (Rep. T. Hawkes)
1st Sub. H.B. 266 Unclaimed Capital Credits Amendments (Rep. M. Noel)

Revenue and Taxation Committee
S.B. 159 Severance Tax Exemption Extension (Sen. K. Van Tassell)
H.B. 170 Medical Care Savings Account Tax Credit Repeal (Rep. J. Peterson)

Transportation, Public Utilities and Technology Committee
S.B. 161 Highway Signage Amendments (Sen. J. S. Adams)
H.B. 129 Towing Surcharge Amendments (Rep. K. Stratton)
H.B. 140 Public Utilities and Technology Committee Name Change (Rep. S. Handy)
H.B. 210 Media Production Vehicle Exemption (Rep. D. McCay)

Kevin T. Van Tassell
Rules Committee Chair

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

INTRODUCTION OF BILLS

S.B. 170, Indigenous Peoples Day (J. Dabakis), was read the first time by short title and referred to the Rules Committee.

S.B. 171, Economic Development Tax Credits Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 172, Utah State Developmental Center Amendments (M. Dayton), was read the first time by short title and referred to the Rules Committee.

S.B. 173, State Fair Park Revisions (K. Van Tassell), was read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

S.B. 130, TATTOO REMOVAL, was read the third time, explained by Senator Adams, 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    Escamilla    Fillmore
Harper    Henderson    Hillyard    Hinkins
Absent or not voting were: Senators
Iwamoto  Madsen  Thatcher  Vickers
Weiler

S.B. 130 was transmitted to the House for consideration.

* * *

H.B. 151, ACUPUNCTURE LICENSING BOARD AMENDMENTS, was read the third time, explained by Senator Vickers, 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  Escamilla  Fillmore  Harper
Henderson  Hillyard  Hinkins  Jackson
Jenkins  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Urquhart  Van Tassell  Vickers  Weiler
Niederhauser

Absent or not voting were: Senators
Davis  Iwamoto  Madsen  Thatcher

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.

* * *

H.B. 154, COUNTY PERSONNEL REQUIREMENTS, 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
Dayton  Escamilla  Fillmore  Harper
Henderson  Hillyard  Hinkins  Iwamoto
Jackson Jenkins Knudson Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Urquhart Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Davis Madsen Thatcher

H.B. 154 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, DRIVING PRIVILEGE CARD AMENDMENTS, was read the third time, explained by Senator Bramble, 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 Escamilla Fillmore Harper
Henderson Hinkins Iwamoto Jackson
Jenkins Knudson Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Urquhart Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Davis Hillyard Madsen

S.B. 129 was transmitted to the House for consideration.

* * *

On motion of Senator Bramble, the Senate voted to reconsider its action on S.B. 61, SMOKING IN PUBLIC PLACES AMENDMENTS. The bill was placed on the top of the Second Reading Calendar.

THIRD READING CALENDAR

S.B. 45, COMPULSORY EDUCATION REVISIONS, was read the third time and explained by Senator Jackson. Senators Escamilla, Vickers, Dabakis, and Stephenson 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
Adams  Bramble  Christensen  Dayton  Fillmore  Harper  Henderson  Hinkins  Jackson  Jenkins  Knudson  Madsen  Millner  Okerlund  Shiozawa  Stephenson  Stevenson  Thatcher  Van Tassell  Vickers  Weiler  Niederhauser

Voting in the negative were: Senators
Dabakis  Davis  Escamilla  Iwamoto  Mayne

Absent or not voting were: Senators
Hillyard  Urquhart

S.B. 45 was transmitted to the House for consideration.

SPECIAL ORDER OF BUSINESS

A citation was read honoring Nasimi Aghayev, Consul General of Azerbaijan

COMMITTEE OF THE WHOLE

On motion of Senator Davis, Nasimi Aghayev, Consul General of Azerbaijan spoke in Committee of the Whole.

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

THIRD READING CALENDAR

S.B. 86, SCHOOL BUILDING COORDINATION, was read the third time, explained by Senator Jackson, 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  Dayton  Escamilla  Fillmore  Harper  Henderson  Hinkins  Iwamoto  Jackson  Jenkins  Knudson  Mayne  Millner  Shiozawa  Stephenson  Stevenson  Thatcher  Van Tassell  Vickers  Weiler  Niederhauser
Absent or not voting were: Senators
Dabakis        Davis        Hillyard        Madsen
Okerlund       Urquhart

S.B. 86 was transmitted to the House for consideration.

***

On motion of Senator Weiler, the circle was removed from H.B. 14, EMERGENCY SERVICES ACCOUNT LOAN AMENDMENTS, and it was before the Senate. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams        Bramble        Christensen        Dabakis
Davis        Dayton        Escamilla        Fillmore
Harper        Henderson        Hinkins        Iwamoto
Jackson        Jenkins        Knudson        Mayne
Millner        Shiozawa        Stephenson        Stevenson
Thatcher        Van Tassell        Vickers        Weiler
Niederhauser

Absent or not voting were: Senators
Hillyard        Madsen        Okerlund        Urquhart

H.B. 14, as amended, was returned to the House for further consideration.

SECOND READING CALENDAR

H.C.R. 1, CONCURRENT RESOLUTION ON WATERS OF THE UNITED STATES, was read the second time. Senator Hinkins explained the bill. Senators Dayton and Jenkins commented. The bill passed second reading on the following roll call:

Yea, 22; Nays, 4; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams        Bramble        Christensen        Davis
Dayton        Fillmore        Harper        Henderson
Hinkins        Jackson        Jenkins        Knudson
Millner        Okerlund        Shiozawa        Stephenson
Stevenson        Thatcher        Van Tassell        Vickers
Weiler        Niederhauser
On motion of Senator Hinkins, the circle was removed from 1st Sub. H.B. 84, WILDLIFE AMENDMENTS, and it was before the Senate. Senator Hinkins explained the bill.

Senator Jenkins proposed the following amendment:

1. Page 1, Lines 9 through 11:

   9 This bill clarifies the nature of a license, permit, tag, certificate of registration, point, or
   10 credit issued to a person by the Division of Wildlife Resources
   { and modifies procedures
   11 for receiving a big game hunting permit } .

2. Page 1, Lines 18 through 20:

   18 • may not be transferred, sold, or assigned to another person; and
   19 • is not a right; and
   20 { modifies the procedure for receiving a big game hunting permit; and }

3. Page 2, Lines 28 through 30:

   28 23–19–1, as last amended by Laws of Utah 2013, Chapter 418
   29 { 23–19–14.6, as enacted by Laws of Utah 2014, Chapter 33
   30 23–19–22, as last amended by Laws of Utah 2012, Chapter 442– }

4. Page 4, Line 106 through Page 6, Line 164:

   Delete from the bill lines 106 through 164.

Senator Jenkins’ motion to amend failed on a voice vote. Senators Vickers, Christensen, Okerlund, Mayne, and Bramble commented. The bill passed second reading on the following roll call:
Yeas, 19; Nays, 1; Absent or not voting, 9.

Voting in the affirmative were: Senators
Christensen  Dayton  Escamilla  Fillmore
Harper  Henderson  Hinkins  Iwamoto
Jackson  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stevenson  Van Tassell
Vickers  Weiler  Niederhauser

Voting in the negative was: Senator Jenkins

Absent or not voting were: Senators
Adams  Bramble  Dabakis  Davis
Hillyard  Madsen  Stephenson  Thatcher
Urquhart

***

On motion of Senator Knudson, H.B. 12, DISASTER RECOVERY FOR LOCAL GOVERNMENTS, was read the second time and circled.

***

On motion of Senator Stevenson, the circle was removed from H.B. 77, SPECIAL DISTRICT AMENDMENTS, and it was before the Senate. Senator Stevenson 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  Davis
Dayton  Escamilla  Harper  Henderson
Hinkins  Iwamoto  Jackson  Jenkins
Knudson  Mayne  Millner  Okerlund
Shiozawa  Stevenson  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Adams  Fillmore  Hillyard  Madsen
Stephenson  Thatcher  Urquhart
H.B. 31, ENTERPRISE ZONE AMENDMENTS, was read the second time. Senator Okerlund explained the bill. Senators Van Tassell, Mayne, Jenkins, and Stevenson commented. 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
Bramble Christensen Dayton Escamilla
Fillmore Harper Henderson Hillyard
Iwamoto Jackson Jenkins Knudson
Mayne Millner Okerlund Shiozawa
Stevenson Thatcher Van Tassell Vickers
Weiler Niederhauser

Voting in the negative was: Senator
Hinkins

Absent or not voting were: Senators
Adams Dabakis Davis Madsen
Stephenson Urquhart

On motion of Senator Weiler, H.B. 35, RETIREMENT AND INSURANCE BENEFIT CLAIMS LIMITS, was read the second time and circled.

H.B. 185, DECEPTION DETECTION EXAMINERS LICENSING AMENDMENTS, was read the second time. Senator Henderson 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 Davis Dayton
Escamilla Fillmore Harper Henderson
Hillyard Hinkins Iwamoto Knudson
Jenkins Knudson Mayne Millner
Okerlund Shiozawa Stevenson Thatcher
Urquhart Van Tassell Vickers Weiler
Niederhauser
Absent or not voting were: Senators
Adams  Dabakis  Madsen  Stephenson

* * *

On motion of Senator Weiler, the circle was removed from H.B. 35, RETIREMENT AND INSURANCE BENEFIT CLAIMS LIMITS, and it was before the Senate. Senator Weiler 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  Escamilla  Fillmore  Harper
Henderson  Hillyard  Hinkins  Iwamoto
Jackson  Jenkins  Knudson  Mayne
Millner  Okerlund  Shiozawa  Stevenson
Thatcher  Urquhart  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Adams  Madsen  Stephenson

* * *

On motion of Senator Dayton, H.C.R. 6, CONCURRENT RESOLUTION CELEBRATING THE UTAH FARM BUREAU CENTENNIAL, will be considered Friday, February 19, 2016 at 10:10 a.m.

* * *

H.B. 194, MILK SALES AMENDMENTS, was read the second time. Senator Dayton 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  Escamilla  Fillmore  Harper
Henderson  Hillyard  Hinkins  Iwamoto
Jackson  Jenkins  Knudson  Madsen
Millner  Okerlund  Shiozawa  Stevenson
Thatcher  Urquhart  Van Tassell  Vickers
Weiler  Niederhauser
Absent or not voting were: Senators
Adams                    Mayne                    Stephenson

* * *

On motion of Senator Okerlund, 2nd Sub. S.B. 89, MEDICAL CANNABIDIOL AMENDMENTS, will be considered Friday, February 19, 2016 at 10:15 a.m.

* * *

On motion of Senator Okerlund, S.B. 73, MEDICAL CANNABIS ACT, will be considered Friday, February 19, 2016 at 11:00 a.m.

* * *

On motion of Senator Adams, and at 11:50 a.m., the Senate adjourned until 10:00 a.m., Thursday, February 18, 2016.
TWENTY-FOURTH DAY
MORNING SESSION
February 18, 2016

The Senate was called to order at 10:08 a.m., with President Wayne Niederhauser presiding.

Prayer – James Divver
Pledge of Allegiance – Senator Lincoln Fillmore
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 86)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 17, 2016

The House passed, S.B. 41, APPOINTMENT OF COUNTY ASSESSORS, by Senator A. Millner, 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 ENCOURAGING UNIVERSAL METERING OF WATER SYSTEMS, 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 17, 2016

The House passed, as amended, S.B. 51, TEACHER LEADER ROLE, by Senator A. Millner, and it is transmitted for further consideration; and

The House passed, as amended, S.B. 105, BAIL AMENDMENTS, by Senator L. Hillyard, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.
Mr. President: February 17, 2016

The House passed, as substituted and amended, 1st Sub. H.B. 155, REPORTING OF CHILD PORNOGRAPHY, by Representative C. Hall, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 191, INTERLOCK RESTRICTED DRIVER 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.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 17, 2016

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

Economic Development Committee
S.B. 169 Olene Walker Housing Loan Fund Amendments (Sen. T. Weiler)
S.C.R. 14 Concurrent Resolution Designating Utah Broadcasters Awareness Week (Sen. R. Okerlund)

Education Committee
S.B. 163 Kindergarten Age Exception Amendments (Sen. H. Stephenson)
S.B. 165 Public Education Appointment and Hiring (Sen. H. Stephenson)
S.B. 166 Utah Science, Technology, and Research Modifications (Sen. A. Millner)

Government Operations and Political Subdivisions Committee
S.B. 172 Utah State Developmental Center Amendments (Sen. M. Dayton)

Health and Human Services Committee
S.B. 167 Dental Managed Care Amendments (Sen. A. Christensen)

Judiciary, Law Enforcement, and Criminal Justice Committee
H.B. 16 Offender Registry Amendments (Rep. J. Draxler)
H.B. 66 Online Parenting Course for Divorcing Families  
(Rep. C. Moss)

Natural Resources, Agriculture and Environment Committee
H.B. 211 Agricultural Exemption Amendments (Rep. L. Perry)
1st Sub. H.C.R. 5 Concurrent Resolution Recognizing the 100–year Anniversary of Our National Parks (Rep. J. Fawson)

Revenue and Taxation Committee
S.B. 164 Local Government Modifications (Sen. D. Henderson)
S.B. 168 Property Tax Revisions (Sen. C. Bramble)

Transportation, Public Utilities and Technology Committee
S.C.R. 15 Concurrent Resolution Urging Congress to Enact the Diné College Act (Sen. D. Hinkins)
1st Sub. H.B. 127 License Plate Options (Rep. V. Peterson)

Kevin T. Van Tassell  
Rules Committee Chair
Report filed. On motion of Senator Van Tassell, the committee report was adopted.

THIRD READING CALENDAR

H.C.R. 1, CONCURRENT RESOLUTION ON WATERS OF THE UNITED STATES, was read the third time, explained by Senator Hinkins, 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            Dayton
Fillmore         Harper             Henderson            Hillyard
Hinkins          Jenkins            Knudson             Millner
Okerlund         Shiozawa           Stephenson            Stevenson
Thatcher         Urquhart           Van Tassell         Vickers
Weiler           Niederhauser

Voting in the negative were: Senators
Davis             Escamilla           Iwamoto             Mayne

Absent or not voting were: Senators
Dabakis          Jackson             Madsen
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.

***

1st Sub. H.B. 84, WILDLIFE AMENDMENTS, was read the third time, explained by Senator Hinkins, 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 Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Hinkins Iwamoto
Jackson Knudson Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Urquhart Van Tassell Vickers
Weiler Niederhauser

Voting in the negative was: Senator Jenkins

Absent or not voting were: Senators
Dabakis Madsen

1st Sub. H.B. 84 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

H.B. 77, SPECIAL DISTRICT 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
Adams Bramble Christensen Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Hinkins Iwamoto
Jackson Jenkins Knudson Mayne
Okerlund Shiozawa Stephenson Stevenson
Thatcher Urquhart Van Tassell Vickers
Weiler Niederhauser
Absent or not voting were: Senators
Dabakis Madsen Millner

H.B. 77, as amended, was returned to the House for further consideration.

***

H.B. 31, ENTERPRISE ZONE AMENDMENTS, was read the third time, explained by Senator Okerlund, 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 Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Iwamoto Jackson
Jenkins Knudson Madsen Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Urquhart Van Tassell
Vickers Weiler Niederhauser

Voting in the negative was: Senator
Hinkins

Absent or not voting was: Senator
Dabakis

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. 185, DECEPTION DETECTION EXAMINERS LICENSING 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 Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Hinkins Iwamoto
Jackson Jenkins Knudson Madsen
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Urquhart
Van Tassell Vickers Weiler Niederhauser
Absent or not voting was: Senator Dabakis

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.

* * *

H.B. 35, RETIREMENT AND INSURANCE BENEFIT CLAIMS LIMITS, 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

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Absent or not voting were: Senators

Dabakis Urquhart

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. 194, MILK SALES 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

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Absent or not voting was: Senator Dabakis

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.

CONSENT CALENDAR

S.B. 132, COMMERCIAL DRIVER LICENSE AMENDMENTS, 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
Bramble Christensen Davis Dayton
Escamilla Fillmore Harper Henderson
Hillyard Hinkins Iwamoto Jackson
Jenkins Knudson Madsen Mayne
Millner Okerlund Stephenson Stevenson
Thatcher Urquhart Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Adams Dabakis Shiozawa

S.B. 132 was transmitted to the House for consideration.

***

S.C.R. 10, COMMUNICATIONS SPECTRUM TRANSLATOR SYSTEM CONCURRENT RESOLUTION, 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
Bramble Christensen Davis Dayton
Escamilla Fillmore Harper Henderson
Hillyard Hinkins Iwamoto Jackson
Jenkins Knudson Madsen Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Urquhart Van Tassell
Vickers Weiler Niederhauser
Absent or not voting were: Senators
Adams Dabakis

S.C.R. 10 was transmitted to the House for consideration.

***

S.R. 1, SENATE RESOLUTION CHANGING A STANDING COMMITTEE NAME, 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
Adams Bramble Christensen Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Hinkins Iwamoto
Jackson Jenkins Knudson Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Urquhart Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Dabakis Madsen

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

***

On motion of Senator Jenkins, 1st Sub. H.B. 138, CONSUMER ELECTRONIC DEVICE RECYCLING REPORT AMENDMENTS, was read the third time and circled.

***

S.B. 144, DEAD DOMESTIC ANIMAL DISPOSAL 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
Adams Bramble Christensen Davis
Dayton Escamilla Fillmore Harper
Absent or not voting was: Senator Dabakis

S.B. 144 was transmitted to the House for consideration.

* * *

S.B. 124, GANG ENHANCEMENT PROVISION 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 Christensen Dayton
Escamilla Fillmore Harper Henderson
Hillyard Hinkins Iwamoto Jackson
Jenkins Knudson Madsen Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Urquhart Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators

Dabakis Davis

S.B. 124 was transmitted to the House for consideration.

* * *

On motion of Senator Jenkins, the circle was removed from 1st Sub. H.B. 138, CONSUMER ELECTRONIC DEVICE RECYCLING REPORT 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 Dayton
Escamilla Fillmore Harper Henderson
Hillyard Hinkins Iwamoto Jackson
Jenkins Knudson Madsen Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Urquhart Van Tassell
Vickers Weiler Niederhauser
Absent or not voting were: Senators
Dabakis Davis

1st Sub. H.B. 138 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. 150, CONTROLLED SUBSTANCE PRESCRIPTION NOTIFICATION, was read the second time. Senator Bramble explained the bill. Senator Vickers 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 Escamilla Fillmore Harper
Henderson Hillyard Hinkins Iwamoto
Jackson Jenkins Knudson Madsen
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Urquhart Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Dabakis Thatcher

On motion of Senator Stevenson, H.B. 150 was placed on Third Reading Table due to fiscal impact.

* * *

On motion of Senator Adams, the circle was removed from H.B. 12, DISASTER RECOVERY FOR LOCAL GOVERNMENTS, and it was before the Senate. Senator Adams explained the bill. Senator 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  Davis  Dayton  
Escamilla  Fillmore  Harper  Henderson  
Hillyard  Hinkins  Iwamoto  Jackson  
Jenkins  Knudson  Madsen  Mayne  
Millner  Shiozawa  Stephenson  Stevenson  
Thatcher  Urquhart  Vickers  Weiler  
Niederhauser

**Absent or not voting were:** Senators

Bramble  Dabakis  Okerlund  Van Tassell

* * *

**H.B. 28, GRANTS FOR EDUCATOR PROFESSIONAL LEARNING,** was read the second time. Senator Millner 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  
Escamilla  Fillmore  Harper  Henderson  
Hinkins  Iwamoto  Jackson  Knudson  
Madsen  Mayne  Millner  Okerlund  
Shiozawa  Stephenson  Stevenson  Thatcher  
Urquhart  Van Tassell  Vickers  Weiler  
Niederhauser

**Voting in the negative were:** Senators  
Dayton  Jenkins

**Absent or not voting were:** Senators  
Dabakis  Hillyard

On motion of Senator Stevenson, **H.B. 28** was placed on Third Reading Table due to fiscal impact.

* * *

On motion of Senator Jackson, **H.B. 168,** TRANSPORTATION FUNDING MODIFICATIONS, was read the second time and circled.
1st Sub. H.B. 189, MOTOR VEHICLE IMPOUND 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 Christensen Dabakis Davis
Dayton Fillmore Harper Henderson
Hillyard Hinkins Iwamoto Jackson
Jenkins Knudson Madsen Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Urquhart Van Tassell
Weiler Niederhauser

Absent or not voting were: Senators
Bramble Escamilla Vickers

On motion of Senator Christensen, H.B. 67, WEAPONS ON PUBLIC TRANSPORTATION, was read the second time and circled.

S.B. 61, SMOKING IN PUBLIC PLACES AMENDMENTS, was before the Senate.

On motion of Senator Harper, the bill was circled.

1st Sub. S.B. 82, CHILD WELFARE MODIFICATIONS, was read the second time.

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

3rd Sub. S.B. 82 Child Welfare Modifications (W. Harper)

Senator Harper explained the bill. Senator Van Tassell 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

Bramble

***

S.C.R. 5, CONCURRENT RESOLUTION IN SUPPORT OF LAW ENFORCEMENT OFFICERS, was read the second time. Senator Jackson explained the bill.

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

1st Sub. S.C.R. 5 Concurrent Resolution in Support of Law Enforcement Officers (A. Jackson)

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, Urquhart

***

On motion of Senator Christensen, the circle was removed from H.B. 67, WEAPONS ON PUBLIC TRANSPORTATION, 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

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<th>Adams</th>
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**Voting in the negative were:** Senators

| Dabakis | Iwamoto |

**Absent or not voting were:** Senators

| Davis     | Thatcher |

***

S.C.R. 8, CONCURRENT RESOLUTION APPROVING THE TEST AND TRAINING RANGE LAND EXCHANGE, was read the second time. Senator Stevenson 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

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<th>Adams</th>
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**Absent or not voting were:** Senators

| Christensen | Van Tassell |

***

On motion of Senator Millner, S.B. 103, STRATEGIC WORKFORCE INVESTMENTS, was read the second time and circled.
1st Sub. S.B. 91, BOARD OF EDUCATION AMENDMENTS, was read the second time.

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

2nd Sub. S.B. 91 Board of Education Amendments (L. Hillyard)

Senator Hillyard proposed the following amendment:

1. Page 4, Lines 110 through 113:

   110 (c) An attorney described in Subsection (1)(a) may not:
   111    (i) conduct litigation; {or—}
   112    (ii) settle claims covered by the Risk Management Fund created in Section 63A−4−201 ; or
   (iii) issue formal legal opinions.

   113 Section 2. Section 53A−1a−503.5 is amended to read:

   Senator Hillyard’s motion to amend passed on a voice vote. Senator Hillyard explained the bill. Senators Stephenson and Jenkins 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

   Adams Christensen Dabakis Davis
   Dayton Fillmore Harper Henderson
   Hillyard Hinkins Iwamoto Jackson
   Jenkins Knudson Mayne Millner
   Okerlund Shiozawa Stephenson Stevenson
   Urquhart Van Tassell Vickers Weiler
   Niederhauser

   **Voting in the negative was:** Senator

   Madsen

   **Absent or not voting were:** Senators

   Bramble Escamilla Thatcher

   * * *

On motion of Senator Jackson, the circle was removed from H.B. 168, TRANSPORTATION FUNDING MODIFICATIONS, and it was before the
Senate. Senator Jackson 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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<tr>
<th>Christensen</th>
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**Voting in the negative was:** Senator Thatcher

**Absent or not voting were:** Senators

| Adams | Bramble |

***

1st Sub. S.B. 93, COMPUTER SCIENCE INITIATIVE FOR PUBLIC SCHOOLS, was read the second time. Senator Stephenson explained the bill. Senator Harper commented. The bill passed second reading on the following roll call:

**Yeas, 24; Nays, 5; 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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S.B. 109, SCHOOL AND INSTITUTIONAL TRUST LANDS AMENDMENTS, was read the second time. Senator Millner explained the bill.
Senators Van Tassell and Jenkins commented. 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

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**Voting in the negative were:** Senators

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**Absent or not voting were:** Senators

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**INTRODUCTION OF BILLS**

**S.B. 174, Salvage Vehicle Purchaser Amendments** (C. Bramble), was read the first time by short title and referred to the Rules Committee.

**S.B. 175, Fair Housing Act Option Amendments** (M. Dayton), was read the first time by short title and referred to the Rules Committee.

**S.B. 176, Office of the State Board of Education Employment Amendments** (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

**S.B. 177, Nighttime Highway Construction Noise Amendments** (K. Van Tassell), was read the first time by short title and referred to the Rules Committee.

**S.B. 178, Economic Development Revisions** (C. Bramble), was read the first time by short title and referred to the Rules Committee.

**S.B. 183, Department of Public Safety Amendments** (C. Bramble), was read the first time by short title and referred to the Rules Committee.

**S.B. 189, Death Penalty Amendments** (S. Urquhart), was read the first time by short title and referred to the Rules Committee.
S.B. 190, Open and Public Meetings Law Revisions (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.J.R. 15, Joint Rules Resolution — Conference Committees (K. Van Tassell), was read the first time by short title and referred to the Rules Committee.

S.R. 2, Senate Rules Resolution — Rules Committee Notice (K. Van Tassell), was read the first time by short title and referred to the Rules Committee.

* * *

On motion of Senator Okerlund, the Senate recessed at 12:08 p.m.

AFTERNOON SESSION

The Senate reassembled at 2:13 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 18, 2016

The House passed, S.B. 119, DEBT COLLECTION 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.J.R. 10, JOINT RESOLUTION ON EDUCATION FOR LAW ENFORCEMENT PROFESSIONALS, 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.

Mr. President: February 18, 2016

The House passed H.B. 51, RECODIFICATION OF POSTRETIREMENT REEMPLOYMENT PROVISIONS, by Representative K. Powell, and it is transmitted for consideration; and

The House passed, as amended, H.B. 63, FEES FOR GOVERNMENT RECORDS REQUESTS, by Representative Brian S. King, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 172, PUBLIC ASSISTANCE BENEFITS AMENDMENTS, by Representative A. Romero, and it is transmitted for consideration; and
The House passed **H.B. 183**, COUNTY OPTION SALES AND USE TAX FOR HIGHWAYS AND PUBLIC TRANSIT AMENDMENTS, by Representative J. Draxler, and it is transmitted for consideration; and

The House passed **H.B. 217**, SMALL SCHOOL FUNDING, by Representative K. McIff, and it is transmitted for consideration; and

The House passed **H.B. 243**, PUBLIC TRANSIT DISTRICT OFFICERS AMENDMENTS, by Representative E. Redd, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 245**, LOCAL HEALTH DEPARTMENT AMENDMENTS, by Representative B. Dee, and it is transmitted for consideration; and

The House passed **H.B. 320**, METRO TOWNSHIP REVISIONS, by Representative L. Christensen, and it is transmitted for consideration; and

The House passed **H.J.R. 10**, JOINT RESOLUTION AUTHORIZING THE LEASE OF A PORTION OF THE UTAH STATE DEVELOPMENTAL CENTER’S LAND, 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.

**STANDING COMMITTEE REPORTS**

Mr. President: February 17, 2016

The Revenue and Taxation Committee recommends **H.B. 23**, PRIVILEGE TAX AMENDMENTS, by Representative J. Stanard, be replaced and favorably recommends **1st Sub. H.B. 23**, PRIVILEGE TAX AMENDMENTS.

Deidre M. Henderson

Mr. President: February 17, 2016

The Economic Development and Workforce Services Committee recommends **S.B. 151**, COMMUNITY DEVELOPMENT AND RENEWAL AGENCIES ACT REVISIONS, by Senator W. Harper, be replaced and favorably recommends **1st Sub. S.B. 151**, COMMUNITY DEVELOPMENT AND RENEWAL AGENCIES ACT REVISIONS; and

The Economic Development and Workforce Services Committee reports a favorable recommendation on **S.B. 153**, SELF-RELIANCE TRAINING FOR
PUBLIC ASSISTANCE RECIPIENTS, by Senator L. Fillmore, with the following amendments:

1. Page 5, Lines 142 through 147:

   142 (4) Approved self-reliance training may be offered by the department or any of the following if approved by the department:

   143 (a) a civic organization as defined in Section 35A–3–102;

   144 (b) a for-profit entity;

   145 (c) an educational institution; or

   146 (d) any state or local entity.

   147 (5) The director may contract with a civic organization to provide approved

Lincoln Fillmore, Chair

Mr. President: February 17, 2016

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 95, POLITICAL ISSUES COMMITTEE AMENDMENTS, by Representative K. Powell; and

The Government Operations and Political Subdivisions Committee recommends S.B. 114, MUNICIPAL UTILITIES AMENDMENTS, by Senator J. Stevenson, be replaced and favorably recommends 1st Sub. S.B. 114, MUNICIPAL UTILITIES AMENDMENTS; and

The Government Operations and Political Subdivisions Committee recommends S.B. 142, IMPROVEMENT DISTRICT AMENDMENTS, by Senator T. Weiler, be replaced and favorably recommends 1st Sub. S.B. 142, IMPROVEMENT DISTRICT AMENDMENTS; and

The Government Operations and Political Subdivisions Committee recommends S.B. 150, METRO TOWNSHIP AMENDMENTS, by Senator K. Mayne, be replaced and favorably recommends 2nd Sub. S.B. 150, METRO TOWNSHIP AMENDMENTS.

Margaret Dayton, Chair

Mr. President: February 17, 2016

The Health and Human Services Committee reports a favorable recommendation on 1st Sub. H.B. 68, POST–EXPOSURE BLOOD TESTING AMENDMENTS, by Representative E. Redd, with the following amendments:
1. Page 1, Lines 13 through 16:

This bill:

allows an emergency service provider a law enforcement agency to request a court order on behalf of an emergency services provider authorizing a blood sample from an individual if, during the course of performing the provider’s duties, the provider is significantly exposed to the individual’s bodily fluids.

2. Page 2, Lines 37 through 38

House Committee Amendments 2–2–2016:

(2) (a) The petitioner A law enforcement agency may submit on behalf of the petitioner by electronic or other means an ex parte request for an a warrant ordering a blood draw from the respondent.

The Health and Human Services Committee reports a favorable recommendation on 2nd Sub. H.B. 124, MONITORING EQUIPMENT IN A CARE FACILITY, by Representative T. Hawkes; and

The Health and Human Services Committee recommends S.B. 154, MEDICAID ACCOUNTABLE CARE ORGANIZATIONS, by Senator J. S. Adams, be replaced and favorably recommends 1st Sub. S.B. 154, MEDICAID ACCOUNTABLE CARE ORGANIZATIONS with the following amendments:

1. Page 3, Lines 75 through 80:

A mandated program change shall be included in the base budget for the Medicaid program during the first fiscal year following the fiscal year in which the Medicaid program adopted the mandated program change.

(c) The mandated program change is not subject to the limit on the rate of growth in per–patient–per–month General Fund expenditures for the program established in Subsection
80 (2)(e), until the fiscal year following the fiscal year in which the Medicaid program adopted the mandated program change.

Evan J. Vickers, Chair

Mr. President: February 17, 2016

The Education Committee reports a favorable recommendation on H.B. 41, FEES FOR SUPPLEMENTAL HOURS, by Representative S. Eliason; and

The Education Committee reports a favorable recommendation on H.B. 93, ORGAN DONOR AMENDMENTS, by Representative G. Froerer; and

The Education Committee recommends S.B. 149, SCHOOL GRADING MODIFICATIONS, by Senator A. Millner, be replaced and favorably recommends 1st Sub. S.B. 149, SCHOOL GRADING MODIFICATIONS; and

The Education Committee reports a favorable recommendation on S.J.R. 14, JOINT RESOLUTION ON TEACHER LICENSURE STANDARDS FOR THE TWENTY-FIRST CENTURY, by Senator L. Fillmore.

Ann Millner, Chair

Mr. President: February 18, 2016

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on S.B. 161, HIGHWAY SIGNAGE AMENDMENTS, by Senator J. S. Adams.

Alvin B. Jackson, Chair

Mr. President: February 18, 2016

The Judiciary, Law Enforcement, and Criminal Justice Committee recommends S.B. 111, GUARDIANSHIP – RIGHT OF ASSOCIATION, by Senator T. Weiler, be replaced and favorably recommends 1st Sub. S.B. 111, GUARDIANSHIP – RIGHT OF ASSOCIATION; and
The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **S.B. 155** CONSTITUTIONAL AMENDMENTS TO UTAH CODE, by Senator T. Weiler.

Mark B. Madsen, Chair

Mr. President: February 18, 2016

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 161** AGRICULTURE PARCEL AMENDMENTS, by Representative M. McKell; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **1st Sub. H.B. 266** UNCLAIMED CAPITAL CREDITS AMENDMENTS, by Representative M. Noel.

Scott K. Jenkins, 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 17, 2016

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **H.B. 81** GOVERNMENT EMPLOYEES INSURANCE OFFERINGS AMENDMENTS, by Representative M. Kennedy, 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. 147** REVISOR’S TECHNICAL CORRECTIONS TO UTAH CODE, by Senator R. Okerlund, and recommends it be considered read for the second time and placed on the Consent Calendar.

Margaret Dayton, Chair

Mr. President: February 17, 2016

The Health and Human Services Committee reports a favorable recommendation on **1st Sub. H.B. 79** NONPATIENT CAUSE OF ACTION, by
Representative K. McIff, and recommends it be considered read for the second time and placed on the Consent Calendar.

Evan J. Vickers, Chair

Mr. President: February 17, 2016

The Education Committee reports a favorable recommendation on H.B. 147, STATE BOARD OF EDUCATION REVISIONS, by Representative B. R. Cutler, and recommends it be considered read for the second time and placed on the Consent Calendar.

Ann Millner, Chair

Mr. President: February 18, 2016

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on H.B. 140, PUBLIC UTILITIES AND TECHNOLOGY COMMITTEE NAME CHANGE, by Representative S. Handy, 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 recommends H.B. 210, MEDIA PRODUCTION VEHICLE EXEMPTION, by Representative D. McCay, be replaced and favorably recommends 1st Sub. H.B. 210, SIMULATED EMERGENCY VEHICLE EXEMPTION and that it be considered read for the second time and placed on the Consent Calendar.

Alvin B. Jackson, Chair

Mr. President: February 18, 2016

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on H.B. 222, NONUSE APPLICATION AMENDMENTS, by Representative T. Hawkes, and recommends it be considered read for the second time and placed on the Consent Calendar.

Scott K. Jenkins, 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.

***

Mr. President: February 18, 2016

The Judiciary, Law Enforcement, and Criminal Justice Committee has deleted H.B. 22, CIVIL ASSET FORFEITURE – PROCEDURAL REFORMS,
by Representative B. Greene, and replaced it with **1st Sub. H.B. 22, CIVIL ASSET FORFEITURE – PROCEDURAL REFORMS**, and has tabled and returned it to the Rules Committee for filing.

Mark B. Madsen, Chair

**RULES COMMITTEE REPORTS**

To the Members of the Senate: February 18, 2016

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

**Business and Labor Committee**

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<tr>
<th>Bill</th>
<th>Description</th>
<th>Sponsor</th>
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<tr>
<td>S.B. 174</td>
<td>Salvage Vehicle Purchaser Amendments</td>
<td>Sen. C. Bramble</td>
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**Education Committee**

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<td>S.B. 176</td>
<td>Office of the State Board of Education Employment Amendments (Sen. H. Stephenson)</td>
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**Government Operations and Political Subdivisions Committee**

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<tr>
<td>S.B. 175</td>
<td>Fair Housing Act Option Amendments (Sen. M. Dayton)</td>
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<tr>
<td>1st Sub. H.B. 158</td>
<td>Campaign Funds Restrictions for County and Local School Board Offices (Rep. P. Arent)</td>
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<td>H.B. 198</td>
<td>Ballot Proposition Amendments (Rep. J. Fawson)</td>
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<td>H.B. 282</td>
<td>State Contractor Employee Health Coverage Amendments (Rep. J. Dunnigan)</td>
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**Health and Human Services Committee**

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<tr>
<td>S.B. 170</td>
<td>Indigenous Peoples Day (Sen. J. Dabakis)</td>
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<tr>
<td>2nd Sub. H.B. 186</td>
<td>Volunteer Health Care Continuing Education Credit (Rep. D. Lifferth)</td>
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H.C.R. 7    Concurrent Resolution for a Statue to Recognize Father Dominguez and Father Escalante (Rep. M. Wheatley)

Judiciary, Law Enforcement, and Criminal Justice Committee
S.B. 77    Medicaid Expansion Proposal (Sen. G. Davis)
1st Sub. H.B. 120    DUI Enforcement Funding Amendments (Rep. S. Eliason)
H.B. 207    Fourth District Juvenile Court Judge (Rep. D. Sanpei)

Natural Resources, Agriculture and Environment Committee
S.B. 173    State Fair Park Revisions (Sen. K. Van Tassell)

Revenue and Taxation Committee
S.B. 171    Economic Development Tax Credits Amendments (Sen. C. Bramble)

Transportation, Public Utilities and Technology Committee
1st Sub. H.B. 167    Utah Law Enforcement Memorial Special Group License Plate (Rep. L. Perry)
H.J.R. 3    Joint Rules Resolution Changing an Interim Committee Name (Rep. S. Handy)

Kevin T. Van Tassell
Rules Committee Chair

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

INTRODUCTION OF BILLS

S.B. 181, Judiciary Amendments (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

S.B. 182, Sales and Use Tax Revisions (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 184, Procurement Code Modifications (S. Jenkins), was read the first time by short title and referred to the Rules Committee.

SECOND READING CALENDAR

S.J.R. 12, PROPOSAL TO AMEND UTAH CONSTITUTION — CHANGES TO SCHOOL FUNDS, was read the second time. Senator Millner
explained the bill. Senator Hillyard 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

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<th>Bramble</th>
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**Voting in the negative was:** Senator Dayton

**Absent or not voting were:** Senators

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**S.B. 95, GENERAL OBLIGATION BONDS AMENDMENTS, was read the second time. Senator Fillmore 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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**S.B. 99, FINANCIAL TRANSPARENCY FOR POLITICAL SUBDIVISIONS, was read the second time.**
On motion of Senator Henderson, the following substitute bill replaced the original bill:

2nd Sub. S.B. 99 Financial Transparency for Political Subdivisions
(D. Henderson)

Senator Henderson explained the bill. Senator Van Tassell commented. The bill passed second reading on the following roll call:

**Y eas, 24; Nays, 1; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Henderson
Hillyard  Hinkins  Iwamoto  Jackson
Jenkins  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Thatcher
Urquhart  Vickers  Weiler  Niederhauser

**Voting in the negative was:** Senator
Van Tassell

**Absent or not voting were:** Senators
Adams  Bramble  Madsen  Stevenson

* * *

S.B. 56, NURSE PRACTICE ACT AMENDMENTS, was read the second time.

Senator Vickers proposed the following amendment:

1. Page 7, Lines 208 through 211:

208 (b) A program approved under Subsection (2)(a) may qualify graduates for licensure
209 under Subsection (2)(a) until {May 31, 2017} December 31, 2020. On or after {June 1, 2017} January 1, 2021, a nursing education
210 program that is not an approved education program under Subsection (1) may not qualify
211 graduates for licensure under this chapter.
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:

**Yea's, 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 Millner, the circle was removed from **S.B. 103, STRATEGIC WORKFORCE INVESTMENTS**, and it was before the Senate. Senator Millner explained the bill.

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

**1st Sub. S.B. 103 Strategic Workforce Investments (A. Millner)**

Senator Mayne commented. The bill passed second reading on the following roll call:

**Yea's, 26; Nays, 2; 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
Hinkins

* * *

1st Sub. S.B. 108, BIRTHING CENTER AMENDMENTS, was read the second time. Senator Henderson explained the bill. Senators Mayne, Shiozawa, Christensen, Escamilla, Stephenson, and Vickers commented. The bill passed second reading on the following roll call:

Yeas, 23; Nays, 3; Absent or not voting, 3.

Voting in the affirmative were: Senators
Bramble Dabakis Davis Escamilla
Fillmore Harper Henderson Hillyard
Iwamoto Jackson Jenkins Knudson
Madsen Mayne Millner Okerlund
Stephenson Stevenson Urquhart Van Tassell
Vickers Weiler Niederhauser

Voting in the negative were: Senators
Christensen Dayton Shiozawa

Absent or not voting were: Senators
Adams Hinkins Thatcher

* * *

On motion of Senator Madsen, the Senate voted to move S.B. 73, MEDICAL CANNABIS ACT, to the top of the Second Reading Calendar.

* * *

S.B. 73, MEDICAL CANNABIS ACT, was read the second time.

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

1st Sub. S.B. 73 Medical Cannabis Act (M. Madsen)

On motion of Senator Madsen, the bill was circled.

* * *

S.B. 68, PROPERTY TAX AMENDMENTS, was read the second time. Senator Harper explained the bill. Senators Hillyard and Bramble 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     Dabakis     Davis
Dayton    Escamilla   Fillmore    Harper
Henderson Henderson Hillyard Iwamoto Jackson
Jenkins   Knudson     Madsen     Mayne
Millner   Okerlund    Shiozawa   Stephenson
Stevenson Thatcher Urquhart Van Tassell
Vickers   Weiler      Niederhauser

Absent or not voting were: Senators
Christensen Hinkins

***

S.J.R. 3, PROPOSAL TO AMEND UTAH CONSTITUTION– PROPERTY TAX EXEMPTIONS, was read the second time. Senator Harper 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      Escamilla Fillmore
Harper     Henderson  Hillyard Iwamoto
Jackson   Jenkins     Knudson    Madsen
Mayne     Millner     Okerlund  Shiozawa
Stephenson Stevenson Thatcher Urquhart
Van Tassell Vickers   Weiler     Niederhauser

Absent or not voting was: Senator
Hinkins

***

On motion of Senator Shiozawa, the Senate voted to lift S.B. 137, COUNTY OPTION FUNDING FOR BOTANICAL, CULTURAL, RECREATIONAL, AND ZOOLOGICAL ORGANIZATIONS AND FACILITIES, from the Consent Calendar and place it at the top of the Second Reading Calendar.

***

On motion of Senator Shiozawa, S.B. 137, COUNTY OPTION FUNDING FOR BOTANICAL, CULTURAL, RECREATIONAL, AND ZOOLOGICAL ORGANIZATIONS AND FACILITIES, was read the second time and circled.
S.B. 64, SPECIAL GROUP LICENSE PLACE MODIFICATIONS, was read the second time. Senator Escamilla 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
Davis  Dayton  Escamilla  Fillmore
Harper  Henderson  Hillyard  Iwamoto
Jackson  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Thatcher  Urquhart  Van Tassell  Vickers
Weiler  Niederhauser

Voting in the negative was: Senator Jenkins

Absent or not voting were: Senators

Hinkins  Madsen

On motion of Senator Okerlund, S.B. 69, CHILDREN’S HEART DISEASE SPECIAL GROUP LICENSE PLATES, was read the second time and circled.

Senator Shiozawa proposed the following amendment:

1. Page 6, Lines 152 through 159:

152  (b) A county legislative body may revise county ordinances to reflect {→ # −} statutory
153  {→ −} changes to the distribution formula or eligible recipients of revenues generated from a tax
imposed under Subsection (2)(a) { — increase to the rate of the tax authorized under this part:

(i) after the county legislative body submits an opinion question to residents of the county in accordance with Subsection (1) giving them the opportunity to express their opinion on the proposed revisions to county ordinances; and

(ii) if the county legislative body determines that a majority of those voting on the opinion question have voted in favor of the revisions. — without submitting an opinion question to residents of the county.

Senator Shiozawa’s motion to amend passed on a voice vote. Senator Shiozawa 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
Adams Christensen Dabakis Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Iwamoto Jackson
Jenkins Knudson Madsen Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Urquhart Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Bramble Hinkins

INTRODUCTION OF BILLS

S.B. 185, Labor Remedy Amendments (J. Iwamoto), was read the first time by short title and referred to the Rules Committee.

S.B. 186, Air Quality Incentives (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 191, School Turnaround and Leadership Development Act Amendments (A. Millner), was read the first time by short title and referred to the Rules Committee.
On motion of Senator Van Tassell, the Senate voted to lift H.B. 118, PUBLIC ACCESS OF ADMINISTRATIVE ACTION AMENDMENTS, from the Government Operations and Political Subdivisions Committee and assign it to the Business and Labor Committee.

On motion of Senator Okerlund, and at 3:55 p.m., the Senate adjourned until 10:00 a.m., Friday, February 19, 2016.
TWENTY–FIFTH DAY

February 19, 2016

The Senate was called to order at 10:00 a.m., with President Wayne Niederhauser presiding.

Prayer – Matthew Fife, Logan High School Student Body President
Pledge of Allegiance – Senator Daniel Thatcher
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 86)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 18, 2016

The House concurred in the Senate amendments and passed H.B. 14, EMERGENCY SERVICES ACCOUNT LOAN AMENDMENTS, by Representative C. Oda, 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 18, 2016

The House passed H.B. 15, DOMESTIC RELATIONS RETIREMENT SHARES, by Representative K. McIff, and it is transmitted for consideration; and

The House passed, as substituted, 4th Sub. H.B. 48, ELECTION LAW AMENDMENTS, by Representative D. McCay, and it is transmitted for consideration; and

The House passed, as substituted and amended, 2nd Sub. H.B. 96, SINGLE SIGN–ON BUSINESS DATABASE, by Representative B. R. Cutler, and it is transmitted for consideration; and

The House passed, as substituted and amended, 2nd Sub. H.B. 160, JUSTICE COURT JUDGE QUALIFICATIONS AMENDMENTS, by Representative C. Hall, and it is transmitted for consideration; and

The House passed, as amended, H.B. 184, UNLICENSED DIRECT–ENTRY MIDWIFERY, by Representative C. Moss, and it is transmitted for consideration; and
The House passed, as amended, **H.B. 213**, AGRICULTURAL MODIFICATIONS, by Representative S. Sandall, and it is transmitted for consideration; and

The House passed **H.J.R. 7**, JOINT RULES RESOLUTION ON MEDICAID FUNDING REPORT, by Representative D. Sanpei, 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. 179, Uniform Parentage Act Amendments** (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

**S.B. 180, Optional Tax Increase Amendments** (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

**S.B. 187, Reclassification of Misdemeanors** (D. Thatcher), was read the first time by short title and referred to the Rules Committee.

**S.B. 188, Higher Education Capital Facilities** (S. Urquhart), was read the first time by short title and referred to the Rules Committee.

**S.B. 192, Study on Claims Exceeding Statutory Limit** (J. Iwamoto), was read the first time by short title and referred to the Rules Committee.

**S.B. 193, Utah Communications Authority Act Amendments** (W. Harper), was read the first time by short title and referred to the Rules Committee.

**S.B. 194, Rental Vehicle Proof of Registration and Insurance** (C. Bramble), was read the first time by short title and referred to the Rules Committee.

**S.B. 195, Highway Bridge Designation Amendments** (D. Hinkins), was read the first time by short title and referred to the Rules Committee.

**S.B. 196, Retail Bag Impact Reduction Program** (J. Iwamoto), was read the first time by short title and referred to the Rules Committee.

**S.B. 197, Resale of Procurement Item Amendments** (K. Mayne), was read the first time by short title and referred to the Rules Committee.
S.B. 198, Amendments Related to Deferred Deposit Lending (J. Dabakis), was read the first time by short title and referred to the Rules Committee.

CONCURRENCE CALENDAR

On motion of Senator Millner, the Senate voted to concur in the House amendments to S.B. 51, TEACHER LEADER ROLE. The bill, as amended, 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. 51 was returned to the House for the signature of the Speaker.

***

S.B. 105, BAIL AMENDMENTS, was before the Senate.

On motion of Senator Christensen, the bill was circled.

CONSENT CALENDAR

1st Sub. S.B. 148, WORKFORCE SERVICES REVISIONS, was read the third time, explained by Senator Weiler, 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
Hillyard Jenkins Mayne Okerlund
Stephenson Urquhart

1st Sub. S.B. 148 was transmitted to the House for consideration.

* * *

S.C.R. 12, CONCURRENT RESOLUTION RECOGNIZING THE IMPORTANCE OF UTAH SPORT AND OLYMPIC LEGACY EFFORTS, was read the third time, 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 Escamilla Fillmore
Harper Henderson Hinkins Iwamoto
Jackson Knudson Madsen Millner
Shiozawa Stevenson Thatcher Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Hillyard Jenkins Mayne Okerlund
Stephenson Urquhart

S.C.R. 12 was transmitted to the House for consideration.

* * *

H.B. 24, AERONAUTICS RESTRICTED ACCOUNT 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 Bramble Christensen Davis
Dayton Escamilla Fillmore Harper
Henderson Hinkins Iwamoto Jackson
Jenkins Knudson Madsen Mayne
Millner Shiozawa Stevenson Thatcher
Urquhart Van Tassell Vickers Weiler
Niederhauser
Absent or not voting were: Senators
Dabakis     Hillyard     Okerlund     Stephenson

H.B. 24 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 208, TAX ISSUES 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     Escamilla    Fillmore       Harper
Henderson  Hinkins      Iwamoto       Jackson
Jenkins    Knudson      Madsen        Mayne
Millner    Okerlund     Shiozawa      Stevenson
Thatcher   Urquhart     Van Tassell   Vickers
Weiler     Niederhauser

Absent or not voting were: Senators
Dabakis     Hillyard     Stephenson

H.B. 208 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

H.C.R. 6, CONCURRENT RESOLUTION CELEBRATING THE UTAH FARM BUREAU CENTENNIAL, 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
Davis      Dayton       Escamilla       Fillmore
Harper     Henderson    Hinkins        Iwamoto
Jackson    Jenkins      Knudson        Madsen
Mayne      Millner      Okerlund       Shiozawa
Stephenson Stevenson    Thatcher      Van Tassell
Vickers    Weiler       Niederhauser
Absent or not voting were: Senators
Hillyard Urquhart

** **

2nd Sub. S.B. 89. MEDICAL CANNABIDIOL AMENDMENTS, was before the Senate and explained by Senator Vickers.

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

3rd Sub. S.B. 89 Medical Cannabidiol Amendments (E. Vickers)

Senator Jenkins proposed the following amendment:

1. Page 53, Lines 1623 through 1624:

   1623 (9) A cannabidiol dispensary may not sell cannabidiol before January 1, 2017.
   (10) A cannabidiol dispensary shall require any cannabidiol dispensary agent to wear a white lab coat at all times while the cannabidiol dispensary agent is in the view of a customer at the cannabidiol dispensary.

   1624 Section 61. Section 58–86–402 is enacted to read:

   Senator Jenkins’ motion to amend passed on a voice vote. Senators Knudson, Escamilla, Dabakis, Stephenson, Weiler, Madsen, and Urquhart commented and the bill passed second reading on the following roll call:

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

Voting in the affirmative were: Senators
Bramble Christensen Dabakis Davis
Escamilla Fillmore Harper Henderson
Hillyard Hinkins Iwamoto Jackson
Jenkins Knudson Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Urquhart Van Tassell Vickers
Weiler Niederhauser

Voting in the negative were: Senators
Adams Dayton Madsen
COMMITTEE OF THE WHOLE


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

TIME CERTAIN CALENDAR

On motion of Senator Madsen, the circle was removed from 1st Sub. S.B. 73, MEDICAL CANNABIS ACT, and it was before the Senate. Senator Madsen explained the bill.

Senator Madsen proposed the following amendment #1:

1. Page 3, Lines 68 through 72:

68 cannabis;
69 {prohibits a state or political subdivision employer from discriminating against a public employee because of the employee’s lawful possession of or use of cannabis,
70 a cannabis product, or a medical cannabis device.}
72 imposes a tax on the sale of cannabis, a cannabis product, or a medical cannabis

2. Page 5, Lines 130 through 132:

130 26–58–109, Utah Code Annotated 1953
131 {26–58–110, Utah Code Annotated 1953}
132 26–58–201, Utah Code Annotated 1953

3. Page 32, Line 975 through Page 33, Line 987:

975 (c) Title 59, Chapter 28, Medical Cannabis Tax Act.
976 {Section 34, Section 26–58–110 is enacted to read:
977 26–58–110. Equal treatment of a public employee recommended cannabis, a cannabis product, or a medical cannabis device by a physician.
979 (1) As used in this section, “public employee” means an individual who is employed by
the state or a political subdivision of the state.

(2) An employer of a public employee may not, in matters of employment, treat an individual who uses cannabis, a cannabis product, or a medical cannabis device in accordance with this chapter differently than the employer would treat a similarly situated individual who uses a doctor-prescribed medication that has a side effect that is similar to a cannabis or cannabis product side effect.

Section 35. Section 26–58–201 is enacted to read:

Part 2. Medical Cannabis Card Registration

RENUMBER REMAINING SECTIONS ACCORDINGLY

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

###

Senator Madsen proposed the following amendment #2:

1. Page 16, Lines 476 through 481:

   (2) The department may inspect the records and facility of a cannabis production establishment:

   (a) up to three scheduled times per year;

   (b) up to as one unscheduled time per year; and

   (c) if the department has reason to believe that the cannabis production establishment has violated the law, at any time, scheduled or unscheduled.

2. Page 46, Lines 1407 through 1411:

   (2) The department may inspect the records and facility of a cannabis dispensary:

   (a) as many as three scheduled times per year;

   (b) as many as one unscheduled time per year; and
Senator Madsen’s motion to amend passed on a voice vote.

###

Senator Madsen proposed the following amendment #3:

1. Page 2, Line 51 through Page 3, Line 61:

   51 content and safety;
   52 { preempts an ordinance enacted by a political subdivision regarding a medical cannabis establishment; }
   53 { provides that a licensed cannabis dispensary or licensed cannabis production establishment may operate in a political subdivision as:
   54 • a permitted use in an industrial, manufacturing, agriculture, or similar zone; and
   55 • as a conditional use in a commercial or similar zone;
   56 : provides that a licensed cannabis production establishment may operate in a political subdivision:
   57 • as a permitted use in an industrial, manufacturing, agriculture, or similar zone; }
   58 allows an individual driving with a measurable metabolite of cannabis to assert, as

2. Page 4, Lines 89 through 92:

   89 AMENDS:
   90 { 10−9a−104, as last amended by Laws of Utah 2013, Chapter 309— }
3. Page 4, Lines 102 through 104:

102 4–42–103, Utah Code Annotated 1953
103 { 4–42–104, Utah Code Annotated 1953–}
104 4–42–201, Utah Code Annotated 1953

4. Page 4, Lines 113 through 115:

113 4–42–404, Utah Code Annotated 1953
114 { 4–42–405, Utah Code Annotated 1953–}
115 4–42–501, Utah Code Annotated 1953

5. Page 5, Lines 123 through 125:

123 26–58–102, Utah Code Annotated 1953
124 { 26–58–103, Utah Code Annotated 1953–}
125 26–58–104, Utah Code Annotated 1953

6. Page 5, Lines 147 through 149:

147 26–58–505, Utah Code Annotated 1953
148 { 26–58–506, Utah Code Annotated 1953–}
149 26–58–601, Utah Code Annotated 1953

7. Page 9, Lines 249 through 252:

249 { ———Section 4. Section 4–42–104 is enacted to read:
251 This chapter preempts any ordinance enacted by a political subdivision of the state
252 regarding a cannabis production establishment. –}
RENUMBER REMAINING SECTIONS ACCORDINGLY

8. Page 17, Line 517 through Page 18, Line 525:

517 { ——Section 15. Section 4–42–405 is enacted to read:
519 (1) A municipality or local government may not enact a zoning ordinance that prohibits
520 a cannabis production establishment from operating in a location within the municipality’s or
(2) A municipality or local government shall allow a cannabis production establishment to operate as a permitted use in an agricultural, an industrial, or a manufacturing zone, or in a zone that allows for similar uses.

RENUMBER REMAINING SECTIONS ACCORDINGLY

9. Page 23, Lines 682 through 690:

(1) Except as provided in Subsection (2), a municipality may enact an ordinance imposing stricter requirements or higher standards than are required by this chapter.

(2) A municipality may not impose stricter requirements or higher standards than are required by:

(a) Section 4–405;
(b) Section 10–9a–305;
(c) Section 10–9a–514;
(d) Section 26–58–506.

10. Page 23, Lines 692 through 700:

(1) Except as provided in Subsection (2), a county may enact an ordinance imposing stricter requirements or higher standards than are required by this chapter.

(2) A county may not impose stricter requirements or higher standards than are
696  required by:
697     { (a) Section 4−42−405;− }
698     (a) (a) (b) (d) Section 17−27a−305;
699     (b) (c) Section 17−27a−513 . { − and − }
700     { (d) Section 26−58−506.− }

11. Page 25, Lines 757 through 760:

757     { Section 27. Section 26−58−103 is enacted to read:
758     26−58−103. Preemption.
759     This chapter preempts any ordinance enacted by a political
760     subdivision of the state that
761     regulates a cannabis dispensary.− )
762     RENUMBER REMAINING SECTIONS ACCORDINGLY

12. Page 47, Line 1443 through Page 48, Line 1452:

1443     { 26−58−506. Zoning.
1444     (1) A municipality or local government may not enact a zoning
1445     ordinance that prohibits
1446     a cannabis dispensary from operating in a location within the
1447     municipality’s or local
1448     government’s jurisdiction, on the sole basis that the cannabis
1449     dispensary is a cannabis
1450     dispensary.
1451     (2) A municipality or local government shall allow a cannabis
1452     dispensary to operate as:
1453     (a) a permitted use in an agricultural, industrial, or
1454     manufacturing zone, or in a zone
1455     that allows for a similar use; and
1456     (b) as a conditional use in a commercial zone or in a zone that
1457     allows for a similar use.− )
1458     Section 52. Section 26−58−601 is enacted to read:
1459     RENUMBER REMAINING SECTIONS ACCORDINGLY
Senator Madsen’s motion to amend passed on a voice vote.

# # #

Senator Madsen proposed the following amendment #4:

1. Page 16, Lines 469 through 470:

469 (d) a locked and reinforced area where the cannabis production establishment stores
470 cannabis or a cannabis product.

(5) A cannabis production establishment may not operate:

(a) within 600 feet of a community location, as defined in Section 32B–1–102, that is not a public or private school; or

(b) within 1000 feet of a public or private school.

2. Page 44, Line 1348:

1348 (b) require any employee to wear a white lab coat.

(9) A cannabis dispensary may not operate:

(a) within 600 feet of a community location, as defined in Section 32B–1–102, that is not a public or private school; or

(b) within 1000 feet of a public or private school.

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

# # #

Senator Madsen proposed the following amendment #5:

1. Page 28, Lines 838 through 854:

838 (vi) internal medicine; and

839 (vii) pediatrics; {and–}

840 (b) the director of the Department of Health or the director’s designee as a non-voting

841 member \{-}\ ; and

(c) two medical research professionals with expertise in cannabinoids or a qualifying illness, including one medical research professional who is affiliated with a research–based higher education institution.

842 (2) The department shall appoint at least one member of the board who has a specialty
in addiction medicine.

(3) (a) Four of the members of the board first appointed shall serve for a term of three years and three of the members of the board first appointed shall serve for a term of four years.

(b) After the first members’ terms expire, members of the board shall serve for a term of four years and shall be eligible for reappointment.

(c) Any member of the board may serve until a successor is appointed.

(d) The director of the Department of Health or the director’s designee shall serve as the nonvoting chair of the board.

(4) A quorum of the Compassionate Use Board shall consist of five members.

(5) A member of the board may not receive compensation or benefits for the member’s service, but may receive per diem and travel expenses in accordance with:

(a) Section 63A−3−106;

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

###

Senator Madsen proposed the following amendment #6:

1. Page 29, Lines 886 through 888:

   (7) If the department determines the board properly approved an individual for a compassionate use under this section, the department shall issue the individual a provisional medical cannabis card in accordance with this chapter that is valid for one year.

Senator Madsen’s motion to amend passed on a voice vote.
Senator Madsen proposed the following amendment #7:

1. Page 1, Lines 13 through 14:
   
   13 Health to possess and use, under certain circumstances, a cannabis product or a medical cannabis device;

2. Page 2, Lines 40 through 41:
   
   40 allows a licensed cannabis dispensary to possess a cannabis product or a medical cannabis device, and to sell the cannabis product or medical

3. Page 2, Lines 44 through 45:
   
   44 and sell the cannabis to a licensed cannabis processing facility or a licensed cannabis dispensary;

4. Page 3, Line 65:
   
   65 on the parent’s lawful possession or use of a cannabis product;

5. Page 3, Lines 67 through 68:
   
   67 individual’s home on the basis of the individual’s lawful possession or use of a cannabis product;

6. Page 3, Lines 70 through 72:
   
   70 public employee because of the employee’s lawful possession of or use of a cannabis product or a medical cannabis device.

   72 imposes a tax on the sale of a cannabis product or a medical cannabis
7. Page 3, Line 74:

74 exempts from sales and use tax the sale of cannabis, a cannabis product or a

8. Page 8, Line 231:

231 cannabis is sold, in the form of unprocessed cannabis or a cannabis product, to an individual

9. Page 19, Lines 558 through 559:

558 (i) the total amount of cannabinoids by weight in the cannabis product;  and  
559 (ii) the cannabinoid profile of the cannabis product; and (iii) the number of doses, and the milligrams in each dose, in the cannabis product;

10. Page 20, Lines 594 through 595:

594 (1) An independent cannabis testing laboratory shall, before cannabis or a cannabis product is offered for sale at a cannabis dispensary, accurately test and certify the cannabis or cannabis product.

11. Page 20, Lines 598 through 599:

598 of cannabis or a cannabis product.

599 (3) An independent cannabis testing laboratory shall determine if cannabis or a

12. Page 21, Lines 616 through 618:

616 indicate that a cannabis or cannabis product batch may be unsafe for human consumption:

617 (a) the independent cannabis testing laboratory shall report the results and the cannabis or cannabis product batch simultaneously to:

618 or} cannabis product batch simultaneously to:

13. Page 21, Line 620:

620 (ii) the cannabis production establishment that prepared the cannabis or cannabis
14. Page 21, Line 622:

   622  (b) retain possession of the \{cannabis or –\} cannabis product batch for one week in order to

15. Page 21, Line 624:

   624  (c) allow the cannabis production establishment that prepared the \{cannabis or–\} cannabis

16. Page 21, Line 626:

   626 following the appeal, allow the independent cannabis testing laboratory to retest the \{cannabis or–\}

17. Page 21, Lines 629 through 630:

   629 \{cannabis or –\} cannabis product prepared by a cannabis production establishment is unsafe for

   630 human consumption, the department may seize, embargo, or destroy a \{cannabis or–\} cannabis

18. Page 22, Line 648:

   648 (ii) the person produced \{cannabis or –\} a cannabis product batch that a test shows contains

19. Page 26, Line 776:

   776 (i) electronically recommend, during a visit with a patient, treatment with \{cannabis or –\} a

20. Page 26, Line 785:

   785 cannabis production establishment to track, in real time, for the purchase of \{cannabis or –\} a

21. Page 26, Line 788:

   788 (ii) the quantity and type of \{cannabis or a –\} cannabis product purchased; and

22. Page 26, Line 790:

   790 processed, tested, or sold the \{cannabis or –\} cannabis product;
23. Page 27, Line 802:

802  (i) transmit an individual’s cannabis and cannabis product purchase history to the

24. Page 31, Lines 946 through 947:

946 treatment with a cannabis product to an individual under this chapter.

947 (2) A physician who recommends treatment with a cannabis product to an

25. Page 31, Line 949:

949 recommendation is for a cannabis product, be subject to:

26. Page 32, Line 956:

956 provide reimbursement for a cannabis product or a medical cannabis device, under

27. Page 32, Line 982:

982 individual who uses a cannabis product or a medical cannabis device in accordance

28. Page 33, Line 1017:

1017 (ii) a recommendation that the individual try a cannabis product; and

29. Page 34, Line 1023:

1023 a cannabis product Subsection (5); or

30. Page 35, Line 1052:

1052 individual is unable to obtain a cannabis product from a cannabis dispensary.

31. Page 35, Lines 1056 through 1058:

1056 designating patient in administering the cannabis product; and

1057 (b) purchase and possess, in accordance with this chapter, a cannabis
product or a medical cannabis device on behalf of the designating patient.

32. Page 36, Line 1104:

(1) An individual who has a medical cannabis card and who possesses a cannabis or a medical cannabis device on behalf of the designating patient.

33. Page 36, Lines 1107 through 1108:

(b) carry, with the cannabis or a cannabis product, a label that identifies that the cannabis product was originally sold from a department licensed cannabis dispensary.

34. Page 37, Lines 1111 through 1112:

(2) If an individual possesses a cannabis product in compliance with Subsection (1), or a medical cannabis device that corresponds with the cannabis or cannabis product or medical cannabis device legally; and

35. Page 37, Lines 1114 through 1115:

(a) there is a rebuttable presumption that the individual possesses the cannabis product or medical cannabis device, to

36. Page 37, Line 1117:

individual’s possession of the cannabis or cannabis product or medical cannabis device, to

37. Page 37, Lines 1119 through 1120:

(3) (a) If a law enforcement officer stops an individual who possesses a cannabis or a cannabis product or a medical cannabis device, and the individual represents to the law

38. Page 37, Lines 1130 through 1131:

individual is in possession of a cannabis product or a medical cannabis device; and
(ii) may not seize the cannabis or medical cannabis device.

39. Page 37, Line 1134:

(a) possesses a cannabis product or a medical cannabis device; and

40. Page 37, Line 1139:

cannabis card is guilty of an infraction if the individual uses a cannabis product or a

41. Page 37, Line 1141:

(b) An individual may use a cannabis product or a medical cannabis device

42. Page 40, Lines 1221 through 1222:

purchase with a cannabis cultivation facility in the state or a cannabis processing facility in the

1222 state to purchase the a cannabis product that the cannabis dispensary intends to sell.

43. Page 41, Line 1238:

(c) the extent to which the applicant can reduce the cost of cannabis

44. Page 44, Lines 1353 through 1357:

(a) cannabis; (b) a cannabis product; (c) a medical cannabis device; or

1356 educational materials related to the medical use of cannabis.

1357 (2) A cannabis dispensary may only sell a cannabis product or a medical

45. Page 45, Lines 1359 through 1382:

(3) A cannabis dispensary may not dispense on behalf of any one individual with a
medical cannabis card, in any one 30-day period

(a) an amount of unprocessed cannabis flower that exceeds 60 grams by weight; or

(b) an amount of cannabis products that contains, in total, greater than 10 grams of cannabinoids by weight.

(4) An individual with a medical cannabis card may not purchase more cannabis products than the amount designated in Subsection (3).

(5) A designated caregiver designated by any individual with a medical cannabis card may not purchase, for the individual, an amount of cannabis products that exceeds the amount designated in Subsection (3).

(6) A cannabis dispensary shall:

(a) access the electronic verification system before dispensing a cannabis product to an individual with a medical cannabis card in order to determine if the individual has already met the maximum amount of cannabis products described in Subsection (3); and

(b) submit a record to the electronic verification system each time the cannabis dispensary dispenses a cannabis product to an individual with a medical cannabis card.

(7) (a) Except as provided in Subsection (7)(b), a cannabis dispensary may not sell a cannabis product that is intentionally designed or fabricated to resemble a cigarette, or made to resemble or be mistaken for a cigarette.
(b) A cannabis dispensary may sell a cannabis product with a thin, cylindrical configuration that warms a cannabis product into a vapor that is ingested into an individual’s respiratory system.

46. Page 51, Line 1549:

because of the parent’s possession or consumption of a cannabis product or a

47. Page 51, Line 1566:

(c) a cannabis product that was:

48. Page 51, Line 1570:

(B) ingested by the accused in another state in which the use of a cannabis or a cannabis product that was:

49. Page 55, Lines 1678 through 1680:

(c) “Cannabis product” means a product that:

(i) is intended for human ingestion;

(ii) contains cannabis or extracted cannabinoids, including tetrahydrocannabinol; and

(iii) is prepared in a medical dosage form.

50. Page 55, Line 1699 through Page 56, Line 1703:

(b) an individual who possesses, sells, or offers to sell a cannabis product or a medical cannabis device is not subject to the penalties described in this title for the possession, sale, or offer for sale of marijuana or tetrahydrocannabinol to the extent that the individual’s possession, sale, or offer for sale of the cannabis product or medical cannabis device complies with:

51. Page 56, Lines 1706 through 1721:

(c) an individual who possesses, sells, or offers to sell a medical cannabis device is not
subject to the penalties described in this title for the possession, sale, or offer for sale of marijuana or tetrahydrocannabinol drug paraphernalia to the extent that the individual’s possession, sale, or offer for sale of the medical cannabis device complies with:

(i) Title 4, Chapter 42, Cannabis Production Establishment; and
(ii) Title 26, Chapter 58, Medical Cannabis Act.

(iii) Title 58, Chapter 86, Cannabis Dispensary License.

(3) An individual with a medical cannabis card is guilty of an infraction if the

individual uses cannabis through a means involving combustion of cannabis flower at a temperature greater than 500 degrees Fahrenheit; uses a device that is designed for cannabis combustion of cannabis flower at a temperature greater than 500 degrees Fahrenheit; or uses or possesses drug paraphernalia that is not a medical cannabis device.

(4) An individual who is guilty of an infraction under Subsection (3) is subject to a $100 fine.

(1) Before the day on which the Department of Health is issuing medical cannabis cards and a cannabis dispensary in the state is licensed and selling cannabis or a cannabis product, it is an affirmative defense to criminal charges against an individual for the use or possession of marijuana, tetrahydrocannabinol, or marijuana or tetrahydrocannabinol drug.
1728 paraphernalia under this chapter that the individual’s conduct would have been lawful after the
1729 individual obtains a medical cannabis card under Title 26, Chapter 58, Medical Cannabis Act.

53. Page 57, Lines 1741 through 1743:

1741 (2) In addition to the exemptions described in Section 59–12–104, the sale, by a
1742 licensed cannabis dispensary, of {cannabis, } a cannabis product {→} or a medical cannabis device, is
1743 not subject to the taxes imposed by this chapter.

54. Page 57, Line 1761 through Page 58, Line 1763:

1761 There is imposed a tax on the retail purchaser of {cannabis, } a cannabis product, or a
1762 medical cannabis device at a cannabis dispensary in the state, in an amount equal to 4.70% of
1763 amounts paid or charged for the {cannabis, } cannabis product {→} or medical cannabis device.

55. Page 58, Lines 1766 through 1768:

1766 A cannabis dispensary shall:
1767 (1) collect the tax imposed by Section 59–28–103 from a {cannabis, } cannabis product {→} or
1768 medical cannabis device purchaser; and

56. Page 59, Lines 1813 through 1819:

1813 (b) remove a child from the child’s home or take a child into custody under this section
1814 solely on the basis of;
1815 (i) educational neglect, truancy, or failure to comply with a court order to attend
1816 school[ ]; or
1817 (ii) the possession or use of {cannabis, } a cannabis product {→} or a medical cannabis device
in the home, if the use and possession of the cannabis product or medical cannabis device is in compliance with Title 26, Chapter 58, Medical Cannabis Act.

57. Page 63, Lines 1924 through 1926:

(3) Notwithstanding Subsection (2)(c), the court may not discriminate against a parent because of the parent’s possession or consumption of a cannabis product or a medical cannabis device, in accordance with Title 26, Chapter 58, Medical Cannabis Act.

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

Senators Weiler, Henderson, Bramble, Knudson, and Mayne commented.

On motion of Senator Madsen, the bill was circled.

STANDING COMMITTEE REPORTS

Mr. President: February 19, 2016

The Economic Development and Workforce Services Committee recommends S.B. 169, OLENE WALKER HOUSING LOAN FUND AMENDMENTS, by Senator T. Weiler, be replaced and favorably recommends 1st Sub. S.B. 169, OLENE WALKER HOUSING LOAN FUND AMENDMENTS.

Lincoln Fillmore, Chair

Mr. President: February 19, 2016

The Revenue and Taxation Committee reports a favorable recommendation on 3rd Sub. H.B. 25, PROPERTY TAX CHANGES, by Representative D. McCay; and

The Revenue and Taxation Committee reports a favorable recommendation on S.B. 88, REAUTHORIZATION OF ADMINISTRATIVE RULES, by Senator H. Stephenson; and
The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 159**, **SEVERANCE TAX EXEMPTION EXTENSION**, by Senator K. Van Tassell.

Deidre M. Henderson, Chair

Mr. President: February 19, 2016

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **S.B. 160**, **FEDERAL FUNDS BUDGET RESERVE ACCOUNT**, by Senator W. Harper, with the following amendments:

1. Page 7, Lines 191 through 198:
   
   191 (A) after making the transfer of General Fund revenue surplus to the Medicaid Budget

   192 Stabilization Restricted Account, as provided in Section {\textbf{63J–1–318}–1315} ;

   193 (B) after making the transfer of General Fund revenue surplus to the General Fund

   194 Budget Reserve Account, as provided in Section {\textbf{63J–1–319}–1312} ;

   195 (C) before transferring revenue from the General Fund revenue surplus to the State

   196 Disaster Recovery Restricted Account under Section {\textbf{63J–1–321}–1321} ;

   197 (D) before earmarking revenue from the General Fund revenue surplus to the Industrial

   198 Assistance Account under Section {\textbf{63M–1–905}–1905} ;

2. Page 8, Line 222:

   222 provisions of Section 63J–1–316–1316 in order to respond to an event described in Subsection (6)(a); and

The Government Operations and Political Subdivisions Committee recommends **S.B. 156**, **STATE FACILITIES AMENDMENTS**, by Senator W. Harper, be replaced and favorably recommends **1st Sub. S.B. 156**, **STATE FACILITIES AMENDMENTS**; and
The Government Operations and Political Subdivisions Committee recommends S.B. 172, UTAH STATE DEVELOPMENTAL CENTER AMENDMENTS, by Senator M. Dayton, be replaced and favorably recommends 1st Sub. S.B. 172, UTAH STATE DEVELOPMENTAL CENTER AMENDMENTS; and


Margaret Dayton, 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 19, 2016

The Economic Development and Workforce Services Committee reports a favorable recommendation on S.C.R. 14, CONCURRENT RESOLUTION DESIGNATING UTAH BROADCASTERS AWARENESS WEEK, by Senator R. Okerlund, and recommends it be considered read for the second time and placed on the Consent Calendar.

Lincoln Fillmore, Chair

Mr. President: February 19, 2016

The Revenue and Taxation Committee reports a favorable recommendation on H.B. 26, REVENUE AND TAXATION INTERIM COMMITTEE REPORT AMENDMENTS, by Representative D. McCay, 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 1st Sub. H.B. 104, PROPERTY TAXATION AMENDMENTS, by Representative J. Peterson, 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.B. 170, MEDICAL CARE SAVINGS ACCOUNT TAX CREDIT REPEAL,
by Representative J. Peterson, and recommends it be considered read for the second time and placed on the Consent Calendar.

Deidre M. Henderson, Chair

Mr. President: February 19, 2016

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on 1st Sub. H.B. 83, CAMPAIGN FINANCE DISCLOSURES IN MUNICIPAL ELECTIONS, by Representative C. Hall, 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.

* * *

On motion of Senator Okerlund, and at 12:45 p.m., the Senate adjourned until 10:00 a.m., Monday, February 22, 2016.
The Senate was called to order at 10:00 a.m., with President Wayne Niederhauser presiding.

**Prayer** – Major General David Tanzi, United States Air Force (Retired)

**Pledge of Allegiance** – Senator Stephen Urquhart

**Roll Call** – All Senators present except Senator Bramble, excused.

**READING OF TITLES OF BILLS AND RESOLUTIONS**
(PLEASE REFER TO DAY 1, PAGE 86)

**COMMUNICATIONS FROM THE HOUSE**

Mr. President: February 19, 2016

The House passed, **S.B. 42**, PUBLIC NOTICE OF COURT RECORDING, 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. 127**, LABOR COMMISSION 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.C.R. 3**, CONCURRENT RESOLUTION SUPPORTING AMERICAN INDIAN AND ALASKAN NATIVE EDUCATION STATE PLAN, 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 19, 2016

The House concurred in the Senate amendments and passed **H.B. 77**, SPECIAL DISTRICT AMENDMENTS, by Representative S. Handy, et al, 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 19, 2016

The House passed, as substituted, **1st Sub. H.B. 177**, MORTGAGE LENDING AMENDMENTS, by Representative J. Stanard, and it is transmitted for consideration; and

The House passed **H.B. 216**, UTAH EDUCATIONAL SAVINGS PLAN AMENDMENTS, by Representative S. Barlow, and it is transmitted for consideration; and

The House passed, as substituted, **2nd Sub. H.B. 236**, CHARITABLE PRESCRIPTION DRUG RECYCLING PROGRAM, by Representative G. Froerer, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 249**, GENERAL CONTRACTORS LICENSE AMENDMENTS, by Representative M. Schultz, and it is transmitted for consideration; and

The House passed **H.B. 252**, INTELLECTUAL DISABILITY TERMINOLOGY AMENDMENTS, by Representative P. Ray, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 273**, CONDOMINIUM ASSOCIATION AMENDMENTS, by Representative K. Powell, and it is transmitted for consideration; and

The House passed **H.J.R. 12**, JOINT RESOLUTION REAPPOINTING LEGISLATIVE AUDITOR GENERAL, 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:  February 19, 2016


Curtis S. Bramble, Chair

Mr. President:  February 19, 2016

The Health and Human Services Committee reports a favorable recommendation on **1st Sub. H.B. 155**, REPORTING OF CHILD PORNOGRAPHY, by Representative C. Hall; and
The Health and Human Services Committee reports a favorable recommendation on 2nd Sub. H.B. 186, VOLUNTEER HEALTH CARE CONTINUING EDUCATION CREDIT, by Representative D. Lifferth.

Evan J. Vickers, Chair

Mr. President: February 19, 2016

The Education Committee reports a favorable recommendation on 1st Sub. H.B. 42, EARLY LEARNING AMENDMENTS, by Representative V. L. Snow; and

The Education Committee reports a favorable recommendation on H.B. 182, CONCURRENT ENROLLMENT EDUCATION AMENDMENTS, by Representative V. Peterson; and

The Education Committee reports a favorable recommendation on S.B. 163, KINDERGARTEN AGE EXCEPTION AMENDMENTS, by Senator H. Stephenson, with the following amendments:

1. Page 7, Lines 188 through 193:

188  (3) (a) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,

189  and this Subsection (3), the State Board of Education shall make rules that

(i) provide for a school district or charter school to enroll in kindergarten a student who is younger than five years old;

(ii) except as provided in Subsection (3)(a)(iii), limit the enrollment in each school district or charter school of children under five years old to:

(A) .5% of children enrolled in kindergarten in the school district or charter school for the 2016–2017 school year; or

(B) 1% of children enrolled in kindergarten in the school district or charter school each year after the 2016–2017 school year; and

(iii) allow each school district or charter school to enroll at least one student who is younger than five years old in kindergarten.

191  (b) In accordance with State Board of Education rules described in Subsection (3)(a), a local school board or charter school governing board shall enroll in kindergarten...
192 a child who is younger than five years old on September 2 of the year the child seeks to enroll
193 if; and

The Education Committee reports a favorable recommendation on **S.B. 165**, PUBLIC EDUCATION APPOINTMENT AND HIRING, by Senator H. Stephenson.

Ann Millner, 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 19, 2016

The Rules Committee reports a favorable recommendation on **S.B. 190**, OPEN AND PUBLIC MEETINGS LAW REVISIONS, by Senator K. Mayne, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Rules Committee reports a favorable recommendation on **S.J.R. 15**, JOINT RULES RESOLUTION — CONFERENCE COMMITTEES, by Senator K. Van Tassell, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Rules Committee reports a favorable recommendation on **S.R. 2**, SENATE RULES RESOLUTION — RULES COMMITTEE NOTICE, 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

Mr. President: February 19, 2016

The Business and Labor Committee reports a favorable recommendation on **2nd Sub. H.B. 163**, TITLE INSURANCE AMENDMENTS, by Representative R. C. Webb, 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 **H.B. 267**, CHARITABLE SOLICITATION ACT AMENDMENTS, by
Representative P. Arent, and recommends it be considered read for the second time and placed on the Consent Calendar.

Curtis S. Bramble, Chair

Mr. President: February 19, 2016

The Health and Human Services Committee reports a favorable recommendation on H.C.R. 7, CONCURRENT RESOLUTION FOR A STATUE TO RECOGNIZE FATHER DOMINGUEZ AND FATHER ESCALANTE, by Representative M. Wheatley, and recommends it be considered read for the second time and placed on the Consent Calendar.

Evan J. Vickers, 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: February 19, 2016

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

Business and Labor Committee
S.B. 178 Economic Development Revisions (Sen. C. Bramble)
S.B. 185 Labor Remedy Amendments (Sen. J. Iwamoto)
S.B. 186 Air Quality Incentives (Sen. C. Bramble)

Education Committee
S.B. 191 School Turnaround and Leadership Development Act Amendments (Sen. A. Millner)
H.B. 217 Small School Funding (Rep. K. McIff)

Government Operations and Political Subdivisions Committee
S.B. 184 Procurement Code Modifications (Sen. S. Jenkins)
H.J.R. 10 Joint Resolution Authorizing the Lease of a Portion of the Utah State Developmental Center’s Land (Rep. M. Kennedy)

Health and Human Services Committee
H.B. 245 Local Health Department Amendments (Rep. B. Dee)

Judiciary, Law Enforcement, and Criminal Justice Committee
S.B. 181 Judiciary Amendments (Sen. L. Hillyard)
S.B. 189  Death Penalty Amendments (Sen. S. Urquhart)

Revenue and Taxation Committee
S.B. 182  Sales and Use Tax Revisions (Sen. W. Harper)
H.B. 183  County Option Sales and Use Tax for Highways and Public Transit Amendments (Rep. J. Draxler)

Retirement and Independent Entities Committee

Transportation, Public Utilities and Technology Committee
S.B. 177  Nighttime Highway Construction Noise Amendments (Sen. K. Van Tassell)
S.B. 183  Department of Public Safety Amendments (Sen. C. Bramble)
H.B. 243  Public Transit District Officers Amendments (Rep. E. Redd)

Kevin T. Van Tassell
Rules Committee Chair

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

INTRODUCTION OF BILLS

S.B. 199, Skilled Nursing Facility Amendments (B. Shiozawa), was read the first time by short title and referred to the Rules Committee.

S.B. 200, Compensatory Mitigation Program for Sage Grouse (K. Van Tassell), was read the first time by short title and referred to the Rules Committee.

S.B. 201, Transportation Network Company Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 202, Pre−trial Release Amendments (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

S.B. 203, Immunity Amendments (J. S. Adams), was read the first time by short title and referred to the Rules Committee.

S.B. 204, Free Market Protection and Privatization Board Act Amendments (H. Stephenson), was read the first time by short title and referred to the Rules Committee.
S.B. 205, Ethics Revisions (R. Okerlund), was read the first time by short title and referred to the Rules Committee.

S.B. 206, Cohabitant Abuse Procedures Act Revisions (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

CONCURRENCE CALENDAR

On motion of Senator Hillyard, the circle was removed from S.B. 105, BAIL AMENDMENTS, and it was before the Senate.

On motion of Senator Hillyard, the Senate voted to concur in the House amendments to S.B. 105, BAIL 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 Christensen Dabakis Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Hinkins Iwamoto
Jackson Jenkins Knudson Madsen
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Urquhart Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Bramble Mayne

S.B. 105 was returned to the House for the signature of the Speaker.

CONSENT CALENDAR

S.B. 152, ACCELERATED FOREIGN LANGUAGE COURSE AMENDMENTS, was read the third time, explained by Senator Stephenson, 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 Fillmore Harper Henderson
Hillyard Hinkins Iwamoto Jackson
Jenkins Knudson Madsen Mayne
Millner        Okerlund        Shiozawa        Stephenson  
Stevenson      Thatcher        Urquhart        Van Tassell  
Vickers        Weiler         Niederhauser  

Absent or not voting were: Senators  
Bramble        Escamilla    

S.B. 152 was transmitted to the House for consideration.  

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On motion of Senator Christensen, H.B. 230, WORKERS’ COMPENSATION FUND AMENDMENTS, was read the third time and circled.  

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H.B. 156, PERSONALIZED LICENSE PLATES AMENDMENTS, was read the third time, explained by Senator Urquhart, 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         Escamilla        Fillmore       Harper    
Henderson      Hillyard        Hinkins        Iwamoto  
Jackson        Jenkins         Knudson        Madsen   
Millner        Okerlund        Shiozawa       Stephenson  
Stevenson      Urquhart        Van Tassell    Vickers   
Weiler         Niederhauser    

Absent or not voting were: Senators  
Bramble        Mayne          Thatcher      

H.B. 156 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.  

* * *  

H.B. 62, LAW ENFORCEMENT AND CRIMINAL JUSTICE – STATUTORY REPORTS REPEAL, 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  Escamilla  Fillmore  Harper
Henderson  Hillyard  Hinkins  Iwamoto
Jenkins  Knudsen  Madsen  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Thatcher  Urquhart  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Bramble  Jackson

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.

* * *

H.B. 105, HUMAN TRAFFICKING REVISIONS, 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  Christensen  Dabakis  Davis
Dayton  Escamilla  Fillmore  Harper
Henderson  Hillyard  Hinkins  Iwamoto
Jackson  Jenkins  Knudsen  Madsen
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Stevenson  Thatcher  Urquhart
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator
Bramble

H.B. 105 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

S.B. 135, ADMINISTRATIVE LAW JUDGE 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 Christensen Dabakis Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Hinkins Iwamot0
Jackson Knudson Madsen Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Urquhart Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Bramble Jenkins

S.B. 135 was transmitted to the House for consideration.

* * *

1st Sub. H.B. 135, STATE PARKS FEE EXEMPTION AMENDMENTS, was read the third time, explained by Senator Davis, 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 Escamilla Fillmore Harper
Henderson Hillyard Hinkins Iwamoto
Jackson Jenkins Knudson Madsen
Mayne Okerlund Shiozawa Stephenson
Stevenson Thatcher Urquhart Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Bramble Millner

1st Sub. H.B. 135 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 Iwamoto, S.C.R. 13, CONCURRENT RESOLUTION HONORING RANDY HORIUCHI, will be considered Friday, February 26, 2016 at 4:00 p.m.

THIRD READING CALENDAR

On motion of Senator Okerlund, H.B. 12, DISASTER RECOVERY FOR LOCAL GOVERNMENTS, was read the third time and circled.
1st Sub. H.B. 189, MOTOR VEHICLE 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
Adams Christensen Dabakis Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Hinkins Iwamoto
Jenkins Knudson Madsen Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Urquhart Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Bramble Jackson

1st Sub. H.B. 189 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

3rd Sub. S.B. 82, CHILD WELFARE MODIFICATIONS, 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 Christensen Dabakis Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Hinkins Iwamoto
Jackson Jenkins Knudson Madsen
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Urquhart
Van Tassell Vickers Weiler Niederhauser

Absent or not voting was: Senator
Bramble

3rd Sub. S.B. 82 was transmitted to the House for consideration.
1st Sub. S.C.R. 5, CONCURRENT RESOLUTION IN SUPPORT OF LAW ENFORCEMENT OFFICERS, was read the third time, explained by Senator Jackson, 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 | Van Tassell |

1st Sub. S.C.R. 5 was transmitted to the House for consideration.

**H.B. 67, WEAPONS ON PUBLIC TRANSPORTATION,** 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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**Voting in the negative were:** Senators

| Dabakis | Iwamoto |

**Absent or not voting were:** Senators

| Bramble | Jenkins | Van Tassell |

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.
COMMITTEE OF THE WHOLE

On motion of Senator Okerlund, U. S. Congresswoman Mia Love spoke in Committee of the Whole. Senators Henderson and Dabakis commented.

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

THIRD READING CALENDAR

S.C.R. 8, CONCURRENT RESOLUTION APPROVING THE TEST AND TRAINING RANGE LAND EXCHANGE, was read the third time, explained by Senator Stevenson, 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
Fillmore  Harper  Henderson  Hillyard
Hinkins  Iwamoto  Jackson  Jenkins
Knudson  Madsen  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Thatcher  Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Bramble  Dayton  Escamilla  Urquhart
Van Tassell

S.C.R. 8 was transmitted to the House for consideration.

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2nd Sub. S.B. 91, BOARD OF EDUCATION AMENDMENTS, was read the third time and explained by Senator Hillyard. Senator Stephenson 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
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Henderson
Hillyard  Hinkins  Iwamoto  Jackson
Jenkins  Knudson  Madsen  Mayne
Millner  Shiozawa  Stephenson  Stevenson
Thatcher  Vickers  Weiler  Niederhauser
Absent or not voting were: Senators
Adams    Bramble    Okerlund    Urquhart
Van Tassell

2nd Sub. S.B. 91 was transmitted to the House for consideration.

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H.B. 168, TRANSPORTATION FUNDING MODIFICATIONS, was read the third time, explained by Senator Jackson, and 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
Escamilla    Fillmore    Harper    Henderson
Hillyard    Iwamoto    Jackson    Jenkins
Knudson    Madsen    Mayne    Millner
Shiozawa    Stephenson    Stevenson    Thatcher
Van Tassell    Vickers    Weiler    Niederhauser

Absent or not voting were: Senators
Adams    Bramble    Hinkins    Okerlund
Urquhart

H.B. 168 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, 1st Sub. S.B. 93, COMPUTER SCIENCE INITIATIVE FOR PUBLIC SCHOOLS, was read the third time and circled.

***

S.B. 109, SCHOOL AND INSTITUTIONAL TRUST LANDS AMENDMENTS, was read the third time and explained by Senator Millner.

Senator Millner proposed the following amendment:

1. Page 12, Lines 363 through 366:

    363 This bill takes effect January 1, 2017, if the amendment to the Utah Constitution
proposed by S.J.R. 12, Joint Resolution on Proposal to Amend Utah Constitution — Changes to School Funds, 2016 General Session, passes the Legislature and is approved by a majority of those voting on it at the next regular general election.

Senator Millner’s motion to amend passed on a voice vote. Senators Weiler and Jenkins commented and 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

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S.B. 109 was transmitted to the House for consideration.

* * *

S.J.R. 12, PROPOSAL TO AMEND UTAH CONSTITUTION — CHANGES TO SCHOOL FUNDS, was read the third time, explained by Senator Millner, 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 Bramble Urquhart

S.J.R. 12 was transmitted to the House for consideration.

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S.B. 95, GENERAL OBLIGATION BONDS AMENDMENTS, was read the third time, explained by Senator Fillmore, 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 Escamilla Fillmore Harper Henderson Hillyard Hinkins Iwamoto Jackson Jenkins Knudson Madsen Mayne Millner Okerlund Shiozawa Stephenson Stevenson Thatcher Van Tassell Vickers Weiler Niederhauser

Absent or not voting were: Senators Bramble Urquhart

S.B. 95 was transmitted to the House for consideration.

* * *

2nd Sub. S.B. 99, TRANSPARENCY FOR POLITICAL SUBDIVISIONS, 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 Davis Dayton Escamilla Fillmore Harper Henderson Hillyard Hinkins Iwamoto Jackson Jenkins Knudson Madsen Mayne Millner Okerlund Shiozawa Stephenson Stevenson Thatcher Van Tassell Vickers Weiler Niederhauser
Absent or not voting were: Senators
Bramble Urquhart

2nd Sub. S.B. 99 was transmitted to the House for consideration.

* * *

S.B. 56, NURSE PRACTICE ACT 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
Adams Christensen Dabakis Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Hinkins Iwamoto
Jackson Jenkins Knudson Madsen
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Bramble Urquhart

S.B. 56 was transmitted to the House for consideration.

* * *

1st Sub. S.B. 103, STRATEGIC WORKFORCE INVESTMENTS, was read the third time, explained by Senator Millner, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams Dabakis Davis Dayton
Escamilla Fillmore Harper Henderson
Hinkins Iwamoto Jackson Jenkins
Knudson Madsen Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Urquhart Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Bramble Christensen Hillyard
1st Sub. S.B. 103 was transmitted to the House for consideration.

* * *

1st Sub. S.B. 108, BIRTHING CENTER AMENDMENTS, was read the third time, explained by Senator Henderson, 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 | Dayton |

**Absent or not voting were:** Senators

| Bramble | Hillyard | Urquhart |

1st Sub. S.B. 108 was transmitted to the House for consideration.

* * *

S.B. 68, PROPERTY TAX 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

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**Absent or not voting were:** Senators

| Bramble | Hillyard | Jackson | Urquhart |


S.B. 68 was transmitted to the House for consideration.

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S.J.R. 3, PROPOSAL TO AMEND UTAH CONSTITUTION− PROPERTY TAX EXEMPTIONS, 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 Escamilla Fillmore Harper
Henderson Hillyard Hinkins Iwamoto
Jenkins Knudson Madsen Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Bramble Jackson Urquhart

S.J.R. 3 was transmitted to the House for consideration.

* * *

S.B. 64, SPECIAL GROUP LICENSE PLACE MODIFICATIONS, was read the third time, explained by Senator Escamilla, 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
Escamilla Fillmore Harper Henderson
Hillyard Hinkins Iwamoto Jenkins
Knudson Madsen Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Van Tassell Vickers Weiler
Niederhauser

Absent or not voting were: Senators
Bramble Christensen Jackson Urquhart
S.B. 64 was transmitted to the House for consideration.

***

S.B. 137, COUNTY OPTION FUNDING FOR BOTANICAL, CULTURAL, RECREATIONAL, AND ZOOLOGICAL ORGANIZATIONS AND FACILITIES, was read the third time, explained by Senator Shiozawa, 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. 137 was transmitted to the House for consideration.

***

On motion of Senator Henderson, H.C.R. 6, CONCURRENT RESOLUTION CELEBRATING THE UTAH FARM BUREAU CENTENNIAL, was read the third time and circled.

***

3rd Sub. S.B. 89, MEDICAL CANNABIDIOL AMENDMENTS, was read the third time and explained by Senator Vickers. Senator Jenkins commented and the bill passed on the following roll call:

**Yeas, 18; Nays, 8; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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Voting in the negative were: Senators
Adams  Dabakis  Dayton  Hillyard
Hinkins  Jackson  Madsen  Stephenson

Absent or not voting were: Senators
Bramble  Davis  Urquhart

3rd Sub. S.B. 89 was transmitted to the House for consideration.

* * *

On motion of Senator Dayton, the circle was removed from H.C.R. 6, CONCURRENT RESOLUTION CELEBRATING THE UTAH FARM BUREAU CENTENNIAL, and it was before the Senate. 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  Dayton
Escamilla  Fillmore  Harper  Henderson
Hillyard  Hinkins  Iwamoto  Jackson
Jenkins  Knudson  Madsen  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Thatcher  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Bramble  Davis  Urquhart

H.C.R. 6 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 recessed at 12:00 p.m.

AFTERNOON SESSION

The Senate reassembled at 2:00 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President:  February 22, 2016

The House passed, 1st Sub. S.B. 50, HEALTH CODE REPEALER, by Senator E. Vickers, 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. 51, TEACHER LEADER ROLE, by Senator A. Millner, 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 22, 2016

The House substituted and passed, 1st Sub. S.B. 25, BALLOT AMENDMENTS, by Senator M. Dayton, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bill was placed on the Concurrence Calendar.

Mr. President: February 22, 2016

The House passed, as substituted and amended, 1st Sub. H.B. 126, UNMANNED AIRCRAFT REVISIONS, by Representative K. Powell, and it is transmitted for consideration; and

The House passed H.B. 247, MEDICAID VISION AMENDMENTS, by Representative P. Ray, and it is transmitted for consideration; and

The House passed H.B. 330, STATE FIRE CODE REVISIONS, by Representative M. Schultz, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.C.R. 8, CONCURRENT RESOLUTION ON THE BONNEVILLE SALT FLATS INTERNATIONAL SPEEDWAY, by Representative S. Handy, 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 22, 2016

The Natural Resources, Agriculture, and Environment Committee recommends 2nd Sub. H.B. 87, CLEAN FUEL CONVERSION AMENDMENTS, by Representative S. Handy, be replaced and favorably recommends 3rd Sub. H.B. 87, CLEAN FUEL CONVERSION AMENDMENTS; and
The Natural Resources, Agriculture, and Environment Committee recommends **1st Sub. H.B. 258, SOLID WASTE AMENDMENTS**, by Representative C. Oda, be replaced and favorably recommends **2nd Sub. H.B. 258, SOLID WASTE AMENDMENTS**; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **1st Sub. H.C.R. 5, CONCURRENT RESOLUTION RECOGNIZING THE 100–YEAR ANNIVERSARY OF OUR NATIONAL PARKS**, by Representative J. Fawson; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.B. 173, STATE FAIR PARK REVISIONS**, by Senator K. Van Tassell.

Scott K. Jenkins, Chair

Mr. President: February 22, 2016

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on **1st Sub. H.B. 127, LICENSE PLATE OPTIONS**, by Representative V. Peterson; and

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on **1st Sub. H.B. 167, UTAH LAW ENFORCEMENT MEMORIAL SPECIAL GROUP LICENSE PLATE**, by Representative L. Perry.

Alvin B. Jackson, Chair

Mr. President: February 22, 2016

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **S.B. 94, LAW ENFORCEMENT USE OF BODY CAMERAS**, by Senator D. Thatcher; and

The Judiciary, Law Enforcement, and Criminal Justice Committee recommends **S.B. 113, SUBJECTING A MINOR TO SEXUAL MATERIAL**, by Senator T. Weiler, be replaced and favorably recommends **1st Sub. S.B. 113, SUBJECTING A MINOR TO SEXUAL MATERIAL**; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **S.B. 158, JUVENILE COURT AND CHILD ABUSE AMENDMENTS**, by Senator W. Harper, with the following amendments:
1. Page 7, Lines 208 through 210:

208 (iii) there have been repeated incidents of sexual contact between the two children; or

209 (iv) there is a disparity in chronological —or developmental— age of four or more years

210 between the two children; or ; and

The Judiciary, Law Enforcement, and Criminal Justice Committee recommends S.J.R. 13, JOINT RESOLUTION AMENDING RULES OF EVIDENCE, by Senator S. Urquhart, be replaced and favorably recommends 1st Sub. S.J.R. 13, JOINT RESOLUTION AMENDING RULES OF EVIDENCE.

Mark B. Madsen, 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 22, 2016

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on H.B. 211, AGRICULTURAL EXEMPTION AMENDMENTS, by Representative L. Perry, and recommends it be considered read for the second time and placed on the Consent Calendar.

Scott K. Jenkins, Chair

Mr. President: February 22, 2016

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on H.J.R. 3, JOINT RULES RESOLUTION CHANGING AN INTERIM COMMITTEE NAME, by Representative S. Handy, 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 S.C.R. 15, CONCURRENT RESOLUTION URGING CONGRESS TO ENACT THE DINÉ COLLEGE ACT, by Senator
D. Hinkins, and recommends it be considered read for the second time and placed on the Consent Calendar.

Alvin B. Jackson, Chair

Mr. President: February 22, 2016

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 162, CRIME VICTIMS COUNCIL AMENDMENTS, by Senator K. Van Tassell, with the following amendments and recommends it be considered read for the second time and placed on the Consent Calendar.

1. Page 2, Lines 42 through 43:

42 (i) a representative of Utah’s Native American community appointed by the director of
43 the Division of Indian Affairs after input from federally recognized tribes in Utah

Mark B. Madsen, 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: February 22, 2016

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

Business and Labor Committee
S.B. 196 Retail Bag Impact Reduction Program (Sen. J. Iwamoto)
S.B. 198 Amendments Related to Deferred Deposit Lending (Sen. J. Dabakis)
S.B. 201 Transportation Network Company Amendments (Sen. C. Bramble)

Education Committee
S.B. 188 Higher Education Capital Facilities (Sen. S. Urquhart)

Government Operations and Political Subdivisions Committee
S.B. 197 Resale of Procurement Item Amendments (Sen. K. Mayne)
H.B. 320 Metro Township Revisions (Rep. L. Christensen)

Health and Human Services Committee
S.B. 199 Skilled Nursing Facility Amendments (Sen. B. Shiozawa)
1st Sub. H.B. 172 Public Assistance Benefits Amendments
(Rep. A. Romero)
H.B. 184 Unlicensed Direct-entry Midwifery (Rep. C. Moss)
H.J.R. 7 Joint Rules Resolution on Medicaid Funding Report
(Rep. D. Sanpei)

Judiciary, Law Enforcement, and Criminal Justice Committee
S.B. 179 Uniform Parentage Act Amendments (Sen. L. Hillyard)
S.B. 187 Reclassification of Misdemeanors (Sen. D. Thatcher)
S.B. 192 Study on Claims Exceeding Statutory Limit
(Sen. J. Iwamoto)
S.B. 202 Pre-trial Release Amendments (Sen. L. Hillyard)
2nd Sub. H.B. 160 Justice Court Judge Qualifications Amendments
(Rep. C. Hall)

Natural Resources, Agriculture and Environment Committee
S.B. 200 Compensatory Mitigation Program for Sage Grouse
(Rep. K. V. Van Tassell)
H.B. 213 Agricultural Modifications (Rep. S. Sandall)

Revenue and Taxation Committee
S.B. 180 Optional Tax Increase Amendments (Sen. L. Hillyard)
H.B. 63 Fees for Government Records Requests
(Rep. Brian S. King)

Retirement and Independent Entities Committee
H.B. 15 Domestic Relations Retirement Shares (Rep. K. McIff)

Transportation, Public Utilities and Technology Committee
S.B. 193 Utah Communications Authority Act Amendments
(Sen. W. Harper)
S.B. 194 Rental Vehicle Proof of Registration and Insurance
(Sen. C. Bramble)
S.B. 195 Highway Bridge Designation Amendments
(Sen. D. Hinkins)

Kevin T. Van Tassell
Rules Committee Chair

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

INTRODUCTION OF BILLS

S.B. 207, Government Ethics – Post-employment Restrictions (J. Dabakis), was read the first time by short title and referred to the Rules Committee.

S.C.R. 16, Concurrent Resolution on Utah’s Vision for Enduring Contribution to the Common Defense (J. Stevenson), was read the first time by short title and referred to the Rules Committee.

SECOND READING CALENDAR

On motion of Senator Madsen, the circle was removed from 1st Sub. S.B. 73, MEDICAL CANNABIS ACT, and it was before the Senate. Senator Madsen explained the bill. Senators Jenkins, Davis, Stephenson, Iwamoto, Hillyard, Henderson, Fillmore, Dabakis, Jackson, Escamilla, Shiozawa, Knudson, and Weiler commented. The bill passed second reading on the following roll call:

Yeas, 15; Nays, 13; Absent or not voting, 1.

Voting in the affirmative were: Senators
Dabakis Davis Escamilla Fillmore
Hinkins Iwamoto Jackson Jenkins
Knudson Madsen Mayne Shiozawa
Stephenson Urquhart Weiler

Voting in the negative were: Senators
Adams Christensen Dayton Harper
Henderson Hillyard Millner Okerlund
Stevenson Thatcher Van Tassell Vickers
Niederhauser

Absent or not voting was: Senator
Bramble

* * *

On motion of Senator Urquhart, S.B. 107, HATE CRIMES AMENDMENTS, and S.J.R. 13, JOINT RESOLUTION AMENDING RULES OF EVIDENCE, will be considered Friday, February 26, 2016 at 11:00 a.m.
On motion of Senator Shiozawa, the Senate voted to lift **S.C.R. 11**, CONCURRENT RESOLUTION URGING THE RESCHEDULING OF MARIJUANA, to the top of the Second Reading Calendar.

On motion of Senator Weiler, **S.C.R. 9**, CONCURRENT RESOLUTION ON THE PUBLIC HEALTH CRISIS, will be considered Tuesday, February 23, 2016 at 2:30 p.m.

**S.C.R. 11**, CONCURRENT RESOLUTION URGING THE RESCHEDULING OF MARIJUANA, was read the second time. Senator Shiozawa explained the bill. Senators Davis, Vickers, and Jenkins 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 Bramble

**INTRODUCTION OF BILLS**

**S.B. 208, Retirement Amendments** (T. Weiler), was read the first time by short title and referred to the Rules Committee.

**S.B. 209, Fifth District Court Judge** (S. Urquhart), was read the first time by short title and referred to the Rules Committee.

**S.B. 210, Unmanned Aircraft Amendments** (W. Harper), was read the first time by short title and referred to the Rules Committee.

On motion of Senator Okerlund, and at 3:55 p.m., the Senate adjourned until 10:00 a.m., Tuesday, February 23, 2016.
TWENTY-NINTH DAY

MORNING SESSION

February 23, 2016

The Senate was called to order at 10:00 a.m., with President Wayne Niederhauser presiding.

Prayer – Priest Satish Kuman, Ganesha Hindu Temple of Utah
Pledge of Allegiance – Sons of the American Revolution

COMMITTEE OF THE WHOLE

On motion of Senator Okerlund, Gary L. V. Dolzer, portraying George Washington spoke in Committee of the Whole.

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

Roll Call – All Senators present except Senator Bramble, excused.

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 86)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 22, 2016

The Speaker of the House has signed S.B. 105, BAIL AMENDMENTS, by Senator L. Hillyard, 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 22, 2016

The House passed, as substituted and amended, 1st Sub. H.B. 52, OFFICE OF OUTDOOR RECREATION AMENDMENTS, by Representative P. Arent, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 74, UNIFORM POWER OF ATTORNEY ACT, by Representative V. L. Snow, and it is transmitted for consideration; and
The House passed, as amended, **H.B. 97**, CHILDREN WITH CANCER SPECIAL LICENSE PLATE, by Representative R. Edwards, and it is transmitted for consideration; and

The House passed, as substituted, **3rd Sub. H.B. 110**, ELECTION LAW CHANGES, by Representative C. Hall, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 132**, LOCAL GOVERNMENT LICENSING AMENDMENTS, by Representative J. Anderegg, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 159**, LINE−OF−DUTY DEATH BENEFITS AMENDMENTS, by Representative M. McKell, and it is transmitted for consideration; and

The House passed, as amended, **1st Sub. H.B. 179**, CONSENSUAL SEXUAL ACTIVITY OF A MINOR, by Representative M. Nelson, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 206**, HUMAN TRAFFICKING SAFE HARBOR AMENDMENTS, by Representative A. Romero, and it is transmitted for consideration; and

The House passed **H.B. 227**, ELECTRONIC DRIVER LICENSE AMENDMENTS, by Representative C. Hall, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 232**, SCENIC BYWAY AMENDMENTS, by Representative M. Noel, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 244**, INDEPENDENT ENERGY PRODUCER AMENDMENTS, by Representative F. Gibson, and it is transmitted for consideration; and

The House passed **H.B. 295**, OBESITY REPORT, by Representative E. Hutchings, 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 22, 2016

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 282, STATE CONTRACTOR EMPLOYEE HEALTH COVERAGE AMENDMENTS, by Representative J. Dunnigan; and


Margaret Dayton, 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 22, 2016

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 198, BALLOT PROPOSITION AMENDMENTS, by Representative J. Fawson, 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 H.B. 248, MUNICIPAL DISCONNECTION AMENDMENTS, by Representative M. Brown, 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.B. 158, CAMPAIGN FUNDS RESTRICTIONS FOR COUNTY AND LOCAL SCHOOL BOARD OFFICES, by Representative P. Arent, 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.B. 146, DISCLOSURE OF LOCAL CANDIDATES, by Representative P. Ray, and recommends it be considered read for the second time and placed on the Consent Calendar.

Margaret Dayton, Chair

Mr. President: February 22, 2016

The Economic Development and Workforce Services Committee reports a favorable recommendation on 1st Sub. H.B. 162, MOTION PICTURE
INCENTIVES AMENDMENTS, by Representative J. Peterson, and recommends it be considered read for the second time and placed on the Consent Calendar.

Lincoln Fillmore, 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.

INTRODUCTION OF BILLS

S.B. 211, Private Use of Drones (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

S.B. 212, Wildland Fire Suppression Fund (E. Vickers), was read the first time by short title and referred to the Rules Committee.

S.B. 213, Small Claims Court Amendments (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 214, Workplace Abusive Conduct Amendments (A. Jackson), was read the first time by short title and referred to the Rules Committee.

S.C.R. 17, Concurrent Resolution Recognizing Utah’s Ten Year Relationship with Liaoning, China (W. Niederhauser), was read the first time by short title and referred to the Rules Committee.

* * *

On motion of Senator Adams, the Senate voted to place S.C.R. 17, CONCURRENT RESOLUTION RECOGNIZING UTAH’S TEN YEAR RELATIONSHIP WITH LIAONING, CHINA, on the Time Certain Calendar for Thursday, February 26, 2016 at 10:30 a.m.

CONCURRENCE CALENDAR

On motion of Senator Dayton, the Senate voted to concur in the House amendments to 1st Sub. S.B. 25, BALLOT 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

Christensen    Dabakis    Davis    Dayton
Escamilla    Fillmore    Harper    Henderson
Absent or not voting were: Senators
Adams Bramble Stevenson

1st Sub. S.B. 25 was returned to the House for the signature of the Speaker.

CONSENT CALENDAR

H.B.  81, GOVERNMENT EMPLOYEES INSURANCE OFFERINGS AMENDMENTS, was read the third time, explained by Senator Jackson, and 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
Escamilla Fillmore Harper Hillyard
Hinkins Iwamoto Jackson Jenkins
Knudson Madsen Mayne Millner
Okerlund Stephenson Thatcher Urquhart
Van Tassell Vickers Weiler Niederhauser

Absent or not voting were: Senators
Adams Bramble Henderson Shiozawa Stevenson

H.B. 81 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

S.B. 147, REVISOR’S TECHNICAL CORRECTIONS TO UTAH CODE, 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
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Henderson
Hinkins Iwamoto Jackson Jenkins
Knudson Madsen Mayne Millner
Okerlund Stephenson Thatcher Urquhart
Van Tassell Vickers Weiler Niederhauser

Absent or not voting were: Senators
Adams Bramble Henderson Shiozawa Stevenson
Hillyard  Hinkins  Iwamoto  Jackson
Jenkins  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Thatcher
Urquhart  Van Tassell  Vickers  Niederhauser

Absent or not voting were: Senators
Adams  Bramble  Madsen  Stevenson
Weiler

S.B. 147 was transmitted to the House for consideration.

***

1st Sub. H.B. 79, NONPATIENT CAUSE OF ACTION, was read the third time, explained by Senator Vickers, and 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
Escamilla  Fillmore  Harper  Henderson
Hillyard  Hinkins  Iwamoto  Jackson
Jenkins  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Thatcher
Urquhart  Van Tassell  Vickers  Weiler
Niederhauser

Absent or not voting were: Senators
Adams  Bramble  Madsen  Stevenson

1st Sub. H.B. 79 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. 147, STATE BOARD OF EDUCATION REVISIONS, was read the third time and circled.

***

H.B. 140, PUBLIC UTILITIES AND TECHNOLOGY COMMITTEE NAME CHANGE, was read the third time, explained by Senator Hinkins, and passed on the following roll call:
Y eas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Christensen     Dabakis     Davis     Dayton
Escamilla       Fillmore    Harper    Henderson
Hillyard        Hinkins     Jackson   Jenkins
Knudson         Mayne       Millner   Okerlund
Shiozawa        Stephenson  Thatcher  Urquhart
Van Tassell     Vickers     Weiler    Niederhauser

Absent or not voting were: Senators
Adams           Bramble     Iwamoto   Madsen
Stevenson

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.

* * *

1st Sub. H.B. 210, SIMULATED EMERGENCY VEHICLE EXEMPTION, 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           Christensen  Dabakis  Davis
Dayton          Escamilla    Fillmore  Harper
Henderson       Hillyard    Hinkins  Jackson
Jenkins         Knudson     Mayne    Millner
Okerlund        Shiozawa    Stephenson  Stevenson
Thatcher        Urquhart    Van Tassell  Vickers
Weiler          Niederhauser

Absent or not voting were: Senators
Bramble        Iwamoto     Madsen

1st Sub. H.B. 210, as amended, was returned to the House for further consideration.

* * *

H.B. 222, NONUSE APPLICATION 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          Christensen  Dabakis       Davis  
Dayton         Escamilla     Fillmore      Harper  
Henderson      Hillyard      Hinkins      Jackson 
Jenkins        Knudson       Madsen       Mayne  
Millner        Okerlund      Shiozawa     Stephenson 
Thatcher       Urquhart      Van Tassell  Vickers 
Weiler         Niederhauser  

**Absent or not voting were:** Senators

Bramble        Iwamoto       Stevenson    

**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.

**THIRD READING CALENDAR**

On motion of Senator Stephenson, the circle was removed from **1st Sub. S.B. 93, COMPUTER SCIENCE INITIATIVE FOR PUBLIC SCHOOLS**, and it was before the Senate. Senator Stephenson explained the bill.

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

**2nd Sub. S.B. 93 Computer Science Initiative for Public Schools**  
(H. Stephenson)

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         Escamilla     Fillmore      Harper  
Henderson      Hillyard      Hinkins      Jackson 
Jenkins        Knudson       Madsen       Mayne  
Millner        Okerlund      Shiozawa     Stephenson 
Stevenson      Urquhart      Vickers      Weiler  
Weiler         Niederhauser  

**Absent or not voting were:** Senators

Bramble        Iwamoto       Thatcher     Van Tassell
2nd Sub. S.B. 93 was transmitted to the House for consideration.

***

On motion of Senator Madsen, 1st Sub. S.B. 73, MEDICAL CANNABIS ACT, was read the third time and circled.

***

S.C.R. 11, CONCURRENT RESOLUTION URGING THE RESCHEDULING OF MARIJUANA, was read the third time, explained by Senator Shiozawa, and passed on the following roll call:

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

**Voting in the affirmative were:** Senators
Adams Christensen Davis Dayton
Fillmore Harper Henderson Hillyard
Hinkins Jackson Jenkins Knudson
Madsen Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Urquhart Van Tassell Vickers Weiler
Niederhauser

**Absent or not voting were:** Senators
Bramble Dabakis Escamilla Iwamoto

S.C.R. 11 was transmitted to the House for consideration.

***

On motion of Senator Fillmore, legislative staff was authorized to draft a bill regarding S.B. 38.

SECOND READING CALENDAR

S.B. 100, TRAFFIC FINES AMENDMENTS, was read the second time. Senator Hillyard explained the bill. Senators Knudson, Thatcher, and Jenkins 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
Davis Dayton Fillmore Harper
Henderson Hillyard Hinkins Jackson
Voting in the negative were: Senators
Dabakis        Escamilla        Iwamoto        Jenkins
Knudson        Okerlund        Shiozawa        Vickers

Absent or not voting were: Senators
Adams          Bramble         Christensen

SPECIAL ORDER OF BUSINESS

Senator Davis read a citation honoring Donald Haig, known in Utah as “Mr. Museum.”

Senator Stephenson introduced and honored visitors from China’s School System.

SECOND READING CALENDAR

On motion of Senator Jackson, the circle was removed from S.J.R. 2, JOINT RESOLUTION CALLING FOR THE REPEAL OF THE 17TH AMENDMENT, and it was before the Senate. Senator Jackson explained the bill. The bill passed second reading on the following roll call:

Yeas, 17; Nays, 6;Absent or not voting, 6.

Voting in the affirmative were: Senators
Christensen      Dayton         Fillmore        Henderson
Hinkins          Jackson        Jenkins         Knudson
Madsen          Millner        Okerlund        Stephenson
Stevenson       Thatcher       Van Tassell     Weiler
Niederhauser

Voting in the negative were: Senators
Dabakis         Davis          Escamilla       Iwamoto
Mayne           Shiozawa

Absent or not voting were: Senators
Adams           Bramble        Harper          Hillyard
Urquhart        Vickers

***

S.B. 102, HIGH COST INFRASTRUCTURE TAX CREDIT AMENDMENTS, was read the second time. Senator Okerlund explained the bill.
Senators Dabakis and Hinkins 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

Dabakis

**Absent or not voting was:** Senator

Bramble

* * *

**S.B. 106, ASSAULT OFFENSE AMENDMENTS, was read the second time.**

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

**1st Sub. S.B. 106 Assault Offense Amendments** (B. Shiozawa)

Senator Shiozawa 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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On motion of Senator Okerlund, the Senate recessed at 12:00 p.m.

AFTERNOON SESSION

The Senate reassembled at 2:05 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 23, 2016

The House passed, as substituted, 2nd Sub. H.B. 228, ALCOHOL MODIFICATIONS, by Representative G. Froerer, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 254, RESIDENT STUDENT TUITION AMENDMENTS, by Representative M. Poulson, and it is transmitted for consideration; and

The House passed, as amended, H.B. 255, CONDOMINIUM OWNERSHIP ACT AMENDMENTS, by Representative M. Schultz, and it is transmitted for consideration; and

The House passed H.B. 285, BOARD OF EXAMINERS MEETING NOTICE AMENDMENTS, by Representative R. Chavez–Houck, and it is transmitted for consideration; and

The House passed H.B. 288, EDUCATIONAL RECORDS PROTECTION AMENDMENTS, by Representative C. Hall, and it is transmitted for consideration; and

The House passed H.J.R. 5, JOINT RULES RESOLUTION ON REDISTRICTING STANDARDS, by Representative M. Nelson, 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. 216, Workers’ Compensation Related Amendments (K. Mayne), was read the first time by short title and referred to the Rules Committee.
SECOND READING CALENDAR

S.B. 101, HIGH QUALITY SCHOOL READINESS PROGRAM EXPANSION, was read the second time.

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

1st Sub. S.B. 101 High Quality School Readiness Program Expansion  
(A. Millner)

Senator Millner explained the bill. Senator Stephenson 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 Christensen Dabakis Davis  
Escamilla Fillmore Harper Henderson  
Hillyard Hinkins Iwamoto Jenkins  
Knudsen Madsen Mayne Millner  
Okerlund Shiozawa Stephenson Thatcher  
Van Tassell Vickers Weiler Niederhauser

Absent or not voting were: Senators  
Bramble Dayton Jackson Stevenson  
Urquhart

* * *

1st Sub. S.B. 74, AVIATION AMENDMENTS, was read the second time. Senator Harper 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  
Escamilla Fillmore Harper Henderson  
Hillyard Hinkins Jenkins Knudsen  
Madsen Mayne Millner Okerlund  
Shiozawa Thatcher Van Tassell Vickers  
Weiler Niederhauser
Absent or not voting were: Senators
Bramble       Dayton       Iwamoto       Jackson
Stephenson    Stevenson    Urquhart

***

1st Sub. S.B. 110, WATER QUALITY AMENDMENTS, was read the second time.

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


Senator Hinkins explained the bill. Senators Hillyard, Iwamato, and Dabakis commented. The bill passed second reading on the following roll call:

Yeas, 21; Nays, 2; Absent or not voting, 6.

Voting in the affirmative were: Senators
Christensen  Dabakis  Davis  Dayton
Fillmore     Harper    Henderson  Hillyard
Hinkins      Jenkins   Knudson   Madsen
Mayne        Millner   Okerlund  Shiozawa
Stevenson    Van Tassell  Vickers  Weiler
Niederhauser

Voting in the negative were: Senators
Escamilla    Iwamato

Absent or not voting were: Senators
Adams        Bramble   Jackson   Stephenson
Thatcher     Urquhart

***

On motion of Senator Hinkins, the circle was removed from S.B. 69, CHILDREN’S HEART DISEASE SPECIAL GROUP LICENSE PLATES, and it was before the Senate. Senator Hinkins 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
Escamilla    Fillmore  Harper  Henderson
Hinkins                Iwamoto                Jenkins                Knudson
Madsen                Mayne                  Millner                Okerlund
Shiozawa              Stevenson              Thatcher              Van Tassell
Vickers                Weiler                Niederhauser

Absent or not voting were: Senators
Adams                  Bramble                Hillyard              Jackson
Stephenson             Urquhart

***

S.B. 118, UINTAH BASIN AIR QUALITY RESEARCH PROJECT, 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
Adams                  Christensen            Dabakis                Dayton
Escamilla              Fillmore               Harper                 Henderson
Hinkins                Iwamot0               Jenkins                Knudson
Madsen                Mayne                  Millner                Okerlund
Shiozawa              Stevenson              Thatcher              Van Tassell
Vickers                Weiler                Niederhauser

Absent or not voting were: Senators
Bramble                Davis                  Hillyard              Jackson
Stephenson             Urquhart

***

On motion of Senator Vickers, S.B. 122, WILDLAND FIRE POLICY UPDATES, was read the second time and circled.

***

S.C.R. 9, CONCURRENT RESOLUTION ON THE PUBLIC HEALTH CRISIS, was read the second time. 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                  Christensen            Davis                  Dayton
Escamilla              Fillmore               Harper                 Henderson
Absent or not voting were: Senators
Bramble Dabakis Hillyard Jackson Urquhart

* * *

On motion of Senator Vickers, the circle was removed from S.B. 122, WILDLAND FIRE POLICY UPDATES, and it was before the Senate.

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

1st Sub. S.B. 122 Wildland Fire Policy Updates (E. Vickers)

Senator Vickers 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 Escamilla Fillmore Harper
Henderson Hillyard Hinkins Iwamoto
Madsen Mayne Millner Okerlund
Shiozawa Stephenson Thatcher Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Bramble Jackson Jenkins Knudson
Stevenson Urquhart

* * *

S.B. 87, ADMINISTRATIVE RULEMAKING ACT MODIFICATIONS, was read the second time. Senator Stephenson explained the bill. Senator Dabakis 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
Christensen  Dabakis  Davis  Dayton
Fillmore  Harper  Henderson  Hillyard
Hinkins  Iwamoto  Jackson  Jenkins
Knudson  Madsen  Mayne  Okerlund
Shiozawa  Stephenson  Thatcher  Van Tassell
Vickers  Weiler  Niederhauser

Voting in the negative was: Senator
Escamilla

Absent or not voting were: Senators
Adams  Bramble  Millner  Stevenson
Urquhart

***

S.B. 112, PROPERTY TAX ASSESSMENT AMOUNT AMENDMENTS, 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
Adams  Christensen  Dabakis  Davis
Dayton  Escamilla  Fillmore  Harper
Henderson  Hillyard  Hinkins  Iwamoto
Jackson  Jenkins  Knudson  Madsen
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Thatcher  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Bramble  Stevenson  Urquhart

***

S.B. 120, PROPERTY TAX NOTICE AMENDMENTS, 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
Adams  Christensen  Dabakis  Davis
Dayton  Escamilla  Fillmore  Harper
Henderson       Hillyard       Hinkins       Iwamoto
Jackson       Jenkins       Knudson       Madsen
Mayne       Millner       Okerlund       Shiozawa
Stephenson       Thatcher       Van Tassell       Vickers
Weiler       Niederhauser

Absent or not voting were: Senators
Bramble       Stevenson       Urquhart

* * *

S.B. 126, COMMITTEE AUTHORITY AMENDMENTS, was read the second time. Senator Henderson 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       Dabakis       Davis       Dayton
Escamilla       Fillmore       Harper       Henderson
Hillyard       Hinkins       Iwamoto       Jenkins
Knudson       Madsen       Mayne       Millner
Okerlund       Thatcher       Van Tassell       Vickers
Weiler       Niederhauser

Absent or not voting were: Senators
Adams       Bramble       Jackson       Shiozawa
Stephenson       Stevenson       Urquhart

* * *

S.B. 117, COMMERCIAL INTERIOR DESIGN CERTIFICATION MODIFICATIONS, was read the second time. Senator Escamilla explained the bill.

Senator Escamilla proposed the following amendment:

1. Page 4, Lines 90 through 100:

90    walls;

91    (C)    {opening}    openings    in    roofs,    floors,    exterior walls, or bearing and shear walls;

92    (D)    exterior    doors,    windows,    awnings,    canopies,    sunshades, signage, or similar exterior
93 building elements;

94 (E) as described in the International Building Code, life safety equipment, including

95 smoke, fire, or carbon dioxide sensors or detectors, or other overhead building elements;

96 (F) as described in the International Building Code, partition-mounted casework and

97 shelving, bracing for partial height partitions, or equipment anchored to partial height

98 partitions, if the top of the casework, shelving, or partition is more than eight feet above the

99 floor; or { partial height partitions with mounted or anchored casework, shelving, or equipment;

97 (G) as described in the International Building Code, bracing for partial height partitions if the top of the partition is more than eight feet above the floor; or

100 } (H) heating, ventilating, or air conditioning equipment or distribution systems, building

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

**Yeas, 21; Nays, 2; Absent or not voting, 6.**

**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. 134, OIL AND GAS CONSERVATION ACCOUNT AMENDMENTS, was read the second time. Senator Okerlund 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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S.B. 63, SURVEY MONUMENT REPLACEMENT, was read the second time. Senator Okerlund 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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1st Sub. S.B. 92, WATER CONSERVATION PLAN AMENDMENTS, was read the second time. Senator Jenkins explained the bill.

On motion of Senator Jenkins, the following substitute bill replaced the original bill:
3rd Sub. S.B. 92 Water Conservation Plan Amendments (S. Jenkins)

On motion of Senator Jenkins, the bill was circled.

* * *

1st Sub. S.B. 123, OFFICE OF LICENSING AMENDMENTS, 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

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Absent or not voting were: Senators

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On motion of Senator Mayne, S.B. 36, POSTRETIREMENT EMPLOYMENT EXCEPTIONS, was read the second time and circled.

* * *

1st Sub. S.B. 133, SMALL EMPLOYER RETIREMENT PROGRAM, was read the second time.

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

2nd Sub. S.B. 133 Small Employer Retirement Program (T. Weiler)

Senator Weiler explained the bill. The bill passed second reading on the following roll call:

Yeas, 21; Nays, 3; Absent or not voting, 5.

Voting in the affirmative were: Senators

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<td>Henderson</td>
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</table>
Voting in the negative were: Senators
Christensen  Fillmore  Hinkins

Absent or not voting were: Senators
Bramble  Jackson  Millner  Stevenson  Urquhart

* * *

On motion of Senator Okerlund, and at 3:50 p.m., the Senate adjourned until 10:00 a.m., Wednesday, February 24, 2016.
THIRTIETH DAY
MORNING SESSION
February 24, 2016

The Senate was called to order at 10:00 a.m., with President Wayne Niederhauser presiding.

Prayer – Daniel C. Peterson, PhD, Professor Brigham Young University
Pledge of Allegiance – Senator Van Tassell
Roll Call – All Senators present except Senator Bramble, excused.

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 86)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 23, 2016

The Speaker of the House has signed 1st Sub. S.B. 25, BALLOT AMENDMENTS, by Senator M. Dayton, 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 23, 2016

The House passed H.B. 130, ELECTRIC VEHICLE INFRASTRUCTURE AMENDMENTS, by Representative P. Arent, and it is transmitted for consideration; and

The House passed H.B. 180, SALES AND USE TAX EXEMPTION AMENDMENTS, by Representative B. Wilson, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.B. 192, OPIATE OVERDOSE RESPONSE ACT — PILOT PROGRAM AND OTHER AMENDMENTS, by Representative M. McKell, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 229, SYSTEM OF CARE DEVELOPMENT, by Representative E. Redd, and it is transmitted for consideration; and
The House passed, as amended, **H.B. 239**, ACCESS TO OPIOID PRESCRIPTION INFORMATION VIA PRACTITIONER DATA MANAGEMENT SYSTEMS, by Representative M. McKell, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 240**, OPIATE OVERDOSE RESPONSE ACT — STANDING ORDERS AND OTHER AMENDMENTS, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 283**, PUBLIC UTILITY EASEMENT AMENDMENTS, by Representative M. Nelson, 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 23, 2016

The Education Committee reports a favorable recommendation on **S.B. 166**, UTAH SCIENCE, TECHNOLOGY, AND RESEARCH MODIFICATIONS, by Senator A. Millner; and

The Education Committee recommends **S.B. 176**, OFFICE OF THE STATE BOARD OF EDUCATION EMPLOYMENT AMENDMENTS, by Senator H. Stephenson, be replaced and favorably recommends **1st Sub. S.B. 176**, OFFICE OF THE STATE BOARD OF EDUCATION EMPLOYMENT AMENDMENTS; and

The Education Committee reports a favorable recommendation on **S.B. 191**, SCHOOL TURNAROUND AND LEADERSHIP DEVELOPMENT ACT AMENDMENTS, by Senator A. Millner.

Ann Millner, Chair

Mr. President: February 23, 2016

The Business and Labor Committee reports a favorable recommendation on **S.B. 185**, LABOR REMEDY AMENDMENTS, by Senator J. Iwamoto, with the following amendments:

1. Page 11, Lines 312 through 321:

   312 (iv) costs {\(\ldots\)} {\(\ldots\)} {\(\ldots\)and\(\ldots\)}
If a discriminatory practice described in Subsection (9) includes discrimination in matters of compensation, the presiding officer may provide, to the complaining party, in addition to the amount available to the complaining party under Subsection (9)(b), an additional amount equal to the amount of back pay available to the complaining party under Subsection (9)(b)(ii).

The presiding officer shall award additional damages under Subsection (9)(c) unless a respondent shows that:

(a) the act or omission that gave rise to the order was in good faith; and

(b) the respondent had reasonable grounds to believe that the act or omission was not discrimination in matters of compensation under this chapter.

The Business and Labor Committee recommends S.B. 186, AIR QUALITY INCENTIVES, by Senator C. Bramble, be replaced and favorably recommends 1st Sub. S.B. 186, AIR QUALITY INCENTIVES.

Todd Weiler, Acting Chair

Mr. President: February 23, 2016

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on H.B. 213, AGRICULTURAL MODIFICATIONS, by Representative S. Sandall.

Scott K. Jenkins, Chair

Mr. President: February 23, 2016

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on H.B. 243, PUBLIC TRANSIT DISTRICT OFFICERS AMENDMENTS, by Representative E. Redd; and

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on S.B. 177, NIGHTTIME HIGHWAY CONSTRUCTION NOISE AMENDMENTS, by Senator K. Van Tassell, with the following amendments:
1. Page 3, Lines 73 through 74:

73 (4) (a) Subject to Subsection (2) or (3), a state highway project shall secure required noise permits from the local jurisdictional authority to conduct nighttime highway construction.

74 (b) To the extent practical, the department shall coordinate with the local jurisdictional authority during the pre-construction phase of a project to address noise exemption conditions.

The Transportation and Public Utilities and Technology Committee recommends S.B. 193, UTAH COMMUNICATIONS AUTHORITY ACT AMENDMENTS, by Senator W. Harper, be replaced and favorably recommends 1st Sub. S.B. 193, UTAH COMMUNICATIONS AUTHORITY ACT AMENDMENTS.

Alvin B. Jackson, Chair

Mr. President: February 23, 2016

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 77, MEDICAID EXPANSION PROPOSAL, by Senator G. Davis; and

The Judiciary, Law Enforcement, and Criminal Justice Committee recommends S.B. 187, RECLASSIFICATION OF MISDEMEANORS, by Senator D. Thatcher, be replaced and favorably recommends 1st Sub. S.B. 187, RECLASSIFICATION OF MISDEMEANORS; and


Mark B. Madsen, 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 23, 2016

The Health and Human Services Committee reports a favorable recommendation on H.B. 245, LOCAL HEALTH DEPARTMENT
AMENDMENTS, by Representative B. Dee, and recommends it be considered read for the second time and placed on the Consent Calendar.

Evan J. Vickers, Chair

Mr. President: February 23, 2016

The Education Committee reports a favorable recommendation on H.B. 142, AGENCY AUDITING PROCEDURES FOR EDUCATION, by Representative B. R. Cutler, and recommends it be considered read for the second time and placed on the Consent Calendar.

Ann Millner, Chair

Mr. President: February 23, 2016

The Business and Labor Committee reports a favorable recommendation on 1st Sub. H.B. 118, PUBLIC ACCESS OF ADMINISTRATIVE ACTION AMENDMENTS, by Representative B. Greene, 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. 178, ECONOMIC DEVELOPMENT REVISIONS, by Senator C. Bramble, and recommends it be considered read for the second time and placed on the Consent Calendar.

Todd Weiler, Acting Chair

Mr. President: February 23, 2016

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 181, JUDICIARY AMENDMENTS, by Senator L. Hillyard, with the following amendments and recommends it be considered read for the second time and placed on the Consent Calendar.

1. Page 5, Lines 126 through 128:

126 (i) In cases where [a minor is facing a felony level offense] {−petitions−} a petition or information

127 alleging a felony–level offense is filed, the court shall appoint counsel, who shall appear until

128 counsel is retained on the minor’s behalf. The minor may not waive counsel unless the minor
2. Page 5, Lines 133 through 134:

(ii) In all other cases in which a petition is filed the right to counsel may not be waived by a minor unless there has been a finding on the record, taking into consideration the minor’s; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 192, STUDY ON CLAIMS EXCEEDING STATUTORY LIMIT, by Senator J. Iwamoto, and recommends it be considered read for the second time and placed on the Consent Calendar.

Mark B. Madsen, 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: February 23, 2016

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

Business and Labor Committee
1st Sub. H.B. 177 Mortgage Lending Amendments (Rep. J. Stanard)
H.B. 273 Condominium Association Amendments (Rep. K. Powell)

Education Committee
H.B. 216 Utah Educational Savings Plan Amendments (Rep. S. Barlow)

Health and Human Services Committee

Government Operations and Political Subdivisions Committee
S.B. 203 Immunity Amendments (Sen. J. S. Adams)
S.B. 204  Free Market Protection and Privatization Board Act Amendments (Sen. H. Stephenson)
S.B. 205  Ethics Revisions (Sen. R. Okerlund)
S.C.R. 16  Concurrent Resolution on Utah’s Vision for Enduring Contribution to the Common Defense (Sen. J. Stevenson)

Judiciary, Law Enforcement, and Criminal Justice Committee
S.B. 206  Cohabitant Abuse Procedures Act Revisions (Sen. L. Hillyard)
S.B. 209  Fifth District Court Judge (Sen. S. Urquhart)

Natural Resources, Agriculture and Environment Committee
1st Sub. H.C.R. 8  Concurrent Resolution on the Bonneville Salt Flats International Speedway (Rep. S. Handy)

Retirement and Independent Entities Committee
S.B. 207  Government Ethics – Post–employment Restrictions (Sen. J. Dabakis)
S.B. 208  Retirement Amendments (Sen. T. Weiler)

Transportation Public Utilities and Tech Committee
S.B. 210  Unmanned Aircraft Amendments (Sen. W. Harper)

Kevin T. Van Tassell
Rules Committee Chair

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

INTRODUCTION OF BILLS

S.B. 215, Motor Vehicle Insurance Amendments (S. Urquhart), was read the first time by short title and referred to the Rules Committee.

S.B. 217, Alcoholic Beverage Control Act Licensing Amendments (J. Stevenson), was read the first time by short title and referred to the Rules Committee.
CONSENT CALENDAR

S.C.R. 14, CONCURRENT RESOLUTION DESIGNATING UTAH BROADCASTERS AWARENESS WEEK, 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  Christensen  Dabakis  Davis
Dayton  Escamilla  Fillmore  Harper
Henderson  Hillyard  Hinkins  Iwamoto
Jenkins  Knudson  Millner  Okerlund
Shiozawa  Stephenson  Stevenson  Thatcher
Urquhart  Van Tassell  Vickers  Weiler
Niederhauser

Absent or not voting were: Senators
Bramble  Jackson  Madsen  Mayne

S.C.R. 14 was transmitted to the House for consideration.

* * *

On motion of Senator Adams, the circle was removed from H.B. 147, STATE BOARD OF EDUCATION REVISIONS, and it was before the Senate. The bill passed on the following roll call:

Yeas, 22; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Senators
Adams  Dayton  Escamilla  Fillmore
Harper  Henderson  Hillyard  Hinkins
Iwamoto  Jackson  Jenkins  Knudson
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Thatcher  Urquhart  Van Tassell
Vickers  Niederhauser

Absent or not voting were: Senators
Bramble  Christensen  Dabakis  Davis
Madsen  Mayne  Weiler

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.
H.B. 26, REVENUE AND TAXATION INTERIM COMMITTEE REPORT AMENDMENTS, was read the third time, explained by Senator Henderson, 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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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.

* * *

1st Sub. H.B. 104, PROPERTY TAXATION AMENDMENTS, was read the third time, explained by Senator Henderson, 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.B. 104 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. 83, CAMPAIGN FINANCE DISCLOSURES IN MUNICIPAL ELECTIONS, 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**

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**Absent or not voting were: Senators**

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1st Sub. H.B. 83 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 Jenkins, S.B. 100, TRAFFIC FINES AMENDMENTS, was read the third time and circled.

**S.J.R. 2, JOINT RESOLUTION CALLING FOR THE REPEAL OF THE 17TH AMENDMENT, was read the third time and explained by Senator Jackson. Senators Dabakis, Davis, Escamilla, and Dayton 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
Dabakis Davis Escamilla Iwamoto
Mayne Shiozawa

Absent or not voting were: Senators
Bramble Hillyard Urquhart

S.J.R. 2 was transmitted to the House for consideration.

On motion of Senator Adams, the circle was removed from H.B. 12, DISASTER RECOVERY FOR LOCAL GOVERNMENTS, and it was before the Senate. Senator Jenkins 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
Adams Christensen Dabakis Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Hinkins Iwamoto
Jackson Jenkins Knudson Madsen
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Bramble Thatcher Urquhart

H.B. 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 Hillyard, the circle was removed from S.B. 100, TRAFFIC FINES AMENDMENTS, and it was before the Senate. Senator Hillyard explained the bill. Senator Knudson commented. The bill passed on the following roll call:

Yeas, 23; Nays, 4; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams Christensen Dabakis Dayton
Fillmore Harper Henderson Hillyard
Hinkins    Iwamoto    Jackson    Madsen  
Mayne      Millner    Okerlund    Shiozawa
Stephenson Stevenson  Thatcher    Van Tassell  
Vickers    Weiler     Niederhauser

**Voting in the negative were:** Senators

Davis      Escamilla  Jenkins    Knudson

**Absent or not voting were:** Senators

Bramble    Urquhart

**S.B. 100** was transmitted to the House for consideration.

**SPECIAL ORDER OF BUSINESS**

Participants in the Utah High School Art Show were honored by the Senate.

**THIRD READING CALENDAR**

On motion of Senator Okerlund, **S.B. 102**, *HIGH COST INFRASTRUCTURE TAX CREDIT AMENDMENTS*, was read the third time and circled.

***

1st Sub. **S.B. 106**, *ASSAULT OFFENSE AMENDMENTS*, was read the third time, explained by Senator Shiozawa, and passed on the following roll call:

**Yea's, 22; Nay's, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Senators

Adams    Christensen  Dabakis    Dayton  
Escamilla Fillmore    Harper      Henderson
Hillyard  Iwamoto    Jackson     Jenkins
Knudson   Mayne      Millner     Okerlund
Shiozawa  Stevenson  Thatcher    Van Tassell  
Vickers    Weiler

**Absent or not voting were:** Senators

Bramble    Davis      Hinkins    Madsen
Stephenson Urquhart  Niederhauser

1st Sub. **S.B. 106** was transmitted to the House for consideration.
1st Sub. S.B. 101, HIGH QUALITY SCHOOL READINESS PROGRAM EXPANSION, was read the third time, explained by Senator Millner, and passed on the following roll call:

**Y** eas, 19; **N** ays, 4; **A** bsent or not voting, 6.

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

| Christensen | Dayton | Jackson | Jenkins |

**Absent or not voting were:** Senators

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1st Sub. S.B. 101 was transmitted to the House for consideration.

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1st Sub. S.B. 74, AVIATION AMENDMENTS, was read the third time, explained by Senator Harper, and passed on the following roll call:

**Y** eas, 21; **N** ays, 0; **A** bsent or not voting, 8.

**Voting in the affirmative were:** Senators

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1st Sub. S.B. 74 was transmitted to the House for consideration.
3rd Sub. S.B. 110, WATER QUALITY AMENDMENTS, was read the third time, explained by Senator Hinkins, and passed on the following roll call:

**Yeas, 18; Nays, 2; Absent or not voting, 9.**

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

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3rd Sub. S.B. 110 was transmitted to the House for consideration.

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S.B. 69, CHILDREN’S HEART DISEASE SPECIAL GROUP LICENSE PLATES, 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

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**Absent or not voting were:** Senators

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</table>
S.B. 69 was transmitted to the House for consideration.

***

S.B. 118, UINTAH BASIN AIR QUALITY RESEARCH PROJECT, was read the third time, explained by Senator Van Tassell, and passed on the following roll call:

Yea, 24; Nay, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams Christensen Dabakis Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Hinkins Jackson
Jenkins Knudson Madsen Mayne
Millner Okerlund Shiozawa Stevenson
Thatcher Van Tassell Vickers Weiler

Absent or not voting were: Senators
Bramble Iwamoto Stephenson Urquhart
Niederhauser

S.B. 118 was transmitted to the House for consideration.

***

On motion of Senator Weiler, S.C.R. 9, CONCURRENT RESOLUTION ON THE PUBLIC HEALTH CRISIS, was read the third time and circled.

***

On motion of Senator Vickers, 1st Sub. S.B. 122, WILDLAND FIRE POLICY UPDATES, was read the third time and circled.

***

On motion of Senator Okerlund, S.B. 87, ADMINISTRATIVE RULEMAKING ACT MODIFICATIONS, was read the third time and circled.

***

On motion of Senator Okerlund, S.B. 112, PROPERTY TAX ASSESSMENT AMOUNT AMENDMENTS, was read the third time and circled.

***

On motion of Senator Okerlund, S.B. 120, PROPERTY TAX NOTICE AMENDMENTS, was read the third time and circled.
On motion of Senator Okerlund, **S.B. 126**, COMMITTEE AUTHORITY AMENDMENTS, was read the third time and circled.

On motion of Senator Davis, **S.B. 117**, COMMERCIAL INTERIOR DESIGN CERTIFICATION MODIFICATIONS, was read the third time and circled.

**S.B. 134**, OIL AND GAS CONSERVATION ACCOUNT 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

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**Absent or not voting were:** Senators

| Bramble | Iwamoto | Stephenson | Niederhauser |

**S.B. 134** was transmitted to the House for consideration.

On motion of Senator Okerlund, **S.B. 63**, SURVEY MONUMENT REPLACEMENT, 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

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On motion of Senator Davis, **S.B. 117**, COMMERCIAL INTERIOR DESIGN CERTIFICATION MODIFICATIONS, was read the third time and circled.

* ***

**S.B. 134**, OIL AND GAS CONSERVATION ACCOUNT 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

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Absent or not voting were: Senators
Bramble Iwamoto Stephenson Niederhauser

S.B. 63 was transmitted to the House for consideration.

On motion of Senator Henderson, the circle was removed from S.B. 126, COMMITTEE AUTHORITY AMENDMENTS, and it was before the Senate. Senator Henderson explained the bill. The bill 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 Escamilla Fillmore Harper
Henderson Hinkins Jackson Jenkins
Knudson Madsen Mayne Millner
Okerlund Shiozawa Stevenson Urquhart
Van Tassell Vickers Weiler

Absent or not voting were: Senators
Bramble Hillyard Iwamoto Stephenson
Thatcher Niederhauser

S.B. 126 was transmitted to the House for consideration.

1st Sub. S.B. 123, OFFICE OF LICENSING 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
Adams Christensen Dabakis Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Hinkins Jackson
Knudson Madsen Mayne Millner
Okerlund Shiozawa Stevenson Weiler
Urquhart Van Tassell Vickers Weiler
Absent or not voting were: Senators
Bramble  Iwamoto  Jenkins  Thatcher
Niederhauser

1st Sub. S.B. 123 was transmitted to the House for consideration.

* * *

On motion of Senator Escamilla, the circle was removed from S.B. 117, COMMERCIAL INTERIOR DESIGN CERTIFICATION MODIFICATIONS, and it was before the Senate. Senator Escamilla explained the bill. The bill 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  Escamilla  Fillmore  Harper
Henderson  Hillyard  Iwamoto  Jackson
Knudson  Madsen  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Urquhart  Vickers  Weiler

Absent or not voting were: Senators
Bramble  Hinkins  Jenkins  Thatcher
Van Tassell  Niederhauser

S.B. 117 was transmitted to the House for consideration.

* * *

On motion of Senator Stephenson, the circle was removed from S.B. 87, ADMINISTRATIVE RULEMAKING ACT MODIFICATIONS, and it was before the Senate. Senator Stephenson explained the bill.

Senator Stephenson proposed the following amendment:

1. Page 2, Lines 47 through 49:

47    (b)    { accepts public comment on the proposed rule at the
−}  during the meeting described in
48  Subsection (3)(a)  ;
   (i) accepts public comment on the proposed rule ; and
   (ii) allows each speaker sufficient time to ensure meaningful public input; and
(c) makes the proposed rule available to the public on the State Board of Education’s

Senator Stephenson’s motion to amend passed on a voice vote. The bill 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. 87** was transmitted to the House for consideration.

***

On motion of Senator Stephenson, the circle was removed from **S.B. 112**, PROPERTY TAX ASSESSMENT AMOUNT AMENDMENTS, and it was before the Senate. Senator Stephenson explained the bill. Senators Dabakis commented. 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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**S.B. 112** was transmitted to the House for consideration.
On motion of Senator Stephenson, the circle was removed from **S.B. 120, PROPERTY TAX NOTICE AMENDMENTS**, and it was before the Senate. 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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**Absent or not voting were:** Senators

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**S.B. 120** was transmitted to the House for consideration.

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On motion of Senator Weiler, the circle was removed from **S.C.R. 9, CONCURRENT RESOLUTION ON THE PUBLIC HEALTH CRISIS**, and it was before the Senate. Senator Weiler 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.C.R. 9** was transmitted to the House for consideration.
The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 183**, COUNTY OPTION SALES AND USE TAX FOR HIGHWAYS AND PUBLIC TRANSIT AMENDMENTS, by Representative J. Draxler; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 164**, LOCAL GOVERNMENT MODIFICATIONS, by Senator D. Henderson, with the following amendments:

1. Page 4, Line 120 through Page 5, Line 123:

   120  (8) (a) (i) A taxpayer who pays less than the full amount \(-\text{of the items listed}-\) due on the taxpayer’s property tax notice may, on a form provided by the county treasurer, direct how the county treasurer allocates the partial payment between the \(-\text{items listed on the taxpayer’s property tax notice}-\) total amount due for property tax, the amount due for assessments, the amount due for past due local district fees, and any other amounts due on the property tax notice.

2. Page 6, Lines 170 through 173:

   170  (6) (a) (i) A taxpayer who pays less than the full amount \(-\text{of the items listed}-\) due on the taxpayer’s property tax notice may, on a form provided by the county treasurer, direct how the county treasurer allocates the partial payment between the \(-\text{items listed on the taxpayer’s property tax notice}-\) total amount due for property tax, the amount due for assessments, the amount due for past due local district fees, and any other amounts due on the property tax notice.

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 180**, OPTIONAL TAX INCREASE AMENDMENTS, by Senator L. Hillyard; and

Deidre M. Henderson, Chair

Mr. President: February 24, 2016

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **H.B. 320**, METRO TOWNSHIP REVISIONS, by Representative L. Christensen; and

The Government Operations and Political Subdivisions Committee recommends **S.B. 197**, RESALE OF PROCUREMENT ITEM AMENDMENTS, by Senator K. Mayne, be replaced and favorably recommends **1st Sub. S.B. 197**, RESALE OF PROCUREMENT ITEM AMENDMENTS.

Margaret Dayton, Chair

On motion of Senator Van Tassell, the committee reports were adopted. The bills were placed on Second Reading Calendar.

* * *

On motion of Senator Okerlund, the Senate recessed at 11:55 a.m.

**AFTERNOON SESSION**

The Senate reassembled at 2:05 p.m., with President Niederhauser presiding.

**COMMUNICATIONS FROM THE HOUSE**

Mr. President: February 24, 2016

The House passed, **S.B. 26**, ELECTION NOTICE 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, **1st Sub. S.B. 49**, STATUTE OF LIMITATIONS ON ENVIRONMENTAL CODE VIOLATIONS, by Senator L. Escamilla, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 60**, LOW–INCOME HOUSING TAX CREDIT ALLOCATION AMENDMENTS, by Senator T. Weiler, which has been signed by the Speaker, and it is transmitted for the signature of the President; and
Day 30  Wednesday, February 24, 2016  461

The House passed, **S.B. 132**, COMMERCIAL DRIVER LICENSE 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.C.R. 4**, CONCURRENT RESOLUTION – OLD SPANISH TRAIL DESIGNATION, 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 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, 2016

The House concurred in the Senate amendments and passed **1st Sub. H.B. 210**, SIMULATED EMERGENCY VEHICLE EXEMPTION, by Representative D. McCay, 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, 2016

The House passed, as amended, **1st Sub. S.B. 23**, WATER LAW – PROTECTED PURCHASER AMENDMENTS, by Senator M. Dayton, and it is transmitted for further consideration; and

The House passed, as amended, **S.B. 52**, RATE COMMITTEE MODIFICATIONS, by Senator D. Hinkins, and it is transmitted for further consideration; and

The House passed, as amended, **S.B. 57**, PUBLIC SAFETY EMERGENCY MANAGEMENT AMENDMENTS, by Senator K. Mayne, and it is transmitted for further consideration; and

The House passed, as amended, **S.B. 130**, TATTOO REMOVAL, 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.

Mr. President: February 24, 2016

The House passed, as amended, **H.B. 238**, OPIATE OVERDOSE RESPONSE ACT — OVERDOSE OUTREACH PROVIDERS AND OTHER
AMENDMENTS, by Representative C. Moss, and it is transmitted for consideration; and

The House passed **H.B. 324**, CAPITAL FACILITIES REVISIONS, by Representative R. Edwards, and it is transmitted for consideration; and

The House passed **H.B. 342**, SUBSTANCE ABUSE PROGRAMS AMENDMENTS, by Representative P. Ray, and it is transmitted for consideration; and

The House passed **H.B. 345**, CLINIC DEFINITION AMENDMENTS, by Representative S. Barlow, and it is transmitted for consideration; and

The House passed **H.J.R. 11**, JOINT RESOLUTION DESIGNATING UTAH AS A PURPLE HEART STATE, by Representative F. Cox, and it is transmitted for consideration; and

The House passed **H.C.R. 4**, CONCURRENT RESOLUTION DECLARING DRUG OVERDOSE DEATHS TO BE A PUBLIC HEALTH EMERGENCY, by Representative C. Moss, and it is transmitted for consideration.

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

**STANDING COMMITTEE REPORTS**

Mr. President: February 23, 2016

The Revenue and Taxation Committee reports a favorable recommendation of **H.B. 63**, FEES FOR GOVERNMENT RECORDS REQUESTS, by Representative Brian S. King.

Deidre M. Henderson, Chair

On motion of Senator Van Tassell, the committee report was adopted. The bill was placed on Second Reading Calendar.

**RULES COMMITTEE REPORTS**

To the Members of the Senate: February 24, 2016

The Rules Committee recommends assignment of the following bills to standing committees:
Business and Labor Committee
S.B. 214  Workplace Abusive Conduct Amendments  (Sen. A. Jackson)
S.B. 216  Workers’ Compensation Related Amendments  (Sen. K. Mayne)
H.B. 288  Educational Records Protection Amendments  (Rep. C. Hall)

Government Operations and Political Subdivisions Committee
3rd Sub. H.B. 110  Election Law Changes  (Rep. C. Hall)

Health and Human Services Committee

Judiciary, Law Enforcement, and Criminal Justice Committee
S.B. 213  Small Claims Court Amendments  (Sen. T. Weiler)
S.B. 215  Motor Vehicle Insurance Amendments  (Sen. S. Urquhart)

Natural Resources, Agriculture and Environment Committee
S.B. 212  Wildland Fire Suppression Fund  (Sen. E. Vickers)
H.B. 244  Independent Energy Producer Amendments  (Rep. F. Gibson)

Transportation, Public Utilities and Technology Committee
S.B. 211  Private Use of Drones  (Sen. H. Stephenson)
H.B. 97  Children with Cancer Special License Plate  (Rep. R. Edwards)
H.B. 227  Electronic Driver License Amendments (Rep. C. Hall)

Kevin T. Van Tassell
Rules Committee Chair

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

INTRODUCTION OF BILLS

S.B. 218, Department of Corrections Amendments (L. Fillmore), was read the first time by short title and referred to the Rules Committee.

S.B. 219, Fair Housing Act Amendments (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 221, Capitol Protocol Amendments (M. Madsen), was read the first time by short title and referred to the Rules Committee.

S.B. 222, Professional Licensing Amendments (J. S. Adams), was read the first time by short title and referred to the Rules Committee.

S.C.R. 18, Concurrent Resolution Designating Official Hashtag for the State of Utah (T. Weiler), was read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

2nd Sub. S.B. 133, SMALL EMPLOYER RETIREMENT AMENDMENTS, was read the third time and explained by Senator Weiler. Senators Hinkins, Jenkins, Fillmore, Hillyard, and Henderson 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
Adams        Dabakis     Davis        Dayton
Escamilla    Harper      Henderson   Hillyard
Iwamoto      Knudson     Madsen      Mayne
Millner      Shiozawa    Thatcher    Urquhart
Van Tassell  Vickers     Weiler      Niederhauser

Voting in the negative were: Senators
Christensen  Fillmore    Hinkins     Jackson
Jenkins      Stevenson   


Absent or not voting were: Senators
Bramble Okerlund Stephenson

2nd Sub. S.B. 133 was transmitted to the House for consideration.

SECOND READING CALENDAR

On motion of Senator Christensen, 1st Sub. H.B. 23, PRIVILEGE TAX AMENDMENTS, was read the second time and circled.

* * *

H.B. 95, POLITICAL ISSUES COMMITTEE AMENDMENTS, 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 Christensen Dabakis Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Hinkins Iwamoto
Jackson Jenkins Knudson Madsen
Mayne Millner Shiozawa Stevenson
Thatcher Urquhart Van Tassell Weiler
Niederhauser

Absent or not voting were: Senators
Bramble Okerlund Stephenson Vickers

* * *

1st Sub. H.B. 68, POST-EXPOSURE BLOOD TESTING AMENDMENTS, was read the second time. Senator Shiozawa 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
Escamilla Fillmore Harper Henderson
Hillyard Hinkins Iwamoto Jackson
Jenkins Knudson Madsen Mayne
Millner Okerlund Shiozawa Stevenson
Thatcher Urquhart Van Tassell Vickers
Weiler Niederhauser
Absent or not voting were: Senators
Adams  Bramble  Stephenson

On motion of Senator Shiozawa, 1st Sub. H.B. 68 was placed on Third Reading Table due to fiscal impact.

* * *

2nd Sub. H.B. 124, MONITORING EQUIPMENT IN A CARE FACILITY, was read the second time. Senator Vickers explained the bill.

Senator Vickers proposed the following amendment:

1. Page 3, Lines 57 through 64:

57 device in the resident’s room if the resident {or} and the resident’s legal representative, if any, unless the resident is incapable of informed consent:

58 (a) notifies the resident’s facility in writing {→}

59 {→} that the resident or the resident’s legal representative, if any:

60 {→(A)} (i) intends to operate or install a monitoring device in the resident’s room; and

61 {→(B)} (ii) consents to a waiver agreement, if required by a facility:

62 {→(ii) of the specific location where the resident or the resident’s legal representative will

63 operate or install the monitoring device; and

64 (iii) of the technical specifications and capabilities of the monitoring device;}

Senator Vickers’ motion to amend passed on a voice vote. Senators Dayton and Christensen commented. The bill passed second reading on the following roll call:

Yeas, 21; Nays, 3; Absent or not voting, 5.

Voting in the affirmative were: Senators
Christensen  Dabakis  Davis  Escamilla
Fillmore  Harper  Hillyard  Hinkins
Iwamoto  Jackson  Knudson  Madsen
H.B. 41, FEES FOR SUPPLEMENTAL HOURS, was read the second time. Senator Millner explained the bill. Senators Weiler, Vickers, Harper, and Hillyard commented. The bill failed second reading on the following roll call:

**Yeas, 11; Nays, 14; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators
Dabakis Escamilla Henderson Hillyard
Knudson Millner Okerlund Shiozawa
Stevenson Urquhart Weiler

**Voting in the negative were:** Senators
Adams Christensen Davis Dayton
Fillmore Harper Iwamoto Jackson
Jenkins Madsen Mayne Thatcher
Van Tassell Vickers

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

The bill was filed.

**H.B. 93, ORGAN DONOR AMENDMENTS, was read the second time.** Senator Shiozawa 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
Christensen Dabakis Davis Escamilla
Fillmore Harper Henderson Hinkins
Voting in the negative was: Senator Dayton

Absent or not voting were: Senators
Adams Bramble Hillyard Millner
Stephenson Niederhauser

* * *

On motion of Senator Okerlund, H.B. 161, AGRICULTURE PARCEL AMENDMENTS, was read the second time and circled.

* * *

1st Sub. H.B. 266, UNCLAIMED CAPITAL CREDITS AMENDMENTS, was read the second time. Senator Okerlund 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 Escamilla Fillmore Harper
Henderson Hinkins Iwamoto Jackson
Jenkins Knudson Mayne Okerlund
Shiozawa Thatcher Urquhart Van Tassell
Vickers Weiler

Absent or not voting were: Senators
Bramble Hillyard Madsen Millner
Stephenson Stevenson Niederhauser

* * *

On motion of Senator Dayton, 3rd Sub. H.B. 25, PROPERTY TAX CHANGES, was read the second time and circled.

* * *

On motion of Senator Christensen, 3rd Sub. H.B. 116, DETERMINATION OF EMPLOYER STATUS AMENDMENTS, was read the second time and circled.
1st Sub. H.B. 155, REPORTING OF CHILD PORNOGRAPHY, was read the second time. Senator Weiler explained the bill.

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

**2nd Sub. H.B. 155 Reporting of Child Pornography (C. Hall)**

Senators Harper and Fillmore 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

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**Absent or not voting were:** Senators

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2nd Sub. H.B. 186, VOLUNTEER HEALTH CARE CONTINUING EDUCATION CREDIT, was read the second time. Senator Shiozawa explained the bill. Senators Christensen, Jenkins, and Vickers 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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</table>
Absent or not voting were: Senators
Bramble       Hillyard       Stevenson       Niederhauser

***

On motion of Senator Millner, 1st Sub. H.B. 42, EARLY LEARNING AMENDMENTS, was read the second time and circled.

***

H.B. 182, CONCURRENT ENROLLMENT EDUCATION AMENDMENTS, was read the second time. Senator Millner 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         Dabakis       Davis          Fillmore
Harper        Henderson     Hinkins        Iwamoto
Jackson       Jenkins       Knudson        Mayne
Millner       Okerlund     Shiozawa      Stephenson
Thatcher      Urquhart     Van Tassell   Vickers
Weiler

Voting in the negative was: Senator Dayton

Absent or not voting were: Senators
Bramble       Christensen   Escamilla     Hillyard
Madsen        Stevenson     Niederhauser

***

3rd Sub. H.B. 87, CLEAN FUEL CONVERSION AMENDMENTS, was read the second time. Senator Weiler explained the bill. The bill passed second reading on the following roll call:

Yeas, 16; Nays, 4; Absent or not voting, 9.

Voting in the affirmative were: Senators
Adams         Dabakis       Fillmore      Hinkins
Iwamoto       Jackson       Jenkins      Knudson
Mayne         Okerlund     Shiozawa     Stephenson
Thatcher      Van Tassell  Vickers      Weiler
**Voting in the negative were:** Senators

Dayton  Harper  Henderson  Urquhart

**Absent or not voting were:** Senators

Bramble  Christensen  Davis  Escamilla
Hillyard  Madsen  Millner  Stevenson
Niederhauser

On motion of Senator Weiler, **3rd Sub. H.B. 87** was placed on Third Reading Table due to fiscal impact.

**INTRODUCTION OF BILLS**

**S.B. 220, Non–judicial Foreclosure Amendments** (W. Harper), was read the first time by short title and referred to the Rules Committee.

**S.B. 223, Adoption Amendments** (T. Weiler), was read the first time by short title and referred to the Rules Committee.

**S.B. 224, Student Assessments** (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

* * *

On motion of Senator Okerlund, and at 3:47 p.m., the Senate adjourned until 10:00 a.m., Thursday, February 25, 2016.
THIRTY–FIRST DAY

MORNING SESSION

February 25, 2016

The Senate was called to order at 10:05 a.m., with President Wayne Niederhauser presiding.

Prayer – Reverend Patty Willis

Pledge of Allegiance – Senator Jim Dabakis

Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(Please refer to Day 1, Page 86)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 24, 2016

The House passed, as substituted, 1st Sub. H.B. 112, CONTINUING EDUCATION FOR CONTRACTOR LICENSING AMENDMENTS, by Representative S. Sandall, and it is transmitted for consideration; and

The House passed H.B. 200, STUDENT ASSESSMENT MODIFICATIONS, by Representative M. Poulson, and it is transmitted for consideration; and

The House passed H.B. 209, PUBLIC TRANSIT DISTRICT BOARD COUNTY APPOINTMENT AMENDMENTS, by Representative Johnny Anderson, and it is transmitted for consideration; and

The House passed H.B. 220, LEGISLATIVE ORGANIZATION AMENDMENTS, by Representative L. Christensen, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 287, COMMISSION FOR THE STEWARDSHIP OF PUBLIC LANDS AND PRIVATE DONATIONS FOR PUBLIC LANDS LITIGATION, by Representative K. Christofferson, et al, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 290, CAMPAIGN FINANCE REFORM AMENDMENTS, by Representative R. Spendlove, and it is transmitted for consideration; and
The House passed, as substituted, **2nd Sub. H.B. 292**, DEFERRED DEPOSIT LENDING AMENDMENTS, by Representative B. Daw, 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, 2016

The Retirement and Independent Entities Committee reports a favorable recommendation on **H.B. 15**, DOMESTIC RELATIONS RETIREMENT SHARES, by Representative K. McIff; and

The Retirement and Independent Entities Committee reports a favorable recommendation on **H.B. 51**, RECODIFICATION OF POSTRETIREMENT REEMPLOYMENT PROVISIONS, by Representative K. Powell.

Todd Weiler, Chair

Mr. President: February 24, 2016

The Education Committee reports a favorable recommendation on **H.B. 217**, SMALL SCHOOL FUNDING, by Representative K. McIff; and

The Education Committee recommends **S.B. 143**, COMPETENCY–BASED LEARNING AMENDMENTS, by Senator H. Stephenson, be replaced and favorably recommends **1st Sub. S.B. 143**, COMPETENCY–BASED LEARNING AMENDMENTS.

Ann Millner, Chair

Mr. President: February 24, 2016

The Health and Human Services Committee reports a favorable recommendation on **1st Sub. H.B. 172**, PUBLIC ASSISTANCE BENEFITS AMENDMENTS, by Representative A. Romero; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 184**, UNLICENSED DIRECT–ENTRY MIDWIFERY, by Representative C. Moss, with the following amendments:

1. Page 2, Lines 46 through 47
   House Committee Amendments 2–9–2016:
The Health and Human Services Committee reports a favorable recommendation on **2nd Sub. H.B. 236**, CHARITABLE PRESCRIPTION DRUG RECYCLING PROGRAM, by Representative G. Froerer; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 247**, MEDICAID VISION AMENDMENTS, by Representative P. Ray; and

The Health and Human Services Committee reports a favorable recommendation on **H.J.R. 7**, JOINT RULES RESOLUTION ON MEDICAID FUNDING REPORT, by Representative D. Sanpei; and

The Health and Human Services Committee reports a favorable recommendation on **S.B. 170**, INDIGENOUS PEOPLES DAY, by Senator J. Dabakis; and

The Health and Human Services Committee reports a favorable recommendation on **S.B. 199**, SKILLED NURSING FACILITY AMENDMENTS, by Senator B. Shiozawa.

Evan J. Vickers, 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 24, 2016

The Education Committee reports a favorable recommendation on **H.B. 216**, UTAH EDUCATIONAL SAVINGS PLAN AMENDMENTS, by Representative S. Barlow, and recommends it be considered read for the second time and placed on the Consent Calendar.

Ann Millner, Chair

On motion of Senator Van Tassell, the committee report was adopted. The bill was considered read the second time and placed on the Consent Calendar.
Mr. President:

The Education Committee has deleted H.B. 107, EARLY COLLEGE HIGH SCHOOLS, by Representative V. Peterson, and replaced it with 1st Sub. H.B. 107, EARLY COLLEGE HIGH SCHOOLS, and has tabled and returned it to the Rules Committee for filing.

Ann Millner, Chair

SPECIAL ORDER OF BUSINESS

A citation was read honoring Sinclair Oil Corporation and its 100 year centennial.

CONCURRENCE CALENDAR

On motion of Senator Dayton, the Senate refused to concur in the House amendments to 1st Sub. S.B. 23, WATER LAW – PROTECTED PURCHASER AMENDMENTS. The Senate requests that the House recede from their amendments. The bill was returned to the House.

On motion of Senator Hinkins, the Senate refused to concur in the House amendments to S.B. 52, RATE COMMITTEE MODIFICATIONS. The Senate requests that the House recede from their amendments. The bill was returned to the House.

On motion of Senator Mayne, the Senate voted to concur in the House amendments to S.B. 57, PUBLIC SAFETY EMERGENCY MANAGEMENT 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  Christensen  Dabakis  Davis
Dayton  Escamilla  Harper  Henderson
Hillyard  Hinkins  Iwamoto  Jackson
Jenkins  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stevenson  Thatcher
Urquhart  Van Tassell  Vickers  Weiler
Niederhauser
Absent or not voting were: Senators
Bramble        Fillmore        Madsen        Stephenson

S.B. 57 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. 130, TATTOO REMOVAL. The bill, as amended, 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        Escamilla        Fillmore
Harper        Henderson        Hillyard        Hinkins
Iwamoto        Jackson        Jenkins        Knudson
Madsen        Mayne        Millner        Okerlund
Shiozawa        Stephenson        Stevenson        Thatcher
Urquhart        Van Tassell        Vickers        Weiler
Niederhauser

S.B. 130 was returned to the House for the signature of the Speaker.

TIME CERTAIN CALENDAR

On motion of Senator Niederhauser, under suspension of the rules, S.C.R. 17, CONCURRENT RESOLUTION RECOGNIZING UTAH’S TEN YEAR RELATIONSHIP WITH LIAONING, CHINA, was considered read the second and third times. Senator Niederhauser explained the bill. Senators Dabakis, Bramble, Knudson, Stephenson, and Adams commented. 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        Escamilla        Fillmore
Harper        Henderson        Hillyard        Hinkins
Iwamoto        Jackson        Jenkins        Knudson
Madsen        Mayne        Millner        Okerlund
Shiozawa        Stephenson        Stevenson        Thatcher
Urquhart        Van Tassell        Vickers        Weiler
Niederhauser
S.C.R. 17 was transmitted to the House.

**COMMITTEE OF THE WHOLE**

On motion of Senator Adams, Mr. Tong Zhiwu, Vice Chairman, Liaoning Provincial Congress spoke in Committee of the Whole.

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

**CONSENT CALENDAR**

**S.B. 190**, OPEN AND PUBLIC MEETING LAW 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

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**Absent or not voting were:** Senators

Stevenson    Thatcher

**S.B. 190** was transmitted to the House for consideration.

***

**S.J.R. 15**, JOINT RULES RESOLUTION—CONFERENCE COMMITTEES, 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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Signed Absent or not voting was: Senator Stevenson

**S.J.R. 15** was transmitted to the House for consideration.

* * *

**S.R. 2, SENATE RULES RESOLUTION—RULES COMMITTEE NOTICE,** was read the third time, explained by Senator Van Tassell, 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.R. 2** was signed by the President and sent to the staff for enrolling.

* * *

On motion of Senator Bramble, the circle was removed from **H.B. 230, WORKERS’ COMPENSATION FUND 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
Jackson Stevenson

H.B. 230 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. 163, TITLE INSURANCE 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 Escamilla Fillmore
Harper Henderson Hillyard Hinkins
Iwamoto Jenkins Knudson Madsen
Mayne Millner Okerlund Shiozawa
Stephenson Thatcher Urquhart Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Jackson Stevenson

2nd Sub. H.B. 163 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 267, CHARITABLE SOLICITATION ACT 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 Escamilla Fillmore
Harper Henderson Hinkins Iwamoto
Jenkins Knudson Madsen Mayne
Millner Okerlund Shiozawa Stephenson
Thatcher Urquhart Van Tassell Vickers
Weiler Niederhauser
**Absent or not voting were:** Senators

Hillyard  Jackson  Stevenson

**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.

* * *

**H.C.R. 7.** CONCURRENT RESOLUTION FOR A STATUE TO RECOGNIZE FATHER DOMINGUEZ AND FATHER ESCALANTE, was read the third time, explained by Senator Escamilla, 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  Escamilla  Fillmore
Harper  Henderson  Hinkins  Iwamoto
Jenkins  Knudson  Madsen  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Thatcher  Urquhart  Van Tassell  Vickers
Weiler  Niederhauser

**Absent or not voting were:** Senators

Hillyard  Jackson  Stevenson

**H.C.R. 7** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

**H.B. 211.** AGRICULTURAL EXEMPTION 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
Davis  Dayton  Escamilla  Fillmore
Harper  Henderson  Hinkins  Iwamoto
Jenkins  Knudson  Madsen  Millner
Okerlund  Shiozawa  Stephenson  Thatcher
Urquhart  Van Tassell  Vickers  Weiler
Niederhauser
Absent or not voting were: Senators
Hillyard        Jackson        Mayne        Stevenson

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.J.R. 3. JOINT RULES RESOLUTION CHANGING AN INTERIM COMMITTEE NAME, 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
Davis        Dayton        Escamilla        Fillmore
Harper        Henderson        Hinkins        Iwamoto
Jenkins        Knudson        Madsen        Millner
Okerlund        Shiozawa        Stephenson        Thatcher
Urquhart        Van Tassell        Vickers        Weiler
Niederhauser

Absent or not voting were: Senators
Hillyard        Jackson        Mayne        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.

***

S.C.R. 15. CONCURRENT RESOLUTION URGING CONGRESS TO ENACT THE DINÉ COLLEGE ACT, was read the third time, explained by Senator Hinkins, 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        Escamilla        Fillmore
Harper        Henderson        Hillyard        Hinkins
Iwamoto        Jackson        Jenkins        Knudson
Madsen        Mayne        Millner        Okerlund
Shiozawa        Stephenson        Thatcher        Urquhart
Van Tassell        Vickers        Weiler        Niederhauser
Absent or not voting was: Senator Stevenson

S.C.R. 15 was transmitted to the House for consideration.

***

S.B. 162, CRIME VICTIMS COUNCIL AMENDMENTS, 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
Bramble     Christensen     Dabakis     Davis
Dayton      Escamilla      Fillmore     Harper
Henderson   Hillyard       Hinkins     Iwamoto
Jackson     Jenkins        Knudson     Madsen
Mayne       Millner        Okerlund     Shiozawa
Stephenson  Thatcher       Urquhart     Van Tassell
Vickers     Niederhauser

Absent or not voting were: Senators
Adams       Stevenson       Weiler

S.B. 162 was transmitted to the House for consideration.

COMMITTEE OF THE WHOLE

On motion of Senator Bramble, Vasye Sehin, a representative from the Ukraine legislature spoke in Committee of the Whole.

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

THIRD READING CALENDAR

H.B. 95, POLITICAL ISSUES COMMITTEE AMENDMENTS, 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       Christensen     Dabakis     Davis
Dayton      Escamilla      Fillmore     Harper
Absent or not voting were: Senators
Bramble  Iwamoto  Okerlund

**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.

***

On motion of Senator Dayton, 2nd Sub. H.B. 124, MONITORING EQUIPMENT IN A CARE FACILITY, was read the third time and circled.

***

**H.B. 93**, ORGAN DONOR AMENDMENTS, was read the third time and explained by Senator Shiozawa.

Senator Dayton proposed a verbal amendment as follows:

1. Page 1, Line 14:
   Delete “requires” and insert “requests”

2. Page 2, Line 49a:
   Delete “shall” and insert “is encouraged to”

Senator Dayton’s motion to amend failed 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
Adams  Bramble  Christensen  Dabakis
Davis  Escamilla  Fillmore  Harper
Henderson  Hillyard  Hinkins  Iwamoto
Jenkins  Knudson  Madsen  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Thatcher  Urquhart  Van Tassell  Vickers
Weiler  Niederhauser
Voting in the negative was: Senator Dayton

Absent or not voting were: Senators Jackson Mayne

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.

* * *

1st Sub. H.B. 266, UNCLAIMED CAPITAL CREDITS 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 Escamilla Fillmore
Henderson Hillyard Hinkins Jackson
Jenkins Madsen Millner Okerlund
Shiozawa Stephenson Stevenson Urquhart
Van Tassell Vickers Weiler Niederhauser

Absent or not voting were: Senators
Harper Iwamoto Knudson Mayne
Thatcher

1st Sub. H.B. 266 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. 155, REPORTING CHILD PORNOGRAPHY, was read the third time and explained by Senator Weiler. Senators Jenkins, Hillyard, and Harper 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
Bramble Christensen Dabakis Davis
Dayton Escamilla Fillmore Harper
Henderson Hinkins Jackson Jenkins
Absent or not voting were: Senators
Adams         Hillyard   Iwamoto   Madsen

2nd Sub. H.B. 155, as amended, was returned to the House for further consideration.

***

On motion of Senator Okerlund, the Senate recessed at 12:00 p.m.

AFTERNOON SESSION

The Senate reassembled at 2:18 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 25, 2016

The House passed, S.B. 144, DEAD DOMESTIC ANIMAL DISPOSAL 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.C.R. 6, CONCURRENT RESOLUTION RECOGNIZING THE 20TH ANNIVERSARY OF THE UTAH EDUCATIONAL SAVINGS PLAN, 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.C.R. 17, CONCURRENT RESOLUTION RECOGNIZING UTAH’S TEN YEAR RELATIONSHIP WITH LIAONING, CHINA, by Senator W. Niederhauser, 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 RULES RESOLUTION ON COMMITTEE BILLS, 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.J.R. 8, JOINT RULES RESOLUTION ON PERFORMANCE NOTES, 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 25, 2016

The House substituted and passed, **1st Sub. S.B. 59**, ANTIDISCRIMINATION AND WORKPLACE ACCOMMODATIONS REVISIONS, by Senator T. Weiler, and it is transmitted for further consideration; and

The House passed, as amended, **1st Sub. S.B. 76**, WORKERS’ COMPENSATION FOR VOLUNTEERS, by Senator K. Mayne, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.

Mr. President: February 25, 2016

The House passed, as substituted and amended, **1st Sub. H.B. 85**, ATTORNEY FEE REVISIONS, by Representative B. Greene, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 314**, BEDDING, UPHOLSTERED FURNITURE, AND QUILTED CLOTHING INSPECTION ACT AMENDMENTS, by Representative S. Handy, and it is transmitted for consideration; and

The House passed **H.B. 343**, SCHOOL ADMINISTRATION AMENDMENTS, by Representative K. Stratton, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 344**, MOVE OVER AMENDMENTS, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 347**, LOCAL AND SPECIAL SERVICE DISTRICT AMENDMENTS, by Representative S. Handy, and it is transmitted for consideration; and

The House passed **H.B. 359**, POLITICAL SUBDIVISION ETHICS COMMISSION AMENDMENTS, by Representative J. Draxler, and it is transmitted for consideration; and
The House passed, as amended, H.B. 363, GRAZING ZONE AMENDMENTS, by Representative M. Noel, 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, 2016

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on H.B. 129, TOWING SURCHARGE AMENDMENTS, by Representative K. Stratton; and

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on 1st Sub. H.B. 191, INTERLOCK RESTRICTED DRIVER AMENDMENTS, by Representative E. Redd; and

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on S.B. 183, DEPARTMENT OF PUBLIC SAFETY AMENDMENTS, by Senator C. Bramble; and

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on S.B. 194, RENTAL VEHICLE PROOF OF REGISTRATION AND INSURANCE, by Senator C. Bramble.

Alvin B. Jackson, Chair

Mr. President: February 25, 2016

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on 1st Sub. H.B. 52, OFFICE OF OUTDOOR RECREATION AMENDMENTS, by Representative P. Arent; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on 1st Sub. H.B. 126, UNMANNED AIRCRAFT REVISIONS, by Representative K. Powell; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on H.B. 244, INDEPENDENT ENERGY PRODUCER AMENDMENTS, by Representative F. Gibson; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on 1st Sub. H.C.R. 8, CONCURRENT
RESOLUTION ON THE BONNEVILLE SALT FLATS INTERNATIONAL SPEEDWAY, by Representative S. Handy; and

The Natural Resources, Agriculture, and Environment Committee recommends S.B. 200, COMPENSATORY MITIGATION PROGRAM FOR SAGE GROUSE, by Senator K. Van Tassell, be replaced and favorably recommends 1st Sub. S.B. 200, COMPENSATORY MITIGATION PROGRAM FOR SAGE GROUSE; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on S.B. 212, WILDLAND FIRE SUPPRESSION FUND, by Senator E. Vickers, with the following amendments:

1. Page 2, Lines 44 through 51:

   (ii) deposit all interest or other earnings derived from the account into the Mineral Bonus Account.

   (e) The Division of Finance shall, beginning on July 1, 2017, annually deposit 30% of mineral lease bonus payments from the previous fiscal year, up to $2,000,000, into the Wildland Fire Suppression Fund created in Section 65A−8−204, but not to exceed 20% of the amount expended in the previous fiscal year from the Wildland Fire Suppression Fund.

   (2) (a) There is created a restricted account within the General Fund known as the “Mineral Lease Account.”

Scott K. Jenkins, Chair

Mr. President: February 25, 2016

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on 1st Sub. H.B. 148, PROTECTIVE ORDER AMENDMENTS, by Representative A. Romero; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on H.B. 260, SEXUAL EXPLOITATION OF A MINOR AMENDMENTS, by Representative F. Gibson; and
The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 179, UNIFORM PARENTAGE ACT AMENDMENTS, by Senator L. Hillyard, with the following amendments:

1. Page 24, Lines 728 through 731:

728  (d)  If a support enforcement agency seeks to rebut the presumption of parentage, then
729  denial of a motion seeking an order for genetic testing or a decision to disregard genetic test results shall be based on a preponderance of the evidence, taking into account the best interests of the child.
730  If a support enforcement agency seeks to rebut the presumption of parentage and the presumptive parent opposes the rebuttal, the agency’s request shall be denied. Otherwise, the denial of the agency’s motion seeking an order for genetic testing or a decision to disregard genetic test results shall be based on a preponderance of the evidence, taking into account the best interests of the child. ; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 202, PRE–TRIAL RELEASE AMENDMENTS, by Senator L. Hillyard; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 209, FIFTH DISTRICT COURT JUDGE, by Senator S. Urquhart.

Mark B. Madsen, 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 25, 2016

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on S.B. 195, HIGHWAY BRIDGE DESIGNATION AMENDMENTS, by Senator D. Hinkins, and recommends it be considered read for the second time and placed on the Consent Calendar.

Alvin B. Jackson, Chair

On motion of Senator Van Tassell, the committee report was adopted. The bill was considered read the second time and placed on the Consent Calendar.
RULES COMMITTEE REPORTS

To the Members of the Senate: February 25, 2016

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

Business and Labor Committee
S.B. 217  Alcoholic Beverage Control Act Licensing Amendments (Sen. J. Stevenson)
2nd Sub. H.B. 228  Alcohol Modifications (Rep. G. Froerer)

Education Committee
1st Sub. H.B. 254  Resident Student Tuition Amendments (Rep. M. Poulson)

Government Operations and Political Subdivisions Committee
H.B. 285  Board of Examiners Meeting Notice Amendments (Rep. R. Chavez–Houck)
H.B. 324  Capital Facilities Revisions (Rep. R. Edwards)
H.J.R. 11  Joint Resolution Designating Utah as a Purple Heart State (Rep. F. Cox)

Health and Human Services Committee
H.B. 238  Opiate Overdose Response Act — Overdose Outreach Providers and Other Amendments (Rep. C. Moss)
H.B. 240  Opiate Overdose Response Act — Standing Orders and Other Amendments (Rep. S. Eliason)
H.B. 342  Substance Abuse Programs Amendments (Rep. P. Ray)
H.B. 345  Clinic Definition Amendments (Rep. S. Barlow)
H.C.R. 4  Concurrent Resolution Declaring Drug Overdose Deaths to Be a Public Health Emergency (Rep. C. Moss)

Judiciary, Law Enforcement, and Criminal Justice Committee
S.B. 218  Department of Corrections Amendments (Sen. L. Fillmore)
S.B. 220  Non–judicial Foreclosure Amendments (Sen. W. Harper)
S.B. 221  Capitol Protocol Amendments (Sen. M. Madsen)

Revenue & Taxation Standing Committee
S.B. 219  Fair Housing Act Amendments (Sen. T. Weiler)
S.B. 222  Professional Licensing Amendments (Sen. J. S. Adams)
S.C.R. 18  Concurrent Resolution Designating Official Hashtag for the State of Utah (Sen. T. Weiler)
H.B. 180  Sales and Use Tax Exemption Amendments (Rep. B. Wilson)

Transportation, Public Utilities and Technology Committee
H.B. 130  Electric Vehicle Infrastructure Amendments (Rep. P. Arent)

Kevin T. Van Tassell
Rules Committee Chair

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

INTRODUCTION OF BILLS

S.B. 225, Notice of Pendency of Action Amendments (T. Weiler), referred to the Retirement and Independent Entities Standing Committee.

ADVISE AND CONSENT

Mr. President: February 16, 2016

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

Arts and Culture Business Alliance:
Craig Jessop is appointed as a member of the Arts and Culture Business Alliance, a term to expire December 31, 2020. See Utah Code 9−6−803.

James Haight Huntsman is appointed as a member of the Arts and Culture Business Alliance, a term to expire December 31, 2018. See Utah Code 9−6−803.

Marcia Price is appointed as a member of the Arts and Culture Business Alliance, a term to expire December 31, 2018. See Utah Code 9−6−803.
Kelly Stowell is appointed as a member of the Arts and Culture Business Alliance, a term to expire December 31, 2020. See Utah Code 9–6–803.

Spencer J. Cox is appointed as a member of the Arts and Culture Business Alliance, a term to expire December 31, 2018. See Utah Code 9–6–803.

Richard G. Horne is appointed as the business/finance member of the Arts and Culture Business Alliance, a term to expire December 31, 2020. See Utah Code 9–6–803(2)(e).

**Board of Juvenile Justice Services:**

- David Charles Ogden is appointed to replace David Christensen as a member of the Board of Juvenile Justice Services, a term to expire April 1, 2020. See Utah Code 62A–1–107(2)(d).
- H. Craig Hall, Sr. is appointed to replace Robert Flores as a member of the Board of Juvenile Justice Services, a term to expire April 1, 2020. See Utah Code 62A–1–107(2)(d).

**Health Data Committee:**

- Hinckley A. Jones–Sanpei is appointed to replace James Tabery as a member of the Health Data Committee, the remaining portion of the term to expire June 30, 2018. See Utah Code 26–33a–103(5).

**Health Facility Committee:**

- Leonard Southwick is appointed to replace Gary Kelso as a member of the Health Facility Committee, a term to expire July 1, 2020. See Utah Code 26–21–3(2)(c).

**Division of Health Care Financing:**

- Nate Checketts is appointed to replace Michael Hales as the Director of Health Care Financing in the Utah Department of Health. See Utah Code 26–18–2.2.

**Central Utah Water Conservancy District Board of Trustees:**

- G. Wayne Anderson is appointed to replace Gary J. Anderson as a member of the Central Utah Water Conservancy District Board of Trustees, a term to expire January 31, 2020. See Utah Code 17B–2a–1005(2)(c).

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

Gary R. Herbert  
Governor

President informed the Senate that the President, Majority Leader and Minority Leader voted to waive the 15–day notification requirement.
On motion of Senator Hillyard, the Senate voted to consent to the Governor’s appointments on the following roll call vote:

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

**Voting in the affirmative were:** Senators

| Christensen | Dabakis | Davis | Dayton |
| Escamilla   | Fillmore | Harper | Henderson |
| Hillyard    | Hinkins  | Iwamoto | Jackson |
| Jenkins     | Knudson  | Madsen | Mayne |
| Millner     | Okerlund | Shiozawa | Stephenson |
| Stevenson   | Urquhart | Van Tassell | Vickers |
| Weiler      |         | Niederhauser |

**Absent or not voting were:** Senators

| Adams      | Bramble | Thatcher |
|           |         |         |

**THIRD READING CALENDAR**

On motion of Senator Madsen, the circle was removed from 1st Sub. S.B. 73, MEDICAL CANNABIS ACT, and it was before the Senate.

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

**2nd Sub. S.B. 73 Medical Cannabis Act** (M. Madsen)

Senator Madsen explained the bill. Senators Shiozawa, Mayne, and Stevenson commented. The bill passed on the following roll call:

**Y eas, 17; Nays, 12; Absent or not voting, 0.**

**Voting in the affirmative were:** Senators

| Bramble     | Dabakis | Davis | Escamilla |
| Fillmore    | Henderson | Hinkins | Iwamoto |
| Jackson     | Jenkins | Knudson | Madsen |
| Mayne       | Shiozawa | Stephenson | Urquhart |
| Weiler      |         |         |         |

**Voting in the negative were:** Senators

| Adams      | Christensen | Dayton | Harper |
| Hillyard   | Millner    | Okerlund | Stevenson |
| Thatcher   | Van Tassell | Vickers | Niederhauser |
**2nd Sub. S.B. 73** was transmitted to the House for consideration.

***

**2nd Sub. H.B. 186**, VOLUNTEER HEALTH CARE CONTINUING EDUCATION CREDIT, was read the third time and explained by Senator Shiozawa.

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

**3rd Sub. H.B. 186 Volunteer Health Care Continuing Education Credit**

(D. Lifferth)

The bill 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  Escamilla  Fillmore  Harper  
Henderson  Hillyard  Hinkins  Iwamoto  
Jackson  Jenkins  Knudson  Madsen  
Mayne  Millner  Okerlund  Shiozawa  
Stephenson  Stevenson  Thatcher  Van Tassell  
Vickers  Weiler  Niederhauser

**Absent or not voting were:** Senators

Adams  Urquhart

**3rd Sub. H.B. 186** was returned to the House for further consideration.

***

On motion of Senator Vickers, the circle was removed from **1st Sub. S.B. 122**, WILDLAND FIRE POLICY UPDATES, and it was before the Senate.

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

**2nd Sub. S.B. 122 Wildland Fire Policy Updates** (E. Vickers)

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

Bramble  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Henderson
Hillyard  Hinkins  Iwamoto  Jackson
Jenkins  Knudson  Madsen  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Thatcher  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators

Adams  Christensen  Urquhart

2nd Sub. S.B. 122 was transmitted to the House for consideration.

* * *

On motion of Senator Vickers, the circle was removed from 2nd Sub. H.B. 124, MONITORING EQUIPMENT IN A CARE FACILITY, and it was before the Senate. The bill passed on the following roll call:

Y eas, 26; Nays, 2; Absent or not voting, 1.

Voting in the affirmative were: Senators

Bramble  Christensen  Dabakis  Davis
Escamilla  Fillmore  Harper  Hillyard
Hinkins  Iwamoto  Jackson  Jenkins
Knudson  Madsen  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Thatcher  Urquhart  Van Tassell  Vickers
Weiler  Niederhauser

Voting in the negative were: Senators

Dayton  Henderson

Absent or not voting was: Senator

Adams

2nd Sub. H.B. 124 was returned to the House for further consideration.

* * *

On motion of Senator Shiozawa, the Senate voted to lift 1st Sub. H.B. 68, POST-EXPOSURE BLOOD TESTING AMENDMENTS, from the Third Reading Table and placed at the top of the Third Reading Calendar.
1st Sub. H.B. 68, POST–EXPOSURE BLOOD TESTING AMENDMENTS, 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

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**Absent or not voting were:** Senators

| Adams | Urquhart |

1st Sub. H.B. 68, as amended, was returned to the House for further consideration.

***

H.B. 182, CONCURRENT ENROLLMENT EDUCATION AMENDMENTS, was read the third time, explained by Senator Millner, and 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

| Dayton |

**Absent or not voting were:** Senators

| Christensen | Hillyard | Urquhart |


H.B. 182 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 Bramble, the circle was removed from 1st Sub. H.B. 23, PRIVILEGE TAX AMENDMENTS, and it was before the Senate. Senator Bramble 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  Dayton
Fillmore  Harper  Henderson  Jackson
Jenkins  Knudson  Madsen  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Van Tassell  Vickers  Weiler
Niederhauser

Absent or not voting were: Senators

Christensen  Davis  Escamilla  Hillyard
Hinkins  Iwamoto  Thatcher  Urquhart

* * *

2nd Sub. H.B. 258, SOLID WASTE AMENDMENTS, was read the second time. Senator Bramble explained the bill. Senator Iwamoto 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  Dabakis  Davis
Dayton  Fillmore  Harper  Henderson
Hillyard  Hinkins  Iwamoto  Jackson
Jenkins  Knudson  Madsen  Mayne
Okerlund  Shiozawa  Stephenson  Stevenson
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting were: Senators

Christensen  Escamilla  Millner  Thatcher
Urquhart
On motion of Senator Henderson, the circle was removed from **H.B. 161**, AGRICULTURE PARCEL AMENDMENTS, and it was before the Senate. Senator Henderson explained the bill. 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
- Escamilla
- Fillmore
- Harper
- Henderson
- Hillyard
- Hinkins
- Iwamoto
- Jackson
- Jenkins
- Knudson
- Madsen
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Adams
- Dayton
- Urquhart
- Van Tassell

**1st Sub. H.C.R. 5, CONCURRENT RESOLUTION RECOGNIZING THE 100−YEAR ANNIVERSARY OF OUR NATIONAL PARKS,** was read the second time. Senator Dabakis explained the bill.

Senator Jenkins proposed the following amendment:

1. Page 3, Lines 58 through 65:

   58 NOW, THEREFORE, BE IT RESOLVED that the Legislature of the state of Utah, the

   59 Governor concurring therein, recognizes the 100th anniversary of the creation of the modern

   60 National Park system.

   **BE IT FURTHER RESOLVED** that the Legislature and the Governor urge Congress and the National Park Service to begin to make progress on the billion−dollar backlog of delayed maintenance projects for the National Parks, including a $278 million backlog in maintenance work for Utah’s National Parks.

   61 **BE IT FURTHER RESOLVED** that a copy of this resolution be sent to the President of
the United States, the Majority Leader of the United States Senate, the Speaker of the United States House of Representatives, the National Park Service, the Governor’s Office of Economic Development, the Utah Department of Natural Resources, and the members of Utah’s congressional delegation.

Senator Jenkins’ motion to amend passed on a voice vote. 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
Escamilla Fillmore Harper Henderson
Hillyard Hinkins Iwamoto Jackson
Jenkins Knudson Madsen Mayne
Okerlund Shiozawa Stephenson Stevenson
Thatcher Vickers Weiler Niederhauser

Voting in the negative was: Senator Dayton

Absent or not voting were: Senators
Adams Millner Urquhart Van Tassell

* * *

1st Sub. H.B. 127, LICENSE PLATE OPTIONS, was read the second time. Senator Weiler explained the bill. Senators Dabakis, Hillyard, and Bramble 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
Bramble Christensen Dabakis Davis
Dayton Fillmore Harper Henderson
Hinkins Iwamoto Jackson Jenkins
Knudson Madsen Mayne Millner
Shiozawa Stevenson Thatcher Urquhart
Vickers Weiler Niederhauser
Absent or not voting were: Senators
Adams Escamilla Hillyard Okerlund
Stephenson Van Tassell

On motion of Senator Stevenson, 1st Sub. H.B. 127 was placed on Third Reading Table due to fiscal impact.

* * *

1st Sub. H.B. 167, UTAH LAW ENFORCEMENT MEMORIAL SPECIAL GROUP LICENSE PLATE, was read the second time. Senator Mayne explained the bill. Senator Stevenson 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 Escamilla Harper Henderson
Hinkins Iwamoto Jackson Jenkins
Knudson Madsen Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Urquhart Van Tassell Vickers Niederhauser

Absent or not voting were: Senators
Adams Fillmore Hillyard Thatcher
Weiler

* * *

H.B. 170, MEDICAL CARE SAVINGS ACCOUNT TAX CREDIT REPEAL, 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
Bramble Christensen Dabakis Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Hinkins Iwamoto
Jenkins Knudson Madsen Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Urquhart Van Tassell Vickers
Weiler Niederhauser
Absent or not voting were: Senators
Adams Jackson Thatcher

* * *

On motion of Senator Okerlund, and at 3:53 p.m., the Senate sauntered.

The Senate was called to order at 4:10 p.m., with President Niederhauser presiding.

INTRODUCTION OF BILLS

S.B. 226, Civil Actions Involving Law Enforcement Officers or Emergency Vehicle Operators (M. Madsen), was read the first time by short title and referred to the Rules Committee.

S.B. 227, Private Security Licensing Board Amendments (M. Dayton), was read the first time by short title and referred to the Rules Committee.

S.C.R. 19, Concurrent Resolution on Education (J. S. Adams), was read the first time by short title and referred to the Rules Committee.

SECOND READING CALENDAR

On motion of Senator Henderson, the circle was removed from 3rd Sub. H.B. 25, PROPERTY TAX CHANGES, and it was before the Senate.

Senator Henderson proposed the following amendment:

1. Page 43, Lines 1317 through 1318:

   1317 exceeds the certified tax rate in accordance with Sections 59−2−919 and 59−2−919.1.

   (10) (a) Subject to Subsection (10)(d), the commission shall provide notice, through electronic means on or before July 31, to a taxing entity and the Revenue and Taxation Interim Committee if:
   (i) the amount calculated under Subsection (10)(b) is 10% or more of the year end taxable value of the real and personal property the commission assesses in accordance with Part 2, Assessment of Property, for the previous year, adjusted for prior year end incremental value; and
   (ii) the amount calculated under Subsection (10)(c) is 50% or more of the total year end taxable value of the real and personal property of a taxpayer the commission assesses in accordance with Part 2, Assessment of Property, for the previous year.
(b) For purposes of Subsection (10)(a)(i), the commission shall calculate an amount by subtracting the taxable value of real and personal property the commission assesses in accordance with Part 2, Assessment of Property, for the current year, adjusted for current year incremental value, from the year end taxable value of the real and personal property the commission assesses in accordance with Part 2, Assessment of Property, for the previous year, adjusted for prior year end incremental value.

(c) For purposes of Subsection (10)(a)(ii), the commission shall calculate an amount by subtracting the total taxable value of real and personal property of a taxpayer the commission assesses in accordance with Part 2, Assessment of Property, for the current year, from the total year end taxable value of the real and personal property of a taxpayer the commission assesses in accordance with Part 2, Assessment of Property, for the previous year.

(d) The notification under Subsection (10)(a) shall include a list of taxpayers that meet the requirement under Subsection (10)(a)(ii).

1318 Section 12. Section 59−2−924.3 is amended to read:

Senator Henderson’s motion to amend passed on a voice vote. Senator Henderson explained the bill. Senators Harper and Okerlund 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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**Absent or not voting were:** Senators

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***

On motion of Senator Van Tassell, the Senate voted to lift H.J.R. 12, JOINT RESOLUTION REAPPOINTING LEGISLATIVE AUDITOR GENERAL, from the Government Operations Standing Committee and place it at the top of the Second Reading Calendar.
On motion of Senator Van Tassell, under suspension of the rules, the Senate voted to hear Senate bills for the remainder of the day.

On motion of Senator Millner, the circle was removed from 1st Sub. H.B. 42, EARLY LEARNING AMENDMENTS, and it was before the Senate.

Senator Millner proposed the following amendment:

1. Page 4, Lines 94 through 105:

   (iv) with assistance from board employees, student performance outcomes achieved by the LEA’s OEK program, disaggregated by economic and ethnic subgroups.

   (5) (a) Except as provided in Subsection (5)(b), an LEA may not charge a fee for a student to participate in an OEK program.

   (b) If an LEA determines that the LEA’s OEK program has additional space at a particular school after admitting the kindergarten students described in Subsection (4)(a)(i), the LEA may charge a fee and admit additional kindergarten students not described in Subsection (4)(a)(i) to fill the additional space at the school.

   (6) A parent or legal guardian may decline participation of the parent or legal guardian’s kindergarten student in an OEK program.

   (7) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the board shall make rules to establish reporting procedures and administer this section.

Senator Millner’s motion to amend passed on a voice vote. Senator Millner explained the bill. Senator Stephenson commented. 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
Bramble  Dabakis  Davis  Escamilla
Fillmore  Harper  Henderson  Hillyard
Hinkins  Iwamoto  Jackson  Jenkins
Knudson  Madsen  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Urquhart  Van Tassell  Vickers  Weiler
Niederhauser

Voting in the negative were: Senators
Christensen  Dayton

Absent or not voting were: Senators
Adams  Thatcher

On motion of Senator Stevenson, 1st Sub. H.B. 42 was placed on Third Reading Table due to fiscal impact.

* * *

On motion of Senator Niederhauser, under suspension of the rules, H.J.R. 12, JOINT RESOLUTION REAPPOINTING LEGISLATIVE AUDITOR GENERAL, was considered read the second and third times. Senators Van Tassell and Harper 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
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Escamilla  Fillmore
Harper  Henderson  Hillyard  Hinkins
Iwamoto  Jackson  Jenkins  Knudson
Madsen  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Stevenson  Thatcher
Urquhart  Van Tassell  Vickers  Weiler
Niederhauser

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 Jenkins, the circle was removed from 3rd Sub. S.B. 92, WATER CONSERVATION AMENDMENTS, and it was before the Senate.
Senator Jenkins explained the bill. Senators Dayton, Stevenson, Niederhauser, Weiler, and Dabakis commented.

Senator Weiler proposed the following amendment:

1. Page 1, Line 9:

   9 This bill modifies provisions related to landscaping and water conservation plans.

2. Page 1, Lines 12 through 13:

   12 {addresses a municipality’s or a county’s authority to require certain types of landscaping in certain zoning districts;–}

3. Page 1, Lines 23 through 25:

   23 {− ENACTS:
   24 10−9a−526, Utah Code Annotated 1953
   25 17−27a−525, Utah Code Annotated 1953–}

4. Page 2, Lines 28 through 37:

   28 {− Section 1. Section 10−9a−526 is enacted to read:
   29 10−9a−526. Landscape regulation.
   30 A legislative body may not require that more than 5% of a property be landscaped with vegetation if the property is within a zoning district that is primarily intended for commercial or industrial uses.
   31 Section 2. Section 17−27a−525 is enacted to read:
   34 17−27a−525. Landscape regulation.
   35 A legislative body may not require that more than 5% of a property be landscaped with vegetation if the property is within a zoning district that is primarily intended for commercial or industrial uses.−}

Renumber remaining sections accordingly.
Senator Weiler’s motion to amend passed on a voice vote.

On motion of Senator Jenkins, the Senate voted to strike the enacting clause on the bill.

**COMMUNICATIONS FROM THE HOUSE**

Mr. President:  
February 25, 2016

The House refuses to recede from its amendments to **1st Sub. S.B. 23**, WATER LAW – PROTECTED PURCHASER AMENDMENTS, by Senator M. Dayton, and has appointed a Conference Committee consisting of Representatives K. Grover, M. McKell, and Brad King to meet with a like committee from the Senate on this bill.

Sandy D. Tenney, Chief Clerk

On motion of Senator Dayton, the Senate voted to refuse to recede from its amendments to **1st Sub. S.B. 23**. President Niederhauser appointed a conference committee consisting of Senators Dayton, Hinkins, and Iwamoto to meet with a like committee from the House.

* * *

Mr. President:  
February 25, 2016

The House refuses to recede from its amendments to **S.B. 52**, RATE COMMITTEE MODIFICATIONS, by Senator D. Hinkins, and has appointed a Conference Committee consisting of Representatives M. McKell, R. Cunningham, and A. Romero to meet with a like committee from the Senate on this bill.

Sandy D. Tenney, Chief Clerk

On motion of Senator Hinkins, the Senate voted to refuse to recede from its amendments to **S.B. 52**. President Niederhauser appointed a conference committee consisting of Senators Hinkins, Weiler, and Mayne to meet with a like committee from the House.

**INTRODUCTION OF BILLS**

**S.B. 228, Multicounty Assessing and Collecting Levy Amendments** (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

**S.B. 229, Unlawful Detainer Amendments** (T. Weiler), was read the first time by short title and referred to the Rules Committee.
S.B. 230, Civil Stalking Offense Amendments (T. Weiler), was read the first time by short title and referred to the Rules Committee.

* * *

On motion of Senator Okerlund, and at 5:05 p.m., the Senate adjourned until 10:00 a.m., Friday, February 26, 2016.
THIRTY–SECOND DAY
MORNING SESSION
February 26, 2016

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

Prayer – Reverend Vinnetta Golphin–Wilkerson, Granger Community Christian Church
Pledge of Allegiance – Senator David Hinkins
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 86)

COMMITTEE OF THE WHOLE

On motion of Senator Hillyard, Utah Mother of the Year, Renee Hawkes, and Mothers of Achievement, Derena Bell and Sandra Mangum spoke in Committee of the Whole.

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

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 25, 2016

The Speaker of the House has signed S.B. 57, PUBLIC SAFETY EMERGENCY MANAGEMENT AMENDMENTS, by Senator K. Mayne, and it is transmitted for the signature of the President; and

The Speaker of the House has signed S.B. 130, TATTOO REMOVAL, by Senator J. S. Adams, 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 25, 2016

The House passed, as substituted and amended, 2nd Sub. H.B. 101, DISABLED ADULT GUARDIANSHIP AMENDMENTS, by Representative F. Cox, and it is transmitted for consideration; and
The House passed, as amended, **H.B. 169**, LITTLE SAHARA STATE PARK DESIGNATION, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 237**, INCOME TAX CONTRIBUTION FOR CLEAN AIR, by Representative P. Arent, and it is transmitted for consideration; and

The House passed **H.B. 241**, COMPUTER ABUSE AND DATA RECOVERY ACT, by Representative R. Chavez–Houck, et al, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 277**, PERSONALIZED LEARNING AND TEACHING AMENDMENTS, by Representative J. Knotwell, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 280**, AUTONOMOUS VEHICLE STUDY, by Representative R. Spendlove, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 289**, CHARTER SCHOOL CLOSURE AMENDMENTS, by Representative S. DiCaro, and it is transmitted for consideration; and

The House passed **H.B. 291**, WORKING FAMILIES EMPLOYMENT AMENDMENTS, by Representative R. Edwards, and it is transmitted for consideration; and

The House passed **H.B. 308**, DISEASE PREVENTION AND SUBSTANCE ABUSE REDUCTION AMENDMENTS, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed **H.B. 366**, ATTORNEY GENERAL AMENDMENTS, by Representative E. Hutchings, 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.

**CONCURRENCE CALENDAR**

**1st Sub. S.B. 59**, ANTIDISCRIMINATION AND WORKPLACE ACCOMMODATIONS REVISIONS, was before the Senate.
On motion of Senator Van Tassell, the bill was circled.

***

On motion of Senator Mayne, the Senate voted to concur in the House amendments to **1st Sub. S.B. 76**, WORKERS’ COMPENSATION FOR VOLUNTEERS. The bill, as amended, passed on the following roll call:

**Yeas, 21; Nays, 2; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

| Dayton | Jenkins |

**Absent or not voting were:** Senators

| Christensen | Davis | Madsen | Urquhart |
| Vickers | Niederhauser |

**1st Sub. S.B. 76** was returned to the House for the signature of the Speaker.

**CONSENT CALENDAR**

**H.B. 198**, BALLOT PROPOSITION AMENDMENTS, was read the third time, explained by Senator Dayton, 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

| Christensen | Davis | Madsen | Okerlund |
| Urquhart | Vickers | Niederhauser |
H.B. 198 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 248, MUNICIPAL DISCONNECTION AMENDMENTS, was read the third time, explained by Senator Van Tassell, and 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
Escamilla Fillmore Harper Henderson
Hillyard Hinkins Iwamoto Jackson
Jenkins Knudson Mayne Millner
Okerlund Shiozawa Stephenson Thatcher
Van Tassell Weiler

Absent or not voting were: Senators
Christensen Davis Madsen Stevenson
Urquhart Vickers Niederhauser

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.

* * *

1st Sub. H.B. 158, CAMPAIGN FUNDS RESTRICTIONS FOR COUNTY AND LOCAL SCHOOL BOARD OFFICES, was read the third time, explained by Senator Dayton, and 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
Escamilla Fillmore Harper Henderson
Hillyard Hinkins Iwamoto Jackson
Jenkins Knudson Mayne Millner
Okerlund Shiozawa Stephenson Thatcher
Van Tassell Weiler

Absent or not voting were: Senators
Christensen Davis Madsen Stevenson
Urquhart Vickers Niederhauser
**1st Sub. H.B. 158** 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. 146,** DISCLOSURE OF LOCAL CANDIDATES, was read the third time, explained by Senator Thatcher, and passed on the following roll call:

**YEA, 22; NAY, 0; ABSENT OR NOT VOTING, 7.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Christensen | Davis | Madsen | Stevenson |
| Urquhart | Vickers | | Niederhauser |

**1st Sub. H.B. 146** 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. 162,** MOTION PICTURE INCENTIVES AMENDMENTS, was read the third time, explained by Senator Henderson, and passed on the following roll call:

**YEA, 21; NAY, 0; ABSENT OR NOT VOTING, 8.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Christensen | Davis | Madsen | Stevenson |
| Urquhart    | Van Tassell | Vickers | Niederhauser |
1st Sub. H.B. 162 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 Millner introduced the National Board Certified Teachers and Principals from Utah.

INTRODUCTION OF BILLS

S.B. 231, Waste Management Amendments (J. S. Adams), was read the first time by short title and referred to the Rules Committee.

S.B. 232, Rescue Medication in Schools (S. Urquhart), was read the first time by short title and referred to the Rules Committee.

S.B. 233, Governmental Immunity Act Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

1st Sub. H.B. 23, PRIVILEGE TAX 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
Adams     Bramble     Christensen     Dabakis
Dayton    Escamilla   Fillmore      Harper
Henderson Hillyard   Iwamoto      Jackson
Jenkins   Knudson     Mayne        Millner
Okerlund  Shiozawa    Stephenson   Stevenson
Thatcher  Vickers     Weiler

Absent or not voting were: Senators
Davis     Hinkins     Madsen       Urquhart
Van Tassell Niederhauser

1st Sub. H.B. 23, as amended, was returned to the House for further consideration.

* * *

2nd Sub. H.B. 258, SOLID WASTE 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 Escamilla Fillmore Harper
Henderson Hillyard Iwamoto Jackson
Jenkins Knudson Mayne Okerlund
Shiozawa Stephenson Stevenson Thatcher
Vickers

Absent or not voting were: Senators
Davis Hinkins Madsen Millner
Urquhart Van Tassell Niederhauser

2nd Sub. H.B. 258, as amended, was returned to the House for further consideration.

SPECIAL ORDER OF BUSINESS

The Senate honored Mary Bailey, Principal of Corner Canyon High School and Mark Whittaker, Principal of Mountain Ridge Jr. High School as Principals of the Year from Utah.

THIRD READING CALENDAR

H.B. 161, AGRICULTURE PARCEL AMENDMENTS, was read the third time, explained by Senator Henderson, 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 Escamilla Fillmore Harper
Hillyard Hinkins Iwamoto Jackson
Jenkins Knudson Madsen Mayne
Millner Okerlund Shiozawa Stevenson
Thatcher Van Tassell Vickers Weiler

Absent or not voting were: Senators
Davis Fillmore Stevenson Urquhart
Niederhauser

H.B. 161 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

Families of the Fallen Soldiers from Utah were honored by the Senate.

THIRD READING CALENDAR

On motion of Senator Dayton, 1st Sub. H.C.R. 5, CONCURRENT RESOLUTION RECOGNIZING THE 100–YEAR ANNIVERSARY OF OUR NATIONAL PARKS, was read the third time and circled.

***

1st Sub. H.B. 167, UTAH LAW ENFORCEMENT MEMORIAL SPECIAL GROUP LICENSE PLATE, was read the third time, explained by Senator Mayne, 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 Escamilla Fillmore Harper
Henderson Hillyard Hinkins Iwamoto
Jackson Jenkins Knudson Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Van Tassell Vickers
Weiler

Absent or not voting were: Senators
Davis Madsen Urquhart Niederhauser

1st Sub. H.B. 167 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 Dabakis, the circle was removed from 1st Sub. H.C.R. 5, CONCURRENT RESOLUTION RECOGNIZING THE 100–YEAR ANNIVERSARY OF OUR NATIONAL PARKS, and it was before the Senate. The bill 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
Escamilla Fillmore Harper Henderson
Hillyard  Hinkins  Iwamoto  Jackson
Jenkins  Knudson  Madsen  Mayne
Millner  Okerlund  Shiozawa  Thatcher
Van Tassell  Vickers  Weiler

**Voting in the negative was:** Senator Dayton

**Absent or not voting were:** Senators
Davis  Stephenson  Stevenson  Urquhart
Niederhauser

**1st Sub. H.C.R. 5,** as amended, was returned to the House for further consideration.

* * *

**3rd Sub. H.B. 25,** PROPERTY TAX CHANGES, was read the third time, explained by Senator Henderson, 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  Escamilla  Fillmore  Harper
Henderson  Hillyard  Iwamoto  Jackson
Jenkins  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Thatcher
Van Tassell  Vickers  Weiler

**Absent or not voting were:** Senators
Davis  Hinkins  Madsen  Stevenson
Urquhart  Niederhauser

**3rd Sub. H.B. 25,** as amended, was returned to the House for further consideration.

* * *

**H.B. 170,** MEDICAL CARE SAVINGS ACCOUNT TAX CREDIT REPEAL, was read the third time and explained by Senator Henderson.

On motion of Senator Henderson, the following substitute bill replaced the original bill:
1st Sub. H.B. 170 Medical Care Savings Account Tax Credit Repeal  
(J. Peterson)

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  
Dayton  
Escamilla  
Fillmore  
Harper  
Henderson  
Hillyard  
Iwamoto  
Jackson  
Jenkins  
Knudson  
Mayne  
Millner  
Okerlund  
Shiozawa  
Stephenson  
Thatcher  
Van Tassell  
Vickers  
Weiler  

**Absent or not voting were:** Senators  
Davis  
Hinkins  
Madsen  
Stevenson  
Urquhart  
Niederhauser  

1st Sub. H.B. 170, as amended, was returned to the House for further consideration.

**SECOND READING CALENDAR**

2nd Sub. S.B. 79, CHILD WELFARE REVISIONS, was read the second time. Senator Jackson explained the bill.

On motion of Senator Jackson, the following substitute bill replaced the original 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  
Escamilla  
Fillmore  
Harper  
Henderson  
Hillyard  
Iwamoto  
Jackson  
Jenkins  
Knudson  
Mayne  
Millner  
Okerlund  
Shiozawa  
Stephenson  
Thatcher  
Van Tassell  
Vickers  
Weiler
Absent or not voting were: Senators

Davis        Hinkins        Madsen        Stevenson
Urquhart     Niederhauser

***

S.B. 140, HOME AND COMMUNITY BASED SERVICES AMENDMENTS, was read the second time.

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

1st Sub. S.B. 140 Home and Community Based Services Amendments
(J. Iwamoto)

Senator Iwamoto 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

Bramble     Christensen     Dabakis     Dayton
Escamilla    Fillmore       Harper      Hillyard
Iwamoto      Jackson       Jenkins     Knudson
Mayne       Millner       Okerlund    Shiozawa
Stephenson   Thatcher      Van Tassell  Vickers
Weiler

Absent or not voting were: Senators

Adams        Davis        Henderson     Hinkins
Madsen       Stevenson    Urquhart    Niederhauser

***

S.B. 136, DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING AMENDMENTS, was read the second time.

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

1st Sub. S.B. 136 Division of Occupational and Professional Licensing Amendments (E. Vickers)

Senator Vickers 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
Bramble Christensen Dabakis Dayton
Escamilla Fillmore Harper Hillyard
Iwamoto Jackson Knudson Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Van Tassell Vickers
Weiler

Absent or not voting were: Senators
Adams Davis Henderson Hinkins
Jenkins Madsen Urquhart Niederhauser

* * *

S.B. 125, AFTER-SCHOOL PROGRAMS AMENDMENTS, was read the second time. Senator Escamilla explained the bill. Senators Hillyard, Dayton, Fillmore, and Shiozawa commented. The bill failed second reading on the following roll call:

Yeas, 13; Nays, 11; Absent or not voting, 5.

Voting in the affirmative were: Senators
Dabakis Henderson Hillyard Hinkins
Iwamoto Madsen Mayne Millner
Shiozawa Stephenson Stevenson Van Tassell
Vickers

Voting in the negative were: Senators
Adams Bramble Christensen Dayton
Escamilla Fillmore Harper Jenkins
Knudson Okerlund Weiler

Absent or not voting were: Senators
Davis Jackson Thatcher Urquhart
Niederhauser

The bill was filed.

* * *

On motion of Senator Okerlund, the Senate recessed at 12:00 p.m.
AFTERNOON SESSION

The Senate reassembled at 2:05 p.m., with President Niederhauser presiding.

SECOND READING CALENDAR

On motion of Senator Christensen, 1st Sub. S.B. 131, UTAH COLLEGE OF APPLIED TECHNOLOGY GOVERNANCE AMENDMENTS, was read the second time and circled.

***

On motion of Senator Christensen, S.B. 139, BOARD OF EDUCATION APPROVAL AMENDMENTS, was read the second time and circled.

***

On motion of Senator Adams, S.B. 115, SUSTAINABLE TRANSPORTATION AND ENERGY PLAN ACT, was read the second time and circled.

***

On motion of Senator Weiler, S.B. 121, ELECTRIC ASSISTED BICYCLE AMENDMENTS, was read the second time and circled.

***

On motion of Senator Christensen, S.B. 96, UNIFORM DEPLOYED PARENTS CUSTODY AND PARENT–TIME ACT, was read the second time and circled.

***

1st Sub. S.B. 138, HEALTH INSURANCE COVERAGE FOR EMERGENCY CARE, 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  Bramble  Christensen  Dabakis
Dayton  Fillmore  Henderson  Hinkins
Iwamoto  Jackson  Jenkins  Knudson
On motion of Senator Okerlund, S.B. 146, WORKERS’ COMPENSATION AMENDMENTS, was read the second time and circled.

On motion of Senator Stevenson, 1st Sub. S.B. 151, COMMUNITY DEVELOPMENT AND RENEWAL AGENCIES ACT REVISIONS, was read the second time and circled.

S.B. 153, SELF–RELIANCE TRAINING FOR PUBLIC ASSISTANCE RECIPIENTS, was read the second time. Senator Fillmore explained the bill. Senators Iwamoto, Shiozawa, Mayne, Stephenson, Hinkins, and Escamilla commented. The bill passed second reading on the following roll call:

Yeas, 23; Nays, 5; Absent or not voting, 1.

S.B. 107, HATE CRIMES AMENDMENTS, was read the second time. Senator Urquhart explained the bill. Senators Iwamoto, Weiler, Thatcher,
Stephenson, Henderson, Dabakis, and Jenkins commented. The bill passed second reading on the following roll call:

**Yeas, 17; Nays, 12; 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.J.R. 13, JOINT RESOLUTION AMENDING RULES OF EVIDENCE, was read the second time. Senator Urquhart 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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**SECOND READING CALENDAR**

On motion of Senator Hillyard, the circle was removed from S.B. 96, UNIFORM DEPLOYED PARENTS CUSTODY AND PARENT−TIME ACT, and it was before the Senate. Senator Hillyard explained the bill.

Senator Hillyard proposed a verbal amendment as follows:

1. Page 11, Line 311:
   Delete “or an adult”
Senator Hillyard’s motion to amend passed on a voice vote. The bill passed second reading on the following roll call:

**Yeas, 18; Nays, 4; Absent or not voting, 7.**

**Voting in the affirmative were:** Senators

- Christensen
- Dabakis
- Escamilla
- Fillmore
- Harper
- Hillyard
- Iwamoto
- Jenkins
- Knudson
- Madsen
- Mayne
- Okerlund
- Shiozawa
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler

**Voting in the negative were:** Senators

- Dayton
- Henderson
- Hinkins
- Jackson

**Absent or not voting were:** Senators

- Adams
- Bramble
- Davis
- Millner
- Stephenson
- Urquhart
- Niederhauser

* * *

On motion of Senator Harper, the circle was removed from 1st Sub. S.B. 151, COMMUNITY DEVELOPMENT AND RENEWAL AGENCIES ACT REVISIONS, and it was before the Senate.

Senator Harper proposed the following amendment:

1. Page 99, Lines 3041 through 3043:

   3041 (ii) the owner fails or refuses to agree to participate in the project area plan.

   (6) An agency may not acquire by eminent domain property that is owned by a public entity.

   3042 [(5) Each] (6) An agency that acquires property by eminent domain shall comply with

   3043 Title 57, Chapter 12, Utah Relocation Assistance Act.

2. Page 165, Lines 5085 through 5088:

   5085 (b) The taxing entity committee may waive no more than 10% of the allocation

   5086 described in Subsection (1)(a) in part or whole if the taxing entity committee determines that
20% of tax increment is more than is needed to address the community’s need for income targeted housing or homeless assistance; and (i) the taxing entity committee determines that 20% of the agency’s annual tax increment is more than is needed to address the community’s need for income targeted housing or homeless assistance; and (ii) after the waiver, the agency’s housing allocation is equal to at least 10% of the agency’s annual tax increment.

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

**Voting in the affirmative were:** Senators
- Christensen
- Dabakis
- Dayton
- Escamilla
- Fillmore
- Harper
- Henderson
- Hillyard
- Iwamoto
- Jackson
- Jenkins
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler

**Absent or not voting were:** Senators
- Adams
- Bramble
- Davis
- Hinkins
- Madsen
- Stephenson
- Urquhart
- Niederhauser

* * *

On motion of Senator Iwamoto, under suspension of the rules, **S.C.R. 13**, CONCURRENT RESOLUTION HONORING RANDY HORIUCHI, was considered read the second and third times. Senator Iwamoto 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
- Dayton
- Escamilla
- Fillmore
- Harper
- Henderson
- Hillyard
- Iwamoto
- Jackson
- Jenkins
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stevenson
- Thatcher
- Urquhart
- Van Tassell
- Vickers
- Weiler
- Niederhauser
Absent or not voting were: Senators
Hinkins Madsen Stephenson

S.C.R. 13 was transmitted to the House.

***

On motion of Senator Knudson, the Senate voted to lift H.B. 134, STATE WORK OF ART, from the Government Operations Committee and return the bill to the Rules Committee.

***

1st Sub. S.B. 114, MUNICIPAL UTILITIES AMENDMENTS, was read the second time. Senator Stevenson explained the bill.

Senator Stevenson proposed the following amendment:

1. Page 8, Lines 240 through 242:

240 [(ii) (B)] public telecommunications services.
241 (ii) A municipal legislative body of a municipality that, before July 1, 2016, approves the provision of public telecommunications service facilities may, by a majority vote, call an election on
242 whether the municipality shall provide proposed public telecommunications service facilities.

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

Yeas, 17; Nays, 2; Absent or not voting, 10.

Voting in the affirmative were: Senators
Bramble Christensen Dabakis Davis
Escamilla Fillmore Hillyard Jenkins
Knudson Mayne Millner Okerlund
Shiozawa Stevenson Thatcher Vickers
Weiler

Voting in the negative were: Senators
Harper Henderson

Absent or not voting were: Senators
Adams Dayton Hinkins Iwamoto
Jackson Madsen Stephenson Urquhart
Van Tassell Niederhauser
COMMUNICATIONS FROM THE HOUSE

Mr. President: February 26, 2016

The House passed, S.B. 72, SCHOOL AND INSTITUTIONAL TRUST LANDS MANAGEMENT ACT AMENDMENTS, by Senator M. Dayton, 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. 76, WORKERS’ COMPENSATION FOR VOLUNTEERS, by Senator K. Mayne, 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, 2016

The House concurred in the Senate amendments and passed 1st Sub. H.B. 68, POST–EXPOSURE BLOOD TESTING AMENDMENTS, by Representative E. Redd, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed 2nd Sub. H.B. 155, REPORTING OF CHILD PORNOGRAPHY, by Representative C. Hall, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed 2nd Sub. H.B. 124, MONITORING EQUIPMENT IN A CARE FACILITY, by Representative T. Hawkes, 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 26, 2016

The House refused to concur with the Senate Amendments to 3rd Sub. H.B. 186, VOLUNTEER HEALTH CARE CONTINUING EDUCATION CREDIT, by Representative D. Lifferth, and requests the Senate recede from its amendments.

Sandy D. Tenney, Chief Clerk

On motion of Senator Shiozawa, the Senate voted to recede from its amendments. 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:

The House passed, as substituted, 2nd Sub. H.B. 223, LOCAL HISTORIC DISTRICT AMENDMENTS, by Representative B. Wilson, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.B. 279, STATUTE OF LIMITATIONS REFORM AMENDMENTS, by Representative K. Ivory, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 301, SCHOOL BUS ROUTE GRANT PROGRAM, by Representative J. Stanard, and it is transmitted for consideration; and

The House passed, as amended, H.B. 328, HOUSING AND HOMELESS AMENDMENTS, by Representative R. Chavez–Houck, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 371, HUMAN SERVICES LICENSEE AND CONTRACTOR SCREENING AMENDMENTS, by Representative D. Sanpei, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.J.R. 4, JOINT RESOLUTION ON WATER INFRASTRUCTURE TRANSFER, by Representative M. McKell, 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. 234, Protecting Unborn Children Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate:

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

Business and Labor Committee

S.B. 234 Protecting Unborn Children Amendments
(Sen. C. Bramble)
Economic Development and Workforce Services Committee
(Sen. J. S. Adams)

Health and Human Services Committee
H.B. 328 Housing and Homeless Amendments
(Rep. R. Chavez–Houck) (Sen. J. Dabakis)
1st Sub. H.B. 371 Human Services Licensee and Contractor Screening
Amendments (Rep. D. Sanpei) (Sen. C. Bramble)

Judiciary, Law Enforcement, and Criminal Justice Committee
S.B. 226 Civil Actions Involving Law Enforcement Officers or
Emergency Vehicle Operators (Sen. M. Madsen)
2nd Sub. H.B. 279 Statute of Limitations Reform Amendments

Natural Resources, Agriculture and Environment Committee
1st Sub. H.J.R. 4 Joint Resolution on Water Infrastructure Transfer
(Rep. M. McKell) (Sen. D. Henderson)

Education Committee
1st Sub. H.B. 301 School Bus Route Grant Program (Rep. J. Stanard)
(Sen. J. S. Adams)

Kevin T. Van Tassell
Rules Committee Chair

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

RULES COMMITTEE REPORTS

To the Members of the Senate: February 26, 2016

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

Business and Labor Committee
1st Sub. H.B. 112 Continuing Education for Contractor Licensing
Amendments (Rep. S. Sandall) (Sen. J. S. Adams)
(Sen. C. Bramble)
Economic Development and Workforce Services Committee
H.B. 291  Working Families Employment Amendments
(Rep. R. Edwards) (Sen. B. Shiozawa)

Education Committee
S.B. 224  Student Assessments (Sen. H. Stephenson)
S.B. 232  Rescue Medication in Schools (Sen. S. Urquhart)
S.C.R. 19  Concurrent Resolution on Education (Sen. J. S. Adams)
H.B. 200  Student Assessment Modifications (Rep. M. Poulson)
(Sen. L. Fillmore)
1st Sub. H.B. 277  Personalized Learning and Teaching Amendments
(Rep. J. Knotwell) (Sen. J. S. Adams)
(Sen. L. Escamilla)
H.B. 343  School Administration Amendments (Rep. K. Stratton)
(Sen. T. Weiler)

Government Operations and Political Subdivisions Committee
S.B. 227  Private Security Licensing Board Amendments
(Sen. M. Dayton)
S.B. 228  Multicounty Assessing and Collecting Levy Amendments
(Sen. H. Stephenson)
S.B. 233  Governmental Immunity Act Amendments
(Sen. C. Bramble)
H.B. 220  Legislative Organization Amendments
(Rep. L. Christensen) (Sen. M. Dayton)
H.B. 359  Political Subdivision Ethics Commission Amendments
(Rep. J. Draxler) (Sen. M. Dayton)
(Sen. D. Thatcher)

Health and Human Services Committee
H.B. 308  Disease Prevention and Substance Abuse Reduction
Amendments (Rep. S. Eliason) (Sen. B. Shiozawa)

Judiciary, Law Enforcement, and Criminal Justice Committee
S.B. 223  Adoption Amendments (Sen. T. Weiler)
2nd Sub. H.B. 101  Disabled Adult Guardianship Amendments (Rep. F. Cox)
(Sen. L. Hillyard)
S.B. 229  Unlawful Detainer Amendments (Sen. T. Weiler)
S.B. 230  Civil Stalking Offense Amendments (Sen. T. Weiler)

Natural Resources, Agriculture and Environment Committee
S.B. 231  Waste Management Amendments (Sen. J. S. Adams)
H.B. 169  Little Sahara State Park Designation (Rep. S. Eliason)
          (Sen. R. Okerlund)
1st Sub. H.B. 287  Commission for the Stewardship of Public Lands and
                   Private Donations for Public Lands Litigation
                   (Rep. K. Christofferson) (Sen. R. Okerlund)
H.B. 347  Local and Special Service District Amendments
          (Rep. S. Handy) (Sen. J. Stevenson)
H.B. 363  Grazing Zone Amendments (Rep. M. Noel)
          (Sen. E. Vickers)

Retirement and Independent Entities Standing Committee
1st Sub. H.B. 290  Campaign Finance Reform Amendments
                   (Rep. R. Spendlove) (Sen. T. Weiler)

Revenue and Taxation Committee
          (Sen. C. Bramble)

Transportation Public Utilities and Tech Committee
H.B. 209  Public Transit District Board County Appointment
          Amendments (Rep. Johnny Anderson) (Sen. B. Shiozawa)
H.B. 241  Computer Abuse and Data Recovery Act
          (Rep. R. Chavez–Houck) (Sen. T. Weiler)
1st Sub. H.B. 280  Autonomous Vehicle Study (Rep. R. Spendlove)
                   (Sen. K. Van Tassell)
H.B. 314  Bedding, Upholstered Furniture, and Quilted Clothing
          Inspection Act Amendments (Rep. S. Handy)
          (Sen. A. Jackson)
                   (Sen. C. Bramble)

Kevin T. Van Tassell
Rules Committee Chair

Report filed. On motion of Senator Van Tassell, the committee report was
adopted.
STANDING COMMITTEE REPORTS

Mr. President: February 26, 2016

The Revenue and Taxation Committee reports a favorable recommendation on S.B. 171, ECONOMIC DEVELOPMENT TAX CREDITS AMENDMENTS, by Senator C. Bramble.

Deidre M. Henderson, Chair

Mr. President: February 25, 2016

The Business and Labor Committee recommends H.B. 36, INSURANCE REVISIONS, by Representative J. Dunnigan, be replaced and favorably recommends 2nd Sub. H.B. 36, INSURANCE REVISIONS with the following amendments:

1. Page 142, Lines 4367 through 4378:

   4367 (1) The task force shall review and make recommendations on the following issues:
   4368 (a) substance abuse and mental health;
   4369 (b) telehealth services;
   4370 (c) health professional licensing;
   4371 (d) regulation of health maintenance organizations and preferred provider organizations;
   4372 (e) balanced billing for covered medical services;
   4373 (f) re–codification of the health insurance related parts of Title 31A, Insurance Code;
   4374 (g) the state Medicaid program; and
   4375 (h) the efficacy of managed care for dental services under Medicaid.
   4377 (2) A final report, including any proposed legislation, shall be presented to the Business and Labor Interim Committee before November 30, 2016.

The Business and Labor Committee reports a favorable recommendation on 4th Sub. H.B. 48, ELECTION LAW AMENDMENTS, by Representative D. McCay; and
The Business and Labor Committee reports a favorable recommendation on 2nd Sub. H.B. 96, SINGLE SIGN-ON BUSINESS DATABASE, by Representative B. R. Cutler; and

The Business and Labor Committee reports a favorable recommendation on H.B. 106, SECURITIES AMENDMENTS, by Representative R. Cunningham, with the following amendments:

1. Page 1, Lines 13 through 14:

13 { grants rulemaking authority to impose continuing education requirements for investment adviser representatives; }

14

2. Page 7, Lines 191 through 194:

191 { -(6) An investment adviser representative licensed under this chapter shall meet a continuing education requirement if a continuing education requirement is established by the division by rule made in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act. }

194 ; and

The Business and Labor Committee reports a favorable recommendation on 1st Sub. H.B. 177, MORTGAGE LENDING AMENDMENTS, by Representative J. Stanard; and

The Business and Labor Committee reports a favorable recommendation on 1st Sub. H.B. 249, GENERAL CONTRACTORS LICENSE AMENDMENTS, by Representative M. Schultz; and

The Business and Labor Committee reports a favorable recommendation on H.B. 273, CONDOMINIUM ASSOCIATION AMENDMENTS, by Representative K. Powell; and

The Business and Labor Committee reports a favorable recommendation on H.B. 288, EDUCATIONAL RECORDS PROTECTION AMENDMENTS, by Representative C. Hall; and

The Business and Labor Committee reports a favorable recommendation on H.B. 330, STATE FIRE CODE REVISIONS, by Representative M. Schultz; and
The Business and Labor Committee reports a favorable recommendation on **S.B. 157, PAWNSHOP AMENDMENTS**, by Senator D. Thatcher; and

The Business and Labor Committee recommends **S.B. 196, RETAIL BAG IMPACT REDUCTION PROGRAM**, by Senator J. Iwamoto, be replaced and favorably recommends **1st Sub. S.B. 196, RETAIL BAG IMPACT REDUCTION PROGRAM**.

Curtis S. Bramble, Chair

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Mr. President: February 26, 2016

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **S.B. 175, FAIR HOUSING ACT OPTION AMENDMENTS**, by Senator M. Dayton; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **S.B. 205, ETHICS REVISIONS**, by Senator R. Okerlund; and

The Government Operations and Political Subdivisions Committee recommends **S.B. 184, PROCUREMENT CODE MODIFICATIONS**, by Senator S. Jenkins, be replaced and favorably recommends **2nd Sub. S.B. 184, PROCUREMENT CODE MODIFICATIONS**; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **S.B. 204, FREE MARKET PROTECTION AND PRIVATIZATION BOARD ACT AMENDMENTS**, by Senator H. Stephenson.

Margaret Dayton, 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 25, 2016

The Business and Labor Committee recommends **3rd Sub. S.B. 58, NURSE PRACTITIONER AMENDMENTS**, by Senator D. Hinkins, be replaced and favorably recommends **4th Sub. S.B. 58, NURSE PRACTITIONER AMENDMENTS** and that it be considered read for the second time and placed on the Consent Calendar; and

The Business and Labor Committee recommends **S.B. 201, TRANSPORTATION NETWORK COMPANY AMENDMENTS**, by Senator
C. Bramble, be replaced and favorably recommends 1st Sub. S.B. 201, TRANSPORTATION NETWORK COMPANY AMENDMENTS and that 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. 216, WORKERS’ COMPENSATION RELATED AMENDMENTS, by Senator K. Mayne, with the following amendments and recommends it be considered read for the second time and placed on the Consent Calendar.

1. Page 8, Lines 217 through 218:

217 (b) Subject to Subsection (11)(d), a workers’ compensation insurance carrier or

218 self−insured employer may contract, either in writing or by mutual verbal agreement, with a hospital to establish reimbursement rates.

2. Page 16, Lines 467 through 468:

467 (b) Subject to Subsection (11)(d), a workers’ compensation insurance carrier or

468 self−insured employer may contract, either in writing or by mutual verbal agreement, with a hospital to establish reimbursement rates.

Curtis S. Bramble, Chair

Mr. President: February 26, 2016

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on S.B. 203, IMMUNITY AMENDMENTS, by Senator J. S. Adams, 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 H.B. 232, SCENIC BYWAY AMENDMENTS, by Representative M. Noel, 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.C.R. 16, CONCURRENT RESOLUTION ON UTAH’S VISION FOR ENDURING CONTRIBUTION TO THE COMMON
DEFENSE, by Senator J. Stevenson, 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.

STANDING COMMITTEE REPORTS

Mr. President: February 26, 2016

The Revenue and Taxation Committee has returned S.B. 168, PROPERTY TAX REVISIONS, by Senator C. Bramble, to the Rules Committee.

Deidre M. Henderson, Chair

Mr. President: February 25, 2016

The Business and Labor Committee has tabled H.B. 113, HEALTH CARE SHARING MINISTRY AMENDMENTS, by Representative M. Kennedy, and has returned it to the Rules Committee for filing.

Curtis S. Bramble, Chair

On motion of Senator Van Tassell, the committee reports were adopted. The bills were returned to the Rules Committee.

* * *

On motion of Senator Okerlund, and at 4:50 p.m., the Senate adjourned until 10:00 a.m., Monday, February 29, 2016.
THIRTY–FIFTH DAY
MORNING SESSION
February 29, 2016

The Senate was called to order at 10:20 a.m., with President Wayne Niederhauser presiding.

Prayer – Senator Daniel Thatcher
Pledge of Allegiance – Senator Jani Iwamoto
Roll Call – All Senators present except Senator Hinkins, excused.

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 86)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 26, 2016

The House passed, S.C.R. 13, CONCURRENT RESOLUTION HONORING RANDY HORIUCHI, by Senator J. Iwamoto, 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 26, 2016

The House passed, as substituted and amended, 2nd Sub. H.B. 18, MEDICAID PREFERRED DRUG LIST AMENDMENTS, by Representative R. Ward, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 86, POSTRETIREMENT EMPLOYMENT RESTRICTIONS, by Representative R. Cunningham, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 143, VEHICLE SAFETY INSPECTION AMENDMENTS, by Representative K. Powell, and it is transmitted for consideration; and

The House passed, as amended, H.B. 311, WHITE COLLAR CRIME REGISTRY AMENDMENTS, by Representative M. McKell, and it is transmitted for consideration; and
The House passed, as substituted, 2nd Sub. H.B. 318, POINT OF THE MOUNTAIN DEVELOPMENT COMMISSION ACT, 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.

INTRODUCTION OF BILLS

S.B. 235, Local District Tax Revisions (L. Fillmore), was read the first time by short title and referred to the Rules Committee.

S.B. 236, Utah Communications Authority Governance Amendments (K. Van Tassell), was read the first time by short title and referred to the Rules Committee.

S.B. 237, Immigration and Alien Related Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 238, Safety Net Initiative Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 239, School Governance Amendments (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

S.B. 240, Public Accommodations Amendments (J. Dabakis), was read the first time by short title and referred to the Rules Committee.

S.B. 241, Public Accommodation Fairness Act (J. Dabakis), was read the first time by short title and referred to the Rules Committee.

S.B. 242, Special Education Intensive Needs Fund Amendments (L. Fillmore), was read the first time by short title and referred to the Rules Committee.

CONCURRENCE CALENDAR

On motion of Senator Weiler, the circle was removed from 1st Sub. S.B. 59, ANTIDISCRIMINATION AND WORKPLACE ACCOMMODATIONS REVISIONS, and it was before the Senate.

On motion of Senator Weiler, the Senate voted to concur in the House amendments to 1st Sub. S.B. 59, ANTIDISCRIMINATION AND WORKPLACE
ACCOMMODATIONS REVISIONS. The bill, as amended, passed on the following roll call:

**Yeas, 23; Nays, 2; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators  
Adams Bramble Christensen Dabakis  
Davis Escamilla Fillmore Harper  
Henderson Hillyard Iwamoto Mayne  
Millner Okerlund Shiozawa Stephenson  
Stevenson Thatcher Urquhart Van Tassell  
Vickers Weiler Niederhauser  

**Voting in the negative were:** Senators  
Dayton Jenkins  

**Absent or not voting were:** Senators  
Hinkins Jackson Knudson Madsen  

1st Sub. S.B. 59 was returned to the House for the signature of the Speaker.

**CONSENT CALENDAR**

**H.B. 245, LOCAL HEALTH DEPARTMENT 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 Escamilla Fillmore  
Harper Henderson Hillyard Iwamoto  
Jenkins Knudson Mayne Millner  
Okerlund Shiozawa Stephenson Stevenson  
Thatcher Urquhart Van Tassell Vickers  
Weiler Niederhauser  

**Absent or not voting were:** Senators  
Hinkins Jackson Madsen  

**H.B. 245** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
H.B. 142, AGENCY AUDITING PROCEDURES FOR EDUCATION, was read the third time, explained by Senator Adam, 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  Escamilla  Fillmore
Harper  Henderson  Hillyard  Iwamoto
Jenkins  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Thatcher  Urquhart  Van Tassell  Vickers
Weiler  Niederhauser

**Absent or not voting were:** Senators
Hinkins  Jackson  Madsen

H.B. 142 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. 118, PUBLIC ACCESS OF ADMINISTRATIVE ACTION 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
Davis  Dayton  Escamilla  Fillmore
Harper  Henderson  Hillyard  Iwamoto
Jenkins  Knudson  Mayne  Millner
Okerlund  Stephenson  Stevenson  Thatcher
Urquhart  Van Tassell  Vickers  Weiler
Niederhauser

**Absent or not voting were:** Senators
Hinkins  Jackson  Madsen  Shiozawa

1st Sub. H.B. 118 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
**S.B. 178.** ECONOMIC DEVELOPMENT REVISIONS, 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
- Escamilla
- Fillmore
- Harper
- Henderson
- Hillyard
- Iwamoto
- Jackson
- Jenkins
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Thatcher
- Urquhart
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Hinkins
- Madsen
- Stevenson

**S.B. 178** was transmitted to the House for consideration.

**S.B. 181.** JUDICIARY AMENDMENTS, was read the third time, explained by Senator Hillyard, 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
- Escamilla
- Fillmore
- Harper
- Henderson
- Hillyard
- Iwamoto
- Jackson
- Jenkins
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Thatcher
- Urquhart
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Hinkins
- Madsen
- Stevenson

**S.B. 181** was transmitted to the House for consideration.

**S.B. 192.** STUDY ON CLAIMS EXCEEDING STATUTORY LIMIT, was read the third time, explained by Senator Iwamoto, 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   Escamilla   Fillmore
Harper  Henderson Hillyard   Iwamoto
Jackson Jenkins Knudson   Mayne
Millner Okerlund Shiozawa  Stephenson
Thatcher Urquhart Van Tassell Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Hinkins  Madsen  Stevenson

S.B. 192 was transmitted to the House for consideration.

THIRD READING CALENDAR

3rd Sub. H.B. 186, VOLUNTEER HEALTH CARE CONTINUING EDUCATION CREDIT, was before the Senate, 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
Adams  Bramble  Christensen  Dabakis
Davis   Dayton   Escamilla   Fillmore
Harper  Henderson Hillyard   Iwamoto
Jackson Jenkins Knudson   Mayne
Millner Okerlund Shiozawa  Stephenson
Stevenson Thatcher  Urquhart Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Hinkins  Madsen  Van Tassell

3rd Sub. H.B. 186 was signed by the President in open session and returned to the House for the signature of the Speaker.

* * *

4th Sub. S.B. 79, CHILD WELFARE REVISIONS, was read the third time and explained by Senator Jackson. Senators Weiler and Escamilla 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 Dabakis
Davis Dayton Escamilla Fillmore
Harper Henderson Hillyard Iwamoto
Jackson Jenkins Knudson Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Urquhart Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Hinkins Madsen

4th Sub. S.B. 79 was transmitted to the House for consideration.

* * *

1st Sub. S.B. 140, HOME AND COMMUNITY–BASED SERVICES AMENDMENTS, was read the third time and explained by Senator Iwamoto.

Senator Fillmore proposed a verbal amendment as follows:

1. Page 1, Line 9:
   After “benefits” insert “and risks”

1. Page 1, Line 13:
   After “benefits” insert “and risks”

2. Page 2, Line 31:
   After “benefits” insert “and risks”

Senator Fillmore’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
Adams Bramble Christensen Dabakis
Davis Dayton Escamilla Fillmore
Harper Henderson Hillyard Iwamoto
Jackson Jenkins Knudson Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Urquhart Van Tassell
Vickers Weiler Niederhauser
Absent or not voting were: Senators
Hinkins       Madsen

1st Sub. S.B. 140 was transmitted to the House for consideration.

***

On motion of Senator Bramble, the circle was removed from 2nd Sub. H.B. 17, ASSESSMENT AREA FORECLOSURE AMENDMENTS, and it was before the Senate.

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

3rd Sub. H.B. 17 Assessment Area Foreclosure Amendments (C. Webb)

On motion of Senator Bramble, the bill was circled.

***

1st Sub. S.B. 136, DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING 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
Adams       Bramble       Christensen     Dabakis
Davis       Dayton        Escamilla      Fillmore
Harper      Henderson     Hillyard       Iwamoto
Jackson     Jenkins       Knudson        Mayne
Millner     Okerlund      Shiozawa       Stephenson
Stevenson   Thatcher      Urquhart       Van Tassell
Vickers     Weiler        Niederhauser

Absent or not voting were: Senators
Hinkins       Madsen

1st Sub. S.B. 136 was transmitted to the House for consideration.

***

1st Sub. S.B. 138, HEALTH INSURANCE COVERAGE FOR EMERGENCY CARE, 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  Escamilla  Fillmore
Harper  Henderson  Hillyard  Iwamoto
Jackson  Jenkins  Knudson  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Thatcher  Urquhart  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Hinkins  Madsen

1st Sub. S.B. 138 was transmitted to the House for consideration.

* * *

S.B. 153, SELF–RELIANCE TRAINING FOR PUBLIC ASSISTANCE RECIPIENTS, was read the third time and explained by Senator Fillmore. Senators Escamilla, Dabakis, Mayne, Iwamoto commented and the bill passed on the following roll call:

Yeas, 20; Nays, 5; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams  Christensen  Dayton  Fillmore
Harper  Hillyard  Jackson  Jenkins
Knudson  Madsen  Millner  Okerlund
Shiozawa  Stephenson  Stevenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser

Voting in the negative were: Senators
Dabakis  Davis  Escamilla  Iwamoto
Mayne

Absent or not voting were: Senators
Bramble  Henderson  Hinkins  Urquhart

S.B. 153 was transmitted to the House for consideration.

* * *

On motion of Senator Okerlund, S.B. 107, HATE CRIMES AMENDMENTS, was read the third time and circled.
On motion of Senator Okerlund, 1st Sub. S.J.R. 13, JOINT RESOLUTION AMENDING RULES OF EVIDENCE, was read the third time and circled.

S.B. 96, UNIFORM DEPLOYED PARENTS CUSTODY AND PARENT–TIME ACT, was read the third time and explained by Senator Hillyard. Senator Harper commented and the bill passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Escamilla  Fillmore  Harper
Henderson  Hillyard  Iwamoto  Knudson
Madsen  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Stevenson  Thatcher
Urquhart  Van Tassell  Vickers  Weiler
Niederhauser

Voting in the negative were: Senators
Dayton  Jackson  Jenkins

Absent or not voting was: Senator
Hinkins

S.B. 96 was transmitted to the House for consideration.

1st Sub. S.B. 151, COMMUNITY DEVELOPMENT AND RENEWAL AGENCIES ACT REVISIONS, 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  Escamilla  Fillmore
Harper  Henderson  Hillyard  Iwamoto
Jackson  Jenkins  Knudson  Mayne
Millner  Shiozawa  Stevenson  Thatcher
Thatcher  Urquhart  Van Tassell  Vickers
Weiler  Niederhauser
Absent or not voting were: Senators
Hinkins       Madsen       Okerlund

1st Sub. S.B. 151 was transmitted to the House for consideration.

* * *

1st Sub. S.B. 114, MUNICIPAL UTILITIES AMENDMENTS, was read the third time and explained by Senator Stevenson.

Senator Dayton proposed the following amendment:

1. Page 10, Lines 280 through 281:

   280 (b) limit the municipality that called the election from taking any action authorized

   281 under Section 10–8–14 or 10–18–105.

   (4) A ballot question described in Subsection (1)(d)(ii) for an election called under Subsection (1)(a)(ii) may not ask whether the municipality should impose a tax or fee to:

   (a) directly or indirectly pay for bonds issued under this chapter;

   (b) subsidize cable television service or public telecommunications service in a manner that is not authorized under Section 10–18–302, 10–18–303, or federal law; or

   (c) allow a third party to finance, operate, or maintain existing public telecommunications service infrastructure under Section 10–18–302 or 10–18–303.

Senator Dayton’s motion to amend failed on a voice vote. Senator Stephenson commented and the bill 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
Escamilla   Fillmore      Harper        Hillyard
Iwamoto     Jackson       Knudson      Mayne
Millner     Okerlund      Shiozawa     Stephenson
Stevenson   Thatcher      Urquhart     Van Tassell
Vickers     Weiler        Niederhauser

Voting in the negative were: Senators
Dayton       Henderson     Jenkins
Absent or not voting were: Senators
Christensen       Hinkins       Madsen

1st Sub. S.B. 114 was transmitted to the House for consideration.

SECOND READING CALENDAR

1st Sub. S.B. 142, IMPROVEMENT DISTRICT 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          Bramble       Christensen      Dabakis
Davis          Dayton        Fillmore        Harper
Henderson      Hillyard      Iwamoto        Jackson
Jenkins        Mayne         Millner        Okerlund
Shiozawa       Stephenson    Stevenson       Thatcher
Urquhart       Van Tassell   Vickers        Weiler
Niederhauser

Absent or not voting were: Senators
Escamilla      Hinkins       Knudson       Madsen

* * *

2nd Sub. S.B. 150, METRO TOWNSHIP AMENDMENTS, was read the second time.

Senator Mayne proposed the following amendment:

1. Page 26, Lines 795 through 798:

795 described in Subsection (2)(a), the executive of the district shall:
796 (i) act as the executive of the district; (and—)
797 (ii) nominate a general manager of the municipal services district, subject to the advice and consent of the board of trustees; and
798 (iii) exercise executive branch powers and responsibilities established for a county executive in:
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:

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

**Voting in the affirmative were:** Senators

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<th>Dabakis</th>
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<td>Van Tassell</td>
<td>Vickers</td>
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<td>Niederhauser</td>
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**Absent or not voting was:** Senator Hinkins

***

On motion of Senator Urquhart, the circle was removed from 1st Sub. S.B. 131, UTAH COLLEGE OF APPLIED TECHNOLOGY GOVERNANCE AMENDMENTS, and it was before the Senate. Senator Urquhart explained the bill.

Senator Van Tassell proposed the following amendment:

1. Page 1, Lines 15 through 17:

   15 ▶ renames the president of the Utah College of Applied Technology the **executive president** of the Utah College of Applied Technology;

2. Page 2, Lines 50 through 53:

   50 designee;

   51 (c) the **executive president** of the Utah College of Applied Technology or the **executive director** of the Utah College of Applied Technology’s designee;

   52 (d) the executive director of the department or the executive director of the
3. Page 3, Line 86 through Page 4, Line 88:

86 measurable performance objectives.

87 (4) "Executive President" means the executive president of the Utah College of Applied Technology.

88 (5) “Member” means a member of the board of trustees.

4. Page 4, Line 98 through Page 5, Line 119:

98 Section 3. Section 53B–2a–102 is amended to read:

99 53B–2a–102. Executive President — Appointment — Duties.

100 (1) (a) The board of trustees, [upon approval from the governor and] with the consent of the Senate [for each appointee nominated on or after May 8, 2012], shall appoint

101 [president for the Utah College of Applied Technology]

102 [director] an executive president to serve as the board of trustees’ chief executive officer.

103 [(b) The president of the Utah College of Applied Technology does not need to have a]

104 [director] shall:

105 (b) The

106 [director] executive president shall:

107 (i) have a master’s degree, or a degree more advanced than a master’s degree; and

108 (ii) have extensive experience in career and technical education.

109 (c) The [president]

110 [director] executive president shall serve at the board of trustees’ discretion and may be

111 (i) the board of trustees; or

112 (ii) the governor, after consultation with the board of trustees.

113 (d) If the board of trustees intends to appoint an interim or acting

114 [director] executive president during a
leave of absence of the executive president, the board of trustees shall appoint the interim or acting executive president with the consent of the Senate.

The name of each final candidate for executive president shall be publicly disclosed.

The board of trustees shall:

(a) set the salary of the executive president;

(b) prescribe the duties and functions of the executive president; and

(c) select an executive president on the basis of outstanding professional qualifications.

The executive president is responsible to the board of trustees to:

(a) ensure that the policies and programs of the board of trustees are properly executed;

(b) appoint the executive president in accordance with Section 53B–2a–102;

(c) advise the State Board of Regents on issues related to career and technical education, including

5. Page 6, Lines 160 through 165:

6. Page 10, Lines 288 through 292:
7. Page 11, Lines 306 through 307:

306 [(f) (h) in conjunction with the Utah College of Applied Technology president]
307 (director—) executive president, establish benchmarks, provide oversight, evaluate program performance, and obtain

8. Page 11, Lines 330 through 331:

330 Utah College of Applied Technology, and the Utah College of Applied Technology’s board of
331 trustees, the (director—) executive president, or the college campuses, presidents, and or boards of directors may not

9. Page 14, Lines 401 through 403:

401 recommendations for lease continuation.
402 (b) The (president of the Utah College of Applied Technology—) executive president shall compile
403 and distribute an annual combined lease report for all college campuses to the Division of

10. Page 15, Line 459 through Page 16, Line 461:

459 (iii) one member representing applied technology centers appointed by the (president)
460 (director—) executive president of the Utah College of Applied Technology;
461 (iv) one member representing the state library appointed by the state librarian;

11. Page 18, Lines 528 through 530:

528 (f) the executive director of the office or the executive director’s designee;
529 (g) the (president—) executive president of the Utah College of Applied Technology or the
530 (president—) executive president of the Utah College of Applied Technology’s designee; and

Senator Van Tassell’s motion to amend passed on a voice vote. Senators Vickers, Harper, and Stevenson 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 Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Iwamoto Jackson
Jenkins Knudson Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Urquhart Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Adams Hinkins Madsen

On motion of Senator Urquhart, the circle was removed from S.B. 146, WORKERS’ COMPENSATION AMENDMENTS, and it was before the Senate. Senator Urquhart explained the bill. Senators Hillyard and Bramble 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 Escamilla Fillmore
Harper Henderson Hillyard Iwamoto
Jackson Jenkins Knudson Mayne Madsen
Millner Okerlund Shiozawa Stephenson
Stephenson Stevenson Thatcher Urquhart
Van Tassell Vickers Weiler Niederhauser

Absent or not voting was: Senator
Hinkins

On motion of Senator Adams, 1st Sub. S.B. 154, MEDICAID ACCOUNTABLE CARE ORGANIZATIONS, was read the second time and circled.

1st Sub. S.B. 149, SCHOOL GRADING MODIFICATIONS, was read the second time. Senator Millner explained the bill. The bill passed second reading on the following roll call:
Yeas, 22; Nays, 4; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Escamilla
Fillmore  Harper  Henderson  Hillyard
Iwamoto  Jackson  Knudson  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Thatcher  Urquhart  Van Tassell  Vickers
Weiler  Niederhauser

Voting in the negative were: Senators
Dabakis  Dayton  Madsen  Mayne

Absent or not voting were: Senators
Davis  Hinkins  Jenkins

* * *

On motion of Senator Adams, the circle was removed from 1st Sub. S.B. 154, MEDICAID ACCOUNTABLE CARE ORGANIZATIONS, and it was before the Senate. Senator Adams 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  Escamilla  Fillmore
Harper  Henderson  Hillyard  Iwamoto
Jackson  Jenkins  Knudson  Madsen
Mayne  Millner  Okerlund  Stephenson
Stevenson  Thatcher  Urquhart  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Hinkins  Shiozawa

STANDING COMMITTEE REPORTS

Mr. President: February 29, 2016

The Health and Human Services Committee reports a favorable recommendation on 2nd Sub. H.B. 192, OPIATE OVERDOSE RESPONSE ACT — PILOT PROGRAM AND OTHER AMENDMENTS, by Representative M. McKell; and
The Health and Human Services Committee reports a favorable recommendation on **1st Sub. H.B. 206**, **HUMAN TRAFFICKING SAFE HARBOR AMENDMENTS**, by Representative A. Romero; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 238**, **OPiATE OVERDOSE RESPONSE ACT — OVERDOSE OUTREACH PROVIDERS AND OTHER AMENDMENTS**, by Representative C. Moss; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 239**, **ACCESS TO OPIOID PRESCRIPTION INFORMATION VIA PRACTITIONER DATA MANAGEMENT SYSTEMS**, by Representative M. McKell; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 240**, **OPiATE OVERDOSE RESPONSE ACT — STANDING ORDERS AND OTHER AMENDMENTS**, by Representative S. Eliason; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 252**, **INTELLECTUAL DISABILITY TERMINOLOGY AMENDMENTS**, by Representative P. Ray; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 295**, **OBESITY REPORT**, by Representative E. Hutchings; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 308**, **DISEASE PREVENTION AND SUBSTANCE ABUSE REDUCTION AMENDMENTS**, by Representative S. Eliason; and

The Health and Human Services Committee reports a favorable recommendation on **H.C.R. 4**, **CONCURRENT RESOLUTION DECLARING DRUG OVERDOSE DEATHS TO BE A PUBLIC HEALTH EMERGENCY**, by Representative C. Moss.

Evan J. Vickers, Chair

Mr. President: February 26, 2016

The Retirement and Independent Entities Committee reports a favorable recommendation on **S.B. 208**, **RETIREMENT AMENDMENTS**, by Senator T. Weiler, with the following amendments:
1. Page 14, Line 403:

403  (1) {–If–} Except as provided in Subsection (2), if approved by two-thirds of all the members elected to each house, this bill takes effect.

2. Page 14, Line 406:

406 the date of veto override.

(2) The amendments to Section 49–11–301 in this bill take effect on July 1, 2016.; and

The Retirement and Independent Entities Committee recommends S.B. 225, NOTICE OF PENDENCY OF ACTION AMENDMENTS, by Senator T. Weiler, be replaced and favorably recommends 1st Sub. S.B. 225, NOTICE OF PENDENCY OF ACTION AMENDMENTS.

Todd Weiler, Chair

Mr. President: February 29, 2016

The Education Committee reports a favorable recommendation on H.B. 200, STUDENT ASSESSMENT MODIFICATIONS, by Representative M. Poulson; and

The Education Committee recommends S.B. 188, HIGHER EDUCATION CAPITAL FACILITIES, by Senator S. Urquhart, be replaced and favorably recommends 1st Sub. S.B. 188, HIGHER EDUCATION CAPITAL FACILITIES; and

The Education Committee reports a favorable recommendation on S.B. 232, RESCUE MEDICATION IN SCHOOLS, by Senator S. Urquhart, with the following amendments:

1. Page 1, Lines 13 through 14:

13 ▶ defines terms;
▶ requires the Department of Health to develop a training program for the administration of seizure rescue medications;

14 ▶ requires a public school to provide training for the administration of a seizure rescue

2. Page 2, Line 56 through Page 3, Line 65:

56 (2) (a) A public school shall, after receiving a seizure rescue authorization:
(i) inform school employees of the opportunity to be a school employee volunteer; and

(ii) provide the training in administering a seizure rescue medication described in Subsection (2)(d) to at least two school employee volunteers.

(b) A public school shall allow all willing school personnel to receive the training described in Subsection (2)(a)(ii).

(c) A public school may not obstruct the identification or training of school employee volunteers.

(d) The Department of Health shall, with input from the State Board of Education and a children’s hospital, develop a training program for school employee volunteers in the administration of seizure rescue medications.

(e) The following individuals may provide the training described in Subsection (2)(a)(ii):

(i) a school nurse; and

The Education Committee reports a favorable recommendation on S.C.R. 19, CONCURRENT RESOLUTION ON EDUCATION, by Senator J. S. Adams.

Ann Millner, Chair

Mr. President: February 29, 2016

The Business and Labor Committee reports a favorable recommendation on 1st Sub. H.B. 112, CONTINUING EDUCATION FOR CONTRACTOR LICENSING AMENDMENTS, by Representative S. Sandall; and

The Business and Labor Committee reports a favorable recommendation on 2nd Sub. H.B. 228, ALCOHOL MODIFICATIONS, by Representative G. Froerer, with the following amendments:

1. Page 1, Lines 12 through 14:

12 defines terms;

13 clarifies provisions related to unlawful sale or furnishing of alcoholic products;
authorizes tastings by manufacturing licensees under certain conditions;

2. Page 4, Lines 112 through 113:

112 (1) As used in this section “taste”:
   (a) “Parcel” means the same identifiable contiguous unit of property that is treated as separate for valuation or zoning purposes and includes an improvement on that unit of property.
   (b) “Taste” means an amount of an alcoholic product provided by a manufacturing licensee for consumption under this section.

3. Page 5, Lines 135 through 136:

135 (6) (a) A manufacturing licensee shall establish a distinct area for consumption of a taste outside the view of minors and in which minors are not allowed during the time period when tasting occurs.
   (b) The distinct area for consumption for a taste established under this Subsection (6) shall be in the same building as where the manufacturing licensee produces alcoholic product or in a building on the same parcel as the building where the manufacturing licensee produces alcoholic product.

4. Page 5, Lines 137 through 138:

137 (7) (a) A manufacturing licensee shall have substantial food available that is served on the licensed premises to an individual consuming a taste.
   (b) The commission may define what constitutes “substantial food” by rule made in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, except that the rule may not require culinary facilities for food preparation that are equivalent to a restaurant or dining club.

The Business and Labor Committee reports a favorable recommendation on 2nd Sub. H.B. 292, DEFERRED DEPOSIT LENDING AMENDMENTS, by Representative B. Daw; and

The Business and Labor Committee reports a favorable recommendation on S.B. 44, CONSTRUCTION CODE AMENDMENTS, by Senator M. Dayton; and

The Business and Labor Committee reports a favorable recommendation on S.B. 217, ALCOHOLIC BEVERAGE CONTROL ACT LICENSING AMENDMENTS, by Senator J. Stevenson, with the following amendments:
1. Page 37, Lines 1128 through 1129:

1128  (e) have on-premise banquet space and provide on-premise banquet service within the boundary of the hotel
1129  meeting the requirements of this title;

2. Page 39, Lines 1176 through 1186:

1176  (3) (a) The commission may not issue a total number of hotel licenses that at any time
1177  totals more than 80.
1178  (b) Subject to Subsection (3)(c), when determining the total number of licenses the
1179  commission has issued for each type of retail license, the commission may not include a
1180  sublicense as one of the retail licenses issued under the provisions applicable to the sublicense.
1181  (c) If a hotel license issued under this chapter includes a club sublicense that before the
1182  issuance of the hotel license was a club license, the commission shall include the club
1183  sublicense as one of the club licenses in determining if the total number of licenses issued
1184  under the provisions applicable to the club license exceeds the number calculated by dividing
1185  the population of the state by the number specified in the provisions applicable to the club
1186  license.
1187  (d) A person may not transfer a club license under Chapter 8a, Transfer of Retail License Act, in a manner that circumvents the limitations of Subsection (3)(c); and

The Business and Labor Committee reports a favorable recommendation on S.B. 234, PROTECTING UNBORN CHILDREN AMENDMENTS, by Senator C. Bramble.

Curtis S. Bramble, 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 29, 2016

The Health and Human Services Committee reports a favorable recommendation on H.B. 345, CLINIC DEFINITION AMENDMENTS, by Representative S. Barlow, and recommends it be considered read for the second time and placed on the Consent Calendar.

Evan J. Vickers, Chair

Mr. President: February 29, 2016

The Education Committee reports a favorable recommendation on 1st Sub. H.B. 254, RESIDENT STUDENT TUITION AMENDMENTS, by Representative M. Poulson, and recommends it be considered read for the second time and placed on the Consent Calendar.

Ann Millner, 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.

***

On motion of Senator Okerlund, the Senate recessed at 12:20 p.m.

AFTERNOON SESSION

The Senate reassembled at 2:13 p.m., with President Pro Tem Jenkins presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 29, 2016

The House passed, 1st Sub. S.B. 59, ANTIDISCRIMINATION AND WORKPLACE ACCOMMODATIONS REVISIONS, 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. 8, CONCURRENT RESOLUTION APPROVING THE TEST AND TRAINING RANGE LAND EXCHANGE, 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. 10, COMMUNICATIONS SPECTRUM TRANSLATOR SYSTEM CONCURRENT RESOLUTION**, 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 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 29, 2016

The House concurred in the Senate amendments and passed **1st Sub. H.B. 23, PRIVILEGE TAX AMENDMENTS**, by Representative J. Stanard, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **3rd Sub. H.B. 25, PROPERTY TAX CHANGES**, by Representative D. McCay, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 170, MEDICAL CARE SAVINGS ACCOUNT TAX CREDIT REPEAL**, by Representative J. Peterson, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 258, SOLID WASTE 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 **1st Sub. H.C.R. 5, CONCURRENT RESOLUTION RECOGNIZING THE 100-YEAR ANNIVERSARY OF OUR NATIONAL PARKS**, by Representative J. Fawson, 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 29, 2016

The House passed, as substituted, **1st Sub. H.B. 259, SUBSTANCE ABUSE TREATMENT FRAUD**, by Representative E. Hutchings, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 265, MENTAL HEALTH PRACTITIONER AMENDMENTS**, by Representative S. Eliason, and it is transmitted for consideration; and
The House passed **H.B. 269**, RECYCLING OF COPPER WIRE, by Representative F. Cox, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 270**, CONSTITUTIONAL DEFENSE RESTRICTED ACCOUNT AMENDMENTS, by Representative M. Noel, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 276**, UTAH PUBLIC LAND MANAGEMENT ACT, by Representative M. Noel, and it is transmitted for consideration; and

The House passed **H.B. 286**, LAW ENFORCEMENT TRAFFIC SAFETY AMENDMENTS, by Representative M. McKell, and it is transmitted for consideration; and

The House passed, as substituted and amended, **6th Sub. H.B. 316**, BUILDING CODE REVIEW AND ADOPTION AMENDMENTS, by Representative B. Wilson, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 321**, REAL ESTATE TRANSACTION AMENDMENTS, by Representative B. Greene, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 334**, VOTING REVISIONS, by Representative B. Daw, and it is transmitted for consideration; and

The House passed **H.B. 338**, JUNETEENTH HOLIDAY OBSERVANCE, by Representative S. Hollins, and it is transmitted for consideration; and

The House passed, as substituted, **2nd Sub. H.B. 360**, LAND USE AMENDMENTS, by Representative M. Brown, and it is transmitted for consideration; and

The House passed **H.B. 401**, PUBLIC SAFETY AMENDMENTS, by Representative B. Dee, and it is transmitted for consideration; and

The House passed **H.C.R. 11**, CONCURRENT RESOLUTION ENCOURAGING THE REPAYMENT OF FUNDS USED TO KEEP NATIONAL PARKS, MONUMENTS, AND RECREATION AREAS OPEN, 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.
INTRODUCTION OF BILLS

S.B. 243, Indigent Counsel in Private Parental Termination Cases
(T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 244, School Funding Provisions (L. Fillmore), was read the first time by short title and referred to the Rules Committee.

S.B. 245, Personal Property Amendments (D. Henderson), was read the first time by short title and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 29, 2016

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

Business and Labor Committee
S.B. 237 Immigration and Alien Related Amendments
(Sen. C. Bramble)
S.B. 240 Public Accommodations Amendments (Sen. J. Dabakis)
S.B. 241 Public Accommodation Fairness Act (Sen. J. Dabakis)

Economic Development and WorkForce Services Committee
S.B. 238 Safety Net Initiative Amendments (Sen. C. Bramble)

Education Committee
S.B. 239 School Governance Amendments (Sen. H. Stephenson)
S.B. 242 Special Education Intensive Needs Fund Amendments
(Sen. L. Fillmore)

Transportation, Public Utilities and Technology Committee
S.B. 236 Utah Communications Authority Governance
Amendments (Sen. K. Van Tassell)

Kevin T. Van Tassell
Rules Committee Chair

Report filed. On motion of Senator Henderson, the committee report was adopted.
THIRD READING CALENDAR

On motion of Senator Bramble, the circle was removed from 3rd Sub. H.B. 17, ASSESSMENT AREA FORECLOSURE AMENDMENTS, and it was before the Senate. 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

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3rd Sub. H.B. 17, as substituted, was returned to the House for further consideration.

SECOND READING CALENDAR

S.J.R. 14. JOINT RESOLUTION ON TEACHER LICENSURE STANDARDS FOR THE TWENTY-FIRST CENTURY, was read the second time.

Senator Fillmore proposed the following amendment:

1. Page 2, Lines 51 through 53:

51 delineating the roles of and expectations between university or college teacher preparation

52 programs, { student teachers } teacher candidates , and school districts, including provisions related to teachers who

53 supervise student teachers.

Senator Fillmore’s motion to amend passed on a voice vote. Senator Fillmore explained the bill. Senator Stephenson commented. The bill passed second reading on the following roll call:
Yeas, 16; Nays, 5; Absent or not voting, 8.

**Voting in the affirmative were:** Senators

Bramble       Christensen       Dayton       Fillmore
Harper        Henderson         Jackson      Jenkins
Madsen        Millner          Shiozawa    Stephenson
Thatcher      Urquhart        Vickers      Weiler

**Voting in the negative were:** Senators

Dabakis       Davis            Escamilla   Iwamoto
Mayne

**Absent or not voting were:** Senators

Adams         Hillyard        Hinkins     Knudson
Okerlund      Stevenson       Van Tassell Niederhauser

***

On motion of Senator Stephenson, the circle was removed from **S.B. 139, BOARD OF EDUCATION APPROVAL AMENDMENTS**, and it was before the Senate. Senator Stephenson 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

Bramble       Christensen       Dabakis     Davis
Dayton        Escamilla        Fillmore    Harper
Henderson     Iwamoto          Jackson     Jenkins
Madsen        Mayne            Millner     Shiozawa
Stephenson    Thatcher         Vickers     Weiler

**Absent or not voting were:** Senators

Adams         Hillyard        Hinkins     Knudson
Okerlund      Stevenson       Van Tassell Niederhauser

***

On motion of Senator Dayton, **S.B. 161, HIGHWAY SIGNAGE AMENDMENTS**, was read the second time and circled.

***

1st Sub. S.B. 111, GUARDIANSHIP – RIGHT OF ASSOCIATION, was read the second time. Senator Weiler 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
Bramble Christensen Dabakis Davis
Dayton Escamilla Fillmore Harper
Henderson Iwamoto Jackson Jenkins
Madsen Mayne Millner Shiozawa
Stephenson Thatcher Vickers Weiler

Absent or not voting were: Senators
Adams Hillyard Hinkins Knudson
Okerlund Stevenson Urquhart Van Tassell
Niederhauser

* * *

S.B. 155, INDIGENT DEFENSE COMMISSION, was read the second time. Senator Weiler explained the bill.

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

2nd Sub. S.B. 155 Indigent Defense Commission (T. Weiler)

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
Bramble Christensen Davis Dayton
Fillmore Harper Henderson Hillyard
Iwamoto Jenkins Knudson Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Van Tassell Vickers
Weiler

Absent or not voting were: Senators
Adams Dabakis Escamilla Hinkins
Jackson Madsen Urquhart Niederhauser

* * *

1st Sub. S.B. 169, OLENE WALKER HOUSING LOAN FUND AMENDMENTS, was read the second time. Senator Weiler explained the bill.
Senators Okerlund, Mayne, and Jenkins 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

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**S.B. 88, REAUTHORIZATION OF ADMINISTRATIVE RULES,** was read the second time. Senator Stephenson explained the bill.

Senator Henderson proposed the following amendment:

1. Page 1, Line 26:

   26 {→ ¬} R307–230, Environmental Quality, Air Quality, NOx Emission Limits for Natural

2. Page 2, Lines 28 through 31:


Senator Henderson’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, 4; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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Voting in the negative were: Senators
Dabakis  Davis  Escamilla  Mayne

Absent or not voting were: Senators
Hinkins  Iwamoto  Niederhauser

* * *

S.B. 159, SEVERANCE TAX EXEMPTION EXTENSION, was read the second time. Senator Van Tassell explained the bill. Senator Hillyard commented. 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  Davis
Dayton  Escamilla  Fillmore  Harper
Henderson  Hillyard  Jackson  Jenkins
Knudson  Mayne  Okerlund  Stephenson
Stevenson  Thatcher  Urquhart  Van Tassell
Vickers  Weiler

Voting in the negative was: Senator
Dabakis

Absent or not voting were: Senators
Hinkins  Iwamoto  Madsen  Millner
Shiozawa  Niederhauser

* * *

S.B. 160, FEDERAL FUNDS BUDGET RESERVE ACCOUNT, was read the second time. Senator Harper explained the bill. Senators Hillyard, Jenkins, Davis, and Henderson commented. The bill failed second reading on the following roll call:

Yeas, 14; Nays, 10; Absent or not voting, 5.
Voting in the affirmative were: Senators
Adams  Bramble  Dayton  Fillmore
Harper  Henderson  Jenkins  Madsen
Millner  Okerlund  Shiozawa  Thatcher
Vickers  Weiler

Voting in the negative were: Senators
Christensen  Dabakis  Davis  Hillyard
Jackson  Knudson  Mayne  Stephenson
Stevenson  Van Tassell

Absent or not voting were: Senators
Escamilla  Hinkins  Iwamoto  Urquhart
Niederhauser

The bill was filed.

** * **

1st Sub. S.B. 156, STATE FACILITIES AMENDMENTS, was read the second time. Senator Harper explained the bill. Senators Hillyard 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
Bramble  Christensen  Dabakis  Davis
Dayton  Fillmore  Harper  Henderson
Hillyard  Iwamoto  Jackson  Jenkins
Knudson  Madsen  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Thatcher  Urquhart  Van Tassell  Vickers
Weiler

Absent or not voting were: Senators
Adams  Escamilla  Hinkins  Niederhauser

** * **

1st Sub. S.B. 172, UTAH STATE DEVELOPMENTAL CENTER AMENDMENTS, was read the second time. Senator Dayton explained the bill. Senator Davis 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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**Absent or not voting were:** Senators

| Escamilla | Hinkins  | Madsen   | Niederhauser |

***

On motion of Senator Van Tassell, the Senate voted to lift **S.B. 238, SAFETY NET INITIATIVE AMENDMENTS**, from the Economic Development and Workforce Services Committee and referred it to the Business and Labor Committee.

***

On motion of Senator Stephenson, **S.B. 163, KINDERGARTEN AGE EXCEPTION AMENDMENTS**, was read the second time and circled.

***

On motion of Senator Stephenson, **S.B. 165, PUBLIC EDUCATION APPOINTMENT AND HIRING**, was read the second time and circled.

***

**S.B. 173, STATE FAIR PARK REVISIONS**, was read the second time. Senator Van Tassell explained the bill. Senator Escamilla 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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On motion of Senator Thatcher, S.B. 94, LAW ENFORCEMENT USE OF BODY CAMERAS, was read the second time and circled.

1st Sub. S.B. 113, SUBJECTING A MINOR TO SEXUAL MATERIAL, was read the second time. Senator Weiler explained the bill.

Senator Weiler proposed the following amendment:

1. Page 1, Line 13:

   provides that if the defendant in specified offenses exposes a victim who is younger than 18 years of age to

2. Page 2, Line 31:

   exposed a victim who is younger than 18 years of age to pornography.

Senator Weiler’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

Bramble Christensen Dabakis Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Iwamoto Jackson
Jenkins Knudson Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Urquhart Van Tassell Vickers
Weiler

Absent or not voting were: Senators

Adams Hinkins Madsen Niederhauser
S.B. 158, JUVENILE COURT AND CHILD ABUSE AMENDMENTS, was read the second time. 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

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**Absent or not voting were:** Senators

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On motion of Senator Millner, **S.B. 166, UTAH SCIENCE, TECHNOLOGY, AND RESEARCH MODIFICATIONS,** was read the second time and circled.

***

On motion of Senator Stephenson, **1st Sub S.B. 176, OFFICE OF THE STATE BOARD OF EDUCATION EMPLOYMENT AMENDMENTS,** was read the second time and circled.

***

S.B. 191, SCHOOL TURNAROUND AND LEADERSHIP DEVELOPMENT ACT AMENDMENTS, was read the second time. Senator Millner 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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***
Knudson      Mayne      Millner      Okerlund
Shiozawa     Stephenson    Stevenson     Thatcher
Urquhart      Van Tassell    Vickers     Weiler

Absent or not voting were: Senators
Adams         Hinkins      Iwamoto      Madsen
Niederhauser

* * *

On motion of Senator Okerlund, the Senate recessed at 4:00 p.m.

EVENING SESSION

The Senate reassembled at 6:25 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 29, 2016

The House passed, **S.B. 64**, SPECIAL GROUP LICENSE PLATE MODIFICATIONS, by Senator L. Escamilla, 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 29, 2016

The House passed, as substituted, **1st Sub. H.B. 61**, CORPORATE FRANCHISE AND INCOME TAX CHANGES, by Representative J. Knotwell, and it is transmitted for consideration; and

The House passed, as substituted, **2nd Sub. H.B. 305**, WATER RIGHTS AND RESOURCES AMENDMENTS, by Representative J. Briscoe, and it is transmitted for consideration; and

The House passed, as substituted, **3rd Sub. H.B. 310**, TAX CREDIT REVIEW AMENDMENTS, by Representative J. Peterson, and it is transmitted for consideration; and

The House passed, as substituted, **2nd Sub. H.B. 317**, OFFENSES AGAINST THE PERSON AMENDMENTS, by Representative V. L. Snow, and it is transmitted for consideration; and
The House passed, as substituted, **1st Sub. H.B. 322**, STATE BUILDING DESIGNATION, by Representative S. Duckworth, and it is transmitted for consideration; and

The House passed, as substituted, **2nd Sub. H.B. 325**, OFFICE OF REHABILITATION SERVICES AMENDMENTS, by Representative N. Thurston, and it is transmitted for consideration; and

The House passed, as amended, **1st Sub. H.B. 329**, FEDERAL FUNDS PROCEDURES ACT AMENDMENTS, by Representative J. Fawson, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 354**, DRIVER EDUCATION FUNDING AMENDMENTS, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed **H.B. 390**, LAW ENFORCEMENT TRACKING AMENDMENTS, by Representative E. Hutchings, 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, 2016

Sandy D. Tenney, Chief Clerk
The bill was placed at the top of the Third Reading Calendar.

Mr. President: February 26, 2016
The Joint Conference Committee comprised of Senators M. Dayton, D. Hinkins, and J. Iwamoto, and Representatives K. Grover, M. McKell, and Brad King, recommends **1st Sub. S.B. 23**, WATER LAW – PROTECTED PURCHASER AMENDMENTS, by Senator M. Dayton, be replaced and
favorably recommends 2nd Sub. S.B. 23, WATER LAW – PROTECTED PURCHASER AMENDMENTS.

Sen. Margaret Dayton and Rep. Keith Glover, Chairs

On motion of Senator Iwamoto, the Senate voted to adopt the Joint Conference Committee report.

THIRD READING CALENDAR

2nd Sub. S.B. 23, WATER LAW – PROTECTED PURCHASER AMENDMENTS, was before the Senate.

On motion of Senator Okerlund, the bill was circled.

SECOND READING CALENDAR

S.B. 185, LABOR REMEDY AMENDMENTS, was read the second time. Senator Iwamoto explained the bill. Senator Weiler 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
Adams    Bramble    Christensen    Dabakis
Davis    Escamilla    Fillmore    Harper
Henderson    Hillyard    Iwamoto    Jackson
Jenkins    Knudson    Madsen    Mayne
Okerlund    Shiozawa    Stevenson    Thatcher
Urquhart    Van Tassell    Vickers    Weiler
Niederhauser

Voting in the negative was: Senator
Millner

Absent or not voting were: Senators
Dayton    Hinkins    Stephenson

* * *

On motion of Senator Weiler, the circle was removed from S.B. 121, ELECTRIC ASSISTED BICYCLE AMENDMENTS, and it was before the Senate.
On motion of Senator Weiler, the following substitute bill replaced the original bill:

**1st Sub. S.B. 121 Electric Assisted Bicycle Amendments** (T. Weiler)

Senator Weiler explained the bill. Senator Jenkins 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

| Dayton  | Jenkins | Vickers |

**Absent or not voting were:** Senators

| Hinkins | Stephenson | Urquhart | Niederhauser |

* * *

On motion of Senator Millner, the circle was removed from **S.B. 166, UTAH SCIENCE, TECHNOLOGY, AND RESEARCH MODIFICATIONS**, and it was before the Senate. Senator Millner explained the bill. Senator Mayne 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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Absent or not voting were: Senators
Dayton  Hinkins  Stephenson  Niederhauser

* * *

On motion of Senator Davis, 1st Sub. S.B. 186, AIR QUALITY INCENTIVES, was read the second time and circled.

* * *

S.B. 177, NIGHTTIME HIGHWAY CONSTRUCTION NOISE AMENDMENTS, 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  Dabakis
Davis  Dayton  Escamilla  Fillmore
Harper  Henderson  Hillyard  Iwamoto
Jackson  Jenkins  Knudson  Madsen
Mayne  Okerlund  Shiozawa  Stephenson
Stevenson  Thatcher  Van Tassell  Vickers
Weiler

Absent or not voting were: Senators
Hinkins  Millner  Urquhart  Niederhauser

* * *

On motion of Senator Adams, the circle was removed from S.B. 161, HIGHWAY SIGNAGE AMENDMENTS, and it was before the Senate. Senator Adams explained the bill.

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

1st Sub. S.B. 161 Highway Signage Amendments (J. S. Adams)

Senator Adams proposed the following amendment:

1. Page 11, Line 320:

320 (5) (a) If the department is granted a judgment, the department is entitled to have any
2. Page 11, Lines 323 through 331:

323 { (a)− } (i) the costs and expenses incurred in removing the sign; [and]
324 { (b)− } (ii) except as provided in Subsection (5) { (c)− } (a)(iii) :
325 { (i)− } (A) $500 for each day the sign was maintained following the expiration of 10 days after
326 notice of agency action was filed and served under Section 63G−4−201;
327 { (ii)− } (B) $750 for each day the sign was maintained following the expiration of 40 days after
328 notice of agency action was filed and served under Section 63G−4−201;
329 { (iii)− } (C) $1,000 for each day the sign was maintained following the expiration of 70 days
330 after notice of agency action was filed and served under Section 63G−4−201; and
331 { (iv)− } (D) $1,500 for each day the sign was maintained following the expiration of 100 days

3. Page 11, Line 333 through Page 12, Line 342:

333 { (c)− } (iii) if a person, firm or corporation was previously served with a notice of agency
334 action for unlawful outdoor advertising:
335 { (i)− } (A) $500 for each day the sign was maintained beginning the day after the notice of
336 agency action was filed and served under Section 63G−4−201;
337 { (ii)− } (B) $750 for each day the sign was maintained following the expiration of 30 days after
338 the notice of agency action was filed and served under Section 63G−4−201;
339 { (iii)− } (C) $1,000 for each day the sign was maintained following the expiration of 60 days
340 after the notice of agency action was filed and served under Section 63G−4−201; and
$1,500 for each day the sign was maintained following the expiration of 90 days

(b) Notwithstanding Subsection (5)(a)(iii), the department has the discretion to either collect the amounts described in Subsection (5)(a)(iii) or collect the amount of profit the responsible person, firm, or corporation received while maintaining the unlawful outdoor advertising.

Senator Adams’ motion to amend passed on a voice vote. 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
Davis Dayton Escamilla Fillmore
Harper Henderson Hillyard Iwamoto
Jackson Jenkins Knudson Madsen
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Van Tassell
Weiler

Voting in the negative was: Senator
Vickers

Absent or not voting were: Senators
Hinkins Urquhart Niederhauser

* * *

On motion of Senator Stephenson, the circle was removed from S.B. 163, KINDERGARTEN AGE EXCEPTION AMENDMENTS, and it was before the Senate. Senator Stephenson explained the bill. The bill passed on the following roll call:

Yeas, 22; Nays, 5; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams Bramble Christensen Davis
Dayton Fillmore Harper Henderson
Hillyard Jackson Jenkins Knudson
Voting in the negative were: Senators
Dabakis  Escamilla  Iwamoto  Shiozawa
Vickers

Absent or not voting were: Senators
Hinkins  Niederhauser

* * *

On motion of Senator Stephenson, the circle was removed from S.B. 165, PUBLIC EDUCATION APPOINTMENT AND HIRING, and it was before the Senate. Senator Stephenson explained the bill. Senators Vickers and Mayne 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  Bramble  Christensen  Dayton
Fillmore  Harper  Henderson  Hillyard
Jackson  Knudson  Madsen  Millner
Okerlund  Stephenson  Thatcher  Van Tassell
Weiler

Voting in the negative were: Senators
Dabakis  Davis  Escamilla  Iwamoto
Jenkins  Mayne  Shiozawa  Vickers

Absent or not voting were: Senators
Hinkins  Stevenson  Urquhart  Niederhauser

* * *

On motion of Senator Escamilla, the Senate voted to reconsider its action on S.B. 125, AFTER−SCHOOL PROGRAMS AMENDMENTS. The bill was placed at the top of the Second Reading Calendar.

* * *

S.B. 125, AFTER−SCHOOL PROGRAMS AMENDMENTS, was before the Senate.
On motion of Senator Escamilla, the bill was circled.

***

On motion of Senator Dayton, **S.B. 234**, PROTECTING UNBORN CHILDREN AMENDMENTS, will be considered Friday, March 4, 2016 at 3:30 p.m.

***

1st Sub. **S.B. 193**, UTAH COMMUNICATIONS AUTHORITY ACT AMENDMENTS, was read the second time.

Senator Harper proposed the following amendment:

1. Page 22, Lines 652 through 654:

   652 (iii) any other service line, including voice over Internet protocol, that allows a user to

   653 make calls to and receive calls from the public switched telecommunications network,

   654 including a commercial mobile radio service network.

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, 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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<td>Vickers</td>
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On motion of Senator Harper, **S.B. 77**, MEDICAID EXPANSION PROPOSAL, was read the second time and circled.
1st Sub. S.B. 187, RECLASSIFICATION OF MISDEMEANORS, was read the second time. Senator Thatcher explained the bill.

Senator Thatcher proposed the following amendment:

1. Page 2, Lines 29 through 32:

   \[
   \text{Page 2, Lines 29 through 32:}
   \]

   \[
   29 \text{ [32B–4–410, as last amended by Laws of Utah 2015, Chapter 165}
   \]

   \[
   30 \text{ 32B–4–419, as enacted by Laws of Utah 2010, Chapter 276}
   \]

   \[
   31 \text{ 32B–4–421, as enacted by Laws of Utah 2010, Chapter 276}
   \]

   \[
   32 \text{ 32B–4–422, as last amended by Laws of Utah 2011, Chapter 307–]}
   \]

2. Page 10, Line 281 through Page 13, Line 369:

   \[
   \text{Page 10, Line 281 through Page 13, Line 369:}
   \]

   \[
   281 \text{ [Section 9. Section 32B–4–410 is amended to read:}
   \]

   \[
   282 \text{ 32B–4–410. Unlawful admittance or attempt to gain admittance by minor.}
   \]

   \[
   283 \text{ (1) It is unlawful for a minor to gain admittance or attempt to gain admittance to the}
   \]

   \[
   284 \text{ premises of:}
   \]

   \[
   285 \text{ (a) a tavern; or}
   \]

   \[
   286 \text{ (b) a social club licensee, except to the extent authorized by}
   \]

   \[
   287 \text{ Section 32B–6–406.1.}
   \]

   \[
   288 \text{ (2) A minor who violates this section is guilty of [a class C misdemeanor] an}
   \]

   \[
   289 \text{ infraction.}
   \]

   \[
   290 \text{ (3) (a) If a minor is found by a court to have violated this section and the violation is}
   \]

   \[
   291 \text{ the minor’s first violation of this section, the court may:}
   \]

   \[
   292 \text{ (i) order the minor to complete a screening as defined in Section 41–6a–501;}
   \]

   \[
   293 \text{ (ii) order the minor to complete an assessment as defined in}
   \]

   \[
   294 \text{ Section 41–6a–501 if the}
screening indicates an assessment to be appropriate; and

(iii) order the minor to complete an educational series as defined in Section 41–6a–501

or substance abuse treatment as indicated by an assessment.

(b) If a minor is found by a court to have violated this section and the violation is the minor's second or subsequent violation of this section, the court shall:

(i) order the minor to complete a screening as defined in Section 41–6a–501;

(ii) order the minor to complete an assessment as defined in Section 41–6a–501 if the screening indicates an assessment to be appropriate; and

(iii) order the minor to complete an educational series as defined in Section 41–6a–501 or substance abuse treatment as indicated by an assessment.

(4) (a) When a minor who is at least 18 years old, but younger than 21 years old, is found by a court to have violated this section, except as provided in Section 32B–4–411, the court hearing the case shall suspend the minor's driving privileges under Section 53–3–219.

(b) Notwithstanding the provision in Subsection (4)(a), the court may reduce the suspension period required under Section 53–3–219 if:

(i) the violation is the minor's first violation of this section; and

(ii) (A) the minor completes an educational series as defined in Section 41–6a–501; or

(B) the minor demonstrates substantial progress in substance abuse treatment.

(c) Notwithstanding the requirement in Subsection (4)(a) and in accordance with the requirements of Section 53–3–219, the court may reduce the suspension period required under
(i) the violation is the minor’s second or subsequent violation of this section;
(ii) the minor has completed an educational series as defined in Section 41–6a–501 or demonstrated substantial progress in substance abuse treatment; and
(iii) (A) the person is 18 years of age or older and provides a sworn statement to the court that the person has not unlawfully consumed alcohol or drugs for at least a one-year consecutive period during the suspension period imposed under Subsection (4)(a); or
(B) the person is under 18 years of age and has the person’s parent or legal guardian provide an affidavit or sworn statement to the court certifying that to the parent or legal guardian’s knowledge the person has not unlawfully consumed alcohol or drugs for at least a one-year consecutive period during the suspension period imposed under Subsection (4)(a).
(5) When a minor who is at least 13 years old, but younger than 18 years old, is found by a court to have violated this section, Section 78A–6–606 applies to the violation.
(6) When a court issues an order suspending a person’s driving privileges for a violation of this section, the Driver License Division shall suspend the person’s license under Section 53–3–219.
(7) When the Department of Public Safety receives the arrest or conviction record of a person for a driving offense committed while the person’s license is suspended pursuant to this
331 section, the Department of Public Safety shall extend the
332 period of time.

333 Section 10. Section 32B-419 is amended to read:

334 32B-419. Unlawful permitting of intoxication.

335 (1) A person may not permit another person to become
336 intoxicated or an intoxicated
337 person to consume an alcoholic product in:

338 (a) premises of which the person is the owner, tenant, or
339 occupant; or

340 (b) a chartered bus or limousine of which the person is the owner
341 or operator.

342 (2) A violation of Subsection (1) is an infraction.

343 Section 11. Section 32B-421 is amended to read:

344 32B-421. Unlawful consumption in public place.

345 (1) A person may not consume liquor in a public building, park,
346 or stadium, except as
347 provided by this title.

348 (2) A violation of this section is an infraction.

349 Section 12. Section 32B-422 is amended to read:

350 32B-422. Unlawful dispensing.

351 (1) For purposes of this section:

352 (a) "Primary spirituous liquor" means the main distilled spirit in
353 a beverage.

354 (b) "Primary spirituous liquor" does not include a secondary
355 alcoholic product used as
356 a flavoring in conjunction with the primary distilled spirit in a
357 beverage.

358 (2) A retail licensee licensed under this title to sell, offer for
359 sale, or furnish spirituous
liquor for consumption on the licensed premises, or staff of the retail licensee may not:

(a) sell, offer for sale, or furnish a primary spirituous liquor to a person on the licensed premises except in a quantity that does not exceed 1.5 ounces per beverage dispensed through a calibrated metered dispensing system approved by the department;

(b) sell, offer for sale, or furnish more than a total of 2.5 ounces of spirituous liquor per beverage;

(c) allow a person on the licensed premises to have more than a total of 2.5 ounces of spirituous liquor at a time;

(d) (i) except as provided in Subsection (2)(d)(ii), allow a person to have more than two spirituous liquor beverages at a time; or

(ii) allow a person on the premises of the following to have more than one spirituous liquor beverage at a time:

(A) a full-service restaurant licensee;

(B) a person operating under a full-service restaurant sublicense;

(C) an on-premise banquet licensee;

(D) a person operating under an on-premise banquet sublicense; or

(E) a single event permittee.

(3) A violation of this section is [a class C misdemeanor] an infraction.}

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

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Jenkins  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Thatcher
Vickers  Weiler

Absent or not voting were: Senators
Davis  Hinkins  Madsen  Stevenson
Urquhart  Van Tassell  Niederhauser

* * *

On motion of Senator Okerlund, **S.B. 189**, DEATH PENALTY AMENDMENTS, was read the second time and circled.

* * *

**S.B. 164**, LOCAL GOVERNMENT MODIFICATIONS, was read the second time.

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

1st Sub. S.B. 164 Local Government Modifications (D. Henderson)

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  Escamilla  Fillmore
Harper  Henderson  Hillyard  Iwamoto
Jackson  Jenkins  Knudson  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Thatcher  Van Tassell  Vickers  Weiler

Absent or not voting were: Senators
Hinkins  Madsen  Stevenson  Urquhart
Niederhauser

* * *

On motion of Senator Hillyard, **S.B. 180**, OPTIONAL TAX INCREASE AMENDMENTS, was read the second time and circled.
1st Sub. S.B. 182, SALES AND USE TAX REVISIONS, was read the second time. Senator Harper 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

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On motion of Senator Bramble, the circle was removed from 1st Sub. S.B. 186, AIR QUALITY INCENTIVES, and it was before the Senate. Senator Bramble explained the bill. 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

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1st Sub. S.B. 197, RESALE OF PROCUREMENT ITEM AMENDMENTS, was read the second time. Senator Mayne explained the bill. Senator Jenkins 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   Escamilla  Fillmore
Harper  Henderson Iwamoto  Jackson
Jenkins Knudson  Mayne    Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Van Tassell Vickers  Weiler
Niederhauser

Absent or not voting were: Senators
Hillyard  Hinkins  Madsen  Urquhart

* * *

1st Sub. S.B. 143, COMPETENCY–BASED LEARNING AMENDMENTS, was read the second time. Senator Stephenson explained the bill. 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
Adams  Bramble  Christensen  Dabakis
Davis   Dayton   Escamilla  Fillmore
Harper  Hillyard Iwamoto  Jackson
Jenkins Knudson  Mayne    Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Urquhart Van Tassell Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Henderson  Hinkins  Madsen

* * *

On motion of Senator Okerlund, and at 8:08 p.m., the Senate adjourned until 10:00 a.m., Tuesday, March 1, 2016.
THIRTY–SIXTH DAY
MORNING SESSION
March 1, 2016

The Senate was called to order at 10:07 a.m., with President Pro Tem Wayne Harper presiding.

**Prayer** – Senator Lincoln Fillmore
**Pledge of Allegiance** – Senator Luz Escamilla
**Roll Call** – All Senators present

**READING OF TITLES OF BILLS AND RESOLUTIONS**
(Please refer to Day 1, Page 86)

The Navy Band Brass Quintet performed the National Anthem for the Senate.

**COMMUNICATIONS FROM THE HOUSE**

Mr. President: March 1, 2016

The House passed, as substituted, **2nd Sub. H.B. 251**, POST–EMPLOYMENT RESTRICTIONS AMENDMENTS, by Representative M. Schultz, et al, 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.

**STANDING COMMITTEE REPORTS**

Mr. President: February 29, 2016

The Retirement and Independent Entities Committee reports a favorable recommendation on **1st Sub. H.B. 290**, CAMPAIGN FINANCE REFORM AMENDMENTS, by Representative R. Spendlove.

Todd Weiler, Chair

Mr. President: February 29, 2016

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **H.B. 114**, CONTROLLED SUBSTANCE REPORTING, by Representative R. Ward; and
The Judiciary, Law Enforcement, and Criminal Justice Committee recommends **S.B. 213**, SMALL CLAIMS COURT AMENDMENTS, by Senator T. Weiler, be replaced and favorably recommends **1st Sub. S.B. 213**, SMALL CLAIMS COURT AMENDMENTS; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **S.B. 215**, MOTOR VEHICLE INSURANCE AMENDMENTS, by Senator S. Urquhart; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **S.B. 220**, NON-JUDICIAL FORECLOSURE AMENDMENTS, by Senator W. Harper, with the following amendments:

1. Page 9, Lines 260 through 262:

   260 (c) No [other] notice of the postponed sale in addition to the notice described in

   261 Subsection (2)(b) is required, unless the postponement [exceeds 45 days. In that event,] is for

   262 longer than {three months} 45 days after the date designated in the original notice of sale. ; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **S.B. 221**, CAPITOL PROTOCOL AMENDMENTS, by Senator M. Madsen.

Mark B. Madsen, Chair

Mr. President: February 29, 2016

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 97**, CHILDREN WITH CANCER SPECIAL LICENSE PLATE, by Representative R. Edwards; and

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 209**, PUBLIC TRANSIT DISTRICT BOARD COUNTY APPOINTMENT AMENDMENTS, by Representative Johnny Anderson; and

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 227**, ELECTRONIC DRIVER LICENSE AMENDMENTS, by Representative C. Hall; and

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 241**, COMPUTER ABUSE AND DATA RECOVERY ACT, by Representative R. Chavez-Houck, et al; and
The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on 1st Sub. H.B. 280, AUTONOMOUS VEHICLE STUDY, by Representative R. Spendlove; and

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on 1st Sub. H.B. 283, PUBLIC UTILITY EASEMENT AMENDMENTS, by Representative M. Nelson.

Alvin B. Jackson, Chair

Mr. President: February 29, 2016

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on H.B. 169, LITTLE SAHARA STATE PARK DESIGNATION, by Representative S. Eliason, with the following amendments:

1. Page 2, Line 46
   House Committee Amendments 2–17–2016:
   
   46 (ii) all {current} grazing allotments shall be maintained [in their existing form] ; and ; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on 1st Sub. H.B. 287, COMMISSION FOR THE STEWARDSHIP OF PUBLIC LANDS AND PRIVATE DONATIONS FOR PUBLIC LANDS LITIGATION, by Representative K. Christofferson; and

The Natural Resources, Agriculture, and Environment Committee recommends H.B. 347, LOCAL AND SPECIAL SERVICE DISTRICT AMENDMENTS, by Representative S. Handy, be replaced and favorably recommends 1st Sub. H.B. 347, LOCAL AND SPECIAL SERVICE DISTRICT AMENDMENTS; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on S.B. 231, WASTE MANAGEMENT AMENDMENTS, by Senator J. S. Adams.

Scott K. Jenkins, Chair

On motion of Senator Henderson, the committee reports were adopted. The bills were placed on Second Reading Calendar.

STANDING COMMITTEE REPORTS

Mr. President: February 29, 2016

The Judiciary, Law Enforcement, and Criminal Justice Committee recommends S.B. 206, COHABITANT ABUSE PROCEDURES ACT
REVISIONS, by Senator L. Hillyard, be replaced and favorably recommends
1st Sub. S.B. 206, COHABITANT ABUSE PROCEDURES ACT REVISIONS
and that 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. 218, DEPARTMENT OF CORRECTIONS
AMENDMENTS, by Senator L. Fillmore, with the following amendments and
recommends it be considered read for the second time and placed on the Consent
Calendar.

1. Page 1, Line 13:

13  repeals language regarding work release programs
including reference to trusty status;

2. Page 2, Line 31:

31  64–13–30, as last amended by Laws of Utah 2010, Chapter 386
REPEALS:
64–13–14.6, as last amended by Laws of Utah 2004, Chapter 274

3. Page 9, Line 254:

254  is confidential.
Section 7. Repealer.
This bill repeals:
Section 64–13–14.6, Inmate trusty status.

Mark B. Madsen, Chair

Mr. President: February 29, 2016

The Transportation and Public Utilities and Technology Committee reports a
favorable recommendation on H.B. 130, ELECTRIC VEHICLE
INFRASTRUCTURE 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 H.B. 314, BEDDING, UPHOLSTERED
FURNITURE, AND QUILTED CLOTHING INSPECTION ACT
AMENDMENTS, by Representative S. Handy, 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. 344, MOVE OVER AMENDMENTS, by Representative S. Eliason, and recommends it be considered read for the second time and placed on the Consent Calendar.

Alvin B. Jackson, Chair

Mr. President: February 29, 2016

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on H.B. 363, GRAZING ZONE AMENDMENTS, by Representative M. Noel, 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 1st Sub. H.J.R. 4, JOINT RESOLUTION ON WATER INFRASTRUCTURE TRANSFER, by Representative M. McKell, and recommends it be considered read for the second time and placed on the Consent Calendar.

Scott K. Jenkins, Chair

On motion of Senator Thatcher, the committee reports were adopted. The bills were considered read the second time and placed on the Consent Calendar.

INTRODUCTION OF BILLS

S.B. 246, Funding for Infrastructure Revisions (J. S. Adams), was read the first time by short title and referred to the Rules Committee.

S.B. 247, Sale of State Land Act (G. Davis), was read the first time by short title and referred to the Rules Committee.

S.B. 248, Public Notice of Unclaimed Property (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 249, Utah Small Business Jobs Act Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 250, Alcoholic Beverage Policy Amendments (J. Stevenson), was read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

On motion of Senator Bramble, H.B. 216, UTAH EDUCATIONAL SAVINGS PLAN AMENDMENTS, was read the third time and circled.
S.B. 195, HIGHWAY BRIDGE DESIGNATION AMENDMENTS, was read the third time, explained by Senator Hinkins, 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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S.B. 195 was transmitted to the House for consideration.

***

THIRD READING CALENDAR

1st Sub. S.B. 142, IMPROVEMENT DISTRICT 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

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**Absent or not voting were:** Senators

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1st Sub. S.B. 142 was transmitted to the House for consideration.
On motion of Senator Mayne, 2nd Sub. S.B. 150, METRO TOWNSHIP
AMENDMENTS, was read the third time and circled.

1st Sub. S.B. 131, UTAH COLLEGE OF APPLIED TECHNOLOGY
GOVERNANCE 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
Adams   Bramble   Dabakis   Davis
Dayton  Escamilla Fillmore  Harper
Henderson Hillyard Hinkins  Iwamoto
Jenkins  Madsen   Mayne    Millner
Okerlund Stephenson Stevenson Thatcher
Urquhart Van Tassell Vickers  Weiler

Absent or not voting were: Senators
Christensen Jackson Knudson Shiozawa
Niederhauser

1st Sub. S.B. 131 was transmitted to the House for consideration.

S.B. 146, WORKERS’ COMPENSATION AMENDMENTS, was read the
third time, explained by Senator Urquhart, and 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  Escamilla Fillmore  Harper
Henderson Hillyard Hinkins  Iwamoto
Jenkins  Madsen   Mayne    Millner
Stephenson Thatcher Urquhart  Van Tassell
Vickers  Weiler

Absent or not voting were: Senators
Christensen Jackson Knudson Okerlund
Shiozawa Stevenson Niederhauser
S.B. 146 was transmitted to the House for consideration.

***

1st Sub. S.B. 149, SCHOOL GRADING MODIFICATIONS, was read the third time and explained by Senator Millner. Senators Jenkins, Stephenson, and Fillmore commented and the bill passed on the following roll call:

Yeas, 19; Nays, 6; Absent or not voting, 4.

Voting in the affirmative were: Senators
Bramble  Dabakis  Davis  Escamilla
Fillmore  Harper  Hillyard  Hinkins
Jackson  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Stevenson  Thatcher
Van Tassell  Vickers  Weiler

Voting in the negative were: Senators
Christensen  Dayton  Henderson  Iwamoto
Jenkins  Madsen

Absent or not voting were: Senators
Adams  Knudson  Urquhart  Niederhauser

1st Sub. S.B. 149 was transmitted to the House for consideration.

***

On motion of Senator Jenkins, 1st Sub. S.B. 154, MEDICAID ACCOUNTABLE CARE ORGANIZATIONS, was read the third time and circled.

***

S.J.R. 14, JOINT RESOLUTION ON TEACHER LICENSURE STANDARDS FOR THE TWENTY–FIRST CENTURY, was read the third time and explained by Senator Fillmore.

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

1st Sub. S.J.R. 14 Joint Resolution on Teacher Licensure Standards for the Twenty–first Century (L. Fillmore)
On motion of Senator Fillmore, the bill was circled.

***

On motion of Senator Stephenson, S.B. 139, BOARD OF EDUCATION APPROVAL AMENDMENTS, was read the third time and circled.

***

1st Sub. S.B. 111, GUARDIANSHIP – RIGHT OF ASSOCIATION, 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

Bramble       Christensen   Dabakis       Davis
Dayton        Escamilla     Fillmore      Harper
Henderson     Hillyard      Hinkins       Iwamoto
Jackson       Jenkins       Knudson       Mayne
Millner       Okerlund      Shiozawa      Stephenson
Stevenson     Thatcher      Urquhart     Vickers
Weiler        Niederhauser

Absent or not voting were: Senators

Adams     Madsen     Van Tassell

1st Sub. S.B. 111 was transmitted to the House for consideration.

***

2nd Sub. S.B. 155, INDIGENT DEFENSE COMMISSION, was read the third time, explained by Senator Weiler, 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   Escamilla    Fillmore  Harper
Henderson Hillyard    Hinkins  Iwamoto
Jackson  Jenkins      Knudson  Madsen
Mayne    Millner      Shiozawa Stevenson
Thatcher Urquhart     Vickers  Weiler

Absent or not voting were: Senators

Adams   Okerlund    Stephenson Van Tassell
Niederhauser
2nd Sub. S.B. 155 was transmitted to the House for consideration.

* * *

1st Sub. S.B. 169, OLENE WALKER HOUSING LOAN FUND AMENDMENTS, was read the third time, explained by Senator Weiler, 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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**Voting in the negative was:** Senator

Madsen

**Absent or not voting were:** Senators

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1st Sub. S.B. 169 was transmitted to the House for consideration.

* * *

S.B. 88, REAUTHORIZATION OF ADMINISTRATIVE RULES, was read the third time, explained by Senator Stephenson, and 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

Dabakis Escamilla Iwamoto Mayne
Absent or not voting were: Senators
Adams Christensen Niederhauser

S.B. 88 was transmitted to the House for consideration.

***

S.B. 159, SEVERANCE TAX EXEMPTION EXTENSION, was read the third time, explained by Senator Van Tassell, and passed on the following roll call:

YeaS, 24; NayS, 2; Absent or not voting, 3.

Voting in the affirmative were: Senators
Bramble Christensen Davis Dayton
Fillmore Harper Henderson Hillyard
Hinkins Iwamoto Jackson Jenkins
Knudson Madsen Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Van Tassell Vickers Weiler

Voting in the negative were: Senators
Dabakis Escamilla

Absent or not voting were: Senators
Adams Urquhart Niederhauser

S.B. 159 was transmitted to the House for consideration.

***

On motion of Senator Fillmore, the circle was removed from 1st Sub. S.J.R. 14, JOINT RESOLUTION ON TEACHER LICENSURE STANDARDS FOR THE TWENTY−FIRST CENTURY, and it was before the Senate. Senator Fillmore 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 Dayton Escamilla Fillmore
Harper Henderson Hillyard Hinkins
Iwamoto Jackson Jenkins Knudson
Madsen Mayne Millner Okerlund
Stephenson Stevenson Thatcher Van Tassell
Vickers Weiler
Absent or not voting were: Senators
Shiozawa Urquhart Niederhauser

1st Sub. S.J.R. 14 was transmitted to the House for consideration.

* * *

On motion of Senator Stephenson, the circle was removed from S.B. 139, BOARD OF EDUCATION APPROVAL AMENDMENTS, and it was before the Senate. Senator Stephenson explained the bill. Senator Hillyard 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 Escamilla Fillmore
Harper Henderson Hillyard Hinkins
Iwamoto Jackson Jenkins Knudson
Madsen Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Urquhart Van Tassell Vickers

Absent or not voting were: Senators
Weiler Niederhauser

S.B. 139 was transmitted to the House for consideration.

* * *

On motion of Senator Dayton, 1st Sub. S.B. 156, STATE FACILITIES AMENDMENTS, was read the third time and circled.

* * *

On motion of Senator Dayton, the circle was removed from 2nd Sub. S.B. 23, WATER LAW – PROTECTED PURCHASER AMENDMENTS, 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 Dabakis
Dayton Escamilla Fillmore Harper
Absent or not voting were: Senators

Davis Weiler Niederhauser

2nd Sub. S.B. 23 was transmitted to the House for the signature of the Speaker.

* * *

1st Sub. S.B. 172, UTAH STATE DEVELOPMENTAL CENTER 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 Escamilla Fillmore
Harper Henderson Hinkins Iwamoto
Jackson Jenkins Knudson Madsen
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Urquhart
Van Tassell Vickers

Absent or not voting were: Senators

Hillyard Weiler Niederhauser

1st Sub. S.B. 172 was transmitted to the House for consideration.

* * *

S.B. 173, STATE FAIR PARK REVISIONS, was read the third time and explained by Senator Van Tassell.

Senator Escamilla proposed the following amendment:

1. Page 8, Lines 227 through 229:

227 (f) one member, appointed by the mayor of Salt Lake City with the consent of the
228 Senate, who represents an organization created for the purpose of advocating for and promoting improvements to is a resident of the neighborhood located adjacent to the state fair park;

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

Senator Van Tassell proposed a verbal amendment as follows:

1. Page 6, Line 176: After “(a)” insert “(i)”

Senator Van Tassell’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 Escamilla Fillmore
Harper Henderson Hillyard Hinkins
Iwamoto Jackson Jenkins Knudson
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Urquhart
Van Tassell Vickers

**Absent or not voting were:** Senators

Madsen Weiler Niederhauser

S.B. 173 was transmitted to the House for consideration.

***

Senator Dabakis made the motion to place S.B. 170, INDIGENOUS PEOPLES DAY, on the Time Certain Calendar. The motion failed on a voice vote.

***

On motion of Senator Christensen, 1st Sub. S.B. 113, SUBJECTING A MINOR TO SEXUAL MATERIAL, was read the third time and circled.

***

On motion of Senator Christensen, S.B. 158, JUVENILE COURT AND CHILD ABUSE AMENDMENTS, was read the third time and circled.
S.B. 191, SCHOOL TURNAROUND AND LEADERSHIP DEVELOPMENT ACT AMENDMENTS, was read the third time, explained by Senator Millner, 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. 191 was transmitted to the House for consideration.

S.B. 185, LABOR REMEDY AMENDMENTS, was read the third time, explained by Senator Iwamoto, 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

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Absent or not voting was: Senator Christensen

S.B. 185 was transmitted to the House for consideration.

***

On motion of Senator Weiler, the Senate voted to reconsider its action on 1st Sub. S.B. 169, OLENE WALKER HOUSING LOAN FUND AMENDMENTS, for the purpose of amending.

***

On motion of Senator Harper, the circle was removed from 1st Sub. S.B. 156, STATE FACILITIES AMENDMENTS, and it was before the Senate. Senator Harper 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
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Escamilla  Fillmore
Harper  Henderson  Hillyard  Hinkins
Iwamoto  Jenkins  Knudson  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Thatcher  Urquhart  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Jackson  Madsen

1st Sub. S.B. 156 was transmitted to the House for consideration.

***

On motion of Senator Harper, the circle was removed from S.B. 158, JUVENILE COURT AND CHILD ABUSE AMENDMENTS, and it was before the Senate. Senator Harper 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
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Henderson
Absent or not voting were: Senators

Adams Bramble Jackson Madsen

S.B. 158 was transmitted to the House for consideration.

* * *

1st Sub. S.B. 169, OLENE WALKER HOUSING LOAN FUND AMENDMENTS, was before the Senate.

On motion of Senator Weiler, the bill was circled.

* * *

On motion of Senator Weiler, the circle was removed from 1st Sub. S.B. 113, SUBJECTING A MINOR TO SEXUAL MATERIAL, and it was before the Senate. Senator Weiler explained the bill. Senator Jenkins commented.

On motion of Senator Weiler, the bill was circled.

* * *

1st Sub. S.B. 121, ELECTRIC ASSISTED BICYCLE AMENDMENTS, was read the third time and explained by Senator Weiler. Senators Jenkins and Fillmore commented and the bill passed on the following roll call:

Y eas, 23; Nays, 5; Absent or not voting, 1.

Voting in the affirmative were: Senators

Adams Bramble Dabakis Davis
Escamilla Fillmore Harper Henderson
Hillyard Hinkins Iwamoto Jackson
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Urquhart Weiler Niederhauser

Voting in the negative were: Senators

Christensen Dayton Jenkins Van Tassell
Vickers
Absent or not voting was: Senator Madsen

1st Sub. S.B. 121 was transmitted to the House for consideration.

***

On motion of Senator Millner, S.B. 166, UTAH SCIENCE, TECHNOLOGY, AND RESEARCH MODIFICATIONS, was read the third time and circled.

***

S.B. 177, NIGHTTIME HIGHWAY CONSTRUCTION NOISE AMENDMENTS, 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
Bramble Dabakis Davis Dayton
Escamilla Fillmore Harper Henderson
Hillyard Hinkins Iwamoto Jackson
Jenkins Knudson Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Urquhart Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Adams Christensen Madsen

S.B. 177 was transmitted to the House for consideration.

***

On motion of Senator Okerlund, 1st Sub. S.B. 161, HIGHWAY SIGNAGE AMENDMENTS, was read the third time and circled.

***

S.B. 163, KINDERGARTEN AGE EXCEPTION AMENDMENTS, was read the third time and explained by Senator Stephenson. Senators Hillyard and Henderson 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
Adams Bramble Dayton Fillmore
Harper Henderson Hillyard Jackson
Jenkins Knudson Madsen Mayne
Millner Okerlund Stephenson Stevenson
Thatcher Urquhart Van Tassell Weiler
Niederhauser

**Voting in the negative were:** Senators
Christensen Dabakis Escamilla Iwamoto
Shiozawa Vickers

**Absent or not voting were:** Senators
Davis Hinkins

S.B. 163 was transmitted to the House for consideration.

* * *

S.B. 165, PUBLIC EDUCATION APPOINTMENT AND HIRING, was read the third time, explained by Senator Stephenson, 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 Dayton
Fillmore Harper Henderson Hillyard
Jackson Jenkins Knudson Madsen
Mayne Millner Stephenson Stevenson
Thatcher Urquhart Van Tassell Weiler
Niederhauser

**Voting in the negative were:** Senators
Dabakis Escamilla Shiozawa Vickers

**Absent or not voting were:** Senators
Davis Hinkins Iwamoto Okerlund

S.B. 165 was transmitted to the House for consideration.

* * *

On motion of Senator Harper, **1st Sub. S.B. 193, UTAH COMMUNICATIONS AUTHORITY ACT AMENDMENTS**, was read the third time and circled.
1st Sub. S.B. 187, RECLASSIFICATION OF MISDEMEANORS, was read the third time and explained by Senator Thatcher. Senator Weiler 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

- Bramble
- Christensen
- Dabakis
- Dayton
- Escamilla
- Fillmore
- Harper
- Henderson
- Hilliard
- Iwamoto
- Jackson
- Jenkins
- Knudson
- Madsen
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Urquhart
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Adams
- Davis
- Hinkins

1st Sub. S.B. 187 was transmitted to the House for consideration.

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On motion of Senator Okerlund, the Senate recessed at 12:10 p.m.

**AFTERNOON SESSION**

The Senate reassembled at 2:15 p.m., with President Niederhauser presiding.

**COMMUNICATIONS FROM THE HOUSE**

Mr. President: March 1, 2016

The House passed **H.B. 196**, UNLAWFUL DETAINER REVISIONS, by Representative K. Grover, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 225**, CYBERCRIME AMENDMENTS, by Representative D. Lifferth, and it is transmitted for consideration; and

The House passed, as amended, **2nd Sub. H.B. 298**, LAWFUL COMMERCE IN ARMS, by Representative J. Fawson, and it is transmitted for consideration; and
The House passed, as amended, **H.B. 312**, PEER ASSISTANCE AND REVIEW PROGRAM AMENDMENTS, by Representative J. Briscoe, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 336**, ELECTRICIANS LICENSING AMENDMENTS, by Representative L. Christensen, and it is transmitted for consideration; and

The House passed **H.B. 355**, PEACE OFFICER SITUATIONAL TRAINING, by Representative F. Gibson, and it is transmitted for consideration; and

The House passed **H.J.R. 8**, JOINT RESOLUTION CALLING FOR A CONVENTION TO AMEND THE CONSTITUTION OF THE UNITED STATES, 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 1, 2016

The Revenue and Taxation Committee recommends **H.B. 255**, CONDOMINIUM OWNERSHIP ACT AMENDMENTS, by Representative M. Schultz, be replaced and favorably recommends 1st Sub. **H.B. 255**, CONDOMINIUM AND COMMUNITY OWNERSHIP AMENDMENTS; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 222**, PROFESSIONAL LICENSING AMENDMENTS, by Senator J. S. Adams, with the following amendments:

1. Page 2, Lines 28 through 32:

   28 (1) For purposes of this section, “distance education” means instruction that occurs at a location other than the school’s campus and includes observation of an esthetician performing licensed services.

   (2) An applicant for licensure as an esthetics school under Subsection 58–11a–302(13)

   29 and an esthetics school licensed under this chapter may offer up to 35% of its total curriculum

   30 online:

   (a) for instruction in theory; and
(b) in accordance with standards adopted by nationally recognized accrediting organizations.

(3) An applicant for licensure as an esthetics school and an esthetics school licensed under this chapter may provide distance education as approved by the division by administrative rule, which rules shall require, at a minimum that:

(a) interactions with the instructor must be validated by measureable participation, including clock hours, credit hour, or competency based criteria;

(b) all assessments that will be used for calculating a student’s grade point average must be executed while the student is physically on campus;

(c) the student shall participate in learning activities while physically present at the contracted campus at least once every 10 business days for the length of a scheduled class day as outlined in the enrollment contract;

(d) all transcripts or other documents, listing academic attainment received, must identify the distance education component; and

(e) prior to enrollment, students are provided with a disclaimer that academic achievement earned via distance education may not be accepted for reciprocity or eligible for licensure in other states.

The provisions of this section do not:

The Revenue and Taxation Committee reports a favorable recommendation on S.C.R. 18, CONCURRENT RESOLUTION DESIGNATING OFFICIAL HASHTAG FOR THE STATE OF UTAH, by Senator T. Weiler, with the following amendments:

1. Page 1, Line 15:

   designates {“#SkiUtah”–} “#VisitUtah” as the official hashtag for Utah tourism.

2. Page 1, Line 22:

   State by using the hashtags #Utah and {–#SkiUtah–} #VisitUtah ;

3. Page 1, Line 25:

   {–#SkiUtah–} #VisitUtah to see what people are saying about Utah and Utah tourism and to address other
4. Page 2, Line 31:

31 beliefs, ideals, wit, and fancies, and the followers of #Utah and { #SkiUtah } #VisitUtah are provided with an

5. Page 2, Line 36:

36 Utah and { #SkiUtah } #VisitUtah as the official hashtag for Utah tourism.

Deidre M. Henderson, Chair

Mr. President: March 1, 2016

The Economic Development and Workforce Services Committee reports a favorable recommendation on H.B. 291, WORKING FAMILIES EMPLOYMENT AMENDMENTS, by Representative R. Edwards.

Lincoln Fillmore, Chair

Mr. President: March 1, 2016

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on 3rd Sub. H.B. 110, ELECTION LAW CHANGES, by Representative C. Hall; and

The Government Operations and Political Subdivisions Committee recommends S.B. 227, PRIVATE SECURITY LICENSING BOARD AMENDMENTS, by Senator M. Dayton, be replaced and favorably recommends 1st Sub. S.B. 227, PRIVATE SECURITY LICENSING BOARD AMENDMENTS; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on S.B. 233, GOVERNMENTAL IMMUNITY ACT AMENDMENTS, by Senator C. Bramble.

Margaret Dayton, 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 1, 2016

The Revenue and Taxation Committee reports a favorable recommendation on S.B. 219, FAIR HOUSING ACT AMENDMENTS, by Senator T. Weiler, and
recommends it be considered read for the second time and placed on the Consent Calendar.

Deidre M. Henderson, Chair

Mr. President: March 1, 2016

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 285, BOARD OF EXAMINERS MEETING NOTICE AMENDMENTS, by Representative R. Chavez-Houck, 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 H.B. 359, POLITICAL SUBDIVISION ETHICS COMMISSION AMENDMENTS, 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 S.B. 228, MULTICOUNTY ASSESSING AND COLLECTING LEVY AMENDMENTS, by Senator H. Stephenson, 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.

THIRD READING CALENDAR

1st Sub. S.B. 164, LOCAL GOVERNMENT MODIFICATIONS, was read the third time, explained by Senator Henderson, 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
Adams Bramble Hillyard Madsen
Stevenson Vickers

1st Sub. S.B. 164 was transmitted to the House for consideration.

***

On motion of Senator Okerlund, 1st Sub. S.B. 182, SALES AND USE TAX REVISIONS, was read the third time and circled.

***

On motion of Senator Weiler, 1st Sub. S.B. 186, AIR QUALITY INCENTIVES, was read the third time and circled.

***

1st Sub. S.B. 197, RESALE OF PROCUREMENT ITEM AMENDMENTS, was read the third time, explained by Senator Mayne, 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 Escamilla Fillmore Harper
Henderson Hinkins Iwamoto Jackson
Jenkins Knudson Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Urquhart Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Adams Hillyard Madsen

1st Sub. S.B. 197 was transmitted to the House for consideration.

***

On motion of Senator Weiler, the circle was removed from 1st Sub. S.B. 113, SUBJECTING A MINOR TO SEXUAL MATERIAL, and it was before the Senate.
Senator Weiler proposed the following amendment:

1. Page 1, Line 15
   Senate 2nd Reading Amendments 2–29–2016:
   15 the defendant’s act as an aggravating factor in their deliberations; and
   ▶ provides definitions of pornography as the term is used in this bill.

2. Page 2, Lines 40 through 41
   Senate 2nd Reading Amendments 2–29–2016:
   40 whether the penalty for the offense is already increased by other existing provisions of law.
   (4) As used in this section, pornography includes:
   (a) child pornography, as defined in Section 76–5b–103;
   (b) material that is harmful to minors, as defined in Section 76–10–1201; and
   (c) pornographic material or performance, as defined in Section 76–10–1203.
   41 {−(4)−} (5) This section does not affect or limit any individual’s constitutional right to the

3. Page 2, Lines 44 through 45
   Senate 2nd Reading Amendments 2–29–2016:
   44 {−(5)−} (6) This section does not affect or restrict the exercise of judicial discretion under any
   45 other provision of Utah law.

Senator Weiler’s motion to amend passed on a voice vote. Senator Weiler 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
Adams       Hillyard       Madsen       Thatcher

1st Sub. S.B. 113 was transmitted to the House for consideration.

***

On motion of Senator Van Tassell, S.B. 237, IMMIGRATION AND ALIEN RELATED AMENDMENTS, was lifted from the Business and Labor Standing Committee and referred to the Revenue and Taxation Standing Committee.

***

On motion of Senator Mayne, the circle was removed from 2nd Sub. S.B. 150, METRO TOWNSHIP AMENDMENTS, and it was before the Senate. Senator Mayne explained the bill. The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Senators
Christensen   Dabakis   Davis     Dayton
Escamilla     Fillmore  Harper    Henderson
Hinkins       Iwamoto   Jackson   Jenkins
Knudson       Mayne     Millner   Shiozawa
Stephenson    Stevenson Thatcher  Urquhart
Vickers       Weiler    Niederhauser

Absent or not voting were: Senators
Adams       Bramble       Hillyard       Madsen
Okerlund    Van Tassell

2nd Sub. S.B. 150 was transmitted to the House for consideration.

***

On motion of Senator Millner, the circle was removed from S.B. 166, UTAH SCIENCE, TECHNOLOGY, AND RESEARCH MODIFICATIONS, and it was before the Senate. Senator Millner explained the bill. Senator Jenkins commented. The bill passed on the following roll call:

Yeas, 23; Nays, 1; Absent or not voting, 5.

Voting in the affirmative were: Senators
Bramble     Christensen   Dabakis   Davis
Dayton      Escamilla     Fillmore   Harper
Iwamoto  Jackson  Jenkins  Knudson  
Mayne   Millner   Okerlund   Shiozawa  
Stephenson  Stevenson  Thatcher  Urquhart  
Vickers  Weiler  Niederhauser  

Voting in the negative was: Senator  
Henderson  

Absent or not voting were: Senators  
Adams  Hillyard  Hinkins  Madsen  
Van Tassell  

S.B. 166 was transmitted to the House for consideration.  

* * *  

1st Sub. S.B. 143, COMPETENCY−BASED LEARNING AMENDMENTS, was read the third time, explained by Senator Stephenson, and passed on the following roll call:  

Yeas, 23; Nays, 2; Absent or not voting, 4.  

Voting in the affirmative were: Senators  
Bramble  Christensen  Davis  Dayton  
Fillmore  Harper  Henderson  Hillyard  
Hinkins  Iwamoto  Jackson  Jenkins  
Knudson  Mayne  Millner  Okerlund  
Shiozawa  Stevenson  Thatcher  
Urquhart  Weiler  Niederhauser  

Voting in the negative were: Senators  
Dabakis  Escamilla  

Absent or not voting were: Senators  
Adams  Madsen  Van Tassell  Vickers  

1st Sub. S.B. 143 was transmitted to the House for consideration.  

* * *  

On motion of Senator Bramble, the circle was removed from 1st Sub. S.B. 186, AIR QUALITY INCENTIVES, and it was before the Senate. Senator Bramble 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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1st Sub. S.B. 186 was transmitted to the House for consideration.

* * *

On motion of Senator Harper, the circle was removed from 1st Sub. S.B. 182, SALES AND USE TAX REVISIONS, and it was before the Senate.

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

2nd Sub. S.B. 182 Sales and Use Tax Revisions (W. Harper)

Senator Harper explained the bill. Senators Bramble, Weiler, and Henderson 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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2nd Sub. S.B. 182 was transmitted to the House for consideration.

On motion of Senator Harper, the Senate voted to include the following intent language in the Senate Journal.
INTENT LANGUAGE

Legislative findings The Commerce Clause of the United States Constitution as currently interpreted by the United States Supreme Court prohibits states from imposing sales or use tax collection obligations on out-of-state businesses unless the business has a substantial nexus with the taxing state. The legislature recognizes that the United States Supreme Court’s decision in Quill Corp. v. North Dakota, 504 U.S. 298 (1991) held that a person or entity must have a physical presence in the taxing state in order to find that a substantial nexus for sales and use tax collection purposes exists. The legislature finds that the reasoning of Quill Corp. v. North Dakota no longer applies for the reasons discussed below.

The legislature further recognizes that the Commerce Clause prohibits states from imposing a burden on interstate commerce only when it constitutes an undue burden. See, e.g. International Harvester Co. v. Department of Treasury, 322 U.S. 340 (1944).

The legislature finds that, due to the ready availability of sales and use tax collection software, it is no longer an undue burden for companies without a physical presence in Utah to accurately compute, collect and remit their sales and use tax obligations.

The legislature further finds that given the exponential expansion of online commerce and related technology, it is no longer an undue burden for the states to require remote sellers to collect sales/use tax.

The legislature further finds the sales and use tax system established under Utah law does not pose an undue burden on out-of-state retailers and provides sufficient simplification to warrant the collection and remittance of use taxes by out-of-state retailers that are due and owing to Utah and its local jurisdictions.

Nothing in this Act may be construed as relieving in-state businesses and other businesses having substantial nexus with Utah from their Utah sales and use tax collection obligations.

SECOND READING CALENDAR

On motion of Senator Urquhart, the circle was removed from S.B. 189, DEATH PENALTY AMENDMENTS, and it was before the Senate. Senator Urquhart explained the bill. The bill passed second reading on the following roll call:

Yeas, 20; Nays, 9; Absent or not voting, 0.
Voting in the affirmative were: Senators
Bramble  Dabakis  Davis  Escamilla
Fillmore  Henderson  Hinkins  Iwamoto
Jackson  Jenkins  Knudson  Madsen
Mayne  Millner  Shiozawa  Stephenson
Thatcher  Urquhart  Van Tassell  Niederhauser

Voting in the negative were: Senators
Adams  Christensen  Dayton  Harper
Hillyard  Okerlund  Stevenson  Vickers
Weiler

THIRD READING CALENDAR

On motion of Senator Harper, the circle was removed from 1st Sub. S.B. 193, and it was before the Senate.

Senator Harper proposed the following amendment:

1. Page 15, Lines 434 through 436:

   434  (ii)  (A) Except as provided in Subsection (3)(a)(ii)(B), if a subscriber of a service subject to a levy described in Subsection (3)(a)(i) is not required to pay for the service, the provider of the service shall collect the levy from the person.

   435  required to pay for the service, the provider of the service shall collect the levy from the person.

   436  that is required to pay for the service.

   (B)  A provider or consumer of federal wireless lifeline service is not subject to the levy described in Subsection (3)(a)(i) for the federally-funded lifeline portion of the consumer’s wireless service.

Senator Harper’s motion to amend passed on a voice vote. Senator Harper 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  Escamilla  Fillmore
Harper  Henderson  Hillyard  Hinkins
Iwamoto  Jackson  Jenkins  Knudson
Madsen  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Stevenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser
Absent or not voting was: Senator Urquhart

1st Sub. S.B. 193 was transmitted to the House for consideration.

***

On motion of Senator Adams, the circle was removed from 1st Sub. S.B. 154, MEDICAID ACCOUNTABLE CARE ORGANIZATIONS, and it was before the Senate. Senator Adams explained the bill. The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Senators
Adams Christensen Dabakis Dayton
Escamilla Fillmore Harper Henderson
Hillyard Hinkins Iwamoto Jenkins
Knudson Madsen Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Van Tassell Vickers Weiler

Absent or not voting were: Senators
Bramble Davis Jackson Thatcher
Urquhart Niederhauser

1st Sub. S.B. 154 was transmitted to the House for consideration.

SECOND READING CALENDAR

S.B. 170, INDIGENOUS PEOPLES DAY, was read the second time. Senator Dabakis explained the bill. Senators Weiler, Christensen, Hinkins, Escamilla, Stephenson, and Harper commented.

Senator Stephenson proposed a verbal amendment as follows:

1. Page 1, Line 12:
   After “called” insert “Columbus Day — “

2. Page 2, Line 37:
   Reinstall “Columbus” and add “Day —”

Senator Stephenson’s motion to amend failed on a voice vote.
The bill failed second reading on the following roll call:

**Yeas, 10; Nays, 15; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

Dabakis    Davis    Escamilla    Hinkins
Iwamoto    Mayne    Shiozawa    Stephenson
Van Tassell Vickers

**Voting in the negative were:** Senators

Adams    Bramble    Christensen    Dayton
Fillmore  Harper    Henderson    Hillyard
Knudson  Madsen    Millner    Okerlund
Stevenson Thatcher    Weiler

**Absent or not voting were:** Senators

Jackson Jenkins    Urquhart    Niederhauser

The bill was filed.

***

On motion of Senator Christensen, S.B. 199, SKILLED NURSING FACILITY AMENDMENTS, was read the second time and circled.

***

On motion of Senator Bramble, S.B. 183, DEPARTMENT OF PUBLIC SAFETY AMENDMENTS, was read the second time and circled.

***

S.B. 194, RENTAL VEHICLE PROOF OF REGISTRATION AND INSURANCE, was read the second time. Senator Bramble 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

Adams    Bramble    Dabakis    Davis
Dayton  Escamilla    Fillmore    Harper
Henderson  Hinkins    Iwamoto    Knudson
Madsen    Mayne    Millner    Okerlund
Shiozawa    Stephenson    Stevenson    Thatcher
Van Tassell Vickers    Weiler
Voting in the negative was: Senator Christensen

Absent or not voting were: Senators
Hillyard    Jackson    Jenkins    Urquhart
Niederhauser

***

On motion of Senator Shiozawa, the circle was removed from S.B. 199, SKILLED NURSING FACILITY AMENDMENTS, and it was before the Senate. Senator Shiozawa explained the bill. Senators Bramble and Dayton 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
Adams    Bramble    Christensen    Dabakis
Davis    Dayton    Escamilla    Fillmore
Harper    Henderson    Hinkins    Iwamoto
Knudson    Mayne    Millner    Okerlund
Shiozawa    Stephenson    Stevenson    Thatcher
Van Tassell    Weiler

Absent or not voting were: Senators
Hillyard    Jackson    Jenkins    Madsen
Urquhart    Vickers    Niederhauser

RULES COMMITTEE REPORTS

To the Members of the Senate: March 1, 2016

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

Business and Labor Committee

S.B. 248   Public Notice of Unclaimed Property (Sen. C. Bramble)
S.B. 249   Utah Small Business Jobs Act Amendments
           (Sen. C. Bramble)
S.B. 250   Alcoholic Beverage Policy Amendments
           (Sen. J. Stevenson)
6th Sub. H.B. 316 Building Code Review and Adoption Amendments
H.B. 321   Real Estate Transaction Amendments (Rep. B. Greene)
           (Sen. L. Fillmore)
Education Committee
S.B. 244 School Funding Provisions (Sen. L. Fillmore)

Government Operations and Political Subdivisions Committee
S.B. 246 Funding for Infrastructure Revisions (Sen. J. S. Adams)
1st Sub. H.B. 86 Postretirement Employment Restrictions
(Rep. R. Cunningham) (Sen. R. Okerlund)
H.B. 270 Constitutional Defense Restricted Account Amendments
2nd Sub. H.B. 318 Point of the Mountain Development Commission Act
(Rep. B. Wilson) (Sen. J. Stevenson)
H.B. 338 Juneteenth Holiday Observance (Rep. S. Hollins)
(Sen. A. Millner)

Health and Human Services Committee
2nd Sub. H.B. 18 Medicaid Preferred Drug List Amendments
(Rep. R. Ward) (Sen. A. Christensen)
1st Sub. H.B. 259 Substance Abuse Treatment Fraud (Rep. E. Hutchings)
(Sen. K. Mayne)
1st Sub. H.B. 265 Mental Health Practitioner Amendments (Rep. S. Eliason)
(Sen. C. Bramble)

Judiciary, Law Enforcement and Criminal Justice Committee
H.B. 286 Law Enforcement Traffic Safety Amendments
(Rep. M. McKell) (Sen. D. Thatcher)
H.B. 311 White Collar Crime Registry Amendments
(Rep. M. McKell) (Sen. C. Bramble)
H.B. 401 Public Safety Amendments (Rep. B. Dee)
(Sen. J. S. Adams)

Natural Resources, Agriculture, and Environment Committee
S.B. 247 Sale of State Land Act (Sen. G. Davis)
H.B. 269 Recycling of Copper Wire (Rep. F. Cox) (Sen. S. Jenkins)
(Sen. D. Hinkins)
(Sen. K. Van Tassell)

H.C.R. 11  Concurrent Resolution Encouraging the Repayment of 
Funds Used to Keep National Parks, Monuments, and 
Recreation Areas Open (Rep. K. Ivory) (Sen. S. Jenkins)

Revenue and Taxation Committee
S.B. 243  Indigent Counsel in Private Parental Termination Cases  
(Sen. T. Weiler)
S.B. 245  Personal Property Amendments (Sen. D. Henderson)

Transportation, Public Utilities and Technology Committee
(Sen. K. Van Tassell)

Kevin T. Van Tassell  
Rules Committee Chair

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

* * *

On motion of Senator Davis, the Senate recessed at 4:05 p.m.

EVENING SESSION

The Senate reassembled at 6:10 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President:  
March 1, 2016

The Speaker of the House has signed 2nd Sub. S.B. 23, WATER LAW –  
PROTECTED PURCHASER AMENDMENTS, by Senator M. Dayton, 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 1, 2016

The House concurred in the Senate amendments and passed 3rd Sub. H.B. 17, ASSESSMENT AREA FORECLOSURE AMENDMENTS, by Representative R. C. Webb, 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 1, 2016

The House passed H.B. 219, RESOURCE MANAGEMENT PLANNING, by Representative K. Stratton, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 332, MARRIAGE LICENSE AND COUNSELING AMENDMENTS, by Representative E. Redd, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.B. 352, COSMETOLOGY AMENDMENTS, by Representative J. Dunnigan, and it is transmitted for consideration; and

The House passed H.B. 367, NATIONAL FOREST ROAD OBSTRUCTIONS, by Representative M. Noel, 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. 251, Water Infrastructure Funding Amendments (J. S. Adams), was read the first time by short title and referred to the Rules Committee.

SECOND READING CALENDAR

1st Sub. S.B. 200, COMPENSATORY MITIGATION PROGRAM FOR SAGE GROUSE, 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

Bramble Christensen Dabakis Davis
Dayton Escamilla Fillmore Harper
S.B. 212, WILDLAND FIRE SUPPRESSION FUND, was read the second time. Senator Vickers explained the bill.

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

1st Sub. S.B. 212 Wildland Fire Suppression Fund (E. Vickers)

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 Escamilla Fillmore Harper
Henderson Hillyard Hinkins Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Urquhart Van Tassell Vickers Weiler
Niederhauser

Absent or not voting were: Senators

Adams Jackson Jenkins Madsen

* * *

On motion of Senator Stephenson, the circle was removed from 1st Sub. S.B. 176, OFFICE OF THE STATE BOARD OF EDUCATION EMPLOYMENT AMENDMENTS, and it was before the Senate.

On motion of Senator Stephenson, the following substitute bill replaced the original bill:
2nd Sub. S.B. 176 Office of the State Board of Education Employment
Amendments (H. Stephenson)

Senator Stephenson explained the bill. Senators Hillyard, Dabakis and Davis commented. The bill passed on the following roll call:

Yeas, 18; Nays, 9; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dayton
Fillmore Harper Henderson Jackson
Madsen Millner Okerlund Stephenson
Stevenson Thatcher Urquhart Vickers
Weiler Niederhauser

Voting in the negative were: Senators
Dabakis Davis Escamilla Hillyard
Iwamoto Knudson Mayne Shiozawa
Van Tassell

Absent or not voting were: Senators
Hinkins Jenkins

***

On motion of Senator Hillyard, S.B. 179, UNIFORM PARENTAGE ACT AMENDMENTS, was read the second time and circled.

***

On motion of Senator Hillyard, S.B. 202, PRE-TRIAL RELEASE AMENDMENTS, was read the second time and circled.

***

S.B. 209, FIFTH DISTRICT COURT JUDGE, was read the second time. Senator Urquhart 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 Escamilla Fillmore
Harper  Henderson  Hillyard  Iwamoto  
Jackson  Knudson  Madsen  Mayne  
Millner  Okerlund  Shiozawa  Stephenson  
Stevenson  Thatcher  Urquhart  Van Tassell  
Vickers  Weiler  Niederhauser  

Absent or not voting were: Senators  
Hinkins  Jenkins  

***

S.B. 171, ECONOMIC DEVELOPMENT TAX CREDITS AMENDMENTS, was read the second time. 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  
Dayton  Escamilla  Fillmore  Harper  
Henderson  Hillyard  Hinkins  Iwamoto  
Jackson  Knudson  Madsen  Mayne  
Millner  Okerlund  Shiozawa  Stephenson  
Stevenson  Thatcher  Urquhart  Van Tassell  
Vickers  Weiler  Niederhauser  

Absent or not voting were: Senators  
Davis  Jenkins  

***

On motion of Senator Hillyard, the circle was removed from S.B. 180, OPTIONAL TAX INCREASE AMENDMENTS, and it was before the Senate. Senator Hillyard explained the bill.  

Senator Escamilla made the motion to substitute the bill. The motion failed on a voice vote. Senators Davis, Dabakis, Stevenson, Hinkins, Stephenson, and Harper commented. The bill failed second reading on the following roll call:  

Yeas, 13; Nays, 15; Absent or not voting, 1.  

Voting in the affirmative were: Senators  
Christensen  Dayton  Fillmore  Harper  
Henderson  Hillyard  Hinkins  Jackson  
Knudson  Madsen  Millner  Stephenson  
Thatcher
**Voting in the negative were:** Senators

Adams  Bramble  Dabakis  Davis  
Escamilla  Iwamoto  Mayne  Okerlund  
Shiozawa  Stevenson  Urquhart  Van Tassell  
Vickers  Weiler  Niederhauser

**Absent or not voting was:** Senator
Jenkins

The bill was filed.

***

**S.B. 157, PAWNSHOP AMENDMENTS,** was read the second time. Senator Thatcher explained the bill. Senator Bramble 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

Adams  Bramble  Christensen  Dabakis  
Davis  Dayton  Escamilla  Fillmore  
Harper  Henderson  Hillyard  Hinkins  
Iwamoto  Jackson  Knudson  Madsen  
Mayne  Okerlund  Shiozawa  Stephenson  
Stevenson  Thatcher  Van Tassell  Vickers  
Niederhauser

**Voting in the negative was:** Senator
Weiler

**Absent or not voting were:** Senators
Jenkins  Millner  Urquhart

***

On motion of Senator Adams, the circle was removed from **S.B. 115, SUSTAINABLE TRANSPORTATION AND ENERGY PLAN ACT,** and it was before the Senate.

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

**1st Sub. S.B. 155 Sustainable Transportation and Energy Plan Act**
(J. S. Adams)
Senator Adams explained the bill. Senators Jackson, Harper, and Hillyard commented. The bill passed second reading on the following roll call:

**Yeas, 20; Nays, 7; 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. 196, RETAIL BAG IMPACT REDUCTION PROGRAM, was read the second time.**

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

**2nd Sub. S.B. 196 Retail Bag Impact Reduction Program** (J. Iwamoto)

Senator Iwamoto explained the bill. Senator Harper commented.

On motion of Senator Iwamoto, the bill was circled.

**STANDING COMMITTEE REPORTS**

Mr. President: March 1, 2016

The Education Committee recommends **1st Sub. H.B. 277**, PERSONALIZED LEARNING AND TEACHING AMENDMENTS, by Representative J. Knotwell, be replaced and favorably recommends **2nd Sub. H.B. 277**, PERSONALIZED LEARNING AND TEACHING AMENDMENTS; and
The Education Committee reports a favorable recommendation on **1st Sub. H.B. 289**, CHARTER SCHOOL CLOSURE AMENDMENTS, by Representative S. DiCaro; and

The Education Committee reports a favorable recommendation on **1st Sub. H.B. 301**, SCHOOL BUS ROUTE GRANT PROGRAM, by Representative J. Stanard; and

The Education Committee reports a favorable recommendation on **S.B. 239**, SCHOOL GOVERNANCE AMENDMENTS, by Senator H. Stephenson; and

The Education Committee reports a favorable recommendation on **S.B. 242**, SPECIAL EDUCATION INTENSIVE NEEDS FUND AMENDMENTS, by Senator L. Fillmore.

Ann Millner, Chair

Mr. President: March 1, 2016

The Health and Human Services Committee reports a favorable recommendation on **1st Sub. H.B. 179**, CONSENSUAL SEXUAL ACTIVITY OF A MINOR, by Representative M. Nelson; and

The Health and Human Services Committee reports a favorable recommendation on **1st Sub. H.B. 229**, SYSTEM OF CARE DEVELOPMENT, by Representative E. Redd; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 328**, HOUSING AND HOMELESS AMENDMENTS, by Representative R. Chavez–Houck; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 342**, SUBSTANCE ABUSE PROGRAMS AMENDMENTS, by Representative P. Ray; and

The Health and Human Services Committee reports a favorable recommendation on **1st Sub. H.B. 371**, HUMAN SERVICES LICENSEE AND CONTRACTOR SCREENING AMENDMENTS, by Representative D. Sanpei.

Evan J. Vickers, 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 1, 2016

The Business and Labor Committee reports a favorable recommendation on S.B. 238, SAFETY NET INITIATIVE 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

On motion of Senator Van Tassell, the committee report was adopted. The bill was considered read the second time and placed on the Consent Calendar.

INTRODUCTION OF BILLS

S.B. 252, Joint Tenancy Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.

***

On motion of Senator Okerlund, and at 7:30 p.m., the Senate adjourned until 10:00 a.m., Wednesday, March 2, 2016.
THIRTY-SEVENTH DAY
MORNING SESSION
March 2, 2016

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

Prayer – Senator Allen Christensen
Pledge of Allegiance – Senator Deidre Henderson
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(Please refer to Day 1, Page 86)

COMMUNICATIONS FROM THE HOUSE

Mr. President:

March 1, 2016

The House passed, as substituted, 2nd Sub. H.B. 175, PUBLIC EDUCATION EMPLOYMENT AMENDMENTS, by Representative K. Powell, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.B. 201, STUDENT TESTING AMENDMENTS, by Representative M. Poulson, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 233, TAX CREDIT FOR MILITARY SURVIVOR BENEFITS, by Representative P. Ray, and it is transmitted for consideration; and

The House passed H.B. 294, SECOND-HAND STORE AMENDMENTS, by Representative R. Edwards, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 296, TRANSPORTATION FUNDING REVISIONS, by Representative Johnny Anderson, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 300, BODY-WORN CAMERAS FOR LAW ENFORCEMENT OFFICERS, by Representative D. McCay, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 331, EDUCATION PROVISIONS, by Representative S. Eliason, and it is transmitted for consideration; and
The House passed, as substituted, **3rd Sub. H.B. 340**, TELEHEALTH REVISIONS, by Representative K. Ivory, and it is transmitted for consideration; and

The House passed, as substituted, **2nd Sub. H.B. 350**, DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL — OPERATIONS AMENDMENTS, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed **H.B. 351**, ATTORNEY GENERAL FISCAL AMENDMENTS, by Representative S. DiCaro, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 369**, ELECTRONIC DEVICE LOCATION DATA AMENDMENTS, by Representative J. Knotwell, and it is transmitted for consideration; and

The House passed, as substituted, **3rd Sub. H.B. 375**, PRESCRIPTION DRUG ABUSE AMENDMENTS, by Representative L. Christensen, and it is transmitted for consideration; and

The House passed **H.B. 377**, GRANDPARENT RIGHTS 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.

**CONSENT CALENDAR**

**4th Sub. S.B. 58**, NURSE PRACTITIONER AMENDMENTS, was read the third time, explained by Senator Hinkins, and passed on the following roll call:

**Yeas, 18; Nays, 0; Absent or not voting, 11.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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**4th Sub. S.B. 58** was transmitted to the House for consideration.

* * *

**1st Sub. S.B. 201, TRANSPORTATION NETWORK COMPANY AMENDMENTS,** was read the third time, explained by Senator Bramble, and passed on the following roll call:

**Yeas, 17; Nays, 0; Absent or not voting, 12.**

**Voting in the affirmative were:** Senators

- Bramble
- Christensen
- Dabakis
- Davis
- Dayton
- Fillmore
- Harper
- Henderson
- Hinkins
- Iwamoto
- Jenkins
- Mayne
- Millner
- Shiozawa
- Van Tassell
- Vickers
- Weiler

**Absent or not voting were:** Senators

- Adams
- Escamilla
- Hillyard
- Jackson
- Knudson
- Madsen
- Okerlund
- Stephenson
- Stevenson
- Thatcher
- Urquhart
- Niederhauser

**1st Sub. S.B. 201** was transmitted to the House for consideration.

* * *

**S.B. 216, WORKERS’ COMPENSATION RELATED 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

- Bramble
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Henderson
- Mayne
- Millner
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**Absent or not voting were:** Senators

- Adams
- Hillyard
- Jackson
- Knudson
- Madsen
- Okerlund
- Stevenson
- Niederhauser
S.B. 216 was transmitted to the House for consideration.

***

On motion of Senator Christensen, S.B. 203, IMMUNITY AMENDMENTS, was read the third time and circled.

***

On motion of Senator Christensen, S.C.R. 16, CONCURRENT RESOLUTION ON UTAH’S VISION FOR ENDURING CONTRIBUTION TO THE COMMON DEFENSE, was read the third time and circled.

THIRD READING CALENDAR

On motion of Senator Urquhart, S.B. 189, DEATH PENALTY AMENDMENTS, was read the third time and circled.

***

S.B. 194, RENTAL VEHICLE PROOF OF REGISTRATION AND INSURANCE, was read the third time and explained by Senator Bramble.

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

1st Sub. S.B. 194 Vehicle Registration and Insurance Amendments
(C. Bramble)

Senator Bramble proposed the following amendment:

1. Page 3, Lines 81 through 82:

81 (b) the state entity or the political subdivision shall indemnify and defend the school district for any claim that arises from the school bus use including a claim directed at the school district, unless the claim arises from the sole negligence of the school district; and

Senator Bramble’s motion to amend passed on a voice vote. On motion of Senator Bramble, due to a name change, the bill was considered read for the first, second, and third time and up for final passage. The bill passed on the following roll call:
Yeas, 21; Nays, 0; Absent or not voting, 8.

**Voting in the affirmative were:** Senators

Bramble  Christensen  Dabakis  Davis
Dayton  Escamilla  Fillmore  Harper
Henderson  Hinkins  Iwamoto  Jackson
Jenkins  Millner  Shiozawa  Stephenson
Thatcher  Urquhart  Van Tassell  Vickers
Weiler

**Absent or not voting were:** Senators

Adams  Hillyard  Knudson  Madsen
Mayne  Okerlund  Stevenson  Niederhauser

1st Sub. S.B. 194 was transmitted to the House for consideration.

* * *

**S.B. 199, SKILLED NURSING FACILITY AMENDMENTS,** was read the third time and explained by Senator Shiozawa.

Senator Shiozawa proposed the following amendment:

1. Page 1, Line 14:

   14 {permits} creates a pilot program for a small health care facility located on the same campus as an ambulatory

2. Page 2, Lines 47 through 49:

   47 (B) is located on the same campus as an ambulatory surgical facility {as defined by the}

   48 department by administrative rule adopted in accordance with Title 62G, Chapter 3, Utah

   49 Administrative Rulemaking Act--

3. Page 2, Lines 51 through 53:

   51 {and--}

   52 (D) is the only small health care facility with four to 16 beds that functions as a skilled

   53 nursing facility on the campus of the ambulatory surgical facility --
(E) is located in a county of the second class that has at least 1,800 square miles within the county; and

(F) establishes a pilot program to improve patient outcomes and lower costs.

Senator Shiozawa’s motion to amend passed on a voice vote and 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

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**S.B. 199** was transmitted to the House for consideration.

***

**1st Sub. S.B. 200.** COMPENSATORY MITIGATION PROGRAM FOR SAGE GROUSE, was read the third time, explained by Senator Van Tassell, 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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1st Sub. S.B. 200 was transmitted to the House for consideration.

***

On motion of Senator Harper, 1st Sub. S.B. 212, WILDLAND FIRE SUPPRESSION FUND, was read the third time and circled.

***

On motion of Senator Stephenson, 2nd Sub. S.B. 176, OFFICE OF THE STATE BOARD OF EDUCATION EMPLOYMENT AMENDMENTS, was read the third time and circled.

***

S.B. 209, FIFTH DISTRICT COURT JUDGE, was read the third time, explained by Senator Urquhart, 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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S.B. 209 was transmitted to the House for consideration.

***

On motion of Senator Weiler, the circle was removed from 1st Sub. S.B. 169, OLENE WALKER HOUSING LOAN FUND AMENDMENTS, and it was before the Senate.

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

2nd Sub. S.B. 169 Olene Walker Housing Loan Fund Amendments

(T. Weiler)
Senator Weiler explained the bill. Senator Shiozawa commented. The bill 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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**2nd Sub. S.B. 169** was transmitted to the House for consideration.

* * *

**S.B. 171, ECONOMIC DEVELOPMENT TAX CREDITS AMENDMENTS,** was read the third time and explained by Senator Bramble.

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

**1st Sub. S.B. 171 Economic Development Tax Credits Amendments (C. Bramble)**

The bill 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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1st Sub. S.B. 171 was transmitted to the House for consideration.

***

On motion of Senator Thatcher, S.B. 157, PAWNSHOP AMENDMENTS, was read the third time and circled.

***

On motion of Senator Harper, 1st Sub. S.B. 115, SUSTAINABLE TRANSPORTATION AND ENERGY PLAN ACT, was read the third time and circled.

SECOND READING CALENDAR

H.B. 282, STATE CONTRACTOR EMPLOYEE HEALTH COVERAGE AMENDMENTS, was read the second time. Senator Bramble explained the bill. Senator Jenkins 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
Bramble  Christensen  Dabakis  Davis
Dayton  Escamilla  Fillmore  Harper
Henderson  Hinkins  Iwamoto  Jackson
Jenkins  Madsen  Mayne  Millner
Shiozawa  Stephenson  Thatcher  Urquhart
Van Tassell  Vickers  Weiler

Absent or not voting were: Senators
Adams  Hillyard  Knudson  Okerlund
Stevenson  Niederhauser

***

H.J.R. 10, JOINT RESOLUTION AUTHORIZING THE LEASE OF A PORTION OF THE UTAH STATE DEVELOPMENTAL CENTER’S LAND, was read the second time. Senator Dayton 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  Escamilla  Fillmore  Harper
H.B. 213, AGRICULTURE MODIFICATIONS, was read the second time. Senator Dayton 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 Escamilla Fillmore Harper
Henderson Hinkins Iwamoto Jackson
Jenkins Madsen Mayne Millner
Shiozawa Stephenson Thatcher Urquhart
Van Tassell Vickers Weiler

Absent or not voting were: Senators
Adams Hillyard Knudson Okerlund
Stevenson Niederhauser

***

On motion of Senator Harper, H.B. 243, PUBLIC TRANSIT DISTRICT OFFICERS AMENDMENTS, was read the second time and circled.

***

H.B. 183, COUNTY OPTION SALES AND USE TAX FOR HIGHWAYS AND PUBLIC TRANSIT AMENDMENTS, was read the second time. Senator Van Tassell explained the bill. Senator Vickers commented. The bill passed second reading on the following roll call:

Yeas, 18; Nays, 4; Absent or not voting, 7.

Voting in the affirmative were: Senators
Bramble Christensen Dabakis Davis
Dayton Escamilla Fillmore Harper
Voting in the negative were: Senators
Henderson  Madsen  Stephenson  Thatcher

Absent or not voting were: Senators
Adams  Bramble  Knudsen  Millner
Okerlund  Christensen  Davis

* * *

H.B. 320, METRO TOWNSHIP REVISIONS, was read the second time. Senator Harper explained the bill. The bill passed second reading on the following roll call:

Yeas, 18; Nays, 0; Absent or not voting, 11.

Voting in the affirmative were: Senators
Dabakis  Dayton  Fillmore  Harper
Henderson  Hinkins  Iwamoto  Jackson
Jenkins  Madsen  Mayne  Shiozawa
Stephenson  Thatcher  Urquhart  Van Tassell
Vickers  Weiler

Absent or not voting were: Senators
Adams  Bramble  Christensen  Davis
Escamilla  Hillyard  Knudsen  Millner
Okerlund  Stevenson  Niederhauser

* * *

On motion of Senator Dayton, H.B. 63, FEES FOR GOVERNMENT RECORDS REQUESTS, was read the second time and circled.

* * *

On motion of Senator Weiler, H.B. 15, DOMESTIC RELATIONS RETIREMENT SHARES, was read the second time and circled.

* * *

H.B. 51, RECODIFICATION OF POSTRETIREMENT REEMPLOYMENT PROVISIONS, was read the second time. Senator Weiler 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  Davis  Dayton
Escamilla  Fillmore  Harper  Hinkins
Iwamoto  Jackson  Jenkins  Madsen
Mayne  Shiozawa  Stephenson  Thatcher
Urquhart  Van Tassell  Vickers  Weiler

Absent or not voting were: Senators
Adams  Bramble  Henderson  Hillyard
Knudson  Millner  Okerlund  Stevenson
Niederhauser

***

On motion of Senator Harper, H.B. 217, SMALL SCHOOL FUNDING, was read the second time and circled.

***

On motion of Senator Bramble, the circle was removed from H.B. 63, FEES FOR GOVERNMENT RECORDS REQUESTS, and it was before the Senate. Senator Bramble explained the bill. The bill passed second reading on the following roll call:

Yeas, 19; Nays, 0; Absent or not voting, 10.

Voting in the affirmative were: Senators
Bramble  Christensen  Dabakis  Davis
Dayton  Escamilla  Fillmore  Harper
Hinkins  Iwamoto  Jackson  Jenkins
Madsen  Mayne  Millner  Shiozawa
Thatcher  Vickers  Weiler

Absent or not voting were: Senators
Adams  Henderson  Hillyard  Knudson
Okerlund  Stephenson  Stevenson  Urquhart
Van Tassell  Niederhauser

***

1st Sub. H.B. 172, PUBLIC ASSISTANCE BENEFITS AMENDMENTS, was read the second time. Senator Escamilla 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

Bramble       Christensen       Dabakis       Davis
Dayton        Escamilla         Fillmore       Harper
Hinkins       Iwamoto           Jackson       Jenkins
Madsen        Mayne             Millner       Shiozawa
Thatcher      Urquhart         Vickers       Weiler

**Absent or not voting were:** Senators

Adams         Henderson         Hillyard      Knudson
Okerlund      Stephenson       Stevenson     Van Tassell
Niederhauser

***

On motion of Senator Weiler, **H.B. 184**, UNLICENSED DIRECT–ENTRY MIDWIFERY, was read the second time and circled.

***

On motion of Senator Weiler, **2nd Sub. H.B. 236**, CHARITABLE PRESCRIPTION DRUG RECYCLING PROGRAM, was read the second time and circled.

***

**H.B. 247**, MEDICAID VISION AMENDMENTS, was read the second time. Senator Christensen explained the bill. The bill passed second reading 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        Escamilla         Fillmore       Harper
Hinkins       Jackson           Jenkins       Madsen
Mayne         Millner           Shiozawa      Thatcher
Vickers       Weiler

**Absent or not voting were:** Senators

Adams         Henderson         Hillyard      Iwamoto
Knudson       Okerlund         Stephenson    Stevenson
Urquhart      Van Tassell      Niederhauser
On motion of Senator Bramble, **H.J.R. 7**, JOINT RULES RESOLUTION ON MEDICAID FUNDING REPORT, was read the second time and circled.

**H.B. 129**, TOWING SURCHARGE AMENDMENTS, was read the second time. Senator Bramble explained the bill. Senator Harper commented. The bill passed second reading on the following roll call:

**Yeas, 15; Nays, 4; Absent or not voting, 10.**

**Voting in the affirmative were:** Senators
Bramble  Christensen  Davis  Dayton  
Fillmore  Henderson  Hinkins  Jackson  
Jenkins  Mayne  Shiozawa  Thatcher  
Urquhart  Vickers  Weiler

**Voting in the negative were:** Senators
Dabakis  Escamilla  Harper  Madsen

**Absent or not voting were:** Senators
Adams  Hillyard  Iwamoto  Knudson  
Millner  Okerlund  Stephenson  Stevenson  
Van Tassell  Niederhauser

On motion of Senator Henderson, the circle was removed from **H.B. 15**, DOMESTIC RELATIONS RETIREMENT SHARES, and it was before the Senate. Senator Henderson explained the bill. Senator Weiler commented. The bill passed second reading 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  Escamilla  Fillmore  Harper  
Henderson  Hinkins  Jenkins  Madsen  
Mayne  Millner  Shiozawa  Urquhart  
Vickers  Weiler

**Absent or not voting were:** Senators
Adams  Hillyard  Iwamoto  Jackson  
Knudson  Okerlund  Stephenson  Stevenson  
Thatcher  Van Tassell  Niederhauser
1st Sub. H.B. 191, INTERLOCK RESTRICTED DRIVER AMENDMENTS, was read the second time. Senator Jenkins explained the bill. Senator Madsen commented. The bill passed second reading on the following roll call:

**Yeas, 17; Nays, 1; Absent or not voting, 11.**

**Voting in the affirmative were:** Senators

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<tr>
<th>Bramble</th>
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**Voting in the negative was:** Senator

Madsen

**Absent or not voting were:** Senators

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<th>Adams</th>
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<td>Thatcher</td>
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**On motion of Senator Urquhart, the Senate voted to move to Third Reading Calendar.**

**THIRD READING CALENDAR**

On motion of Senator Urquhart, the circle was removed from S.B. 107, HATE CRIMES AMENDMENTS, and it was before the Senate. Senator Urquhart explained the bill. Senators Weiler, Stephenson, Escamilla, Dabakis, Thatcher, and Jenkins commented. The bill failed on the following roll call:

**Yeas, 11; Nays, 17; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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<th>Dabakis</th>
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<td>Stephenson</td>
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**Voting in the negative were:** Senators

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<th>Adams</th>
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<td>Hillyard</td>
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Absent or not voting was: Senator Niederhauser

S.B. 107 was filed.

* * *

On motion of Senator Urquhart, the circle was removed from S.B. 189, DEATH PENALTY AMENDMENTS, and it was before the Senate. Senator Urquhart explained the bill. Senators Weiler, Hillyard, Fillmore, and Madsen commented. The bill 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>
<td>Thatcher</td>
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<td>Van Tassell</td>
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Voting in the negative were: Senators

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<td>Mayne</td>
<td>Okerlund</td>
<td>Vickers</td>
<td>Weiler</td>
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Absent or not voting were: Senators

Hinkins       Niederhauser

S.B. 189 was transmitted to the House for consideration.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 2, 2016

The House passed, as amended, H.C.R. 10, CONCURRENT RESOLUTION RECOGNIZING HISTORIC AND ECONOMIC RELATIONSHIPS BETWEEN CANADA, THE UNITED STATES, AND UTAH, by Representative S. Handy, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communication filed. The bill was read the first time by short title and placed at the top of the Second Reading Calendar.
SECOND READING CALENDAR

On motion of Senator Christensen, under suspension of the rules, H.C.R. 10, CONCURRENT RESOLUTION RECOGNIZING HISTORIC AND ECONOMIC RELATIONSHIPS BETWEEN CANADA, THE UNITED STATES, AND UTAH, was considered read the second and third times. Senator Christensen 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
- Davis
- Dayton
- Harper
- Henderson
- Hillyard
- Jackson
- Knudson
- Madsen
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Urquhart
- Van Tassell
- Vickers
- Weiler

Absent or not voting were: Senators

- Dabakis
- Escamilla
- Fillmore
- Hinkins
- Iwamoto
- Jenkins
- Niederhauser

H.C.R. 10 was signed by the President and sent to the House for the signature of the Speaker.

* * *

On motion of Senator Okerlund, the Senate recessed at 12:30 p.m.

AFTERNOON SESSION

The Senate reassembled at 2:10 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 2, 2016

The House passed, S.B. 63, SURVEY MONUMENT REPLACEMENT, 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. 75, WATER RIGHTS ADJUDICATION 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. 118**, UINTAH BASIN AIR QUALITY RESEARCH PROJECT, 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. 124**, GANG ENHANCEMENT PROVISION 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.C.R. 11**, CONCURRENT RESOLUTION URGING THE RESCHEDULING OF MARIJUANA, 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.J.R. 2**, JOINT RESOLUTION CALLING FOR THE REPEAL OF THE 17TH AMENDMENT, by Senator A. Jackson, 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 2, 2016

The House passed, as amended, **H.B. 392**, EXECUTIVE APPROPRIATIONS COMMITTEE REPORT AMENDMENTS, by Representative D. Sanpei, and it is transmitted for consideration; and

The House passed **H.B. 395**, LEGISLATIVE REPORTS AMENDMENTS, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed **H.B. 397**, DEPARTMENT OF ADMINISTRATIVE SERVICES REVISIONS, by Representative S. DiCaro, and it is transmitted for consideration; and

The House passed, as substituted and amended, **2nd Sub. H.B. 405**, JUVENILE SENTENCING AMENDMENTS, by Representative V. L. Snow, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 436**, HOUSING AND HOMELESS REFORM INITIATIVE, by Representative F. Gibson, and it is transmitted for consideration; and

The House passed **H.C.R. 13**, CONCURRENT RESOLUTION URGING CONGRESS TO SUPPORT THE IMPLEMENTATION OF UTAH’S
SAGE–GROUSE CONSERVATION PLAN, by Representative S. Sandall, 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: March 2, 2016

The House passed, as amended, S.B. 126, COMMITTEE AUTHORITY AMENDMENTS, by Senator D. Henderson, and it is transmitted for further consideration; and

The House passed, as amended, S.B. 147, REVISOR’S TECHNICAL CORRECTIONS TO UTAH CODE, by Senator R. Okerlund, and it is transmitted for further consideration; and

The House passed, as amended, 1st Sub. S.C.R. 5, CONCURRENT RESOLUTION IN SUPPORT OF LAW ENFORCEMENT OFFICERS, by Senator A. Jackson, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.

STANDING COMMITTEE REPORTS

Mr. President: March 2, 2016

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on H.B. 16, OFFENDER REGISTRY AMENDMENTS, by Representative J. Draxler; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on H.B. 66, ONLINE PARENTING COURSE FOR DIVORCING FAMILIES, by Representative C. Moss; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on 1st Sub. H.B. 74, UNIFORM POWER OF ATTORNEY ACT, by Representative V. L. Snow; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on H.B. 128, ALIMONY AMENDMENTS, by Representative K. Stratton; and

The Judiciary, Law Enforcement, and Criminal Justice Committee recommends H.B. 149, REPORTING DEATH INVOLVING CONTROLLED
SUBSTANCE AMENDMENTS, by Representative B. Daw, be replaced and favorably recommends 1st Sub. H.B. 149, DEATH REPORTING AND INVESTIGATION INFORMATION REGARDING CONTROLLED SUBSTANCES with the following amendments:

1. Page 3, Lines 74 through 75:

   74   (ii) the following law enforcement officers, but the division may only provide

   75   nonidentifying information, {such as—} limited to gender, year of birth, and postal ZIP code, regarding

2. Page 1, Line 21 through Page 2, Line 27:

21   controlled substance involved in the poisoning or overdose;

22   {→ amends the Controlled Substance Database Act to allow a person for whom a

23   controlled substance is prescribed to designate a third party who is to be notified

24   when a controlled substance prescription is dispensed to the person;

25   ▶ authorizes the Division of Occupational and Professional Licensing to make

26   administrative rules to facilitate implementation of this provision;—}

27   ▶ allows probation and parole officers to obtain information in the controlled ; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on 1st Sub. H.B. 159, LINE–OF–DUTY DEATH BENEFITS AMENDMENTS, by Representative M. McKell, with the following amendments:

1. Page 4, Lines 92 through 93:

92   The amendments to Section 53–17–201 in this bill have retrospective operation to July

93   1, (−2015−) 2005 ; and

The Judiciary, Law Enforcement, and Criminal Justice Committee recommends 2nd Sub. H.B. 160, JUSTICE COURT JUDGE QUALIFICATIONS AMENDMENTS, by Representative C. Hall, be replaced and favorably
recommends 3rd Sub. H.B. 160, JUSTICE COURT AMENDMENTS with the following amendments:

1. Page 1, Line 15:

   allows current justice court judges { until } to remain { on the bench } in office until they leave; and

2. Page 2, Line 45:

   (4) [Justice] A justice court judges judge shall retire upon attaining the age of 75 years.

3. Page 2, Line 56:

   (7) A justice court judge { sitting on the bench } holding office on May 10, 2016 who does not meet the

4. Page 4, Lines 88 through 89:

   by the Administrative Office of the Courts may, at the political subdivision’s discretion and at the end of a judge’s term of office, initiate

   a reduction in force and reduce, lay off, terminate, or eliminate a judge’s position pursuant to ; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on H.B. 207, FOURTH DISTRICT JUVENILE COURT JUDGE, by Representative D. Sanpei.

Mark B. Madsen, Chair

Mr. President: March 2, 2016

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on S.B. 236, UTAH COMMUNICATIONS AUTHORITY GOVERNANCE AMENDMENTS, by Senator K. Van Tassell, with the following amendments:

1. Page 4, Lines 105 through 110:

   (5) (a) The governor shall, in accordance with Subsection (5)(b), appoint the chair of

   the board with the consent of the Senate. The chair shall serve a { three−year } two year term.
(b) (i) The governor shall make the initial selection of a chair from one of the members described in Subsection (2). After the initial selection of a chair, the governor shall alternate the selection of the chair between a local member described in Subsection (2)(a) and a state member described in Subsection (2)(b).

Alvin B. Jackson, 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 2, 2016

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on 1st Sub. H.B. 120, DUI ENFORCEMENT FUNDING AMENDMENTS, by Representative S. Eliason, 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. 263, FRAUD 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 Van Tassell, 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 2, 2016

The Judiciary, Law Enforcement, and Criminal Justice Committee has deleted H.B. 22, CIVIL ASSET FORFEITURE – PROCEDURAL REFORMS, by Representative B. Greene, and replaced it with 1st Sub. H.B. 22, CIVIL
ASSET FORFEITURE – PROCEDURAL REFORMS, and has tabled and returned it to the Rules Committee for filing.

Mark B. Madsen, Chair

RULES COMMITTEE REPORTS

To the Members of the Senate: March 2, 2016

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

Business and Labor Committee
S.B. 252 Joint Tenancy Amendments (Sen. C. Bramble)

Education Committee

Government Operations and Political Subdivisions Committee

Health and Human Services Committee

Judiciary, Law Enforcement and Criminal Justice Committee
2nd Sub. H.B. 317 Offenses Against the Person Amendments (Rep. V. L. Snow) (Sen. T. Weiler)

Natural Resources, Agriculture, and Environment Committee
S.B. 251 Water Infrastructure Funding Amendments (Sen. J. S. Adams)
Revenue and Taxation Committee
S.B. 235  Local District Tax Revisions (Sen. L. Fillmore)
1st Sub. H.B. 61  Corporate Franchise and Income Tax Changes
(Rep. J. Knotwell) (Sen. C. Bramble)
(Sen. C. Bramble)

Transportation, Public Utilities and Technology Committee
H.B. 354  Driver Education Funding Amendments (Rep. S. Eliason)
(Sen. H. Stephenson)

Kevin T. Van Tassell
Rules Committee Chair

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

THIRD READING CALENDAR

On motion of Senator Okerlund, the circle was removed from S.B. 102, HIGH COST INFRASTRUCTURE TAX CREDIT AMENDMENTS, and it was before the Senate.

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

2nd Sub. S.B. 102 High Cost Infrastructure Tax Credit Amendments
(R. Okerlund)

On motion of Senator Okerlund, the bill was circled.

SECOND READING CALENDAR

On motion of Senator Okerlund, 1st Sub. H.B. 52, OFFICE OF OUTDOOR RECREATION AMENDMENTS, was read the second time and circled.

* * *

1st Sub. H.B. 126, UNMANNED AIRCRAFT REVISIONS, was read the second time. Senator Van Tassell 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
Bramble    Christensen    Dabakis    Davis
Dayton     Fillmore       Henderson    Hillyard
Hinkins    Jackson    Jenkins    Knudson
Mayne      Okerlund    Shiozawa    Stevenson
Thatcher    Van Tassell  Vickers    Weiler

Absent or not voting were: Senators
Adams       Escamilla    Harper    Iwamoto
Madsen      Millner      Stephenson Urquhart
Niederhauser

* * *

On motion of Senator Hillyard, the circle was removed from H.B. 243, PUBLIC TRANSIT DISTRICT OFFICERS AMENDMENTS, and it was before the Senate. Senator Hillyard explained the bill. The bill 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     Fillmore       Harper     Henderson
Hillyard   Hinkins        Jackson    Jenkins
Knudson    Mayne          Millner    Okerlund
Shiozawa   Stephenson    Stevenson  Thatcher
Van Tassell Vickers    Weiler

Absent or not voting were: Senators
Adams       Escamilla    Iwamoto    Madsen
Urquhart    Niederhauser

* * *

On motion of Senator Vickers, the circle was removed from 2nd Sub. H.B. 236, CHARITABLE PRESCRIPTION DRUG RECYCLING PROGRAM, and it was before the Senate.

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

3rd Sub. H.B. 236 Charitable Prescription Drug Recycling Program
(E. Vickers)

Senator Vickers explained the bill. Senator Hillyard 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

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**Absent or not voting were:** Senators

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On motion of Senator Bramble, **H.B. 244**, INDEPENDENT ENERGY PRODUCER AMENDMENTS, was read the second time and circled.

***

**1st Sub. H.C.R. 8**, CONCURRENT RESOLUTION ON THE BONNEVILLE SALT FLATS INTERNATIONAL SPEEDWAY, was read the second time. Senator Knudson explained the bill. Senator Jenkins 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

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**Absent or not voting were:** Senators

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On motion of Senator Stevenson, the circle was removed from **3rd Sub. H.B. 116**, DETERMINATION OF EMPLOYER STATUS AMENDMENTS, and it was before the Senate.
Senator Stevenson proposed the following amendment:

1. Page 6, Lines 164 through 168:

165 (1) (a) For purposes of determining whether two or more persons are considered joint
166 employers under this chapter, an administrative ruling of a federal executive agency may not be
167 considered a generally applicable law unless that administrative ruling is determined to be
168 generally applicable by a court of law, or adopted by statute or rule.
169 (b) Nothing in this Subsection (1) prohibits the commissioner, in making policy decisions and taking enforcement action, from applying an administrative ruling or opinion issued by the United States Department of Labor that decides or opines on whether an employee welfare benefit plan is established and maintained for a single employer, multiple employer, or co–employer under the Employee Retirement Income Security Act of 1974, 29 U.S.C. Sec. 1001 et seq.

Senator Stevenson’s motion to amend passed on a voice vote. Senator Stevenson 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
Bramble Christensen Dabakis Davis
Dayton Fillmore Harper Henderson
Hillyard Hinkins Jenkins Knudson
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Van Tassell Vickers
Weiler

**Absent or not voting were:** Senators
Adams Escamilla Iwamoto Jackson
Madsen Thatcher Urquhart Niederhauser

On motion of Senator Stevenson, **3rd Sub. H.B. 116** was placed on Third Reading Table due to fiscal impact.
1st Sub. H.B. 148, PROTECTIVE ORDER AMENDMENTS, was read the second time. Senator Hillyard explained the bill. Senators Weiler commented.

On motion of Senator Hillyard, the bill was circled.

* * *

On motion of Senator Weiler, H.B. 260, SEXUAL EXPLOITATION OF A MINOR AMENDMENTS, was read the second time and circled.

* * *

2nd Sub. H.B. 36, INSURANCE REVISIONS, was read the second time. Senator Bramble explained the bill. Senator Hillyard 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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Niederhauser

* * *

4th Sub. H.B. 48, ELECTION LAW AMENDMENTS, was read the second time. Senator Bramble explained the bill.

Senator Bramble proposed the following amendment:

1. Page 6, Line 170:

   170     (14) An election official may fulfill the requirement described in Subsection (13) (a) in

Senator Bramble’s motion to amend passed on a voice vote. Senator Dabakis commented. 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 Dabakis

**Absent or not voting were:** Senators

| Escamilla | Iwamoto | Urquhart | Niederhauser |

* * *

On motion of Senator Weiler, the circle was removed from H.B. 260, SEXUAL EXPLOITATION OF A MINOR AMENDMENTS, and it was before the Senate. Senator Weiler 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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**Absent or not voting were:** Senators

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On motion of Senator Harper, the circle was removed from H.B. 244, INDEPENDENT ENERGY PRODUCER AMENDMENTS, and it was before the Senate. Senator Harper 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

Bramble        Dabakis    Davis       Escamilla
Fillmore       Harper      Henderson  Hillyard
Hinkins        Jackson    Jenkins    Knudson
Mayne          Millner    Okerlund   Shiozawa
Stephenson     Stevenson  Van Tassell Vickers
Weiler

**Absent or not voting were:** Senators

Adams          Christensen Dayton     Iwamoto
Madsen         Thatcher   Urquhart   Niederhauser

* * *

2nd Sub. H.B. 96, SINGLE SIGN—ON BUSINESS DATABASE, was read the second time. Senator Shiozawa 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

Bramble        Dabakis    Davis       Escamilla
Fillmore       Henderson  Hinkins    Jackson
Jenkins        Knudson    Mayne      Millner
Okerlund       Shiozawa   Stephenson Stevenson
Thatcher       Van Tassell Vickers   Weiler

**Absent or not voting were:** Senators

Adams          Christensen Dayton     Harper
Hillyard       Iwamoto    Madsen     Urquhart
Niederhauser

On motion of Senator Shiozawa, 2nd Sub. H.B. 96 was placed on Third Reading Table due to fiscal impact.

* * *

H.B. 106, SECURITIES AMENDMENTS, was read the second time.

Senator Henderson proposed the following amendment:
1. Page 2, Lines 42 through 43:

42 61–1–21.1, as last amended by Laws of Utah 2008, Chapter 3
43 [–61–1–24, as last amended by Laws of Utah 2009, Chapters
347 and 351–]

2. Page 18, Line 543 through Page 19, Line 571:

543 {Section 9. Section 61–1–24 is amended to read:
545 (1) (a) Subject to Subsection (1)(c), the division may make,
546 amend, or rescind a rule,
547 form, or order when necessary to carry out this chapter.
548 (b) For the purpose of a rule or form, the division may:
549 (i) classify securities, persons, and matters within the
550 jurisdiction of the commission or
551 division; [and]
552 (ii) prescribe different requirements for different classes[.]; and
553 (iii) by rule, establish a continuing education requirement for
554 investment adviser representatives.
555 (c) The division shall make rules in accordance with Title 63G,
Chapter 3, Utah Administrative Rulemaking Act, except that the division may not
make, amend, or rescind a
556 rule or form under this chapter without the concurrence of the
557 commission.
558 (d) In prescribing a rule or form, the division may cooperate
with the securities
559 administrators of the other states and the Securities and Exchange
Commission to achieve
560 maximum uniformity in the form and content of registration
statements, applications, and
561 reports wherever practicable.
562 (2) (a) The division may prescribe:
561  (i) the form and content of a financial statement required under this chapter;
562  (ii) the circumstances under which a consolidated financial statement shall be filed;
563  and
564  (iii) whether or not a required financial statement shall be certified by an independent
565  public accountant.
566  (b) A financial statement under this chapter shall be prepared in accordance with
567  generally accepted accounting principles.
568  (3) A provision of this chapter that imposes liability does not apply to an act done or
569  omitted in good faith in conformity with a rule, form, or order of the
570  division or an order of the
571  commission, notwithstanding that the rule, form, or order may later be amended or rescinded or
572  be determined by judicial or other authority to be invalid for any
reason.—}

RENUMBER REMAINING SECTIONS ACCORDINGLY

Senator Henderson’s motion to amend passed on a voice vote. Senator Bramble 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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1st Sub. H.B. 177, MORTGAGE LENDING AMENDMENTS, was read the second time. Senator Jackson 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
Escamilla Harper Henderson Hinkins
Jackson Jenkins Knudson Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Van Tassell Vickers
Weiler Niederhauser

**Absent or not voting were:** Senators
Bramble Dayton Fillmore Hillyard
Iwamoto Madsen Urquhart

**H.B. 273, CONDOMINIUM ASSOCIATION AMENDMENTS, was read the second time. Senator Van Tassell explained the bill. Senator Stephenson 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 Christensen Dabakis Davis
Escamilla Fillmore Harper Henderson
Hillyard Hinkins Jackson Jenkins
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Van Tassell Vickers Weiler Niederhauser

**Absent or not voting were:** Senators
Bramble Dayton Iwamoto Madsen
Urquhart
On motion of Senator Okerlund, the circle was removed from 1st Sub. H.B. 52, OFFICE OF OUTDOOR RECREATION AMENDMENTS, and it was before the Senate. 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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On motion of Senator Okerlund, 1st Sub. H.B. 52 was placed on Third Reading Table due to fiscal impact.

**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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On motion of Senator Okerlund, **H.B. 217** was placed on Third Reading Table due to fiscal impact.

* * *

On motion of Senator Henderson, the circle was removed from **H.B. 184**, UNLICENSED DIRECT–ENTRY MIDWIFERY, and it was before the Senate. Senator Henderson 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 Escamilla, the circle was removed from **S.B. 125**, AFTER–SCHOOL PROGRAMS AMENDMENTS, and it was before the Senate.

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

**1st Sub. S.B. 125 After–School Programs Amendments** (L. Escamilla)

Senator Escamilla 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
Dayton Madsen Urquhart

* * *

On motion of Senator Adams, the circle was removed from 1st Sub. H.B. 249, GENERAL CONTRACTORS LICENSE AMENDMENTS, and it was before the Senate.

Senator Adams proposed a verbal amendment as follows:

1. Page 2, Line 45:
   After “townhouses” delete “not exceeding two stories in height, exclusive of basement”

   Senator Adams’ motion to amend passed on a voice vote. Senator Adams explained the bill. Senator Jenkins 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
Adams Christensen Dabakis Escamilla
Fillmore Harper Henderson Hillyard
Hinkins Jackson Jenkins Knudson
Mayne Millner Okerlund Shiozawa
Stevenson Thatcher Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Bramble Davis Dayton Iwamoto
Madsen Stephenson Urquhart

THIRD READING CALENDAR

On motion of Senator Stephenson, the circle was removed from 2nd Sub. S.B. 176, OFFICE OF STATE BOARD OF EDUCATION EMPLOYMENT AMENDMENTS, and it was before the Senate. Senator Stephenson explained the bill. Senators Davis and Dabakis commented. The bill passed on the following roll call:
Yeas, 15; Nays, 10; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams Christensen Fillmore Henderson
Hinkins Jackson Jenkins Millner
Okerlund Stephenson Stevenson Thatcher
Vickers Weiler Niederhauser

Voting in the negative were: Senators
Dabakis Davis Escamilla Harper
Hillyard Iwamoto Knudson Mayne
Shiozawa Van Tassell

Absent or not voting were: Senators
Bramble Dayton Madsen Urquhart

2nd Sub. S.B. 176 was transmitted to the House for consideration.

INTRODUCTION OF BILLS

S.B. 253, Animal Shelter Revisions (G. Davis), was read the first time by short title and referred to the Rules Committee.

***

On motion of Senator Okerlund, and at 3:50 p.m., the Senate adjourned until 10:00 a.m., Thursday, March 3, 2016.
THIRTY-EIGHTH DAY
MORNING SESSION
March 3, 2016

The Senate was called to order at 10:09 a.m., with President Wayne Niederhauser presiding.

Prayer – Senator Deidre Henderson
Pledge of Allegiance – Senator Gene Davis
Roll Call – All Senators present except Senator Iwamoto, excused.

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 86)

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 2, 2016

The House passed, S.B. 62, JROTC INSTRUCTOR 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, 1st Sub. S.B. 108, BIRTHING CENTER 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.B. 134, OIL AND GAS CONSERVATION ACCOUNT 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.J.R. 6, JOINT RESOLUTION RECOGNIZING THE 100TH ANNIVERSARY OF THE JROTC PROGRAM, 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.J.R. 15, JOINT RULES RESOLUTION—CONFERENCE COMMITTEES, 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.
The House passed, as amended, **H.B. 250**, AIR QUALITY AMENDMENTS, by Representative E. Redd, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 297**, BAIL BOND AMENDMENTS, by Representative E. Hutchings, 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.

The House substituted and passed, **1st Sub. S.B. 11**, CANCELLATION OF AUTO INSURANCE COVERAGE, by Senator W. Harper, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bill was placed on the Concurrence Calendar.

**STANDING COMMITTEE REPORTS**

The Revenue and Taxation Committee recommends **H.B. 180**, SALES AND USE TAX EXEMPTION AMENDMENTS, by Representative B. Wilson, be replaced and favorably recommends **1st Sub. H.B. 180**, SALES AND USE TAX EXEMPTION AMENDMENTS; and

The Revenue and Taxation Committee recommends **S.B. 237**, IMMIGRATION AND ALIEN RELATED AMENDMENTS, by Senator C. Bramble, be replaced and favorably recommends **1st Sub. S.B. 237**, IMMIGRATION AND ALIEN RELATED AMENDMENTS; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 243**, INDIGENT COUNSEL IN PRIVATE PARENTAL TERMINATION CASES, by Senator T. Weiler; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 245**, PERSONAL PROPERTY AMENDMENTS, by Senator D. Henderson, with the following amendments:

1. Page 10, Lines 289 through 298:

289 (29) “Personal property” includes:
(a) every class of property as defined in Subsection (30) that is the subject of
ownership and [not included within the meaning of the terms “real
estate” and
“improvements”;] is not real estate or an improvement;
[(b) gas and water mains and pipes laid in roads, streets, or
alleys;]
(b) any pipe laid in or affixed to land {where—} whether or
not the ownership of the pipe is separate from
the ownership of the underlying land, even if the pipe meets the
definition of an improvement;
(c) bridges and ferries;
(d) livestock; and
(e) outdoor advertising structures as defined in Section
72−7−502.

Deidre M. Henderson, Chair

Mr. President: March 2, 2016

The Government Operations and Political Subdivisions Committee recommends S.B. 246, FUNDING FOR INFRASTRUCTURE REVISIONS, by Senator J. S. Adams, be replaced and favorably recommends 1st Sub. S.B. 246, FUNDING FOR INFRASTRUCTURE REVISIONS; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 220, LEGISLATIVE ORGANIZATION AMENDMENTS, by Representative L. Christensen; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on 1st Sub. H.B. 334, VOTING REVISIONS, by Representative B. Daw, with the following amendments:

1. Page 7, Lines 190 through 195a
   House Floor Amendments 2–29–2016:

190 (3) (a) The lieutenant governor shall ensure that all voting equipment used [complies
191 with the requirements of this section.] in the state {→}
is independently tested using security testing protocols and standards that:

are generally accepted in the industry at the time the lieutenant governor reviews the voting equipment for certification; and

meet the requirements of Subsection (3)(b) and

(ii) is able to be used to cast a ranked-choice ballot.

2. Page 7, Line 207

House Floor Amendments 2–29–2016:

Commission to test voting equipment.

(d) Voting equipment used in the state may include technology that allows for ranked-choice voting.

Margaret Dayton, 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 2, 2016

The Revenue and Taxation Committee reports a favorable recommendation on H.B. 237, INCOME TAX CONTRIBUTION FOR CLEAN AIR, by Representative P. Arent, and recommends it be considered read for the second time and placed on the Consent Calendar.

Deidre M. Henderson, Chair

Mr. President: March 2, 2016

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 270, CONSTITUTIONAL DEFENSE RESTRICTED ACCOUNT AMENDMENTS, by Representative M. Noel, 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 H.B. 366, ATTORNEY GENERAL
AMENDMENTS, 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 H.J.R. 11, JOINT RESOLUTION DESIGNATING UTAH AS A PURPLE HEART STATE, by Representative F. Cox, 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.

CORRECTED STANDING COMMITTEE REPORT

Mr. President: March 2, 2016

The Judiciary, Law Enforcement, and Criminal Justice Committee has tabled 1st Sub. H.B. 22, CIVIL ASSET FORFEITURE − PROCEDURAL REFORMS, and has returned it to the Rules Committee for filing.

Mark B. Madsen, Chair

CONCURRENCE CALENDAR

On motion of Senator Henderson, the Senate voted to concur in the House amendments to S.B. 126, COMMITTEE AUTHORITY AMENDMENTS. The bill, as amended, 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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<th>Bramble</th>
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Absent or not voting were: Senators

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S.B. 126 was returned to the House for the signature of the Speaker.
On motion of Senator Okerlund, the Senate voted to concur in the House amendments to S.B. 147, REVISOR’S TECHNICAL CORRECTIONS TO UTAH CODE. 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
- Davis
- Dayton
- Fillmore
- Harper
- Henderson
- Hinkins
- Jackson
- Jenkins
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators
- Escamilla
- Hillyard
- Iwamoto
- Madsen
- Stevenson
- Urquhart

S.B. 147 was returned to the House for the signature of the Speaker.

On motion of Senator Jackson, the Senate refused to concur in the House amendments. **1st Sub. S.C.R. 5, CONCURRENT RESOLUTION IN SUPPORT OF LAW ENFORCEMENT OFFICERS, was returned to the House.**

**CONSENT CALENDAR**

H.B. 345, CLINIC DEFINITION AMENDMENTS, was read the third time, explained by Senator Vickers, 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
- Fillmore
- Harper
- Henderson
- Hinkins
- Jackson
- Jenkins
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators
- Escamilla
- Hillyard
- Iwamoto
- Madsen
- Stevenson
- Urquhart
H.B. 345 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. 254, RESIDENT STUDENT TUITION AMENDMENTS, was read the third time, explained by Senator Knudson, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams Bramble Dabakis Davis
Dayton Fillmore Harper Hinkins
Jenkins Knudson Mayne Millner
Okerlund Shiozawa Stephenson Thatcher
Van Tassell Vickers Weiler Niederhauser

Absent or not voting were: Senators
Christensen Escamilla Henderson Hillyard
Iwamoto Jackson Madsen Stevenson
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.

THIRD READING CALENDAR

On motion of Senator Okerlund, the circle was removed from 2nd Sub. S.B. 102, HIGH COST INFRASTRUCTURE TAX CREDIT AMENDMENTS, and it was before the Senate. Senator Okerlund explained the bill. Senators Dabakis and Hinkins commented. The bill 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
Dayton Fillmore Harper Henderson
Hinkins Jackson Jenkins Knudson
Mayne Millner Okerlund Shiozawa
Stevenson Thatcher Urquhart Van Tassell
Vickers Weiler Niederhauser

Voting in the negative was: Senator
Dabakis
Absent or not voting were: Senators
Escamilla     Hillyard     Iwamoto     Madsen
Stephenson

2nd Sub. S.B. 102 was transmitted to the House for consideration.

* * *

On motion of Senator Vickers, the circle was removed from 1st Sub. S.B. 212, WILDLAND FIRE SUPRESSION FUND, and it was before the Senate. Senator Vickers explained the bill. The bill passed on the following roll call:

Yeas, 19; Nays, 0; Absent or not voting, 10.

Voting in the affirmative were: Senators
Bramble     Christensen     Dabakis     Davis
Dayton      Fillmore       Henderson    Hinkins
Jenkins     Knudson       Mayne        Millner
Okerlund    Shiozawa      Thatcher     Van Tassell
Vickers     Weiler        Niederhauser

Absent or not voting were: Senators
Adams       Escamilla      Harper       Hillyard
Iwamoto     Jackson       Madsen       Stephenson
Stevenson   Urquhart

1st Sub. S.B. 212 was transmitted to the House for consideration.

* * *

H.B. 282, STATE CONTRACTOR EMPLOYEE HEALTH COVERAGE AMENDMENTS, was read the third time, explained by Senator Bramble, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Bramble     Christensen     Dabakis     Dayton
Fillmore    Henderson      Hinkins      Jackson
Jenkins     Knudson       Mayne        Millner
Okerlund    Shiozawa      Stevenson    Thatcher
Van Tassell Vickers     Weiler       Niederhauser

Absent or not voting were: Senators
Adams       Davis          Escamilla    Harper
Hillyard    Iwamoto       Madsen       Stephenson
Urquhart
H.B. 282 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. 10, JOINT RESOLUTION AUTHORIZING THE LEASE OF A PORTION OF THE UTAH STATE DEVELOPMENTAL CENTER’S LAND, was read the third time, explained by Senator Dayton, 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
Davis  Dayton  Henderson  Hillyard
Hinkins  Jenkins  Knudson  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Thatcher  Van Tassell  Vickers  Weiler
Niederhauser

Absent or not voting were: Senators
Escamilla  Fillmore  Harper  Iwamoto
Jackson  Madsen  Stevenson  Urquhart

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.

* * *

H.B. 213, AGRICULTURAL MODIFICATIONS, was read the third time, explained by Senator Dayton, 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
Davis  Dayton  Escamilla  Henderson
Hillyard  Hinkins  Jenkins  Knudson
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Thatcher  Van Tassell  Weiler
Niederhauser

Absent or not voting were: Senators
Fillmore  Harper  Iwamoto  Jackson
Madsen  Stevenson  Urquhart  Vickers
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.

* * *

H.B. 183, COUNTY OPTION SALES AND USE TAX FOR HIGHWAYS AND PUBLIC TRANSIT AMENDMENTS, was read the third time, explained by Senator Van Tassell, 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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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.

* * *

H.B. 320, METRO TOWNSHIP REVISIONS, 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

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Absent or not voting were: Senators
Hillyard  Iwamoto  Madsen  Urquhart

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.

* * *

H.B. 51, RECODIFICATION OF POSTRETIREMENT REEMPLACEMENT PROVISIONS, was read the third time, explained by Senator Weiler, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Escamilla  Fillmore
Harper  Henderson  Hillyard  Hinkins
Jackson  Jenkins  Knudson  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Thatcher  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Iwamoto  Madsen  Urquhart

H.B. 51 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 63, FEES FOR GOVERNMENT RECORDS REQUESTS, was read the third time, explained by Senator Bramble, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Escamilla  Fillmore
Harper  Henderson  Hillyard  Hinkins
Jackson  Jenkins  Knudson  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Thatcher  Van Tassell  Vickers
Weiler  Niederhauser
Absent or not voting were: Senators
Iwamoto   Madsen   Urquhart

H.B. 63 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. 172, PUBLIC ASSISTANCE BENEFITS AMENDMENTS, was read the third time, explained by Senator Escamilla, and passed on the following roll call:

Yeas, 19; Nays, 0; Absent or not voting, 10.

Voting in the affirmative were: Senators
Christensen   Dabakis   Davis   Dayton
Escamilla     Fillmore   Harper   Henderson
Hinkins       Jackson   Jenkins  Knudson
Mayne         Millner   Okerlund Stephenson
Stevenson     Van Tassell Niederhauser

Absent or not voting were: Senators
Adams         Bramble   Hillyard  Iwamoto
Madsen        Shiozawa  Thatcher  Urquhart
Vickers       Weiler

1st Sub. H.B. 172 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, 1st Sub. H.B. 85, ATTORNEY FEE REVISIONS, was lifted from the Retirement Standing Committee and referred to the Business and Labor Standing Committee.

***

H.B. 247, MEDICAID VISION AMENDMENTS, was read the third time, explained by Senator Christensen, 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    Escamilla  Fillmore
Absent or not voting were: Senators
Iwamoto Madsen

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.

* * *

On motion of Senator Henderson, H.B. 129, TOWING SURCHARGE AMENDMENTS, was read the third time and circled.

* * *

H.B. 15, DOMESTIC RELATIONS RETIREMENT SHARES, 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 Christensen Dabakis
Davis Dayton Fillmore Harper Henderson Hillyard Hinkins Jackson Jenkins Knudson Mayne Millner Okerlund Shiozawa Stephenson Thatcher Urquhart Van Tassell Vickers Weiler Niederhauser

Absent or not voting were: Senators
Escamilla Iwamoto Madsen

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.

* * *

1st Sub. H.B. 191, INTERLOCK RESTRICTED DRIVER 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  Dabakis
Davis  Dayton  Escamilla  Fillmore
Harper  Henderson  Hillyard  Hinkins
Jackson  Jenkins  Knudson  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Thatcher  Urquhart  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Iwamoto  Madsen

1st Sub. H.B. 191 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. 126, UNMANNED AIRCRAFT REVISIONS, was read the third time and explained by Senator Van Tassell.

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

2nd Sub. H.B. 126 Unmanned Aircraft Revisions (K. Powell)

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  Escamilla  Fillmore
Harper  Henderson  Hillyard  Hinkins
Jackson  Jenkins  Knudson  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Thatcher  Urquhart  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Iwamoto  Madsen

2nd Sub. H.B. 126, as substituted, was returned to the House for further consideration.
H.B. 243, PUBLIC TRANSIT DISTRICT OFFICERS AMENDMENTS, 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
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Escamilla  Harper
Henderson  Hillyard  Jenkins  Knudson
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Stevenson  Thatcher  Urquhart
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Fillmore  Hinkins  Iwamoto  Jackson
Madsen

H.B. 243 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. 236, CHARITABLE PRESCRIPTION DRUG RECYCLING PROGRAM, 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  Escamilla  Harper
Henderson  Hinkins  Jenkins  Knudson
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Stevenson  Thatcher  Urquhart
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Fillmore  Hillyard  Iwamoto  Jackson
Madsen

3rd Sub. H.B. 236, as substituted, was returned to the House for further consideration.
On motion of Senator Bramble, the circle was removed from H.B. 129, TOWING SURCHARGE AMENDMENTS, and it was before the Senate. The bill passed on the following roll call:

**Y eas, 22; Nays, 3; 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

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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.

**1st Sub. H.C.R. 8, CONCURRENT RESOLUTION ON THE BONNEVILLE SALT FLATS INTERNATIONAL SPEEDWAY,** was read the third time and explained by Senator Knudson. Senator Jenkins commented and 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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1st Sub. 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.

***

2nd Sub. H.B. 36, INSURANCE REVISIONS, 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  Escamilla  Harper  
Henderson  Hillyard  Hinkins  Jenkins  
Knudson  Mayne  Millner  Okerlund  
Shiozawa  Stevenson  Thatcher  Urquhart  
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting were: Senators

Fillmore  Iwamoto  Jackson  Madsen  
Stephenson

2nd Sub. H.B. 36, as substituted and amended, was returned to the House for further consideration.

***

4th Sub H.B. 48, ELECTION LAW 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  Escamilla  Fillmore  
Harper  Henderson  Hillyard  Hinkins  
Jenkins  Knudson  Mayne  Millner  
Okerlund  Shiozawa  Stephenson  Stevenson  
Thatcher  Urquhart  Van Tassell  Vickers  
Weiler  Niederhauser

Absent or not voting were: Senators

Iwamoto  Jackson  Madsen
4th Sub. H.B. 48, as amended, was returned to the House for further consideration.

* * *

H.B. 260, SEXUAL EXPLOITATION OF A MINOR 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

Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Escamilla  Fillmore
Harper  Henderson  Hillyard  Hinkins
Jenkins  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Thatcher  Urquhart  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators

Iwamoto  Jackson  Madsen

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.

* * *

On motion of Senator Okerlund, the Senate recessed at 11:55 a.m.

AFTERNOON SESSION

The Senate reassembled at 2:26 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 3, 2016

The House passed, S.B. 68, PROPERTY TAX 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. 69, CHILDREN’S HEART DISEASE SPECIAL GROUP LICENSE PLATES, 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, 1st Sub. S.B. 123, OFFICE OF LICENSING 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. 129**, **DRIVING PRIVILEGE CARD 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. 135**, **ADMINISTRATIVE LAW JUDGE 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. 190**, **OPEN AND PUBLIC MEETINGS LAW REVISIONS**, 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.

Mr. President: March 3, 2016

The House passed, as amended, **H.B. 281**, **BIGAMY OFFENSE AMENDMENTS**, by Representative M. Noel, and it is transmitted for consideration; and

The House passed **H.B. 373**, **MISSING AND EXPLOITED CHILDREN’S DAY**, by Representative S. Handy, and it is transmitted for consideration; and

The House passed **H.B. 379**, **INTERSTATE RECIPROCITY AGREEMENT FOR POSTSECONDARY DISTANCE EDUCATION**, by Representative V. Peterson, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 386**, **NURSING CARE FACILITY AMENDMENTS**, by Representative F. Gibson, and it is transmitted for consideration; and

The House passed **H.B. 398**, **PHARMACY SERVICE FOR DISCHARGED HOSPITAL PATIENTS**, by Representative E. Redd, and it is transmitted for consideration; and

The House passed **H.B. 402**, **REAL ESTATE AMENDMENTS**, by Representative G. Froerer, and it is transmitted for consideration; and

The House passed **H.B. 422**, **COMMON AREA ASSESSMENT AMENDMENTS**, by Representative G. Froerer, and it is transmitted for consideration; and
The House passed H.B. 439, RETIREMENT AMENDMENTS FOR FELONY CONVICTION, by Representative D. McCay, 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, 2016

The Health and Human Services Committee reports a favorable recommendation on 2nd Sub. H.B. 18, MEDICAID PREFERRED DRUG LIST AMENDMENTS, by Representative R. Ward; and

The Health and Human Services Committee reports a favorable recommendation on 1st Sub. H.B. 259, SUBSTANCE ABUSE TREATMENT FRAUD, by Representative E. Hutchings; and

The Health and Human Services Committee reports a favorable recommendation on 1st Sub. H.B. 265, MENTAL HEALTH PRACTITIONER AMENDMENTS, by Representative S. Eliason.

Evan J. Vickers, Chair

Mr. President: March 3, 2016

The Business and Labor Committee reports a favorable recommendation on 6th Sub. H.B. 316, BUILDING CODE REVIEW AND ADOPTION AMENDMENTS, by Representative B. Wilson, with the following amendments:

1. Page 4, Lines 101 through 101a
   House Floor Amendments 2–29–2016:

   101  15A–6–102, Utah Code Annotated 1953

   101a 15A–6–201, Utah Code Annotated 1953

   15A–6–202, Utah Code Annotated 1953

2. Page 101, Lines 2901o through 2902
   House Floor Amendments 2–29–2016:

   2901o (b) the project is designed and stamped by a structural engineer licensed in the state, Utah Code Annotated 1953

Section 44. Section 15A–6–202 is enacted to read:

(1) Notwithstanding any other provision of this title, a governing body in the state that issues a building permit may not:

(a) deny issuing a building permit to a project solely because the project uses non-polyurethane insulating concrete form block that complies with Subsection (2); or

(b) require a project to apply additional flame retardants to the surface of non-polyurethane insulating concrete form block that has a flame spread that is less than or equal to 25.

(2) A project may use non-polyurethane insulating concrete form block if:

(a) the non-polyurethane insulating concrete form block is manufactured using foam plastic insulation that complies with applicable requirements in Title 15A, State Construction and Fire Codes Act, for flame spread index and smoke development index;

(b) the non-polyurethane insulating concrete form block complies with any other requirements applicable to insulating concrete forms in Title 15A, State Construction and Fire Codes Act; and

(c) the project is designed and stamped by a structural engineer who is licensed in the state.

2902 Section [43] 44 [44]. Section 58–11a–502 is amended to read:

RENUMBER REMAINING SECTIONS ACCORDINGLY; and

The Business and Labor Committee reports a favorable recommendation on S.B. 248, PUBLIC NOTICE OF UNCLAIMED PROPERTY, by Senator C. Bramble; and

The Business and Labor Committee reports a favorable recommendation on S.B. 250, ALCOHOLIC BEVERAGE POLICY AMENDMENTS, by Senator J. Stevenson, with the following amendments:

1. Page 3, Lines 73 through 77:

73 (c) Except as provided in Subsection (3)(d) or Subsection 32B–4–415(5) ;

74 (i) a person may not carry from a licensed premises of a retail licensee a sealed

75 container of liquor that has been purchased from the retail licensee ; and
76  (ii) a retail licensee may not permit a patron to carry from the licensed premises a
77   sealed container of liquor that has been purchased from the retail licensee.

2. Page 9, Lines 270 through 274:

270  (A) maintain at least 70% of the person’s total gross revenues from business directly
271  related to a recreational amenity on or directly adjoining the licensed premises of the beer
272  retailer {or have a contract meeting the requirements of Subsection (2)(e)(v) with a political
273   subdivision that owns and operates a recreational amenity on or directly adjoining the licensed
274  premises of the beer retailer} , except that a person may include gross revenue from business directly related to a recreational amenity that is owned or operated by a political subdivision if the person has a contract meeting the requirements of Subsection (2)(e)(v) with the political subdivision; or

3. Page 10, Lines 296 through 302:

296  (v) A contract described in Subsection (2)(e)(i)(A) shall {provide the following}:
297  (A) {the total gross revenue from the operations of the recreational amenity by the
298  political subdivision shall equal or exceed an amount calculated by multiplying the beer
299  retailer’s total gross receipts by 70%,} allow the beer retailer to include the total gross revenue from operations of the recreational amenity in the beer retailer’s total gross receipts for purposes of Subsection (2)(e)(i)(A); and
300  (B) give the department {shall have} the authority to audit financial information of the
301  political subdivision to the extent necessary to confirm that the {requirement of Subsection
302  (2)(e)(v)(A) is} requirements of Subsection (2)(e)(i)(A) are met; and
The Business and Labor Committee reports a favorable recommendation on **S.B. 252**, JOINT TENANCY AMENDMENTS, by Senator C. Bramble.

Curtis S. Bramble, Chair

Mr. President: March 3, 2016

The Education Committee reports a favorable recommendation on **S.B. 244**, SCHOOL FUNDING PROVISIONS, by Senator L. Fillmore.

Ann Millner, 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 3, 2016

The Business and Labor Committee reports a favorable recommendation on **H.B. 321**, REAL ESTATE TRANSACTION AMENDMENTS, by Representative B. Greene, and recommends it be considered read for the second time and placed on the Consent Calendar.

Curtis S. Bramble, Chair

Mr. President: March 3, 2016

The Education Committee reports a favorable recommendation on **H.B. 343**, SCHOOL ADMINISTRATION AMENDMENTS, by Representative K. Stratton, and recommends it be considered read for the second time and placed on the Consent Calendar

Ann Millner, 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 3, 2016

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

**Business and Labor Committee**

**S.B. 253** Animal Shelter Revisions (Sen. G. Davis)


(Sen. C. Bramble)
Day 38  Thursday, March 3, 2016


Education Committee

Government Operations and Political Subdivisions Committee

Health and Human Services Committee

Judiciary, Law Enforcement and Criminal Justice Committee
H.B. 355  Peace Officer Situational Training (Rep. F. Gibson) (Sen. C. Bramble)

Natural Resources, Agriculture, and Environment Committee

Revenue and Taxation Committee
Transportation, Public Utilities and Technology Committee
1st Sub. H.B. 296  Transportation Funding Revisions  
(Rep. Johnny Anderson) (Sen. A. Jackson)

Kevin T. Van Tassell  
Rules Committee Chair

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

INTRODUCTION OF BILLS

S.B. 254, Administrative Subpoena Amendments (M. Madsen), was read the first time by short title and referred to the Judiciary, Law Enforcement and Criminal Justice Committee.

S.B. 255, Building Inspector Licensing Amendments (E. Vickers), was read the first time by short title and referred to the Business and Labor Committee.

S.B. 256, Judgment Interest Rate Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

On motion of Senator Okerlund, H.B. 244, INDEPENDENT ENERGY PRODUCER AMENDMENTS, was read the third time and circled.

* * *

On motion of Senator Okerlund, H.B. 106, SECURITIES AMENDMENTS, was read the third time and circled.

* * *

1st Sub. H.B. 177, MORTGAGE LENDING AMENDMENTS, was read the third time, explained by Senator Jackson, 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  Escamilla  Fillmore  Harper
Henderson  Hillyard  Hinkins  Jackson
Jenkins  Knudson  Mayne  Millner
Okerlund  Stephenson  Stevenson  Thatcher
Urquhart  Van Tassell  Vickers  Weiler
Niederhauser


Voting in the negative was: Senator Shiozawa

Absent or not voting were: Senators Bramble Iwamoto Madsen

Senator Escamilla declared a conflict of interest.

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.

***

H.B. 273, CONDOMINIUM ASSOCIATION AMENDMENTS, was read the third time and explained by Senator Van Tassell. Senators Stephenson and Dayton 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 Dabakis Davis Dayton Escamilla Fillmore Harper Henderson Hillyard Hinkins Jackson Jenkins Knudson Mayne Millner Okerlund Shiozawa Stephenson Stevenson Thatcher Urquhart Van Tassell Vickers Weiler Niederhauser

Absent or not voting were: Senators Iwamoto Madsen

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.

***

On motion of Senator Harper, the circle was removed from H.B. 244, INDEPENDENT ENERGY PRODUCER AMENDMENTS, and it was before the Senate. Senator Van Tassell 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 Escamilla Fillmore
H.B. 244 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 184, UNLICENSED DIRECT-ENTRY MIDWIFERY, was read the third time, explained by Senator Henderson, 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
Escamilla Fillmore Henderson Hillyard
Hinkins Jackson Jenkins Knudson Madsen
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Urquhart
Van Tassell Vickers Weiler Niederhauser

Absent or not voting were: Senators
Adams Davis Harper Iwamoto
Urquhart

H.B. 184, as amended, was returned to the House for further consideration.

* * *

1st Sub. S.B. 125, AFTER-SCHOOL PROGRAMS AMENDMENTS, was read the third time, explained by Senator Escamilla, and passed on the following roll call:

Yeas, 20; Nays, 3; Absent or not voting, 6.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Escamilla Fillmore Harper
Henderson  Knudson  Madsen  Mayne
Millner  Okerlund  Shiozawa  Stevenson
Thatcher  Van Tassell  Vickers  Niederhauser

**Voting in the negative were:** Senators
Hinkins  Jenkins  Weiler

**Absent or not voting were:** Senators
Dayton  Hillyard  Iwamoto  Jackson
Stephenson  Urquhart

1st Sub. S.B. 125 was transmitted to the House for consideration.

* * *

On motion of Senator Bramble, the circle was removed from H.B. 106, SECURITIES AMENDMENTS, 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
Davis  Dayton  Escamilla  Fillmore
Harper  Henderson  Hillyard  Hinkins
Jenkins  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stevenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser

**Absent or not voting were:** Senators
Iwamoto  Jackson  Madsen  Stephenson
Urquhart

H.B. 106, as amended, was returned to the House for further consideration.

* * *

1st Sub. H.B. 249, GENERAL CONTRACTORS LICENSE AMENDMENTS, was read the third time and explained by Senator Adams. Senator Jenkins commented and passed on the following roll call:

**Yeas, 17; Nays, 6; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators
Adams  Bramble  Christensen  Dabakis
Davis  Hillyard  Hinkins  Knudson
Voting in the negative were: Senators
Fillmore           Harper       Henderson       Jenkins
Van Tassell          Vickers

Absent or not voting were: Senators
Dayton             Escamilla     Iwamoto      Jackson
Madsen               Stephenson

1st Sub. HB. 249, as amended, was returned to the House for further consideration.

***

On motion of Senator Adams, the Senate voted to suspend the rules and consider Senate bills on a House day.

***

On motion of Senator Adams, the circle was removed from 1st Sub. S.B. 161, HIGHWAY SIGNAGE AMENDMENTS, and it was before the Senate.

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

2nd Sub. S.B. 161 Highway Signage Amendments (J. S. Adams)

Senator Adams explained the bill. Senators Dayton, Fillmore, and Stevenson commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams             Bramble       Christensen     Dabakis
Dayton            Fillmore      Harper        Henderson
Hillyard          Jenkins       Knudson       Mayne
Okerlund           Shiozawa     Stevenson     Thatcher
Urquhart          Van Tassell   Vickers       Weiler

Absent or not voting were: Senators
Davis             Escamilla     Hinkins       Iwamoto
Jackson           Madsen        Millner       Stephenson
Niederhauser
**2nd Sub. S.B. 161** was transmitted to the House for consideration.

* * *

On motion of Senator Adams, the circle was removed from **1st Sub. S.B. 115**, SUSTAINABLE TRANSPORTATION AND ENERGY PLAN ACT, and it was before the Senate.

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

**3rd Sub. S.B. 115 Sustainable Transportation and Energy Plan Act**  
(J.S. Adams)

Senator Adams explained the bill. Senators Vickers, Davis, Hinkins, Christensen and Harper commented.

Senator Harper proposed the following amendment:

1. Page 16, Lines 477 through 479:

477 (c) The commission shall authorize a large-scale electric utility to recoup the
478 large-scale electric utility’s unrecovered costs paid through the Utah solar incentive program
479 from the funds allocated under Subsection (6)(a)(i).
480 (d) The commission may authorize a large-scale electric utility to allocate funds the large-scale electric utility collects via the line item charge described in Subsection (3) not spent under Subsection (6) to a conservation, efficiency, or new technology program if the conservation, efficiency, or new technology program is cost-effective and in the public interest.

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

On motion of Senator Adams, the bill was circled.

* * *

On motion of Senator Stevenson, the Senate voted to lift **3rd Sub. H.B. 116**, DETERMINATION OF EMPLOYER STATUS AMENDMENTS, from the Third Reading Table and place it on the Third Reading Calendar.

**3rd Sub. H.B. 116**, DETERMINATION OF EMPLOYER STATUS AMENDMENTS, was read the third time, explained by Senator Stevenson, 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  Escamilla  Fillmore
Harper  Henderson  Hinkins  Jackson
Jenkins  Knudson  Madsen  Mayne
Okerlund  Shiozawa  Stephenson  Stevenson
Van Tassell  Vickers  Weiler

Absent or not voting were: Senators
Hillyard  Iwamoto  Millner  Thatcher
Urquhart  Niederhauser

3rd Sub. H.B. 116, as amended, was returned to the House for further consideration.

SPECIAL ORDER OF BUSINESS

Senator Knudson read a citation honoring World War II Veterans Harold Ray Germaine and Walter Travis Stewart.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 3, 2016

The House refuses to recede from its amendments to 1st Sub. S.C.R. 5, CONCURRENT RESOLUTION IN SUPPORT OF LAW ENFORCEMENT OFFICERS, by Senator A. Jackson, and has appointed a Conference Committee consisting of Representatives M. Kennedy, J. Peterson, and S. Hollins to meet with a like committee from the Senate on this bill.

Sandy D. Tenney, Chief Clerk

On motion of Senator Jackson, the Senate voted to refuse to concur to the House amendments to 1st Sub. S.C.R. 5. President Niederhauser appointed a conference committee consisting of Senators Jackson, Mayne, and Dayton to meet with a like committee from the House.

SECOND READING CALENDAR

H.B. 288, EDUCATIONAL RECORDS PROTECTION AMENDMENTS, was read the second time. Senator Weiler explained the bill. Senator Bramble 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, the circle was removed from **1st Sub. H.B. 148**, PROTECTIVE ORDER AMENDMENTS, and it was before the Senate. Senator Hillyard explained the bill. The bill 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. 330**, STATE FIRE CODE REVISIONS, was read the second time. Senator Adams 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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Absent or not voting were: Senators
Christensen    Dayton    Iwamoto    Millner
Urquhart      Niederhauser

* * *

On motion of Senator Okerlund, and at 4:00 p.m., the Senate adjourned until
10:00 a.m., Friday, March 4, 2016.
The Senate was called to order at 10:07 a.m., with President Wayne Niederhauser presiding.

Prayer – Senator Ralph Okerlund
Pledge of Allegiance – Senator Karen Mayne
Roll Call – All Senators present except Senator Iwamoto, excused.

READING OF TITLES OF BILLS AND RESOLUTIONS
(Please refer to Day 1, Page 86)

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 3, 2016
The Speaker of the House has signed S.B. 126, COMMITTEE AUTHORITY AMENDMENTS, by Senator D. Henderson, and it is transmitted for the signature of the President; and

The Speaker of the House has signed S.B. 147, REVISOR’S TECHNICAL CORRECTIONS TO UTAH CODE, 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.

Mr. President: March 3, 2016
The House passed, as amended, 1st Sub. H.B. 75, EPILEPSY TRAINING IN PUBLIC SCHOOLS, by Representative D. Sagers, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 348, MOUNTAINOUS PLANNING DISTRICT AMENDMENTS, by Representative B. Dee, and it is transmitted for consideration; and

The House passed H.B. 421, INSURANCE CHANGES, by Representative J. Dunnigan, and it is transmitted for consideration; and
The House passed, as substituted, 1st Sub. H.C.R. 12, CONCURRENT RESOLUTION HONORING LIN–MANUEL MIRANDA, COMPOSER OF THE MUSICAL HAMILTON, 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.

INTRODUCTION OF BILLS

S.B. 257, Public–private Partnership Amendments (R. Okerlund), was read the first time by short title and referred to the Rules Committee.

CONCURRENCE CALENDAR

On motion of Senator Harper, the Senate voted to concur in the House amendments to 1st Sub. S.B. 11, CANCELLATION OF AUTO INSURANCE COVERAGE. 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  Escamilla  Fillmore
Harper  Henderson  Hillyard  Hinkins
Jackson  Jenkins  Knudson  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Thatcher  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Iwamoto  Madsen  Urquhart

1st Sub. S.B. 11 was returned to the House for the signature of the Speaker.

CONSENT CALENDAR

1st Sub. S.B. 206, COHABITANT ABUSE PROCEDURES ACT REVISIONS, 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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**Absent or not voting were:** Senators

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1st Sub. S.B. 206 was transmitted to the House for consideration.

* * *

On motion of Senator Stevenson, the circle was removed from **S.C.R. 16, CONCURRENT RESOLUTION ON UTAH’S VISION FOR ENDURING CONTRIBUTION TO THE COMMON DEFENSE**, and it was before the Senate. Senator Stevenson explained the bill. The bill 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.C.R. 16 was transmitted to the House for consideration.

* * *

**S.B. 218, DEPARTMENT OF CORRECTIONS AMENDMENTS,** was read the third time, explained by Senator Fillmore, 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          Dayton
Escamilla      Fillmore         Harper             Henderson
Hillyard       Hinkins          Jackson           Jenkins
Knudson        Mayne            Millner           Okerlund
Shiozawa       Stephenson       Thatcher          Van Tassell
Vickers        Weiler           Niederhauser

Absent or not voting were: Senators
Dabakis        Davis            Iwamoto           Madsen
Stevenson      Urquhart

S.B. 218 was transmitted to the House for consideration.

* * *

H.B. 314, BEDDING, UPHOLSTERED FURNITURE, AND QUILTED CLOTHING INSPECTION ACT AMENDMENTS, was read the third time, explained by Senator Jackson, 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         Escamilla        Fillmore           Harper
Henderson      Hillyard         Hinkins           Jackson
Jenkins        Knudson          Mayne             Millner
Okerlund       Stephenson       Thatcher          Van Tassell
Vickers        Weiler           Niederhauser

Absent or not voting were: Senators
Davis          Iwamoto           Madsen            Shiozawa
Stevenson      Urquhart

H.B. 314 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 S.B. 203, IMMUNITY AMENDMENTS, and it was before the Senate. Senator Adams explained the bill. The bill passed on the following roll call:

Yeas, 20; Nays, 0; Absent or not voting, 9.
Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dayton
Escamilla  Fillmore  Harper  Henderson
Hillyard  Hinkins  Jackson  Jenkins
Millner  Okerlund  Stephenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Dabakis  Davis  Iwamoto  Knudson
Madsen  Mayne  Shiozawa  Stevenson
Urquhart

S.B. 203 was transmitted to the House for consideration.

* * *

1st Sub. H.B. 344, MOVE OVER 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  Escamilla  Fillmore  Harper
Henderson  Hillyard  Hinkins  Jackson
Jenkins  Mayne  Millner  Okerlund
Stephenson  Thatcher  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Davis  Iwamoto  Knudson  Madsen
Shiozawa  Stevenson  Urquhart

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.

* * *

H.B. 363, GRAZING ZONE AMENDMENTS, was read the third time, explained by Senator Vickers, 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  Escamilla  Harper  Henderson
Hillyard  Hinkins  Jackson  Jenkins
Knudson  Mayne  Millner  Okerlund
Thatcher  Van Tassell  Vickers  Weiler
Niederhauser

Absent or not voting were: Senators
Davis    Fillmore    Iwamoto    Madsen
Shiozawa  Stephenson  Stevenson  Urquhart

H.B. 363 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. 4, JOINT RESOLUTION ON WATER INFRASTRUCTURE TRANSFER, was read the third time, explained by Senator Henderson, 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  Escamilla  Fillmore  Harper
Henderson  Hillyard  Hinkins  Jackson
Jenkins  Knudson  Mayne  Millner
Okerlund  Stephenson  Thatcher  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Davis  Iwamoto  Madsen  Shiozawa
Stevenson  Urquhart

1st Sub. H.J.R. 4 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

S.B. 219, FAIR HOUSING ACT AMENDMENTS, was read the third time, 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  Bramble  Christensen  Dabakis
Dayton  Escamilla  Fillmore  Harper
Henderson  Hillyard  Hinkins  Jackson
Jenkins    Knudson  Mayne   Millner
Okerlund   Stephenson Thatcher Van Tassell
Vickers    Weiler  Niederhauser

Absent or not voting were: Senators
Davis        Iwamoto   Madsen    Shiozawa
Stevenson    Urquhart

S.B. 219 was transmitted to the House for consideration.

* * *

H.B. 285, BOARD OF EXAMINERS MEETING NOTICE AMENDMENTS, was read the third time, explained by Senator Jackson, 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  Escamilla Fillmore  Harper
Henderson  Hinkins  Jackson  Jenkins
Knudson  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Thatcher  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Davis        Hillyard  Iwamoto  Madsen
Stevenson    Urquhart

H.B. 285 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 359, POLITICAL SUBDIVISION ETHICS COMMISSION AMENDMENTS, was read the third time, explained by Senator Dayton, 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  Escamilla Fillmore  Harper
Absent or not voting were: Senators
Davis Hillyard Iwamoto Madsen
Stevenson Urquhart Weiler

H.B. 359 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

S.B. 228, MULTICOUNTY ASSESSING AND COLLECTING LEVY AMENDMENTS, was read the third time, explained by Senator Stephenson, 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 Escamilla Fillmore
Harper Henderson Hinkins Jackson
Jenkins Knudson Madsen Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Van Tassell Vickers
Niederhauser

Absent or not voting were: Senators
Hillyard Iwamoto Urquhart Weiler

S.B. 228 was transmitted to the House for consideration.

* * *

S.B. 238, SAFETY NET INITIATIVE 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 Escamilla Fillmore
Absent or not voting were: Senators
Hillyard Iwamoto Madsen

S.B. 238 was transmitted to the House for consideration.

* * *

On motion of Senator Urquhart, the circle was removed from H.B. 216, UTAH EDUCATIONAL SAVINGS PLAN AMENDMENTS, 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 Escamilla Fillmore
Harper Henderson Hinkins Jackson
Jenkins Knudson Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Urquhart Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Hillyard Iwamoto Madsen

H.B. 216 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 Adams, the circle was removed from 3rd Sub. S.B. 115, SUSTAINABLE TRANSPORTATION AND ENERGY PLAN ACT, and it was before the Senate.

Senator Adams proposed the following amendment:
1. Page 13, Lines 392 through 393:

392 December 31, 2020, the notice described in Subsection 54–3–32(3)(a) is not considered to be withdrawn unless a transfer of service under Section 54–3–32 does not occur before the later of:

2. Page 19, Line 566:

566 a cost of service proceeding for approval and implementation of a net metering tariff under

Senator Adams’ motion to amend passed on a voice vote. Senator Adams explained the bill. Senators Harper, Christensen, Jenkins, Dabakis, Davis, Shiozawa, Hinkins, and Madsen commented. The bill passed on the following roll call:

**Yeas, 20; Nays, 7; 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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3rd Sub. S.B. 115, as amended, was transmitted to the House for consideration.

**COMMUNICATIONS FROM THE HOUSE**

Mr. President:  March 4, 2016

The House passed H.J.R. 22, JOINT RESOLUTION HONORING UTAH VALLEY UNIVERSITY’S 75TH ANNIVERSARY, by Representative B. Daw, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and placed on the Second Reading Calendar.
On motion of Senator Dayton, under suspension of the rules, H.J.R. 22, JOINT RESOLUTION HONORING UTAH VALLEY UNIVERSITY’S 75TH ANNIVERSARY, 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

| Hillyard | Iwamoto |

H.J.R. 22 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**

A citation was read honoring members of the “Pacific Alliance.” Members included His Excellency Juan Gabriel Valdes, Ambassador of Chile to the U.S., His Excellency Juan Carlos Pinzon, Ambassador of Columbia to the U.S., His Excellency Luis Miguel Castilla, Ambassador of Peru to the U.S., and the Honorable Eduardo Arnal Palomera, Consul General of Mexico.

**COMMITTEE OF THE WHOLE**

On motion of Senator Madsen, His Excellency Luis Miguel Castilla, Ambassador of Peru to the U.S. spoke in Committee of the Whole. Senators Christensen and Escamilla commented.

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

**THIRD READING CALENDAR**

H.B. 288, EDUCATIONAL RECORDS PROTECTION AMENDMENTS, was read the third time and explained by Senator Weiler.
On motion of Senator Weiler, the following substitute bill replaced the original bill:

**3rd Sub. H.B. 288 Educational Records Protection Amendments** (C. Hall)

Senators Bramble and Davis commented and 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

|       | Hillyard | Iwamoto | Madsen |

**3rd Sub. H.B. 288,** as substituted, was returned to the House for further consideration.

***

On motion of Senator Knudson, **1st Sub. H.B. 148, PROTECTIVE ORDER AMENDMENTS**, was read the third time and circled.

***

On motion of Senator Thatcher, the circle was removed from **S.B. 157, PAWNSHOP AMENDMENTS**, and it was before the Senate.

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

**1st Sub. S.B. 157 Pawnshop Amendments** (D. Thatcher)

Senator Thatcher explained the bill. The bill 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
Adams Hillyard Iwamoto Madsen

1st Sub. S.B. 157, as substituted, was transmitted to the House for consideration.

* * *

H.B. 330, STATE FIRE CODE REVISIONS, was read the third time and explained by Senator Adams.

Senator Adams proposed the following amendment:

1. Page 1, Lines 24 through 25:

   24 Other Special Clauses:
   25 {–None–} This bill provides a special effective date.

2. Page 31, Line 927:

   927 class C common state approved explosives.
   Section 13. Effective date.
   This bill takes effect on July 1, 2016.

   Senator Adams’ motion to amend passed on a voice vote 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 Christensen Dabaksis Davis
Escamilla Fillmore Harper Henderson
Hillyard Hinkins Jackson Jenkins
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Van Tassell Vickers Weiler Niederhauser

Absent or not voting were: Senators
Bramble Dayton Iwamoto Madsen
Urquhart
H.B. 330, as amended, was returned to the House for further consideration.

***

On motion of Senator Hillyard, the circle was removed from 1st Sub. H.B. 148, PROTECTIVE ORDER AMENDMENTS, and it was before the Senate.

Senator Weiler proposed the following amendment:

1. Page 2, Lines 26 through 28:

   26 78B–7–115. Dismissal of protective order.
   27 (1) Except as provided in Subsection (6), a protective order that has been in effect for at least two years may be dismissed if
   28 the court determines that the petitioner no longer has a reasonable fear of future abuse. In

2. Page 2, Lines 38 through 40:

   38 (f) any other factors the court considers relevant to the case before it.
   39 (2) Except as provided in Subsection (6), the court may amend or dismiss a protective order issued in accordance with this
   40 part that has been in effect for at least one year if it finds that:

3. Page 3, Lines 61 through 67

   House Committee Amendments 2–2–2016:

   61 (b) the court after making specific
   61a [specifically finds that the order need not continue [1]]
   62 findings on each factor described] and as provided in Subsection (1), [determines that] [determines that]
   62a the petitioner no longer has a reasonable fear of future abuse.
   63 (a) Notwithstanding Subsection (1) or (2), a protective order that has been entered under this chapter concerning a petitioner and a
respondent who are divorced shall automatically expire, subject to Subsections (6)(b) and (c), 10 years from the day on which one of following occurs:
(i) the decree of divorce between the petitioner and respondent became absolute; or
(ii) the protective order was entered.
(b) The protective order shall automatically expire, as described in Subsection (6)(a), unless:
(i) the petitioner demonstrates that the petitioner has a reasonable fear of future abuse, as described in Subsection (1); or
(ii) the respondent has been convicted of a protective order violation or any crime of violence subsequent to the issuance of the protective order.
(c) The 10 years described in Subsection (6)(a) is tolled for any period of time that the respondent is incarcerated.

When the court dismisses a protective order, the court shall immediately:

(a) issue an order of dismissal to be filed in the protective order action; and
(b) transmit a copy of the order of dismissal to the statewide domestic violence network as described in Section 78B−7−113.

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

Bramble Christensen Dabakis Davis
Dayton Escamilla Harper Henderson
Hillyard Hinkins Jackson Jenkins
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Van Tassell Vickers Weiler Niederhauser

**Absent or not voting were:** Senators

Adams Fillmore Iwamoto Madsen
Urquhart

1st Sub. H.B. 148, as amended. was returned to the House for further consideration.
SECOND READING CALENDAR

On motion of Senator Dayton, S.B. 175, FAIR HOUSING ACT OPTION AMENDMENTS, was read the second time and circled.

* * *

On motion of Senator Bramble, the circle was removed from S.B. 183, DEPARTMENT OF PUBLIC SAFETY AMENDMENTS, and it was before the Senate. Senator Bramble explained the bill. The bill passed second reading on the following roll call:

Yea\s, 25; Nay\s, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Bramble
Dayton
Henderson
Jenkins
Okerlund
Thatcher
Niederhauser
Christensen
Escamilla
Hillyard
Knudson
Shiozawa
Van Tassell
Davis
Fillmore
Hinkins
Mayne
Stephenson
Vickers
Harper
Hilliard
Millner
Stevenson
Weiler

Absent or not voting were: Senators
Adams
Iwamoto
Madsen
Urquhart

* * *

S.B. 205, ETHICS REVISIONS, was read the second time. Senator Okerlund explained the bill. The bill passed second reading on the following roll call:

Yea\s, 23; Nay\s, 0; Absent or not voting, 6.

Voting in the affirmative were: Senators
Christensen
Escamilla
Hinkins
Mayne
Stephenson
Van Tassell
Dabakis
Harper
Jackson
Millner
Stevenson
Vickers
Davis
Henderson
Jenkins
Okerlund
Thatcher
Weiler
Dayton
Hillyard
Knudson
Shiozawa
Urquhart

Absent or not voting were: Senators
Adams
Bramble
Fillmore
Iwamoto
Madsen
Niederhauser
2nd Sub. S.B. 184, PROCUREMENT CODE MODIFICATIONS, was read the second time.

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

3rd Sub. S.B. 184 Procurement Code Modifications (S. Jenkins)

Senator Jenkins proposed the following amendment:

1. Page 24, Lines 709 through 710:

   709 (d) for a local government procurement unit (i): the legislative body of the local government procurement unit: or (ii) an individual or body designated by the legislative body of the local government procurement unit:

2. Page 76, Line 2337:

   2337 [(5) (6)] (a) Except as provided in Subsections [(5)(b) and (8)] [(6)(b) and ] Subsection (7)(b) relating to access to management fee information, and except as provided in Subsection (9), each

3. Page 77, Lines 2380 through 2381:

   2380 [(8)] (9) An issuing procurement unit is not required to comply with Subsection [(5)]

   2381 (6) or (7)(b)(iv), as applicable, if the head of the issuing procurement unit or a person designated by rule made by the

4. Page 78, Lines 2385 through 2387:

   2385 best interest of the procurement unit to waive compliance with Subsection [(5)] (6) or (7)(b)(iv), as the case may be; and

   2386 (ii) describing the nature of the proposal and the other circumstances relied upon to

   2387 waive compliance with Subsection [(5)] (6) or (7)(b)(iv); and
(4) A protest may not be based on:

(a) the rejection of a solicitation response due to a protestor’s failure to attend or participate in a mandatory conference, meeting, or site visit held before the deadline for submitting a solicitation response;

or

(b) a vague or unsubstantiated allegation.

Senator Jenkins’ motion to amend passed on a voice vote. Senator Jenkins explained the bill. Senator Hillyard 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

Adams  Bramble  Dabakis  Davis
Escamilla  Harper  Henderson  Hillyard
Hinkins  Jenkins  Knudson  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Van Tassell  Vickers  Weiler  Niederhauser

**Absent or not voting were:** Senators

Christensen  Dayton  Fillmore  Iwamoto
Jackson  Madsen  Mayne  Thatcher
Urquhart

* * *

**S.B. 204, FREE MARKET PROTECTION AND PRIVATIZATION BOARD ACT AMENDMENTS,** was read the second time. Senator Stephenson explained the bill. The bill passed second reading on the following roll call:

**Yeas, 19; Nays, 0; Absent or not voting, 10.**

**Voting in the affirmative were:** Senators

Adams  Bramble  Christensen  Dabakis
Escamilla  Harper  Henderson  Hillyard
Hinkins  Jenkins  Knudson  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Van Tassell  Vickers  Niederhauser

**Absent or not voting were:** Senators

Davis  Dayton  Fillmore  Iwamoto
Jackson  Madsen  Mayne  Thatcher
Urquhart  Weiler
S.B. 208, RETIREMENT AMENDMENTS, was read the second time. Senator Weiler explained the bill. The bill passed second reading on the following roll call:

**Yeas, 19; Nays, 0; Absent or not voting, 10.**

**Voting in the affirmative were:** Senators

- Adams
- Bramble
- Christensen
- Dabakis
- Escamilla
- Harper
- Henderson
- Hillyard
- Jenkins
- Knudson
- Madsen
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Van Tassell
- Vickers
- Weiler

**Absent or not voting were:** Senators

- Davis
- Dayton
- Fillmore
- Hinkins
- Iwamoto
- Jackson
- Mayne
- Thatcher
- Urquhart
- Niederhauser

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1st Sub. S.B. 225, NOTICE OF PENDENCY OF ACTION AMENDMENTS, was read the second time. Senator Weiler explained the bill.

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

2nd Sub. S.B. 225 Notice of Pendency of Action Amendments (T. Weiler)

Senator Weiler proposed the following amendment:

1. Page 3, Line 84 through Page 4, Line 89:

   84 [(5)] (6) A person who receives [a guarantee] security under Subsection [(4)] (5) may

   85 recover from the surety an amount not {\[\]} to exceed {\[\]} {less than} the amount of the [guarantee]

   86 security upon a showing that:

   87 (a) the claimant did not prevail on the real property claim; and

   88 (b) the person [seeking the guarantee] receiving the security suffered damages as a
89 result of the maintenance of the notice.

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

**Yeas, 18; Nays, 0; Absent or not voting, 11.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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<td>Mayne</td>
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On motion of Senator Okerlund, the Senate recessed at 12:15 p.m.

**AFTERNOON SESSION**

The Senate reassembled at 2:15 p.m., with President Niederhauser presiding.

**COMMUNICATIONS FROM THE HOUSE**

Mr. President: March 4, 2016

The Speaker of the House has signed **1st Sub. S.B. 11**, CANCELLATION OF AUTO INSURANCE COVERAGE, by Senator W. Harper, and it is transmitted for the signature of the President; and

The House passed, **S.B. 56**, NURSE PRACTICE 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: March 4, 2016

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 36**, INSURANCE REVISIONS, by Representative J. Dunnigan, and it is transmitted for the signature of the President; and
The House concurred in the Senate amendments and passed **4th Sub. H.B. 48**, ELECTION LAW AMENDMENTS, by Representative D. McCay, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 106**, SECURITIES AMENDMENTS, by Representative R. Cunningham, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **3rd Sub. H.B. 116**, DETERMINATION OF EMPLOYER STATUS 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 **3rd Sub. H.B. 236**, CHARITABLE PRESCRIPTION DRUG RECYCLING PROGRAM, 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. 249**, GENERAL CONTRACTORS LICENSE AMENDMENTS, by Representative M. Schultz, 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 4, 2016

The House passed, as substituted, **4th Sub. H.B. 10**, INITIATIVE AND REFERENDUM AMENDMENTS, by Representative B. Greene, and it is transmitted for consideration; and

The House passed **H.B. 410**, MILITARY TUITION WAIVER AMENDMENTS, by Representative C. Oda, and it is transmitted for consideration; and

The House passed **H.B. 424**, COORDINATION OF HEALTH INSURANCE BENEFIT AMENDMENTS, by Representative N. Thurston, 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: March 4, 2016

The House refused to concur with the Senate Amendments to 2nd Sub. H.B. 126, UNMANNED AIRCRAFT REVISIONS, by Representative K. Powell, and requests the Senate recede from its amendments.

Sandy D. Tenney, Chief Clerk

On motion of Senator Van Tassell, the Senate voted to refuse to recede from its amendments to 2nd Sub. H.B. 126. President Niederhauser appointed a conference committee consisting of Senators Van Tassell, Jackson, and Mayne to meet with a like committee from the House.

Mr. President: March 4, 2016

The House refused to concur with the Senate Amendments to H.B. 184, UNLICENSED DIRECT-ENTRY MIDWIFERY, by Representative C. Moss, and requests the Senate recede from its amendments.

Sandy D. Tenney, Chief Clerk

On motion of Senator Henderson, the Senate voted to recede from their amendments to H.B. 184, UNLICENSED DIRECT-ENTRY MIDWIFERY. The bill was before the Senate and passed on the following roll call vote:

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

**Voting in the affirmative were:** Senators  
Bramble  Christensen  Dabakis  Dayton  
Escamilla  Fillmore  Harper  Henderson  
Hillyard  Hinkins  Jackson  Jenkins  
Knudson  Madsen  Mayne  Millner  
Okerlund  Shiozawa  Stephenson  Urquhart  
Van Tassell  Vickers  Weiler  Niederhauser

**Absent or not voting were:** Senators  
Adams  Davis  Iwamoto  Stevenson  
Thatcher

H.B. 184 was signed by the President and returned to the House for the signature of the Speaker.
Mr. President: March 4, 2016

The House substituted and passed, 2nd Sub. S.B. 148, WORKFORCE SERVICES REVISIONS, by Senator T. Weiler, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bill was placed on the Concurrence Calendar.

INTRODUCTION OF BILLS

S.B. 258, Distribution of Local Sales Tax Revenue (R. Okerlund), was read the first time by short title and referred to the Rules Committee.

STANDING COMMITTEE REPORTS

Mr. President: March 3, 2016

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on 1st Sub. H.B. 143, VEHICLE SAFETY INSPECTION AMENDMENTS, by Representative K. Powell; and

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on H.B. 354, DRIVER EDUCATION FUNDING AMENDMENTS, by Representative S. Eliason, with the following amendments:

1. Page 3, Line 70
   House Committee Amendments 2–25–2016:

   70  $\hat{H} \Rightarrow [\langle e \rangle \ (b) \ \hat{H}]$ for any other driver education purpose as determined by a majority vote of the State ; and

The Transportation and Public Utilities and Technology Committee recommends S.B. 210, UNMANNED AIRCRAFT AMENDMENTS, by Senator W. Harper, be replaced and favorably recommends 3rd Sub. S.B. 210, UNMANNED AIRCRAFT AMENDMENTS.

Alvin B. Jackson, Chair

Mr. President: March 3, 2016

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on 1st Sub. H.B. 276, UTAH PUBLIC LAND MANAGEMENT ACT, by Representative M. Noel, with the following amendments:

...
1. Page 14, Lines 399 through 413:

399 63L–8–308. Public Land Management Fund.
400 (1) There is created an expendable special revenue fund known as the “Public Land
401 Management Fund.”
402 (2) The fund shall consist of:
403 (a) fees collected by the DLM under this chapter;
404 (b) money appropriated to the restricted account fund by the Legislature;
405 (c) money collected under Section 63L–8–505;
406 (d) money voluntarily donated or contributed to the fund; and
407 (e) interest earned on the restricted account fund.
408 (3) The DLM may expend money in the fund on:
409 (a) administration costs;
410 (b) project planning;
411 (c) a payment authorized by this chapter; and
412 (d) other duties required under this chapter.
413 (4) The DLM shall annually expend money in the fund to pay a county in lieu of taxes the county cannot levy on public land owned by
414 the state:
415 (a) in an amount no less than the highest amount ever fully
416 authorized by Congress for payment to the county under the federal Payments in Lieu of Taxes and Secure Rural Schools programs, according to the most recent federal formulas before the effective date of
417 this chapter, as described in Section 63L–8–602; and
418 (b) as funding allows.

Section 18. Section 63L–8–309 is enacted to read:

2. Page 29, Lines 863 through 882:

863 (2) The board consists of the following 11 members:
864 (a) the lieutenant governor, or the lieutenant governor’s
designee;
865 (b) the speaker of the House, or the speaker’s designee;
(c) the president of the Senate, or the president’s designee;

(b) one representative, appointed by the governor, who represents the interests of oil, gas, and mining;

c) one representative, appointed by the governor, who represents the interests of agriculture;

d) one representative, appointed by the governor, who represents the interests of outdoor recreation;

e) one representative, appointed by the governor, who represents the interests of environmental groups;

three representatives, appointed by the governor, who represent the interests of county commissioners;
g) one representative, appointed by the governor, who represents the interests of rural transportation;

(h) one representative, appointed by the governor, who represents the interests of wildlife management; and

(i) one representative, appointed by the governor, who represents the interests of forest management.

3. Page 29, Lines 884 through 887:

(b) Notwithstanding the requirements of Subsection (3)(a), the governor shall, at the time of appointment or reappointment, adjust the length of terms of the members described in Subsections (2) through (i) to ensure that the terms of board members are staggered so that
half of the appointed board is appointed every two years.

4. Page 30, Lines 899 through 910:

(9) Six members constitute a quorum at a meeting, and the action of a majority of members present is the action of the board.

(10) A member may not receive compensation or benefits for the member’s service, but may receive per diem and travel expenses in accordance with:

- (a) Section 63A–3–106;
- (b) Section 63A–3–107; and
- (c) rules made by the Division of Finance pursuant to Sections 63A–3–106 and 63A–3–107.

-(11) Salaries and expenses of a member who is a legislator shall be paid in accordance with Section 36–2–2 and Legislative Joint Rules, Title 5, Chapter 3, Legislator Compensation.

Section 43. Section 79–6–105 is enacted to read:

79–6–105. Division of Land Management duties.

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on 2nd Sub. H.B. 305, WATER RIGHTS AND RESOURCES AMENDMENTS, by Representative J. Briscoe; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on 2nd Sub. H.B. 360, LAND USE AMENDMENTS, by Representative M. Brown; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on S.B. 251, WATER INFRASTRUCTURE FUNDING AMENDMENTS, by Senator J. S. Adams.

Scott K. Jenkins, Chair

Mr. President: March 4, 2016

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on 1st Sub. H.B. 132, LOCAL GOVERNMENT LICENSING AMENDMENTS, by Representative J. Anderegg; and
The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **H.B. 324**, CAPITAL FACILITIES REVISIONS, by Representative R. Edwards; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **2nd Sub. H.B. 318**, POINT OF THE MOUNTAIN DEVELOPMENT COMMISSION ACT, by Representative B. Wilson; and


Margaret Dayton, Chair

Mr. President: March 4, 2016

The Revenue and Taxation Committee reports a favorable recommendation on **1st Sub. H.B. 61**, CORPORATE FRANCHISE AND INCOME TAX CHANGES, by Representative J. Knotwell; and

The Revenue and Taxation Committee reports a favorable recommendation on **3rd Sub. H.B. 310**, TAX CREDIT REVIEW AMENDMENTS, by Representative J. Peterson; and

The Revenue and Taxation Committee recommends **S.B. 235**, LOCAL DISTRICT TAX REVISIONS, by Senator L. Fillmore, be replaced and favorably recommends **1st Sub. S.B. 235**, LOCAL DISTRICT TAX REVISIONS.

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 3, 2016

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 269**, RECYCLING OF COPPER WIRE, by Representative F. Cox, 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.C.R. 11**, CONCURRENT RESOLUTION ENCOURAGING THE REPAYMENT OF FUNDS USED TO KEEP NATIONAL PARKS, MONUMENTS, AND RECREATION AREAS OPEN, by
Representative K. Ivory, and recommends it be considered read for the second time and placed on the Consent Calendar.

Scott K. Jenkins, 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.

SECOND READING CALENDAR

On motion of Senator Jenkins, 1st Sub. S.B. 188, HIGHER EDUCATION CAPITAL FACILITIES, was read the second time and circled.

* * *

On motion of Senator Jenkins, S.B. 232, RESCUE MEDICATION IN SCHOOLS, was read the second time and circled.

* * *

S.C.R. 19. CONCURRENT RESOLUTION ON EDUCATION, was read the second time. Senator Adams explained the bill. The bill passed second reading on the following roll call:

Yeas, 22; Nays, 4; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dayton
Fillmore  Harper  Henderson  Hillyard
Jackson  Jenkins  Knudson  Madsen
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Thatcher  Van Tassell  Vickers
Weiler  Niederhauser

Voting in the negative were: Senators
Dabakis  Davis  Escamilla  Mayne

Absent or not voting were: Senators
Hinkins  Iwamoto  Urquhart

* * *

S.B. 44, CONSTRUCTION CODE AMENDMENTS, was read the second time. Senator Dayton 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  
Escamilla  
Fillmore  
Harper  
Henderson  
Hillyard  
Hinkins  
Jackson  
Jenkins  
Knudsen  
Mayne  
Millner  
Okerlund  
Shiozawa  
Stephenson  
Stevenson  
Thatcher  
Van Tassell  
Vickers

**Absent or not voting were:** Senators

Iwamoto  
Madsen  
Urquhart

***

On motion of Senator Stevenson, **S.B. 217**, ALCOHOLIC BEVERAGE CONTROL ACT LICENSING AMENDMENTS, was read the second time and circled.

***

1st Sub. **S.B. 213**, SMALL CLAIMS COURT AMENDMENTS, was read the second time.

Senator Weiler proposed the following amendment:

1. Page 2, Line 55 through Page 3, Line 59:

55 (5) Claims involving property damage to a motor vehicle may be maintained in small claims actions, and any removal or appeal thereof, without limiting the ability of a plaintiff to make a claim for bodily injury against the same defendant in a separate legal action. In the event that property damage claim is brought as a small claims action:

Senator Weiler’s motion to amend passed on a voice vote. Senator Weiler explained the bill. Senators Hillyard 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 Bramble Christensen Dabakis
Davis Dayton Escamilla Fillmore
Harper Henderson Hillyard Hinkins
Jenkins Knudson Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Van Tassell Vickers Weiler
Niederhauser

Absent or not voting were: Senators
Iwamoto Jackson Madsen Urquhart

* * *

On motion of Senator Millner, S.B. 215, MOTOR VEHICLE INSURANCE AMENDMENTS, was read the second time and circled.

* * *

S.B. 220, NON–JUDICIAL 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 Escamilla Fillmore
Harper Henderson Hillyard Hinkins
Jenkins Knudson Madsen Mayne
Millner Okerlund Shiozawa Stevenson
Stevenson Thatcher Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Iwamoto Jackson Urquhart

* * *

S.B. 221, CAPITOL PROTOCOL AMENDMENTS, was read the second time. Senator Madsen 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, Escamilla, Fillmore, Harper
Henderson, Hillyard, Hinkins, Jenkins
Knudson, Madsen, Mayne, Millner
Okerlund, Shiozawa, Stephenson, Stevenson
Thatcher, Van Tassell, Vickers, Weiler
Niederhauser

Absent or not voting were: Senators
Adams, Iwamoto, Jackson, Urquhart

* * *

On motion of Senator Christensen, S.B. 231, WASTE MANAGEMENT AMENDMENTS, was read the second time and circled.

* * *

On motion of Senator Stevenson, the circle was removed from S.B. 217, ALCOHOLIC BEVERAGE CONTROL ACT LICENSING AMENDMENTS, and it was before the Senate. Senator Stevenson explained the bill. 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
Fillmore, Harper, Henderson, Hillyard
Hinkins, Jenkins, Knudson, Madsen
Mayne, Okerlund, Shiozawa, Stephenson
Stevenson, Thatcher, Van Tassell, Vickers
Weiler, Niederhauser

Voting in the negative was: Senator Dayton

Absent or not voting were: Senators
Adams, Escamilla, Iwamoto, Jackson
Millner, Urquhart

* * *

On motion of Senator Okerlund, S.B. 222, PROFESSIONAL LICENSING AMENDMENTS, was read the second time and circled.
S.C.R. 18, CONCURRENT RESOLUTION DESIGNATING OFFICIAL HASHTAG FOR THE STATE OF UTAH, was read the second time. Senator Weiler explained the bill. Senator Davis commented. The bill passed second reading on the following roll call:

**Yeas, 21; Nays, 2; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators
Bramble                  Christensen              Dabakis              Davis
Dayton                   Fillmore                 Harper               Henderson
Hinkins                  Jenkins                 Knudson              Madsen
Mayne                    Okerlund                Shiozawa             Stephenson
Stevenson                Thatcher                Van Tassell          Weiler
Niederhauser

**Voting in the negative were:** Senators
Urquhart                Vickers

**Absent or not voting were:** Senators
Adams                    Escamilla              Hillyard             Iwamoto
Jackson                  Millner

**1st Sub. S.B. 227, PRIVATE SECURITY LICENSING BOARD AMENDMENTS, was read the second time. Senator Dayton explained the bill. Senator Thatcher commented. The bill passed second reading on the following roll call:**

**Yeas, 16; Nays, 7; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators
Adams                    Bramble                 Christensen          Dayton
Fillmore                 Harper                  Henderson           Hinkins
Jackson                  Jenkins                 Knudson             Madsen
Shiozawa                 Vickers                 Weiler              Niederhauser

**Voting in the negative were:** Senators
Dabakis                  Davis                   Mayne               Stephenson
Thatcher                 Urquhart               Van Tassell

**Absent or not voting were:** Senators
Escamilla                Hillyard                Iwamoto             Millner
Okerlund                 Stevenson
On motion of Senator Urquhart, the circle was removed from 1st Sub. S.B. 188, HIGHER EDUCATION CAPITAL FACILITIES, and it was before the Senate. Senator Urquhart explained the bill. Senators Mayne, Hinkins, Harper, Jenkins, Vickers, Millner, and Hillyard 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
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stevenson
- Thatcher
- Urquhart
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Voting in the negative was:** Senator
- Adams

**Absent or not voting were:** Senators
- Davis
- Escamilla
- Fillmore
- Iwamoto
- Jackson
- Madsen
- Stephenson

**S.B. 234, PROTECTING UNBORN CHILDREN AMENDMENTS, was read the second time.** Senator Bramble explained the bill. Senators Davis, Shiozawa, and Madsen 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
- Dayton
- Fillmore
- Harper
- Hillyard
- Hinkins
- Jackson
- Jenkins
- Madsen
- Mayne
- Millner
- Okerlund
- Stephenson
- Stevenson
- Thatcher
- Van Tassell
- Weiler
- Niederhauser

**Voting in the negative were:** Senators
- Dabakis
- Davis
- Shiozawa
- Urquhart
- Vickers
Absent or not voting were: Senators
Adams          Escamilla          Henderson          Iwamoto
Knudson

* * *

RULES COMMITTEE REPORTS

To the Members of the Senate:

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

Business and Labor Committee

H.B. 402 Real Estate Amendments (Rep. G. Froerer)
(Sen. C. Bramble)
H.B. 421 Insurance Changes (Rep. J. Dunnigan) (Sen. C. Bramble)
H.B. 422 Common Area Assessment Amendments
(Rep. G. Froerer) (Sen. L. Hillyard)
H.J.R. 8 Joint Resolution Calling for a Convention to Amend the Constitution of the United States (Rep. K. Ivory)
(Sen. C. Bramble)

Education Committee

1st Sub. H.B. 75 Epilepsy Training in Public Schools (Rep. D. Sagers)
(Sen. P. Knudson)
(Sen. L. Fillmore)
H.B. 312 Peer Assistance and Review Program Amendments
(Rep. J. Briscoe) (Sen. T. Weiler)
H.B. 379 Interstate Reciprocity Agreement for Postsecondary Distance Education (Rep. V. Peterson) (Sen. A. Millner)
H.B. 410 Military Tuition Waiver Amendments (Rep. C. Oda)
(Sen. P. Knudson)

Government Operations and Political Subdivisions Committee

S.B. 257 Public–private Partnership Amendments
(Sen. R. Okerlund)
(Sen. A. Jackson)
1st Sub. H.B. 348 Mountainous Planning District Amendments
(Rep. B. Dee) (Sen. T. Weiler)

Health and Human Services Committee
H.B. 386  Nursing Care Facility Amendments (Rep. F. Gibson) (Sen. E. Vickers)
H.B. 398  Pharmacy Service for Discharged Hospital Patients (Rep. E. Redd) (Sen. B. Shiozawa)

Judiciary, Law Enforcement and Criminal Justice Committee

Natural Resources, Agriculture, and Environment Committee

Revenue and Taxation Committee
S.B. 258  Distribution of Local Sales Tax Revenue (Sen. R. Okerlund)
H.B. 297  Bail Bond Amendments (Rep. E. Hutchings) (Sen. C. Bramble)
H.B. 395  Legislative Reports Amendments (Rep. S. Eliason)  
(Sen. C. Bramble)

H.B. 397  Department of Administrative Services Revisions  
(Rep. S. DiCaro)

Transportation, Public Utilities and Technology Committee
S.B. 256  Judgment Interest Rate Amendments (Sen. C. Bramble)
H.B. 225  Cybercrime Amendments (Rep. D. Lifferth)  
(Sen. D. Thatcher)
1st Sub. H.B. 369  Electronic Device Location Data Amendments  
(Rep. J. Knotwell) (Sen. M. Madsen)

Kevin T. Van Tassell  
Rules Committee Chair

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

INTRODUCTION OF BILLS

S.B. 259, Amendments Related to Alcoholic Beverages (J. Stevenson), was read the first time by short title and referred to the Rules Committee.

On motion of Senator Van Tassell, S.B. 259, AMENDMENTS RELATED TO ALCOHOLIC BEVERAGES, was assigned to the Business and Labor Standing Committee.

On motion of Senator Okerlund, and at 4:05 p.m., the Senate adjourned until 9:00 a.m., Monday, March 7, 2016.
The Senate was called to order at 9:07 a.m., with President Wayne Niederhauser presiding.

Prayer – Former Senator Aaron Osmond
Pledge of Allegiance – Senator Ralph Okerlund
Roll Call – All Senators present except Senator Iwamoto, excused.

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 86)

COMMUNICATIONS FROM THE HOUSE

Mr. President:
March 4, 2016

The Speaker of the House has appointed a Conference Committee consisting of Representatives K. Powell, D. Lifferth, and Brad King to meet with a like committee from the Senate to consider or amend 2nd Sub. H.B. 126, UNMANNED AIRCRAFT REVISIONS, by Representative K. Powell.

Sandy D. Tenney, Chief Clerk

On motion of Senator Van Tassell, the Senate voted to refuse to recede from its amendments to 2nd Sub. H.B. 126. President Niederhauser appointed a conference committee consisting of Senators Van Tassell, Jackson, and Mayne to meet with a like committee from the House.

Mr. President: March 4, 2016

The House passed, as substituted and amended, 1st Sub. H.B. 193, CHARTER SCHOOL FUNDING AMENDMENTS, by Representative K. Powell, and it is transmitted for consideration; and

The House passed, as substituted, 9th Sub. H.B. 221, IMMUNIZATION OF STUDENTS AMENDMENTS, by Representative C. Moss, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 339, CHILD WELFARE SERVICES AMENDMENTS, by Representative K. Christofferson, and it is transmitted for consideration; and
The House passed, as substituted and amended, **1st Sub. H.B. 358**, STUDENT PRIVACY AMENDMENTS, by Representative J. Anderegg, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 391**, LAW ENFORCEMENT REVISIONS, by Representative M. Noel, 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, 2016

The Economic Development and Workforce Services Committee reports a favorable recommendation on **H.B. 134**, STATE WORK OF ART, by Representative R. Edwards.

Lincoln Fillmore, Chair

Mr. President: March 3, 2016

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **2nd Sub. H.B. 101**, DISABLED ADULT GUARDIANSHIP AMENDMENTS, by Representative F. Cox; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **2nd Sub. H.B. 279**, STATUTE OF LIMITATIONS REFORM AMENDMENTS, by Representative K. Ivory; and

The Judiciary, Law Enforcement, and Criminal Justice Committee recommends **S.B. 90**, FALSIFICATION OF INFORMATION IN A PROTECTIVE ORDER PROCEEDING, by Senator A. Jackson, be replaced and favorably recommends **4th Sub. S.B. 90**, FALSIFICATION OF INFORMATION IN A PROTECTIVE ORDER PROCEEDING with the following amendments:

1. Page 6, Lines 176 through 180:

176 the petition was filed within 45 days after the court dismisses or vacates a protective order.

177 (e) The court shall, if the party who filed the petition described in Subsection (3)(a)

178 agrees, refer any evidence of falsification to the district attorney or county attorney for
screening of criminal charges.—)

(4) Notice of a motion to dismiss a protective order shall be made by personal service

Sec. 7. Section 78B−7−207 is amended to read: ; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 223, ADOPTION AMENDMENTS, by Senator T. Weiler; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 229, UNLAWFUL DETAINER AMENDMENTS, by Senator T. Weiler; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 230, CIVIL STALKING OFFENSE AMENDMENTS, by Senator T. Weiler.

Mark B. Madsen, Chair

Mr. President: March 4, 2016

The Education Committee reports a favorable recommendation on 1st Sub. H.B. 331, EDUCATION PROVISIONS, by Representative S. Eliason; and

The Education Committee reports a favorable recommendation on 2nd Sub. H.B. 175, PUBLIC EDUCATION EMPLOYMENT AMENDMENTS, by Representative K. Powell.

Ann Millner, Chair

Mr. President: March 4, 2016

The Health and Human Services Committee reports a favorable recommendation on 2nd Sub. H.B. 325, OFFICE OF REHABILITATION SERVICES AMENDMENTS, by Representative N. Thurston; and
The Health and Human Services Committee reports a favorable recommendation on 3rd Sub. H.B. 340, TELEHEALTH REVISIONS, by Representative K. Ivory; and

The Health and Human Services Committee recommends 1st Sub. H.B. 436, HOUSING AND HOMELESS REFORM INITIATIVE, by Representative F. Gibson, be replaced and favorably recommends 2nd Sub. H.B. 436, HOUSING AND HOMELESS REFORM INITIATIVE.

Evan J. Vickers, Chair

On motion of Senator Van Tassell, the committee reports were adopted. The bills were placed on Second Reading Calendar.

CONSENT CALENDAR

1st Sub. H.B. 120, DUI ENFORCEMENT FUNDING AMENDMENTS, was read the third time, explained by Senator Bramble, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Bramble    Dabakis    Davis    Dayton
Escamilla  Fillmore   Harper   Hillyard
Hinkins    Jackson    Jenkins  Mayne
Millner    Okerlund   Stephenson  Stevenson
Thatcher   Urquhart   Vickers  Weiler
Niederhauser

Absent or not voting were: Senators
Adams       Christensen  Henderson  Iwamoto
Knudson     Madsen      Shiozawa  Van Tassell

1st Sub. H.B. 120 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 263, FRAUD 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    Dabakis    Davis    Dayton
Escamilla  Fillmore   Harper   Hillyard
Absent or not voting were: Senators
Adams Christensen Henderson Iwamoto
Knudson Madsen Van Tassell

H.B. 263 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. 3, Current Fiscal Year Supplemental Appropriations (L. Hillyard), was read the first time by short title and placed on Second Reading Calendar.

S.B. 8, State Agency and Higher Education Compensation Appropriations (J. Stevenson), was read the first time by short title and placed on Second Reading Calendar.

CONCURRENCE CALENDAR

On motion of Senator Weiler, the Senate voted to concur in the House amendments to 2nd Sub. S.B. 148, WORKFORCE SERVICES REVISIONS. 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 Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Hinkins Jackson
Jenkins Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Urquhart Vickers Weiler Niederhauser

Absent or not voting were: Senators
Christensen Iwamoto Knudson Madsen
Van Tassell

2nd Sub. S.B. 148 was returned to the House for the signature of the Speaker.

THIRD READING CALENDAR

On motion of Senator Stevenson, S.B. 183, DEPARTMENT OF PUBLIC SAFETY AMENDMENTS, was read the third time and circled.
S.B. 205, ETHICS REVISIONS, 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
Davis, Dayton, Escamilla, Fillmore
Harper, Henderson, Hillyard, Hinkins
Jackson, Jenkins, Mayne, Millner
Okerlund, Shiozawa, Stephenson, Stevenson
Thatcher, Urquhart, Vickers, Weiler
Niederhauser

Absent or not voting were: Senators

Iwamoto, Knudson, Madsen, Van Tassell

S.B. 205 was transmitted to the House for consideration.

3rd Sub. S.B. 184, PROCUREMENT CODE MODIFICATIONS, was read the third time and explained by Senator Jenkins.

Senator Jenkins proposed the following amendment:

1. Page 35, Lines 1056 through 1057:

1056 (66) “Public funds” means money, regardless of its source, including from the federal
government, that is owned or held or administered by a public entity by a procurement unit.

2. Page 58, Line 1789:

1789 may allow a vendor to correct an immaterial error in a statement of qualifications, as provided in Section

3. Page 61, Lines 1855 through 1856:

1855 (F) remedy a cause for a vendor being considered to be not responsible or a statement
of qualifications not responsive; or

4. Page 62, Line 1910:

1910 established by the applicable rulemaking authority under Subsection (2)[(a)(i)] {–(b)–} , that a

5. Page 62, Line 1914:

1914 the applicable rulemaking authority under Subsection (2)[(a)(ii)] {–(b)–} , for which a procurement

6. Page 63, Line 1917:

1917 established by the applicable rulemaking authority under Subsection (2)[(a)(iii)] {–(b)–} , that a

7. Page 88, Lines 2719 through 2721:

2719 (3) for a period of time exceeding 120 days, if the attorney general or the procurement

2720 unit’s attorney determines in writing that the contract extension does not violate {–this chapter or–}

2721 state or federal antitrust laws and is consistent with the purpose of ensuring the fair and equitable treatment of all persons who deal with the procurement system .

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

Yeas, 22; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Senators
Christensen  Dabakis  Dayton      Escamilla
Fillmore    Harper      Henderson    Hillyard
Hinkins      Jackson     Jenkins      Mayne
Millner      Okerlund    Shiozawa    Stephenson
Stevenson    Thatcher    Van Tassell Vickers
Weiler       Niederhauser

Absent or not voting were: Senators
Adams        Bramble     Davis       Iwamoto
Knudson      Madsen      Urquhart

3rd Sub. S.B. 184 was transmitted to the House for consideration.
S.B. 204, FREE MARKET PROTECTION AND PRIVATIZATION BOARD ACT AMENDMENTS, was read the third time, explained by Senator Stephenson, 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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S.B. 204 was transmitted to the House for consideration.

***

S.B. 208, RETIREMENT AMENDMENTS, was read the third time, explained by Senator Weiler, 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. 208 was transmitted to the House for consideration.

***

On motion of Senator Weiler, the Senate voted to recall H.B. 51, RECODIFICATION OF POSTRETIREMENT REEMPLOYMENT PROVISIONS, from the House for the purpose of a coordination clause.
2nd Sub. S.B. 225, NOTICE OF PENDENCY OF ACTION AMENDMENTS, was read the third time, explained by Senator Weiler, and passed on the following roll call:

Yeas, 22; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Senators

Christensen    Dabakis    Davis    Escamilla
Fillmore       Harper      Henderson  Hillyard
Hinkins        Jackson     Jenkins   Mayne
Millner        Okerlund   Shiozawa  Stephenson
Stevenson      Thatcher   Van Tassell  Vickers
Weiler         Niederhauser

Absent or not voting were: Senators

Adams          Bramble    Dayton    Iwamoto
Knudson        Madsen     Urquhart

2nd Sub. S.B. 225 was transmitted to the House for consideration.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 7, 2016

The House passed, as substituted and amended, 3rd Sub. H.B. 437, HEALTH CARE REVISIONS, by Representative J. Dunnigan, et al, 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 Health and Human Services Committee.

THIRD READING CALENDAR

On motion of Senator Okerlund, S.C.R. 19, CONCURRENT RESOLUTION ON EDUCATION, was read the third time and circled.

* * *

On motion of Senator Stevenson, S.B. 44, CONSTRUCTION CODE AMENDMENTS, was read the third time and circled.

* * *

1st Sub. S.B. 213, SMALL CLAIMS COURT AMENDMENTS, was read the third time, 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
- Bramble
- Christensen
- Dabakis
- Davis
- Escamilla
- Fillmore
- Harper
- Henderson
- Hinkins
- Jackson
- Jenkins
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Dayton
- Hillyard
- Iwamoto
- Knudson
- Madsen
- Urquhart

1st Sub. S.B. 213 was transmitted to the House for consideration.

* * *

S.B. 220, NON–JUDICIAL FORECLOSURE AMENDMENTS, was read the third time and explained by Senator Harper.

On motion of Senator Harper, the following substitute bill replaced the original 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
- Davis
- Escamilla
- Fillmore
- Harper
- Henderson
- Hinkins
- Jackson
- Jenkins
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Christensen
- Dayton
- Hillyard
- Iwamoto
- Knudson
- Madsen
- Urquhart

2nd Sub. S.B. 220 was transmitted to the House for consideration.
On motion of Senator Stevenson, **S.B. 221**, CAPITOL PROTOCOL AMENDMENTS, was read the third time and circled.

**S.B. 217**, ALCOHOLIC BEVERAGE CONTROL ACT LICENSING AMENDMENTS, was read the third time, explained by Senator Stevenson, 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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**S.B. 217** was transmitted to the House for consideration.

**S.C.R. 18.** CONCURRENT RESOLUTION DESIGNATING OFFICIAL HASHTAG FOR THE STATE OF UTAH, was read the third time, explained by Senator Weiler, 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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**Voting in the negative was:** Senator

Vickers
Absent or not voting were: Senators
Dayton  Hillyard  Iwamoto  Knudson
Urquhart

S.C.R. 18 was transmitted to the House for consideration.

* * *

On motion of Senator Madsen, the circle was removed from S.B. 221, CAPITOL PROTOCOL AMENDMENTS, and it was before the Senate. Senator Madsen explained the bill.

Senator Madsen proposed the following amendment:

1. Page 11, Lines 322 through 326:

   322 (c) on property that is owned, operated, or controlled by the state or a political subdivision of the state, willfully denies to a public servant lawful:
   323 (i) freedom of movement;
   324 (ii) use of the property or facilities; or
   325 (iii) ingress to or egress from the facilities.

Senator Madsen's motion to amend passed on a voice vote. 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  Escamilla  Fillmore  Harper
Henderson  Hinkins  Jackson  Jenkins
Madsen  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Thatcher  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Dayton  Hillyard  Iwamoto  Knudson
Stevenson  Urquhart

S.B. 221 was transmitted to the House for consideration.
On motion of Senator Bramble, the circle was removed from S.B. 183, DEPARTMENT OF PUBLIC SAFETY AMENDMENTS, and it was before the Senate. Senator Bramble explained the bill.

Senator Bramble proposed the following amendment:

1. Page 3, Line 74:

   74 (g) authorize off-duty personal use of Department of Public Safety emergency vehicles.

2. Page 7, Lines 191 through 192:

   191 (15) upon request {by a governmental entity or when referred directly to the Peace Officer Standards and Training Division} , investigate the following offenses when alleged to have been

3. Page 7, Line 197:

   (16)(a) The bureau is not prohibited from investigating crimes not specifically referred to in this section; and
   (b) other agencies are not prohibited from investigating crimes referred to in this section.

197 Section 5. Repealer.

Senator Bramble’s motion to amend passed on a voice vote. Senator Dabakis commented and the bill passed on the following roll call:

**Yeas, 22; Nays, 1; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators

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**Voting in the negative was:** Senator

Dabakis
Absent or not voting were: Senators
Hillyard         Iwamoto       Knudson       Madsen
Stevenson       Urquhart

S.B. 183 was transmitted to the House for consideration.

***

On motion of Senator Dayton, the circle was removed from S.B. 44, CONSTRUCTION CODE AMENDMENTS, and it was before the Senate. Senator Dayton 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         Escamilla     Fillmore
Harper           Henderson      Hinkins       Jackson
Jenkins          Mayne          Millner       Shiozawa
Stephenson       Thatcher       Van Tassell   Vickers
Weiler           Niederhauser

Absent or not voting were: Senators
Hillyard         Iwamoto       Knudson       Madsen
Okerlund         Stevenson     Urquhart

S.B. 44 was transmitted to the House for consideration.

***

On motion of Senator Adams, the circle was removed from S.C.R. 19, CONCURRENT RESOLUTION ON EDUCATION, and it was before the Senate. Senator Adams explained the bill. The bill passed on the following roll call:

Yeas, 17; Nays, 4; Absent or not voting, 8.

Voting in the affirmative were: Senators
Adams            Bramble        Christensen   Dayton
Fillmore         Harper         Henderson     Hinkins
Jackson          Jenkins        Millner       Shiozawa
Stephenson       Thatcher       Van Tassell   Weiler
Niederhauser

Voting in the negative were: Senators
Dabakis          Davis          Escamilla     Mayne
Absent or not voting were: Senators
Hillyard Iwamoto Knudson Madsen
Okerlund Stevenson Urquhart Vickers

S.C.R. 19 was transmitted to the House for consideration.

***

On motion of Senator Dayton, 1st Sub. S.B. 227, PRIVATE SECURITY LICENSING BOARD AMENDMENTS, was read the third time and circled.

***

On motion of Senator Davis, 1st Sub. S.B. 188, HIGHER EDUCATION CAPITAL FACILITIES, was read the third time and circled.

***

S.B. 234, PROTECTING UNBORN CHILDREN AMENDMENTS, was read the third time and explained by Senator Bramble.

Senator Shiozawa proposed the following amendment:

1. Page 9, Line 274 through Page 10, Line 278:

   274   (b) on an unborn child who is at least 20 weeks gestational age at the time of the
   275   abortion, if:
   276   (i) the abortion is being performed for a reason described in Subsection
   277   76–7–302(3)(b)(i) or (ii) ; and
   278   (ii) due to a serious medical emergency, time does not permit compliance with the

2. Page 10, Lines 293 through 298:

   293   to the unborn child[,] unless:
   294   (1) [–the treating physician is prevented from administering the anesthetic or analgesic by]
   295   a medical emergency[,] or–] the abortion is necessary to avert:
   296   (a) the death of the woman on whom the abortion is performed; or
(b) a serious risk of substantial and irreversible impairment of a major bodily function of the woman on whom the abortion is performed;

(2) the abortion is performed because the fetus has a defect that is uniformly diagnosable and uniformly lethal, based on the written concurrence of two physicians who practice maternal fetal medicine;

or

296    \{-2\}  (3) the treating physician and one other physician concur, in writing, that the administration of an anesthetic or analgesic would:

298    (a) cause the death of the woman on whom the abortion is performed; or

Senator Shiozawa’s motion to amend passed on a voice vote. Senator Davis commented.

On motion of Senator Bramble, the bill was circled.

* * *

On motion of Senator Urquhart, the circle was removed from 1st Sub. S.B. 188, HIGHER EDUCATION CAPITAL FACILITIES, and it was before the Senate.

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

2nd Sub. S.B. 188 Higher Education Capital Facilities (S. Urquhart)

Senator Urquhart explained the bill. The bill passed on the following roll call:

Yeas, 20; Nays, 1; Absent or not voting, 8.

Voting in the affirmative were: Senators
Bramble       Christensen      Dabakis      Davis
Dayton        Escamilla        Fillmore      Harper
Henderson      Hillyard        Hinkins       Jackson
Jenkins        Shiozawa        Stephenson    Thatcher
Urquhart       Van Tassell      Weiler        Niederhauser

Voting in the negative was: Senator Adams

Absent or not voting were: Senators
Iwamoto       Knudson          Madsen       Mayne
Millner       Okerlund         Stevenson     Vickers
1st Sub. S.B. 188 was transmitted to the House for consideration.

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.

THIRD READING CALENDAR

On motion of Senator Bramble, the circle was removed from S.B. 234, PROTECTING UNBORN CHILDREN AMENDMENTS, and it was before the Senate. Senator Bramble explained the bill. The bill passed on the following roll call:

Yeas, 20; Nays, 3; Absent or not voting, 6.

Voting in the affirmative were: Senators
Adams    Bramble    Christensen    Dayton
Fillmore  Harper    Henderson    Hillyard
Hinkins  Jackson    Jenkins    Madsen
Shiozawa  Stephenson    Stevenson    Thatcher
Urquhart  Van Tassell    Weiler    Niederhauser

Voting in the negative were: Senators
Dabakis  Davis    Escamilla

Absent or not voting were: Senators
Iwamoto  Knudson    Mayne    Millner
Okerlund  Vickers

S.B. 234 was transmitted to the House for consideration.

***

On motion of Senator Christensen, 2nd Sub. H.B. 325, OFFICE OF REHABILITATION SERVICES AMENDMENTS, will be considered Wednesday, March 9, 2016 at 5:15 p.m.

***

On motion of Senator Adams, the Senate voted to suspend the rules and consider Senate bill read the second and third times.

SECOND READING CALENDAR

On motion of Senator Dayton, the circle was removed from S.B. 175, FAIR HOUSING ACT OPTION AMENDMENTS, and it was before the Senate.
Senator Dayton explained the bill. Senators Jackson, Davis, and Escamilla commented.

On motion of Senator Dayton, the bill was circled.

***

On motion of Senator Hillyard, S.B. 2, PUBLIC EDUCATION BUDGET AMENDMENTS, was read the second time and circled.

***

On motion of Senator Hillyard, S.B. 3, CURRENT FISCAL YEAR SUPPLEMENTAL APPROPRIATIONS, was read the second time and circled.

***

On motion of Senator Hillyard, S.B. 8, STATE AGENCY AND HIGHER EDUCATION COMPENSATION APPROPRIATIONS, was read the second time and circled.

***

On motion of Senator Hillyard, the circle was removed from H.J.R. 7, JOINT RULES RESOLUTION ON MEDICAID FUNDING REPORT, and it was before the Senate.

On motion of Senator Hillyard, under suspension of the rules, H.J.R. 7, JOINT RULES RESOLUTION ON MEDICAID FUNDING REPORT, 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

- Adams 
- Bramble 
- Christensen 
- Dabakis 
- Davis 
- Dayton 
- Escamilla 
- Fillmore 
- Harper 
- Henderson 
- Hillyard 
- Jackson 
- Jenkins 
- Mayne 
- Shiozawa 
- Stephenson 
- Stevenson 
- Urquhart 
- Van Tassell 
- Weiler 
- Niederhauser

**Absent or not voting were:** Senators

- Hinkins 
- Iwamoto 
- Knudson 
- Madsen 
- Millner 
- Okerlund 
- Thatcher 
- Vickers
H.J.R. 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 Urquhart, the circle was removed from S.B. 232, RESCUE MEDICATION IN SCHOOLS, and it was before the Senate.

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

1st Sub. S.B. 232 Rescue Medication in Schools (S. Urquhart)

Senator Urquhart explained the bill. Senators Mayne, Thatcher, Shiozawa, and Escamilla 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, 1st Sub. S.B. 232, RESCUE MEDICATION IN SCHOOLS, was considered read the second and third times. The bill passed on the following roll call:

**Yeas, 21; Nays, 1; Absent or not voting, 7.**

**Voting in the affirmative were:** Senators

Adams     Bramble     Christensen     Dabakis
Davis      Dayton      Escamilla      Fillmore
Harper     Henderson   Hillyard      Jackson
Jenkins    Mayne       Stephenson    Stevenson
Thatcher   Urquhart    Van Tassell   Weiler
Niederhauser

**Voting in the negative was:** Senator

Shiozawa

**Absent or not voting were:** Senators

Hinkins    Iwamoto    Knudson      Madsen
Millner    Okerlund   Vickers

1st Sub. S.B. 232 was transmitted to the House.

* * *

On motion of Senator Hillyard, and at 10:51 a.m., the Senate sauntered.
The Senate was called to order at 11:09 a.m., with President Niederhauser presiding.

SECOND READING CALENDAR

On motion of Senator Christensen, S.B. 233, GOVERNMENTAL IMMUNITY ACT AMENDMENTS, 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. 239, SCHOOL GOVERNANCE AMENDMENTS, was considered read the second and third times. Senator Stephenson explained the bill. Senator Hillyard 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
- Dabakas
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Henderson
- Hillyard
- Hinkins
- Jackson
- Jenkins
- Mayne
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Van Tassell
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Iwamoto
- Knudson
- Madsen
- Millner
- Urquhart
- Vickers

S.B. 239 was transmitted to the House.

* * *

On motion of Senator Fillmore, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Fillmore, under suspension of the rules, S.B. 242, SPECIAL EDUCATION INTENSIVE NEEDS FUND AMENDMENTS, was considered read the second and third times. Senator Fillmore explained the bill. Senator Hillyard 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   Escamilla   Fillmore
Harper  Henderson Hillyard   Hinkins
Jackson Jenkins Mayne     Millner
Okerlund Shiozawa Stevenson Thatcher
Van Tassell Weiler   Niederhauser

Absent or not voting were: Senators

Iwamoto Knudson Madsen Stephenson
Urquhart Vickers

S.B. 242 was transmitted to the House.

***

S.B. 236, UTAH COMMUNICATIONS AUTHORITY GOVERNANCE AMENDMENTS, was read the second time.

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

1st Sub. S.B. 236 Utah Communications Authority Governance Amendments (K. Van Tassell)

Senators Harper and Jackson commented.

On motion of Senator Van Tassell, the bill was circled.

***

On motion of Senator Davis, 1st Sub. S.B. 237, IMMIGRATION AND ALIEN RELATED AMENDMENTS, was read the second time and 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, S.B. 243, INDIGENT COUNSEL IN PRIVATE PARENTAL TERMINATION CASES, was considered read the second and third times. Senator Weiler explained the bill. The bill passed 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    Escamilla  Fillmore   Harper
Henderson Hillyard  Hinkins    Jackson
Jenkins   Mayne      Millner    Shiozawa
Stevenson Thatcher  Van Tassell Weiler
Niederhauser

Absent or not voting were: Senators

Christensen Iwamoto  Knudson  Madsen
Okerlund   Stephenson Urquhart Vickers

S.B. 243 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, S.B. 245, PERSONAL PROPERTY AMENDMENTS, was considered read the second and third times. Senator Henderson 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    Davis
Dayton    Escamilla  Fillmore   Harper
Henderson Hillyard  Hinkins    Jenkins
Mayne     Millner    Okerlund   Shiozawa
Stephenson Stevenson Thatcher Van Tassell
Weiler    Niederhauser

Absent or not voting were: Senators

Christensen Iwamoto  Jackson  Knudson
Madsen    Urquhart   Vickers

S.B. 245 was transmitted to the House.

* * *

On motion of Senator Adams, 1st Sub. S.B. 246, FUNDING FOR INFRASTRUCTURE REVISIONS, 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. 248, PUBLIC NOTICE OF UNCLAIMED PROPERTY, was considered read the second and third times. Senator Bramble 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  Davis
Dayton  Escamilla  Fillmore  Harper
Henderson  Hillyard  Hinkins  Jackson
Jenkins  Mayne  Millner  Okerlund
Shiozawa  Stevenson  Thatcher  Van Tassell
Weiler  Niederhauser

Absent or not voting were: Senators
Christensen  Iwamoto  Knudson  Madsen
Stephenson  Urquhart  Vickers

S.B. 248 was transmitted to the House.

S.B. 250, ALCOHOLIC BEVERAGE POLICY AMENDMENTS, was read the second time.

Senator Stevenson proposed the following amendment:

1. Page 1, Lines 16 through 19:

   16 ► addresses licensing fees;
   17 {► amends operational provisions for retail licensees and for an off-premise beer retailer;
   18 ► amends the operational requirements for transferees;
2. Page 2, Lines 37 through 39:

37 32B–6–803, as enacted by Laws of Utah 2011, Chapter 334
38 {32B–7–202, as last amended by Laws of Utah 2011, Chapter 307}
39 32B–8a–202, as enacted by Laws of Utah 2011, Chapter 334 and further amended by

3. Page 11, Line 335 through Page 14, Line 405:

335 {Section 8. Section 32B–7–202 is amended to read:
337 (1) (a) An off-premise beer retailer or staff of the off-premise beer retailer shall comply
338 with this section.
339 (b) Failure to comply with this section may result in a suspension or revocation of a
340 local license.
341 (2) (a) (i) An off-premise beer retailer may not purchase, acquire, possess for the
342 purpose of resale, or sell beer, except beer that the off-premise beer retailer lawfully purchases
343 from:
344 (A) a beer wholesaler licensee; or
345 (B) a small brewer that manufactures the beer.
346 (ii) A violation of Subsection (2)(a) is a class A misdemeanor.
347 (b) (i) If an off-premise beer retailer purchases beer under this Subsection (2) from a
348 beer wholesaler licensee, the off-premise beer retailer shall purchase beer only from a beer
349 wholesaler licensee who is designated by the manufacturer to sell beer in the geographical area
350 in which the off-premise beer retailer is located, unless an alternate wholesaler is authorized by
the department to sell to the off-premise beer retailer as provided in Section 32B-13-301.

(ii) A violation of Subsection (2)(b) is a class B misdemeanor.

(3) An off-premise beer retailer may not possess, sell, offer for sale, or furnish beer in a container larger than two liters.

(4) A minor may not sell beer on the licensed premises of an off-premise beer retailer unless:

(a) the sale is done under the supervision of a person 21 years of age or older who is on the licensed premises; and

(b) the minor is at least 16 years of age.

(5) (a) Subject to the other provisions of this Subsection (5), an off-premise beer retailer shall:

(i) display beer sold by the off-premise beer retailer in an area that is visibly separate and distinct from the area where nonalcoholic beverages are displayed; and

(ii) display a sign in the area described in Subsection (5)(a)(i) that:

(A) is prominent;

(B) is easily readable by a consumer;

(C) meets the requirements for format established by the commission by rule; and

(D) reads in print that is no smaller than .5 inches, bold type, “These beverages contain alcohol. Please read the label carefully.”

(b) Notwithstanding Subsection (5)(a), a nonalcoholic beer may be displayed with beer if the nonalcoholic beer is labeled, packaged, or advertised as a nonalcoholic beer.
(c) The requirements of this Subsection (5) apply to beer notwithstanding that it is
labeled, packaged, or advertised as:
(i) a malt cooler; or
(ii) a beverage that may provide energy.

(d) The commission shall define by rule what constitutes an "area that is visibly
separate and distinct from the area where a nonalcoholic beverage is displayed."

(e) A violation of this Subsection (5) is an infraction.

(6) (a) Staff of an off-premise beer retailer who directly supervises the sale of beer or
who sells beer to a patron for consumption off the premises of the off-premise beer retailer
shall wear a unique identification badge:
(i) on the front of the staff’s clothing;
(ii) visible above the waist;
(iii) bearing the staff’s:
(A) first or last name;
(B) initials; or
(C) unique identification in letters or numbers; and
(iv) with the number or letters on the unique identification
badge being sufficiently
large to be clearly visible and identifiable while engaging in or
directly supervising the retail
sale of beer.

(b) An off-premise beer retailer shall make and maintain a record of each current staff’s
unique identification badge assigned by the off-premise beer retailer that includes the staff’s:
(i) full name;
(ii) address; and
(iii) (A) driver license number; or
(B) similar identification number.

c) An off−premise beer retailer shall make available a record required to be made or maintained under this Subsection (6) for immediate inspection by:
(i) a peace officer; or
(ii) a representative of the local authority that issues the off−premise beer retailer license.

d) A local authority may impose a fine of up to $250 against an off−premise beer retailer that does not comply or require its staff to comply with this Subsection (6).

(7) An off−premise beer retailer may not sell, offer for sale, or furnish a beer through a window or door to a location off the licensed premises or to a vehicular traffic area.

Renumber remaining sections accordingly

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

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. 250, ALCOHOLIC BEVERAGE POLICY AMENDMENTS, was considered read the second and third times. Senator Stevenson explained the bill. Senator Dayton commented. The bill passed on the following roll call:

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

**Voting in the affirmative were:** Senators

Adams  Bramble  Christensen  Dabakis  
Davis  Dayton  Fillmore  Harper  
Henderson  Hinkins  Jackson  Jenkins  
Mayne  Millner  Okerlund  Shiozawa  
Stevenson  Van Tassell  Weiler  Niederhauser
Absent or not voting were: Senators
Escamilla            Hillyard          Iwamoto          Knudson
Madsen              Stephenson        Thatcher         Urquhart
Vickers

S.B. 250 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, S.B. 252,
JOINT TENANCY AMENDMENTS, was considered read the second and third
times. Senator Bramble explained the bill. The bill 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
Davis                Dayton           Harper            Henderson
Hinkins              Jackson          Jenkins           Mayne
Millner              Okerlund         Shiozawa          Stevenson
Thatcher             Van Tassell      Vickers           Weiler
Niederhauser

Absent or not voting were: Senators
Escamilla            Fillmore          Hillyard          Iwamoto
Knudson              Madsen           Stephenson       Urquhart

S.B. 252 was transmitted to the House.

***

On motion of Senator Davis, S.B. 244, SCHOOL FUNDING PROVISIONS,
was read the second time and circled.

***

3rd Sub. S.B. 210, UNMANNED AIRCRAFT AMENDMENTS, was read
the second time.

Senator Harper proposed the following amendment:
1. Page 12, Line 354:

354  (i) the Division of Forestry, Fire, and State Lands;\footnote{Department of Natural Resources}

Senator Harper’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. S.B. 210, UNMANNED AIRCRAFT AMENDMENTS, was considered read the second and third times. Senator Harper explained the bill. The bill passed on the following roll call:

Y eas, 19; Nays, 3; Absent or not voting, 7.

**Voting in the affirmative were:** Senators

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<th>Davis</th>
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**Voting in the negative were:** Senators

<table>
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**Absent or not voting were:** Senators

<table>
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3rd Sub. S.B. 210 was transmitted to the House.

**COMMUNICATIONS FROM THE HOUSE**

Mr. President: March 7, 2016

The House passed, 1st Sub. S.B. 138, HEALTH INSURANCE COVERAGE FOR EMERGENCY CARE, 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, 1st Sub. S.B. 140, HOME AND COMMUNITY-BASED SERVICES AMENDMENTS, by Senator J. Iwamoto, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 162, CRIME VICTIMS COUNCIL 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. 181**, 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, **1st Sub. S.B. 186**, AIR QUALITY INCENTIVES, 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**, HIGHWAY BRIDGE DESIGNATION AMENDMENTS, by Senator D. Hinkins, 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, 2016

The House concurred in the Senate amendments and passed **H.B. 330**, STATE FIRE CODE REVISIONS, by Representative M. Schultz, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **3rd Sub. H.B. 288**, EDUCATIONAL RECORDS PROTECTION AMENDMENTS, by Representative C. Hall, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 148**, PROTECTIVE ORDER AMENDMENTS, by Representative A. Romero, 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, 2016

The House passed, as amended, **1st Sub. S.B. 156**, STATE FACILITIES AMENDMENTS, by Senator W. Harper, and it is transmitted for further consideration; and

The House adopted the Joint Conference Committee Report dated March 7, 2016, and passed **2nd Sub. S.B. 52**, RATE COMMITTEE MODIFICATIONS, by Senator D. Hinkins, and it is transmitted for further consideration; and

The House adopted the Joint Conference Committee Report dated March 7, 2016, and passed **2nd Sub. S.C.R. 5**, CONCURRENT RESOLUTION IN
SUPPORT OF LAW ENFORCEMENT OFFICERS, by Senator A. Jackson, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.

Mr. President: March 7, 2016

The House passed, as substituted, 3rd Sub. H.B. 190, TAXATION OF FOREIGN INCOME AMENDMENTS, by Representative B. Wilson, and it is transmitted for consideration; and

The House passed, as substituted, 3rd Sub. H.B. 323, CONTINUING CARE RETIREMENT COMMUNITY AMENDMENTS, by Representative E. Tanner, and it is transmitted for consideration; and

The House passed, as substituted and amended, 3rd Sub. H.B. 374, ACCESSIBLE PARKING AMENDMENTS, by Representative K. Stratton, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.B. 428, LOCAL GOVERNMENT BONDING AMENDMENTS, by Representative D. Sagers, and it is transmitted for consideration; and

The House passed H.B. 452, VETERANS’ AND MILITARY AFFAIRS COMMISSION AMENDMENTS, by Representative P. Ray, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 458, UTAH CRIMINAL AND TRAFFIC CODE AMENDMENTS, by Representative S. Hollins, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.C.R. 14, CONCURRENT RESOLUTION RECOGNIZING THE UNITED STATES AND UTAH’S PARTICIPATION IN WORLD WAR I, by Representative S. Handy, 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, 2016

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on H.B. 219, RESOURCE MANAGEMENT PLANNING, by Representative K. Stratton; and
The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 250**, AIR QUALITY AMENDMENTS, by Representative E. Redd; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 367**, NATIONAL FOREST ROAD OBSTRUCTIONS, by Representative M. Noel; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 439**, RETIREMENT AMENDMENTS FOR FELONY CONVICTION, by Representative D. McCay; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **1st Sub. H.C.R. 12**, CONCURRENT RESOLUTION HONORING LIN–MANUEL MIRANDA, COMPOSER OF THE MUSICAL HAMILTON, by Representative K. Ivory; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.C.R. 13**, CONCURRENT RESOLUTION URGING CONGRESS TO SUPPORT THE IMPLEMENTATION OF UTAH’S SAGE–GROUSE CONSERVATION PLAN, by Representative S. Sandall.

Scott K. Jenkins, Chair

Mr. President: March 4, 2016

The Business and Labor Committee recommends **1st Sub. H.B. 85**, ATTORNEY FEE REVISIONS, by Representative B. Greene, be replaced and favorably recommends **2nd Sub. H.B. 85**, ATTORNEY FEE REVISIONS; and

The Business and Labor Committee recommends **2nd Sub. H.B. 251**, POST–EMPLOYMENT RESTRICTIONS AMENDMENTS, by Representative M. Schultz, be replaced and favorably recommends **5th Sub. H.B. 251**, POST–EMPLOYMENT RESTRICTIONS AMENDMENTS; and

The Business and Labor Committee recommends **2nd Sub. H.B. 298**, LAWFUL COMMERCE IN ARMS, by Representative J. Fawson, be replaced and favorably recommends **4th Sub. H.B. 298**, LAWFUL COMMERCE IN ARMS with the following amendments:

1. Page 4, Lines 93 through 96:

93 (1) A manufacturer or seller of a qualified product, or trade association, is not subject
94 to a qualified civil liability action regarding the unlawful misuse of a qualified product unless an injury or death results from an act or omission of the manufacturer, seller, or trade association that constitutes gross negligence, recklessness, or intentional misconduct; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 253**, ANIMAL SHELTER REVISIONS, by Senator G. Davis.

Curtis S. Bramble, Chair

Mr. President: March 7, 2016

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 225**, CYBERCRIME AMENDMENTS, by Representative D. Lifferth; and

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on **1st Sub. H.B. 296**, TRANSPORTATION FUNDING REVISIONS, by Representative Johnny Anderson; and

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on **1st Sub. H.B. 369**, ELECTRONIC DEVICE LOCATION DATA AMENDMENTS, by Representative J. Knotwell; and

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on **S.B. 256**, JUDGMENT INTEREST RATE AMENDMENTS, by Senator C. Bramble

Alvin B. Jackson, Chair

Mr. President: March 7, 2016

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **H.B. 286**, LAW ENFORCEMENT TRAFFIC SAFETY AMENDMENTS, by Representative M. McKell; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **1st Sub. H.B. 300**, BODY−WORN CAMERAS FOR LAW ENFORCEMENT OFFICERS, by Representative D. McCay; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **H.B. 311**, WHITE COLLAR CRIME REGISTRY AMENDMENTS, by Representative M. McKell; and
The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **2nd Sub. H.B. 317**, OFFENSES AGAINST THE PERSON AMENDMENTS, by Representative V. L. Snow; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **H.B. 390**, LAW ENFORCEMENT TRACKING AMENDMENTS, by Representative E. Hutchings; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **H.B. 401**, PUBLIC SAFETY AMENDMENTS, by Representative B. Dee; and


Mark B. Madsen, 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, 2016

The Business and Labor Committee reports a favorable recommendation on **2nd Sub. H.B. 352**, COSMETOLOGY AMENDMENTS, 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 4, 2016

The Education Committee reports a favorable recommendation on **1st Sub. H.B. 329**, FEDERAL FUNDS PROCEDURES ACT AMENDMENTS, by Representative J. Fawson, and recommends it be considered read for the second time and placed on the Consent Calendar.

Ann Millner, 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.

***

On motion of Senator Okerlund, the Senate recessed at 12:04 p.m.
AFTERNOON SESSION

The Senate reassembled at 2:12 p.m., with President Niederhauser presiding.

JOINT CONFERENCE COMMITTEE REPORTS

Mr. President: March 4, 2016

The Joint Conference Committee comprised of Senators D. Hinkins, T. Weiler, and K. Mayne, and Representatives M. McKell, R. Cunningham, and A. Romero, recommends S.B. 52, RATE COMMITTEE MODIFICATIONS, by Senator D. Hinkins, be replaced and favorably recommends 2nd Sub. S.B. 52, RATE COMMITTEE MODIFICATIONS.

Sen. Davis Hinkins and Rep. Mike McKell, Chairs

On motions of Senator Hinkins, the Senate voted to adopt the Joint Conference Committee report. Senator Davis commented and the bill was placed on the Third Reading Calendar.

***

Mr. President: March 7, 2016


Sen. Alvin Jackson and Rep. Mike Kennedy, Chairs

On motions of Senator Jackson, the Senate voted to adopt the Joint Conference Committee report. The bill was placed on the Third Reading Calendar.

***

Mr. President: March 7, 2016

The Joint Conference Committee comprised of Senators K. Van Tassell, A. Jackson, and K. Mayne, and Representatives K. Powell, D. Lifferth, and Brad King, recommends 2nd Sub. H.B. 126, UNMANNED AIRCRAFT REVISIONS,
by Representative K. Powell, be replaced and favorably recommends 3rd Sub. H.B. 126, UNMANNED AIRCRAFT REVISIONS.


On motions of Senator Van Tassell, the Senate voted to adopt the Joint Conference Committee report. The bill was placed on the Third Reading Calendar.

THIRD READING CALENDAR

3rd Sub. H.B. 126, UNMANNED AIRCRAFT REVISIONS, was before the Senate, 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

Adams Bramble Christensen Dabakis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Hinkins Jackson
Jenkins Knudson Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Urquhart Van Tassell Vickers Weiler
Niederhauser

**Absent or not voting were:** Senators

Davis Iwamoto Madsen Thatcher

3rd Sub. H.B. 126 was sent to the House for further consideration.

* * *

2nd Sub. S.C.R. 5, CONCURRENT RESOLUTION IN SUPPORT OF LAW ENFORCEMENT OFFICERS, was before the Senate, explained by Senator Jackson, 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 Escamilla Fillmore Harper
Henderson Hillyard Hinkins Jackson
Jenkins Knudson Mayne Millner
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**Absent or not voting were:** Senators

| Adams | Iwamoto | Madsen | Okerlund  |

2nd Sub. S.C.R. 5 was sent to the House for the signature of the speaker.

***

2nd Sub. S.B. 52, RATE COMMITTEE MODIFICATIONS, was before the Senate, explained by Senator Hinkins, and passed on the following roll call:

**Yea, 25; Nay, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Bramble | Iwamoto | Madsen | Van Tassell |

2nd Sub. S.B. 52 was sent to the House for the signature of the Speaker.

**SECOND READING CALENDAR**

On motion of Senator Adams, the circle was removed from S.B. 222, PROFESSIONAL LICENSING AMENDMENTS, and it was before the Senate.

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

1st Sub. S.B. 222 Professional Licensing Amendments (J. S. 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. 222, PROFESSIONAL LICENSING AMENDMENTS, 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

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**Absent or not voting were:** Senators

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1st Sub. S.B. 222 was transmitted to the House.

**On motion of Senator Stephenson, the circle was removed from 1st Sub. S.B. 237, − IMMIGRATION AND ALIEN RELATED AMENDMENTS, and it was before the Senate. Senator Stephenson explained the bill.**

**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. 237, − IMMIGRATION AND ALIEN RELATED AMENDMENTS, was considered read the first, second and third times. The bill passed on the following roll call:**

**Yeas, 17; Nays, 7; 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
Adams Iwamoto Madsen Urquhart
Niederhauser

1st Sub. S.B. 237 was transmitted to the House.

***

On motion of Senator Hillyard, the circle was removed from S.B. 179, UNIFORM PARENTAGE ACT AMENDMENTS, and it was before the Senate.

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

1st Sub. S.B. 179 Uniform Parentage Act Amendments (L. Hillyard)

On motion of Senator Hillyard, the bill was circled.

***

On motion of Senator Fillmore, the circle was removed from S.B. 244, SCHOOL FUNDING PROVISIONS, and it was before the Senate.

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

1st Sub. S.B. 244 School Funding Provisions (L. Fillmore)

On motion of Senator Fillmore, the bill was circled.

***

On motion of Senator Dayton, S.B. 251, WATER INFRASTRUCTURE FUNDING AMENDMENTS, was read the second time and circled.

***

On motion of Senator Fillmore, 1st Sub. S.B. 235, LOCAL DISTRICT TAX REVISIONS, was read the second time and circled.

***

On motion of Senator Jackson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.
On motion of Senator Jackson, under suspension of the rules, **4th Sub. S.B. 90. FALSIFICATION OF INFORMATION IN A PROTECTIVE ORDER PROCEEDING**, was considered read the second and third times. Senator Jackson explained the bill. Senators Hillyard, Henderson, and Thatcher commented. The bill passed on the following roll call:

**Yeas, 15; Nays, 8; Absent or not voting, 6.**

**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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**4th Sub. S.B. 90** was transmitted to the House.

***

**S.B. 223. ADOPTION AMENDMENTS,** was read the second time.

Senator Weiler proposed the following amendment:

1. Page 5, Lines 123 through 126:

   123  (b) the pre–existing parent consents to the prospective adoptive parent’s adoption of the child, or is unable to consent because the pre–existing parent is deceased or incapacitated;  
   124  (c) notice of the adoption proceeding is provided in accordance with Section 78B–6–110;  
   125  (d) consent to the adoption is provided in accordance with Section 78B–6–120; and  
   126  (e) the court finds that it is in the best interest of the child to grant the adoption without

   **(e)**
terminating the rights and duties of the pre-existing parent.

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, S.B. 223, ADOPTION AMENDMENTS, was considered read the second and third times. Senator Weiler explained the bill. The bill 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. 223 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. 229, UNLAWFUL DETAINER AMENDMENTS, was considered read the second and third times. Senator Weiler 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

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Absent or not voting were: Senators
Adams       Hinkins       Iwamoto       Jackson
Madsen      Urquhart    Niederhauser

S.B. 229 was transmitted to the House.

***

S.B. 230, CIVIL STALKING OFFENSE AMENDMENTS, was read the
second time. Senator Weiler explained the bill. Senator Hillyard commented.

On motion of Senator Weiler, the bill was circled.

***

On motion of Senator Mayne, the circle was removed from S.B. 36,
POSTRETIREFMENT EMPLOYMENT EXCEPTIONS, and it was before the
Senate. Senator Mayne explained the bill.

Senator Weiler proposed the following amendment:

1. Page 1, Line 14:
   
   14 This bill:
   
   ▶ requires that certain costs shall be included in the final
   contribution rates adopted and certified by the Utah State Retirement
   Board;

2. Page 2, Line 28 through Page 2, Line 28:

   28 AMENDS:
   
   49−11−301, as last amended by Laws of Utah 2004, Chapter 322

3. Page 2, Lines 31 through 32:

   31 Be it enacted by the Legislature of the state of Utah:
   
   Section 1. Section 49−11−301 is amended to read:
   
   49−11−301. Creation — Board to act as trustees of the fund —
   Commingling and pooling of funds — Interest earnings — Funded ratio.
   
   (1) There is created a common trust fund known as the “Utah
   State Retirement Investment Fund” for the purpose of enlarging the
   investment base and simplifying investment procedures and functions.
   
   (2) (a) The board shall act as trustees of the Utah State
   Retirement Investment Fund and, through the executive director, may
   commingle and pool the funds and investments of any system, plan, or
program into the Utah State Retirement Investment Fund, if the principal amounts of the participating funds do not lose their individual identity and are maintained as separate trust funds on the books of the office.

(b) (i) In combining the investments of any fund, each of the participating funds shall be credited initially with its share of the total assets transferred to the Utah State Retirement Investment Fund.

(ii) The value of the transferred assets shall be calculated in accordance with generally accepted accounting principles.

(c) Subsequent transfers of additional capital from participating funds shall be credited similarly to its respective trust account.

(d) The income or principal or equity credit belonging to one participating fund may not be transferred to another, except for the purpose of:

(i) actuarially recommended transfers in order to adjust employer contribution rates for an employer that participates in both contributory and noncontributory systems; or

(ii) transfers which reflect the value of service credit accrued in different systems during a member’s career.

(3) The assets of the funds are for the exclusive benefit of the members, participants, and covered individuals and may not be diverted or appropriated for any purpose other than that permitted by this title.

(4) (a) Interest and other earnings shall be credited to each participating fund on a pro rata equity position basis.

(b) (i) A portion of the interest and other earnings of the common trust fund may be credited to a reserve account within the Utah State Retirement Investment Fund to meet adverse experiences arising from investments or other contingencies.

(ii) Each participating fund shall retain its proportionate equity in the reserve account.

(5) (a) The actuarial funded ratio of the systems may reach and be maintained at 110%, as determined by the board’s actuary using assumptions adopted by the board, before the board is required to certify a decrease in contribution rates.

(b) Except as provided in Subsection (6), the board may not increase contribution rates to attain an actuarial funded ratio greater than 100%.

(6) (a) The cost of any amendment to this title shall be included in the final contribution rates adopted and certified by the board in accordance with Subsections 49−11−102(14) and 49−11−203(1)(l).

(b) If a preliminary certified contribution rate approved by the
board prior to an annual General Session or Special Session of the Legislature was maintained at a previous year’s level that is higher than the contribution rate calculated by the board’s actuary for that year in accordance with Subsection (5)(a), the board’s final certified contribution rate shall be the sum of the actuarially determined costs from any amendment to this title during the General Session or Special Session and the preliminary certified contribution rate.

32 Section {−1−} . Section 49–11–505 is amended to read:

Senator Weiler’s motion to amend passed on a voice vote. Senators Hillyard, Davis, and Okerlund commented.

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. 36, POSTRETIREMENT EMPLOYMENT EXCEPTIONS, was considered read the second and third times. Senator Mayne explained the bill. The bill failed on the following roll call:

Yeas, 10; Nays, 17; Absent or not voting, 2.

Voting in the affirmative were: Senators

Dabakis  Davis  Escamilla  Harper
Hinkins  Mayne  Millner  Okerlund
Shiozawa  Thatcher

Voting in the negative were: Senators

Adams  Bramble  Christensen  Dayton
Fillmore  Henderson  Hillyard  Jackson
Jenkins  Knudson  Madsen  Stephenson
Stevenson  Urquhart  Van Tassell  Vickers
Weiler

Absent or not voting were: Senators

Iwamoto  Niederhauser

S.B. 36 was filed.

**

On motion of Senator Davis, S.B. 253, ANIMAL SHELTER REVISIONS, was read the second time and circled.
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. 256, JUDGMENT INTEREST RATE AMENDMENTS**, was considered read the second and third times. Senator Henderson explained the bill. The bill 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. 256** was transmitted to the House.

**RULES COMMITTEE REPORTS**

To the Members of the Senate: March 7, 2016

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

**Economic Development and Workforce Service Committee**


**1st Sub. H.C.R. 14** Concurrent Resolution Recognizing the United States and Utah’s Participation in World War I (Rep. S. Handy) (Sen. J. Stevenson)

**Government Operations and Political Subdivisions Committee**

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Revenue and Taxation Committee

Kevin T. Van Tassell
Rules Committee Chair

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

On motion of Senator Okerlund, and at 3:40 p.m., the Senate sauntered.

The Senate was called to order at 3:54 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 7, 2016

The Speaker of the House has signed 2nd Sub. S.B. 148, WORKFORCE SERVICES REVISIONS, 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, 2016

The House passed, as substituted, 1st Sub. H.B. 341, INTERLOCAL COOPERATION ACT AMENDMENTS, by Representative M. Nelson, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 370, ADOPTIVE STUDIES AND EVALUATIONS AMENDMENTS, by Representative E. Redd, and it is transmitted for consideration; and
The House passed, as amended, **H.B. 396**, MONEY MANAGEMENT ACT AMENDMENTS, by Representative E. Hutchings, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 400**, METHADONE TREATMENT AMENDMENTS, by Representative E. Redd, and it is transmitted for consideration; and

The House passed **H.B. 430**, HOLE IN THE ROCK STATE PARK DESIGNATION, by Representative K. Stratton, and it is transmitted for consideration; and

The House passed **H.B. 448**, AIRPORT FEE AMENDMENTS, by Representative D. Owens, and it is transmitted for consideration; and

The House passed **H.J.R. 15**, UTAH ATHLETIC FOUNDATION JOINT RESOLUTION, by Representative E. Hutchings, 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 Okerlund, the Senate recessed at 4:00 p.m.

**EVENING SESSION**

The Senate reassembled at 6:15 p.m., with President Niederhauser presiding.

**COMMUNICATIONS FROM THE HOUSE**

Mr. President: March 7, 2016

The Speaker of the House has signed **2nd Sub. S.B. 52**, RATE COMMITTEE MODIFICATIONS, by Senator D. Hinkins, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **2nd Sub. S.C.R. 5**, CONCURRENT RESOLUTION IN SUPPORT OF LAW ENFORCEMENT OFFICERS, by Senator A. Jackson, 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.
The House adopted the Joint Conference Committee Report dated March 7, 2016, and passed 3rd Sub. H.B. 126, UNMANNED AIRCRAFT REVISIONS, 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 and returned to the House for the signature of the Speaker

Mr. President:

March 7, 2016

The House passed, as amended, H.B. 2, NEW FISCAL YEAR SUPPLEMENTAL APPROPRIATIONS ACT, by Representative D. Sanpei, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 8, STATE AGENCY FEES AND INTERNAL SERVICE FUND RATE AUTHORIZATION AND APPROPRIATIONS, by Representative B. Dee, and it is transmitted for consideration; and

The House passed, as substituted and amended, 2nd Sub. H.B. 242, ALTERNATIVE ENERGY DEVELOPMENT TAX AMENDMENTS, by Representative S. Handy, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 381, STANDARDS FOR ISSUANCE OF SUMMONS, by Representative L. Christensen, and it is transmitted for consideration; and

The House passed H.B. 383, UNIFORM FIDUCIARY ACCESS TO DIGITAL ASSETS ACT, by Representative V. L. Snow, and it is transmitted for consideration; and

The House passed, as amended, H.B. 385, PETROLEUM VAPOR RECOVERY AMENDMENTS, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 404, CRIME VICTIM RESTITUTION AMENDMENTS, by Representative B. Wilson, and it is transmitted for consideration; and

The House passed H.B. 416, DRIVER LICENSE FOR YOUTHS IN FOSTER CARE, by Representative Johnny Anderson, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 417, VOTE BY MAIL REVISIONS, by Representative B. Daw, and it is transmitted for consideration; and
The House passed, as substituted, **1st Sub. H.B. 420**, UNMANNED VEHICLE AMENDMENTS, by Representative D. Lifferth, 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.

**SECOND READING CALENDAR**

On motion of Senator Van Tassell, the circle was removed from **1st Sub. S.B. 236**, UTAH COMMUNICATIONS AUTHORITY GOVERNANCE AMENDMENTS, and it was before the Senate. Senator Van Tassell explained the bill.

Senator Harper proposed a verbal amendment as follows:

1. Page 1, Line 18:
   Delete “chair” and insert “board”

2. Page 5, Line 142:
   Delete “chair” and insert “board”

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

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. S.B. 236**, UTAH COMMUNICATIONS AUTHORITY GOVERNANCE AMENDMENTS, was considered read the second and third times. Senator Van Tassell 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

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Absent or not voting were: Senators
Adams Iwamoto Madsen Stevenson

1st Sub. S.B. 236 was transmitted to the House.

CONCURRENCE CALENDAR

On motion of Senator Harper, the Senate voted to concur in the House amendments to 1st Sub. S.B. 156, STATE FACILITIES 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
Adams Christensen Dabakis Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Hinkins Jackson
Jenkins Knudson Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Urquhart Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Bramble Iwamoto Madsen

1st Sub. S.B. 156 was returned to the House for the signature of the Speaker.

STANDING COMMITTEE REPORTS

Mr. President: March 7, 2016

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 351, ATTORNEY GENERAL FISCAL AMENDMENTS, by Representative S. DiCaro; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 392, EXECUTIVE APPROPRIATIONS COMMITTEE REPORT AMENDMENTS, by Representative D. Sanpei; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on 4th Sub. H.B. 10, INITIATIVE AND REFERENDUM AMENDMENTS, by Representative B. Greene; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on S.B. 257, PUBLIC–PRIVATE PARTNERSHIP AMENDMENTS, by Senator R. Okerlund; and
The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **H.B. 373**, MISSING AND EXPLOITED CHILDREN’S DAY, by Representative S. Handy; and


Margaret Dayton, Chair

Mr. President: March 7, 2016

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 294**, SECOND−HAND STORE AMENDMENTS, by Representative R. Edwards; and

The Revenue and Taxation Committee recommends **H.B. 297**, BAIL BOND AMENDMENTS, by Representative E. Hutchings, be replaced and favorably recommends **1st Sub. H.B. 297**, BAIL BOND AMENDMENTS; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 377**, GRANDPARENT RIGHTS AMENDMENTS, by Representative L. Christensen; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 395**, LEGISLATIVE REPORTS AMENDMENTS, by Representative S. Eliason; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 397**, DEPARTMENT OF ADMINISTRATIVE SERVICES REVISIONS, by Representative S. DiCaro; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 258**, DISTRIBUTION OF LOCAL SALES TAX REVENUE, by Senator R. Okerlund.

Deidre Henderson, Chair

On motion of Senator Van Tassell, the committee reports were adopted. The bills were placed on Second Reading Calendar.

**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. 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 Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Hinkins Jackson
Jenkins Knudson Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Urquhart Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Bramble Iwamoto Madsen

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

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Dayton Escamilla Fillmore
Harper Henderson Hillyard Hinkins
On motion of Senator Stevenson, the circle was removed from S.B. 8, STATE AGENCY AND HIGHER EDUCATION COMPENSATION APPROPRIATIONS, 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, S.B. 8, STATE AGENCY AND HIGHER EDUCATION COMPENSATION APPROPRIATIONS, was considered read the second and third times. 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. 8 was transmitted to the House.

* * *

On motion of Senator Hillyard, the circle was removed from 1st Sub. S.B. 179, UNIFORM PARENTAGE ACT 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, 1st Sub. S.B. 179, UNIFORM PARENTAGE ACT AMENDMENTS, was considered read the second and third times. Senator Hillyard explained the bill. Senators Jenkins, Harper, and Bramble commented. The bill passed on the following roll call:

**Yeas, 17; Nays, 9; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

Christensen  Dabakis  Davis  Escamilla  
Fillmore  Hillyard  Hinkins  Knudson  
Mayne  Millner  Okerlund  Shiozawa  
Stevenson  Thatcher  Van Tassell  Vickers  
Niederhauser  

**Voting in the negative were:** Senators

Adams  Bramble  Dayton  Harper  
Henderson  Jackson  Jenkins  Stephenson  
Weiler  

**Absent or not voting were:** Senators

Iwamoto  Madsen  Urquhart  

1st Sub. S.B. 179 was transmitted to the House.

* * *

On motion of Senator Fillmore, the circle was removed from 1st Sub. S.B. 244, SCHOOL FUNDING PROVISIONS, and it was before the Senate.

Senator Fillmore proposed the following amendment:

1. Page 6, Lines 164 through 166:

   164 and the state board has approved their use for other school purposes.  
   165 (2) {−−} (a) {−−} The state shall contribute an amount sufficient to guarantee $27.36 per  
   166 weighted pupil unit for each .0001 per dollar of taxable value.  

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

On motion of Senator Fillmore, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.
On motion of Senator Fillmore, under suspension of the rules, **1st Sub. S.B. 244,** SCHOOL FUNDING PROVISIONS, was considered read the second and third times. Senator Fillmore explained the bill. Senators Hillyard, Vickers, Stephenson, Davis, Shiozawa, Millner, and Thatcher commented. The bill passed on the following roll call:

**Yeas, 18; Nays, 10; 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

Iwamoto

**1st Sub. S.B. 244** was transmitted to the House.

* * *

On motion of Senator Adams, the circle was removed from **S.B. 251,** WATER INFRASTRUCTURE FUNDING AMENDMENTS, and it was before the Senate.

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

**3rd Sub. S.B. 251 Water Infrastructure Funding Amendments**

(J. S. 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, **3rd Sub. S.B. 251,** WATER INFRASTRUCTURE FUNDING AMENDMENTS, was considered read the second and third times. Senator Adams explained the bill. Senators Hillyard, Stephenson, Dayton, and Harper 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 Christensen Dabakis Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Hinkins Jackson
Jenkins Knudson Madsen Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Urquhart Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Bramble Iwamoto

3rd Sub. S.B. 251 was transmitted to the House.

* * *

On motion of Senator Adams, the circle was removed from 1st Sub. S.B. 246, FUNDING FOR INFRASTRUCTURE REVISIONS, and it was before the Senate.

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

2nd Sub. S.B. 246 Funding for Infrastructure Revisions (J. S. Adams)

Senator Adams proposed the following amendment:

1. Page 5, Line 130:

   130 (b) An instrument described in Subsection (5)(a)(iii) may be:

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, 2nd Sub. S.B. 246, FUNDING FOR INFRASTRUCTURE REVISIONS, was considered read the second and third times. Senator Adams explained the bill. Senators Hillyard, Davis, Hinkins, Dabakis, Van Tassell, Weiler, Jenkins, and Knudson commented. The bill passed on the following roll call:
Yeas, 20; Nays, 7; Absent or not voting, 2.

Voting in the affirmative were: Senators

Adams          Christensen  Dayton        Fillmore
Henderson      Hinkins     Jackson       Jenkins
Knudson        Madsen      Millner       Okerlund
Stephenson     Stevenson    Thatcher     Urquhart
Van Tassell    Vickers      Weiler       Niederhauser

Voting in the negative were: Senators

Dabakis        Davis       Escamilla     Harper
Hillyard       Mayne       Shiozawa

Absent or not voting were: Senators

Bramble        Iwamoto

2nd Sub. S.B. 246 was transmitted to the House.

* * *

On motion of Senator Urquhart, the circle was removed from S.B. 215, MOTOR VEHICLE INSURANCE AMENDMENTS, and it was before the Senate.

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, S.B. 215, MOTOR VEHICLE INSURANCE AMENDMENTS, was considered read the second and third times. Senator Urquhart 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

Adams          Christensen  Dabakis      Davis
Dayton         Escamilla    Fillmore     Harper
Henderson      Hillyard     Hinkins      Jackson
Jenkins        Knudson      Madsen       Mayne
Millner        Okerlund     Shiozawa     Stephenson
Stevenson      Thatcher     Urquhart     Van Tassell
Vickers        Weiler       Niederhauser

Absent or not voting were: Senators

Bramble        Iwamoto
S.B. 215 was transmitted to the House.

***

On motion of Senator Okerlund, and at 8:32 p.m., the Senate sauntered.

The Senate was called to order at 8:42 p.m., with President Niederhauser presiding.

***

On motion of Senator Okerlund, S.B. 257, PUBLIC–PRIVATE PARTNERSHIP AMENDMENTS, was read the second time and circled.

***

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. 258, DISTRIBUTION OF LOCAL SALES TAX REVENUE, was considered read the second and third times. Senator Okerlund explained the bill. Senators Hillyard 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

- Adams
- Bramble
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Henderson
- Hillyard
- Jackson
- Jenkins
- Knudson
- Madsen
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Urquhart
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Hinkins
- Iwamoto

S.B. 258 was transmitted to the House.

***

On motion of Senator Weiler, the circle was removed from S.B. 230, CIVIL STALKING OFFENSE AMENDMENTS, and it was before the Senate.
Senator Weiler proposed the following amendment:

1. Page 2, Lines 54 through 56:

54 (ii) “Course of conduct” does not mean reasonable daily activity or {requesting—} a reasonable request of a government agency in the ordinary course of business to investigate or enforce laws or court orders.

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, S.B. 230, CIVIL STALKING OFFENSE AMENDMENTS, was considered read the second and third times. Senator Weiler 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 Iwamoto

**S.B. 230** was transmitted to the House.

***

On motion of Senator Weiler, the circle was removed from S.B. 233, GOVERNMENTAL IMMUNITY ACT AMENDMENTS, and it was before the Senate.

On motion of Senator Weiler, the following substitute bill replaced the original bill:
3rd Sub. S.B. 233 Governmental Immunity Act Amendments (T. Weiler)

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. 233, GOVERNMENTAL IMMUNITY ACT AMENDMENTS, was considered read the second and third times. Senator Weiler explained the bill. Senator Bramble commented. 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  Escamena  Fillmore
Harper  Henderson  Hillyard  Hinkins
Jenkins  Knudson  Madsen  Mayne
Millner  Okerlund  Shiozawa  Stevenson
Thatcher  Van Tassell  Vickers  Weiler
Niederhauser

Voting in the negative was: Senator
Stephenson

Absent or not voting were: Senators
Iwamoto  Jackson  Urquhart

3rd Sub. S.B. 233 was transmitted to the House.

***

On motion of Senator Okerlund, and at 9:00 p.m., the Senate adjourned until 10:00 a.m., Tuesday, March 8, 2016.
FORTY-THIRD DAY
MORNING SESSION
March 8, 2016

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

Prayer – Senator Scott Jenkins
Pledge of Allegiance – Senator Peter Knudson
Roll Call – All Senators present, except Senator Iwamoto, excused.

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 86)

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 7, 2016

The Speaker of the House has signed 1st Sub. S.B. 156, STATE FACILITIES 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 7, 2016

The House passed, as substituted, 6th Sub. H.B. 364, PHARMACY BENEFIT MANAGER AMENDMENTS, by Representative B. Last, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.B. 403, ASBESTOS LITIGATION TRANSPARENCY ACT, by Representative B. Wilson, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 415, MOTOR VEHICLE ACCIDENT COST RECOVERY, by Representative Johnny Anderson, and it is transmitted for consideration; and

The House passed H.B. 423, IMPLEMENTING FEDERAL EDUCATION PROGRAM AMENDMENTS, by Representative D. Lifferth, and it is transmitted for consideration; and
The House passed **H.B. 431**, AFFORDABLE HOUSING REVISIONS, by Representative R. Edwards, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 440**, SUICIDE PREVENTION AND GUN DATA STUDY, by Representative Brian S. King, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 441**, CHILD PLACEMENT AMENDMENTS, by Representative J. Peterson, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 443**, SCHOOL DROPOUT PREVENTION AND RECOVERY, by Representative F. Gibson, and it is transmitted for consideration; and

The House passed **H.B. 445**, STATE SCHOOL BOARD AMENDMENTS, by Representative F. Gibson, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 453**, BAIL BOND RECOVERY ACT AMENDMENTS, by Representative C. Oda, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 460**, SCHOOL RESOURCE OFFICERS AND SCHOOL ADMINISTRATORS TRAINING AND AGREEMENT, by Representative S. Hollins, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 463**, PERSONAL REPRESENTATIVE AMENDMENTS, by Representative G. Froerer, and it is transmitted for consideration; and

The House passed, as substituted, **3rd Sub. H.B. 464**, PUBLIC LANDS WILDFIRE STUDY, by Representative K. Ivory, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 471**, POWERSPORT VEHICLE FRANCHISE AMENDMENTS, by Representative M. Schultz, and it is transmitted for consideration; and

The House passed **H.B. 477**, SUICIDE PREVENTION MODIFICATIONS, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 479**, JAIL CONTRACTING RATE AMENDMENTS, by Representative M. Noel, and it is transmitted for consideration; and
The House passed, as substituted, **1st Sub. H.J.R. 14**, JOINT RESOLUTION SUPPORTING THE RETENTION OF PUBLIC EDUCATORS, by Representative R. Edwards, and it is transmitted for consideration; and

The House passed **H.J.R. 18**, HOUSE JOINT RESOLUTION — CONGRESSIONAL TERM LIMITS, by Representative B. Dee, and it is transmitted for consideration; and

The House passed **H.J.R. 20**, JOINT RESOLUTION APPROVING CLASS V LANDFILL, by Representative L. Perry, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.C.R. 16**, CONCURRENT RESOLUTION ON UTAH PUBLIC LANDS, by Representative K. Stratton, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.C.R. 17**, CONCURRENT RESOLUTION OPPOSING UNILATERAL USE OF THE ANTIQUITIES ACT, by Representative K. Stratton, 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.

**CONSENT CALENDAR**

On motion of Senator Christensen, **H.B. 237**, INCOME TAX CONTRIBUTION FOR CLEAN AIR, was read the third time and circled.

***

**H.B. 270**, CONSTITUTIONAL DEFENSE RESTRICTED ACCOUNT AMENDMENTS, was read the third time, explained by Senator Hinkins, 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
Adams Bramble Escamilla Iwamoto
Jackson Madsen Shiozawa

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.

* * *

H.J.R. 11, JOINT RESOLUTION DESIGNATING UTAH AS A PURPLE HEART STATE, was read the third time, explained by Senator Dayton, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Bramble Christensen Dabakis Davis
Dayton Fillmore Harper Henderson
Hillyard Hinkins Jenkins Knudson
Madsen Mayne Millner Okerlund
Stephenson Stevenson Thatcher Urquhart
Van Tassell Vickers Weiler Niederhauser

Absent or not voting were: Senators
Adams Escamilla Iwamoto Jackson
Shiozawa

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.

* * *

On motion of Senator Bramble, the circle was removed from H.B. 237, INCOME TAX CONTRIBUTION FOR CLEAN AIR, 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
Bramble Christensen Dabakis Davis
Dayton Fillmore Harper Henderson
Hillyard Hinkins Jenkins Knudson
Madsen Mayne Millner Okerlund
Stephenson Thatcher Urquhart Van Tassell
Vickers Weiler Niederhauser
Absent or not voting were: Senators
Adams  Escamilla  Iwamoto  Jackson
Shiozawa  Stephenson

**H.B. 237** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

**H.B. 321**, REAL ESTATE TRANSACTION AMENDMENTS, was read the third time, explained by Senator Fillmore, 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  Fillmore  Harper  Henderson
Hillyard  Hinkins  Jenkins  Knudson
Mayne  Millner  Okerlund  Stephenson
Stevenson  Thatcher  Urquhart  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Adams  Escamilla  Iwamoto  Jackson
Madsen  Shiozawa

**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. 343**, SCHOOL ADMINISTRATION AMENDMENTS, was read the third time, explained by Senator Weiler, 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  Fillmore  Harper  Henderson
Hillyard  Hinkins  Jenkins  Knudson
Mayne  Millner  Okerlund  Stevenson
Thatcher  Urquhart  Van Tassell  Vickers
Weiler  Niederhauser
Absent or not voting were: Senators
Adams          Escamilla     Iwamoto     Jackson
Madsen        Shiozawa      Stephenson

H.B. 343 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. 232, SCENIC BYWAY AMENDMENTS, was read the second time. Senator Hinkins explained the bill. Senators Hillyard, Vickers, Knudson, Bramble, Harper, and Weiler 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
Bramble        Christensen   Davis        Dayton
Fillmore       Henderson     Hillyard     Hinkins
Jenkins        Knudson       Madsen       Mayne
Millner        Okerlund      Shiozawa     Stevenson
Thatcher       Van Tassell   Weiler       Niederhauser

Voting in the negative were: Senators
Dabakis        Harper        Urquhart     Vickers

Absent or not voting were: Senators
Adams          Escamilla     Iwamoto     Jackson
Stephenson

* * *

On motion of Senator Bramble, 2nd Sub. H.B. 192, OPIATE OVERDOSE RESPONSE ACT — PILOT PROGRAM AND OTHER AMENDMENTS, was read the second time and circled.

* * *

1st Sub. H.B. 206, HUMAN TRAFFICKING SAFE HARBOR AMENDMENTS, was read the second time. 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
Bramble Christensen Dabakis Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Hinkins Jenkins
Knutson Madsen Mayne Millner
Okerlund Shiozawa Stevenson Thatcher
Urquhart Van Tassell Vickers Weiler
Niederhauser

Absent or not voting were: Senators
Adams Iwamoto Jackson Stephenson

* * *

On motion of Senator Davis, 1st Sub. H.C.R. 12, CONCURRENT RESOLUTION HONORING LIN-MANUEL MIRANDA, COMPOSER OF THE MUSICAL HAMILTON, will be considered Wednesday, March 9, 2016 at 2:30 p.m.

* * *

H.B. 238, OPIATE OVERDOSE RESPONSE ACT — OVERDOSE OUTREACH PROVIDERS AND OTHER AMENDMENTS, was read the second time. Senator Shiozawa 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 Davis Dayton
Escamilla Fillmore Harper Henderson
Hillyard Hinkins Jenkins Knutson
Madsen Mayne Millner Okerlund
Shiozawa Stevenson Thatcher Urquhart
Van Tassell Vickers Weiler Niederhauser

Absent or not voting were: Senators
Adams Dabakis Iwamoto Jackson Stephenson

* * *

H.B. 239, ACCESS TO OPIOID PRESCRIPTION INFORMATION VIA PRACTITIONER DATA MANAGEMENT SYSTEMS, 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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**H.B. 240.** OPIATE OVERDOSE RESPONSE ACT — STANDING ORDERS AND OTHER AMENDMENTS, was read the second time. 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

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**H.B. 252.** INTELLECTUAL DISABILITY TERMINOLOGY AMENDMENTS, was read the second time. Senator Hillyard 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 Escamilla Fillmore Harper
Henderson Hillyard Hinkins Jenkins
Knudson Madsen Mayne Millner
Okerlund Shiozawa Stevenson Thatcher
Urquhart Van Tassell Vickers Weiler
Niederhauser

Absent or not voting were: Senators
Adams Iwamoto Jackson Stephenson

* * *

H.B. 295, OBESITY REPORT, was read the second time. Senator Vickers explained the bill. The bill passed second reading on the following roll call:

Yeas, 22; Nays, 4; Absent or not voting, 3.

Voting in the affirmative were: Senators
Bramble Christensen Dabakis Davis
Escamilla Fillmore Harper Henderson
Hillyard Hinkins Knudson Mayne
Millner Okerlund Shiozawa Stevenson
Thatcher Urquhart Van Tassell Vickers
Weiler Niederhauser

Voting in the negative were: Senators
Dayton Jackson Jenkins Madsen

Absent or not voting were: Senators
Adams Iwamoto Stephenson

* * *

On motion of Senator Hillyard, the Senate voted to lift H.B. 2, NEW FISCAL YEAR SUPPLEMENTAL APPROPRIATIONS ACT, to the top of the Second Reading Calendar.

On motion of Senator Hillyard, the Senate voted to lift 1st Sub. H.B. 8, STATE AGENCY FEES AND INTERNAL SERVICE FUND RATE AUTHORIZATION AND APPROPRIATIONS, to the top of the 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, 1st Sub. H.B. 8, STATE AGENCY FEES AND INTERNAL SERVICE FUND RATE AUTHORIZATION AND APPROPRIATIONS, was read the second time and circled.

H.B. 308, DISEASE PREVENTION AND SUBSTANCE ABUSE REDUCTION AMENDMENTS, was read the second time. Senator Shiozawa explained the bill. Senators Fillmore, Jenkins, and Vickers commented. 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

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**Voting in the negative was:** Senator Dayton

**Absent or not voting were:** Senators

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**H.C.R.  4.** CONCURRENT RESOLUTION DECLARING DRUG OVERDOSE DEATHS TO BE A PUBLIC HEALTH EMERGENCY, was read the second time. Senator Shiozawa 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 Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Hinkins Jackson
Jenkins Knudson Mayne Millner
Okerlund Shiozawa Stevenson Thatcher
Vickers Niederhauser

Absent or not voting were: Senators
Adams Iwamoto Madsen Stephenson
Urquhart Van Tassell Weiler

* * *

H.B. 200, STUDENT ASSESSMENT MODIFICATIONS, was read the second time. Senator Fillmore explained the bill. Senator Mayne commented. The bill passed second reading on the following roll call:

Y eas, 21; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Senators
Bramble Christensen Dabakis Davis
Dayton Escamilla Fillmore Henderson
Hillyard Hinkins Jackson Jenkins
Knudson Mayne Millner Okerlund
Shiozawa Stevenson Vickers Weiler
Niederhauser

Absent or not voting were: Senators
Adams Harper Iwamoto Madsen Stephenson
Urquhart Thatcher Van Tassell

* * *

On motion of Senator Bramble, the circle was removed from 2nd Sub. H.B. 192, OPIATE OVERDOSE RESPONSE ACT — PILOT PROGRAM AND OTHER AMENDMENTS, and it was before the Senate.

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

3rd Sub. H.B. 192 Opiate Overdose Response Act – Pilot Program and Other Amendments (M. McKell)
Senator Bramble explained the bill. The bill passed second reading on the following roll call:

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

**Voting in the affirmative were:** Senators

- Bramble
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Hillyard
- Hinkins
- Jenkins
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Adams
- Harper
- Henderson
- Iwamoto
- Jackson
- Madsen
- Stephenson
- Urquhart

* * *

On motion of Senator Stevenson, **1st Sub. H.B. 112, CONTINUING EDUCATION FOR CONTRACTOR LICENSING AMENDMENTS**, was read the second time and circled.

* * *

**2nd Sub. H.B. 228, ALCOHOL MODIFICATIONS**, was read the second time.

Senator Stevenson proposed the following amendment:

1. Page 5, Lines 135 through 136e
   Senate Committee Amendments 2–29–2016:

   135  (6) $\Rightarrow$ (a) $\Leftarrow$ $\Rightarrow$ A manufacturing licensee shall establish a distinct area for consumption of a taste

   135a  taste

   136  $\Rightarrow$ outside the view of minors on the licensed premises and $\Leftarrow$ $\Rightarrow$ in which minors are not allowed during the time period

   136a  when tasting occurs.

   136b  $\Rightarrow$ (b) The distinct area for consumption for a taste established under this Subsection (6)
shall be in the same building as where the manufacturing licensee produces alcoholic product

{or} in a building on the same parcel as the building where the manufacturing licensee produces

alcoholic product, or in a patio or similar area immediately adjacent to a building described in this Subsection (6)(b).

2. Page 6, Lines 170 through 172:

(12) A manufacturing licensee shall provide educational information as defined by rule by the commission in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking.

(13) A manufacturing licensee that conducts tastings under a scientific or educational use permit issued by the commission as of May 10, 2016, shall comply with this section by no later than December 31, 2016, in conducting a tasting. In accordance with Subsection 32B−10−206(1)(c), effective no later than January 1, 2017, the commission shall take action on a scientific or educational use permit used by a manufacturing licensee to conduct tastings.

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

Yeas, 19; Nays, 2; Absent or not voting, 8.

Voting in the affirmative were: Senators

Christensen  Dabakis  Davis  Escamilla
Fillmore  Harper  Henderson  Knudson
Madsen  Mayne  Millner  Okerlund
Shiozawa  Stevenson  Thatcher  Van Tassell
Vickers  Weiler  Niederhauser

Voting in the negative were: Senators

Dayton  Jenkins

Absent or not voting were: Senators

Adams  Bramble  Hillyard  Hinkins
Iwamoto  Jackson  Stephenson  Urquhart
On motion of Senator Okerlund, 2nd Sub. H.B. 292, DEFERRED DEPOSIT LENDING AMENDMENTS, was read the second time and circled.

1st Sub. H.B. 290, CAMPAIGN FINANCE REFORM AMENDMENTS, was read the second time. Senator Weiler explained the bill. Senator Madsen 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

- Christensen
- Dabakis
- Davis
- Escamilla
- Harper
- Henderson
- Hillyard
- Jackson
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

** Voting in the negative were:** Senators

- Dayton
- Fillmore
- Jenkins
- Madsen

** Absent or not voting were:** Senators

- Adams
- Bramble
- Hinkins
- Iwamoto
- Stephenson
- Urquhart

H.B. 114, CONTROLLED SUBSTANCE REPORTING, was read the second time.

Senator Vickers proposed the following amendment:

1. Page 15, Line 456
   House Floor Amendments 2–11–2016:

   456 **Beginning** July 1, 2016, if the division receives a report from a court under Subsection

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, 23; Nays, 0; Absent or not voting, 6. **
Voting in the affirmative were: Senators
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Henderson
Hillyard  Hinkins  Jackson  Jenkins
Knudson  Mayne  Millner  Okerlund
Shiozawa  Stevenson  Thatcher  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Adams  Bramble  Iwamoto  Madsen
Stephenson  Urquhart

* * *

H.B. 97, CHILDREN WITH CANCER SPECIAL LICENSE PLATE, was read the second time. Senator Fillmore explained the bill. Senators Davis, Hillyard, and Escamilla 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
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Henderson
Hinkins  Jackson  Jenkins  Knudson
Madsen  Mayne  Millner  Okerlund
Shiozawa  Stevenson  Thatcher  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Adams  Bramble  Hillyard  Iwamoto
Stephenson  Urquhart

* * *

On motion of Senator Weiler, the Senate voted to reconsider its action on H.B. 51, RECODIFICATION OF POSTRETIREMENT REEMPLOYMENT PROVISIONS.

THIRD READING CALENDAR

H.B. 51, RECODIFICATION OF POSTRETIREMENT REEMPLOYMENT PROVISIONS, was before the Senate, explained by Senator Weiler.
Senator Weiler proposed the following amendment:

1. Page 1, Line 22:

   22  {None—}  This bill provides a coordination clause.

2. Page 34, Line 1037:

   1037  Section 49–11–505, Reemployment of a retiree — Restrictions.

   Section 24. Coordinating H.B. 51 with S.B. 19 — Technical
   renumbering and substantive amendments.

   If this H.B. 51 and S.B. 19, Phased Retirement, 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:

   (1) renumbering Part 12, Phased Retirement, enacted by S.B. 19 to
   Part 13, Phased Retirement, and renumber and change all references
   from Part 12 to Part 13 accordingly;

   (2) changing the reference to “Section 49–11–505” in Section
   49–11–1202 enacted in S.B. 19, which will be technically renumbered to
   Section 49–11–1302, to “Section 49–11–1204”;

   (3) changing the reference to “Subsection 49–11–505(3)(a)” in
   Section 49–11–1206 enacted in S.B. 19, which will be technically
   renumbered to Section 49–11–1306, to “Subsection 49–11–1204(2)”;
   and

   (4) modifying Subsection 49–11–1202(4)(b) enacted by H.B. 51 to
   read:

   “(b) does not include a person:
   (i) (A) who was reemployed by a participating employer before July
   1, 2010; and
   (B) whose participating employer that reemployed the person
   under Subsection (4)(b)(i)(A) was dissolved consolidated, merged, or
   structurally changed in accordance with Section 49–11–621 on or after
   July 1, 2010; or
   (ii) does not include a person who is working under a phased
   retirement agreement in accordance with Title 49, Chapter 11, Part 13,
   Phased Retirement.”

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

Y eas, 23; Nays, 0; Absent or not voting, 6.
Voting in the affirmative were: Senators

Christensen  Dabakis  Davis  Dayton
Escamilla    Fillmore  Harper  Henderson
Hillyard     Jackson  Jenkins  Knudson
Madsen       Mayne    Millner  Okerlund
Shiozawa     Stevenson Thatcher  Van Tassell
Vickers      Weiler   Niederhauser

Absent or not voting were: Senators

Adams  Bramble  Hinkins  Iwamoto
Stephenson  Urquhart

H.B. 51, as amended, was sent to the House for further consideration.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 8, 2016

The House passed, as amended, S.B. 2, PUBLIC EDUCATION BUDGET AMENDMENTS, by Senator L. Hillyard, and it is transmitted for further consideration; and

The House substituted and passed, 1st Sub. S.B. 31, TAX COMMISSION LEVY PROCESS, by Senator W. Harper, and it is transmitted for further consideration; and

The House substituted and passed, 1st Sub. S.B. 109, SCHOOL AND INSTITUTIONAL TRUST LANDS AMENDMENTS, by Senator A. Millner, and it is transmitted for further consideration; and

The House substituted and passed, 2nd Sub. S.B. 136, DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING AMENDMENTS, by Senator E. Vickers, and it is transmitted for further consideration; and

The House passed, as amended, S.B. 185, LABOR REMEDY AMENDMENTS, by Senator J. Iwamoto, and it is transmitted for further consideration; and

The House passed, as amended, S.J.R. 12, PROPOSAL TO AMEND UTAH CONSTITUTION — CHANGES TO SCHOOL FUNDS, by Senator A. Millner, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.
Mr. President: March 8, 2016

The House passed, as substituted and amended, **1st Sub. H.B. 337**, STUDENT RIGHT TO ACTIVE COUNSEL, by Representative K. Coleman, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 444**, CODE OF CRIMINAL PROCEDURE AMENDMENTS, by Representative K. Coleman, 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 8, 2016

The Education Committee reports a favorable recommendation on **1st Sub. H.B. 75**, EPILEPSY TRAINING IN PUBLIC SCHOOLS, by Representative D. Sagers; and

The Education Committee reports a favorable recommendation on **2nd Sub. H.B. 201**, STUDENT TESTING AMENDMENTS, by Representative M. Poulson; and

The Education Committee reports a favorable recommendation on **H.B. 312**, PEER ASSISTANCE AND REVIEW PROGRAM AMENDMENTS, by Representative J. Briscoe; and

The Education Committee reports a favorable recommendation on **H.B. 379**, INTERSTATE RECIPROCITY AGREEMENT FOR POSTSECONDARY DISTANCE EDUCATION, by Representative V. Peterson; and

The Education Committee reports a favorable recommendation on **H.B. 410**, MILITARY TUITION WAIVER AMENDMENTS, by Representative C. Oda.

Ann Millner, Chair
Mr. President: March 8, 2016

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **H.B. 355**, PEACE OFFICER SITUATIONAL TRAINING, by Representative F. Gibson.

Mark B. Madsen, Chair

Mr. President: March 8, 2016

The Business and Labor Committee reports a favorable recommendation on **2nd Sub. H.B. 350**, DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL — OPERATIONS AMENDMENTS, by Representative S. Eliason; and

The Business and Labor Committee reports a favorable recommendation on **H.B. 402**, REAL ESTATE AMENDMENTS, by Representative G. Froerer; and

The Business and Labor Committee reports a favorable recommendation on **H.B. 422**, COMMON AREA ASSESSMENT AMENDMENTS, by Representative G. Froerer.

Curtis S. Bramble, Chair

Mr. President: March 8, 2016

The Health and Human Services Committee reports a favorable recommendation on **1st Sub. H.B. 332**, MARRIAGE LICENSE AND COUNSELING AMENDMENTS, by Representative E. Redd, with the following amendments:

1. Page 8, Line 240 through Page 9, Line 245:

   240 (1) There is created within the General Fund a restricted account known as the

   241 *Marriage Education Restricted Account.*

   242 (2) The restricted account shall be funded from the fee collected by the county clerk in

   243 Subsection 17–16–21(2)(d).

   244 (3) *The* Upon appropriation, the restricted account shall be used to fund, support, and promote education

   245 programs in accordance with Subsection 62A–1–120(8)(d). ; and

The Health and Human Services Committee reports a favorable recommendation on **3rd Sub. H.B. 375**, PRESCRIPTION DRUG ABUSE
AMENDMENTS, by Representative L. Christensen, with the following amendments:

1. Page 2, Lines 51 through 52:

51  (a) A prescriber or dispenser of an opioid for individual outpatient usage shall access and review the database as necessary in the prescriber’s or dispenser’s professional judgment and to achieve the purpose of this chapter as described in Section 58–37f–201.

2. Page 3, Lines 81 through 82:

81  (3) Nothing in Section 58–37f–303 establishes a minimum standard of care for prescribers and dispensers; and

The Health and Human Services Committee reports a favorable recommendation on H.B. 386, NURSING CARE FACILITY AMENDMENTS, by Representative F. Gibson; and

The Health and Human Services Committee reports a favorable recommendation on H.B. 398, PHARMACY SERVICE FOR DISCHARGED HOSPITAL PATIENTS, by Representative E. Redd; and

The Health and Human Services Committee recommends H.B. 424, COORDINATION OF HEALTH INSURANCE BENEFIT AMENDMENTS, by Representative N. Thurston, be replaced and favorably recommends 1st Sub. H.B. 424, COORDINATION OF HEALTH INSURANCE BENEFIT AMENDMENTS with the following amendments:

1. Page 2, Lines 43 through 46:

43  (d) A health care provider shall return to an insured any amount the insured overpaid, including interest that begins accruing 90 days after the date of the overpayment, if:

44  (i) the insured has multiple insurers with whom the health care provider has contracts

46  that cover the insured; and; and
The Health and Human Services Committee reports a favorable recommendation on **3rd Sub. H.B. 437**, HEALTH CARE REVISIONS, by Representative J. Dunnigan.

Evan J. Vickers, 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 8, 2016

The Business and Labor Committee reports a favorable recommendation on **H.B. 421**, INSURANCE CHANGES, by Representative J. Dunnigan, and recommends it be considered read for the second time and placed on the Consent Calendar.

Curtis S. Bramble, Chair

On motion of Senator Van Tassell, the committee report were adopted. The bill was considered read the second time and placed on the Consent Calendar.

**STANDING COMMITTEE REPORTS**

Mr. President: March 8, 2016

Without committee review, the Education Committee has returned **S.B. 46**, STATE EDUCATION GOVERNANCE REVISIONS, by Senator A. Jackson, to the Rules Committee; and

With committee review, the Education Committee has returned **S.B. 47**, COLLEGE CREDIT FOR PUBLIC SAFETY OFFICERS, by Senator K. Mayne, to the Rules Committee without recommendation; and

With committee review, the Education Committee has returned **S.B. 224**, STUDENT ASSESSMENTS, by Senator H. Stephenson, to the Rules Committee without recommendation; and

Without committee review, the Education Committee has returned **S.J.R. 1**, PROPOSAL TO AMEND UTAH CONSTITUTION — STATE BOARD OF EDUCATION CHANGES, by Senator A. Jackson, to the Rules Committee.

Ann Millner, Chair

On motion of Senator Van Tassell, the committee reports were adopted. The bills were returned to the Rules Committee.


**COMMUNICATIONS FROM THE HOUSE**

Mr. President:  
March 8, 2016

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, **S.B. 8**, STATE AGENCY AND HIGHER EDUCATION COMPENSATION APPROPRIATIONS, 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. 112**, PROPERTY TAX ASSESSMENT AMOUNT 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, **S.B. 146**, WORKERS’ COMPENSATION 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. 192**, STUDY ON CLAIMS EXCEEDING STATUTORY LIMIT, by Senator J. Iwamoto, which has been signed by the Speaker, and it is transmitted for the signature of the President.

The House passed, **S.C.R. 2**, CONCURRENT RESOLUTION IN SUPPORT OF SALES AND USE TAX TRANSACTIONAL EQUITY, by Senator W. Harper, 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.

**SECOND READING CALENDAR**

**H.B. 209**, PUBLIC TRANSIT DISTRICT BOARD COUNTY APPOINTMENT AMENDMENTS, was read the second time. Senator Shiozawa explained the bill.
Senator Harper proposed the following amendment:

1. Page 2, Line 55:

   55  (i) \{\frac{-1}{12}\} 11 \{\frac{-1}{12}\} members:

2. Page 3, Lines 63 through 66:

   63  (i) the proportion of population included in the district and residing within each county,
   64  rounded to the nearest \{\frac{-1}{11}\} \{\frac{-1}{12}\} of the total transit district population; and
   65  (ii) the cumulative proportion of transit sales and use tax collected from areas included
   66  in the district and within each county, rounded to the nearest \{\frac{-1}{11}\} \{\frac{-1}{12}\} of the total cumulative

3. Page 3, Lines 72 through 73:

   72  (d) (i) If rounding to the nearest \{\frac{-1}{11}\} \{\frac{-1}{12}\} of the total public transit district
   73  apportionment basis under Subsection (2)(b) results in an

4. Page 3, Lines 76 through 77:

   76  (ii) If rounding to the nearest \{\frac{-1}{11}\} \{\frac{-1}{12}\} of the total public transit district
   77  apportionment basis under Subsection (2)(b) results in an

5. Page 3, Lines 80 through 85:

   80  (e) [If the population in the unincorporated area of a county is at least 140,000, the
   81  county executive, with the advice and consent of the county legislative body, shall appoint one
   82  voting member to represent the population within a county’s unincorporated area.] If the
   83  population of a county is at least 750,000, the county executive, with the advice and consent of
the county legislative body, shall appoint one voting member to represent the population of the county.

6. Page 4, Line 107:

107 has at least \( \frac{1}{11} \) \( \frac{1}{12} \) of the district’s apportionment basis.

Senator Harper’s motion to amend passed on a voice vote. 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  
Davis  
Escamilla  
Harper  
Henderson  
Hillyard  
Hinkins  
Jackson  
Knudson  
Mayne  
Millner  
Okerlund  
Shiozawa  
Thatcher  
Urquhart  
Van Tassell  
Vickers  
Weiler  
Niederhauser

**Absent or not voting were:** Senators

Adams  
Bramble  
Dayton  
Fillmore  
Iwamoto  
Jenkins  
Madsen  
Stephenson  
Stevenson

* * *

On motion of Senator Hillyard, the circle was removed from **1st Sub. H.B. 8**, STATE AGENCY FEES AND INTERNAL SERVICE FUND RATE AUTHORIZATION AND APPROPRIATIONS, and it was before the Senate. Senator Hillyard explained the bill.

On motion of Senator Hillyard, the bill was circled.

* * *

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

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Iwamoto | Jenkins | Madsen |

**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 Bramble, the circle was removed from 2nd Sub. **H.B. 292**, DEFERRED DEPOSIT LENDING 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, 1; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

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**Voting in the negative was:** Senator

Stephenson

**Absent or not voting were:** Senators

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H.B. 227, ELECTRONIC DRIVER LICENSE AMENDMENTS, was read the second time. Senator Jackson 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 Dabakis Davis Dayton
Escamilla Fillmore Harper Henderson
Hinkins Jackson Jenkins Knudson
Mayne Millner Shiozawa Stephenson
Urquhart Van Tassell Vickers Weiler
Niederhauser

Absent or not voting were: Senators
Bramble Christensen Hillyard Iwamoto
Madsen Okerlund Stevenson Thatcher

H.B. 241, COMPUTER ABUSE AND DATA RECOVERY ACT, 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 Bramble Christensen Dabakis
Davis Dayton Escamilla Fillmore
Harper Henderson Hillyard Hinkins
Jenkins Knudson Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Urquhart Van Tassell Vickers Weiler
Niederhauser

Absent or not voting were: Senators
Iwamoto Jackson Madsen Thatcher

On motion of Senator Adams, the circle was removed from 1st Sub. H.B. 112, CONTINUING EDUCATION FOR CONTRACTOR LICENSING AMENDMENTS, and it was before the Senate. Senator Jenkins commented.
On motion of Senator Adams, the bill was circled.

CONCURRENCE CALENDAR

On motion of Senator Hillyard, the Senate voted to concur in the House amendments to S.B. 2, PUBLIC EDUCATION BUDGET 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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S.B. 2 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Harper, the Senate voted to concur in the House amendments to 1st Sub. S.B. 31, TAX COMMISSION LEVY PROCESS. 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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**Absent or not voting were:** Senators

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* * *
1st Sub. S.B. 31 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Millner, the Senate voted to concur in the House amendments to 1st Sub. S.B. 109, SCHOOL AND INSTITUTIONAL TRUST LANDS AMENDMENTS. 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  Dabakis  
Davis  Escamilla  Fillmore  Harper  
Henderson  Hillyard  Jackson  Knudson  
Mayne  Millner  Okerlund  Shiozawa  
Stephenson  Stevenson  Thatcher  Urquhart  
Van Tassell  Vickers  Weiler  Niederhauser

**Voting in the negative were:** Senators

Dayton  Jenkins

**Absent or not voting were:** Senators

Hinkins  Iwamoto  Madsen

1st Sub. S.B. 109 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Vickers, the Senate voted to concur in the House amendments to 2nd Sub. S.B. 136, DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING 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

Adams  Bramble  Christensen  Dabakis  
Davis  Escamilla  Fillmore  Harper  
Henderson  Hillyard  Jenkins  Knudson  
Mayne  Millner  Okerlund  Shiozawa  
Stephenson  Stevenson  Thatcher  Urquhart  
Van Tassell  Vickers  Weiler  Niederhauser

**Absent or not voting were:** Senators

Dayton  Hinkins  Iwamoto  Jackson  
Madsen
**2nd Sub. S.B. 136** 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. 185**, LABOR REMEDY AMENDMENTS. 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

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**Voting in the negative were:** Senators

Dayton    | Jenkins |

**Absent or not voting were:** Senators

Hinkins | Iwamoto | Madsen

**S.B. 185** was returned to the House for the signature of the Speaker.

***

On motion of Senator Millner, the Senate voted to concur in the House amendments to **S.J.R. 12**, PROPOSAL TO AMEND UTAH CONSTITUTION — CHANGES TO SCHOOL FUNDS. 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
Iwamoto Madsen

S.J.R. 12 was returned to the House for the signature of the Speaker.

***

On motion of Senator Hillyard, the following bills will be placed on the Second Reading Calendar:

5th Sub. H.B. 251 Post–Employment Restrictions Amendments (Schultz) (Adams)
3rd Sub. H.B. 437 Health Care Revisions (Dunnigan) (Christensen)
1st Sub. H.B. 61 Corporate Franchise and Income Tax Changes (Knotwell) (Bramble)
3rd Sub. H.B. 190 Taxation of Foreign Income Amendments (Wilson) (Bramble)
3rd Sub. H.B. 192 Opiate Overdose Response Act Pilot Program and Other Amendments (McKell) (Bramble)
H.B. 207 Fourth District Juvenile Court Judge (Sanpei) (Bramble)
H.B. 217 Small School Funding (McIff) (Okerlund)
1st Sub. H.B. 259 Substance Abuse Treatment Fraud (Hutchings) (Mayne)
2nd Sub. H.B. 277 Personalized Learning and Teaching Amendments (Knotwell) (Adams)
2nd Sub. H.B. 318 Point of the Mountain Development Commission Act (Wilson) (Stevenson)
2nd Sub. H.B. 325 Office of Rehabilitation Services Amendments (Thurston) (Christensen)
H.B. 355 Peace Officer Situational Training (Gibson) (Bramble)
2nd Sub. H.B. 436 Housing and Homeless Reform Initiative (Gibson) (Weiler)
1st Sub. H.B. 52 Office of Outdoor Recreation Amendments (Arent) (Okerlund)
1st Sub. H.B. 479 Jail Contracting Rate Amendments (Noel) (Okerlund)
H.B. 239 Access to Opioid Prescription Information via Practitioner Data Management Systems (McKell) (Bramble)
1st Sub. H.B. 233 Tax Credit for Military Survivor Benefits (Ray) (Knudson)
1st Sub. H.B. 331 Education Provisions (Eliason) (Stephenson)
On motion of Senator Stevenson, the circle was removed from 1st Sub. H.B. 8, STATE AGENCY FEES AND INTERNAL SERVICE FUND RATE AUTHORIZATION AND APPROPRIATIONS, and it was before the Senate. Senator Stevenson explained the bill.

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

**Voting in the affirmative were:** Senators

Adams  Bramble  Christensen  Dabakis  
Davis  Dayton  Harper  Henderson  
Hillyard  Hinkins  Jackson  Jenkins  
Knudson  Mayne  Millner  Okerlund  
Shiozawa  Stephenson  Stevenson  Thatcher  
Urquhart  Van Tassell  Vickers  Weiler  
Niederhauser  

**Absent or not voting were:** Senators

Escamilla  Fillmore  Iwamoto  Madsen  

1st Sub. 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.

***

On motion of Senator Adams, 5th Sub. H.B. 251, POST−EMPLOYMENT RESTRICTIONS AMENDMENTS, was read the second time and circled.  

***

6th Sub. H.B. 316, BUILDING CODE REVIEW AND ADOPTION AMENDMENTS, was read the second time.

Senator Adams proposed the following amendment:

1. Page 6, Lines 153 through 154:

153 (ii) describes the costs and benefits of each recommended change in the update or in

154 any modification in accordance with rules made by the Division of Occupational and Professional Licensing in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act.

2. Page 52, Lines 1504 through 1510:

1504 (b) in Subsection 2:

1505 (i) on or after January 1, 2017, and before January 1, 2019, the number 4 is changed to
8 and the number 113.3 is changed to 226.5;
(ii) on or after January 1, 2019, and before January 1, 2021, the number 4 is changed to
7 and the number 113.3 is changed to \{-226.5\} 198.2;
and
(iii) on or after January 1, 2021, the number 4 is changed to 6 and the number 113.3 is
changed to \{-226.5\} 169.9.

3. Page 53, Lines 1545 through 1549:

(12) In IRC, Section N1103.5.3 (R403.5.3), Subsection 5 is deleted and Subsections 6
and 7 are renumbered.

(13) In IRC, Section N1106.2 (R406.2), the last sentence and exception are deleted.

(14) In IRC, Section N1106.4 (R406.4), the table is deleted and replaced with the
following:

4. Page 53, Line 1556:

(20) In IRC, Section M1307.2, the words “In Seismic Design Categories [D1 and

5. Page 54, Line 1564:

(22) IRC, Section [M1411.6 M1411.8, is deleted.

6. Page 64, Line 1848:

(6) A new IPC, Section 312.10.3, is added as follows: “312.10.3 Tester Qualifications.

7. Page 83, Line 2373 through Page 84, Line 2379:

(b) in Subsection 2:

(i) on or after January 1,\{2019\} 2017, and before January 1,\{2021\} 2019, the number 4 is changed to
8 and the number 113.3 is changed to 226.5;
(ii) on or after January 1, 2019, and before January 1, 2021, the number 4 is changed to 7 and the number 113.3 is changed to {−226.5−} 198.2 ;
and
(iii) on or after January 1, 2021, the number 4 is changed to 6 and the number 113.3 is changed to {−226.5−} 169.9 .

8. Page 85, Lines 2420 through 2421:

{−(14) In IECC, Section R406.2, the last sentence and exception are deleted.−}

{−(15)−} (14) In IECC, Section R406.4, the table is deleted and replaced with the following:

Senator Adams’ motion to amend passed on a voice vote. Senator Adams explained the bill. Senator Hillyard 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
Adams    Bramble    Christensen    Dabakis
Davis    Dayton    Escamilla    Harper
Henderson    Hinkins    Jackson    Jenkins
Mayne    Millner    Okerlund    Stephenson
Stevenson    Thatcher    Urquhart    Van Tassell
Vickers    Weiler    Niederhauser

Voting in the negative were: Senators
Hillyard    Shiozawa

Absent or not voting were: Senators
Fillmore    Iwamoto    Knudson    Madsen

* * *

On motion of Senator Adams, the circle was removed from 5th Sub. H.B. 251, POST–EMPLOYMENT RESTRICTIONS AMENDMENTS, and it was before the Senate. Senator Adams explained the bill.

On motion of Senator Adams, the following substitute bill replaced the original bill:
8th Sub. H.B. 251 Post-Employment Restrictions Amendments  
(M. Schultz)

Senators Bramble and Davis commented and the bill passed second reading on the following roll call:

Y eas, 22; Nays, 6; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis  
Davis  Escamilla  Fillmore  Harper  
Henderson  Hillyard  Hinkins  Jackson  
Knudson  Mayne  Millner  Okerlund  
Stevenson  Urquhart  Van Tassell  Vickers  
Weiler  Niederhauser

Voting in the negative were: Senators
Dayton  Jenkins  Madsen  Shiozawa  
Stephenson  Thatcher

Absent or not voting was: Senator
Iwamoto

* * *

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, 3rd Sub. H.B. 437, HEALTH CARE REVISIONS, was considered read the second and third times. Senators Davis, Jackson, Urquhart, Dabakis, and Escamilla commented. The bill passed on the following roll call:

Y eas, 19; Nays, 8; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams  Christensen  Dayton  Fillmore  
Harper  Hillyard  Jackson  Jenkins  
Knudson  Millner  Okerlund  Shiozawa  
Stephenson  Stevenson  Thatcher  Van Tassell  
Vickers  Weiler  Niederhauser

Voting in the negative were: Senators
Dabakis  Davis  Escamilla  Henderson  
Hinkins  Madsen  Mayne  Urquhart
Absent or not voting were: Senators
Bramble Iwamoto

3rd Sub. 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 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. 61, CORPORATE FRANCHISE AND INCOME TAX CHANGES, 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
Dayton Escamilla Fillmore Harper
Henderson Hillyard Jackson Jenkins
Knudson Madsen Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Urquhart Vickers Weiler

Absent or not voting were: Senators
Adams Hinkins Iwamoto Van Tassell
Niederhauser

1st Sub. 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.

* * *

3rd Sub. H.B. 190, TAXATION OF FOREIGN INCOME AMENDMENTS, was read the second time.

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

4th Sub. H.B. 190 Taxation of Foreign Income Amendments (B. Wilson)

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. 190, TAXATION OF FOREIGN INCOME AMENDMENTS, was considered read the second and third times and passed on the following roll call:

**Yeas, 21; Nays, 2; Absent or not voting, 6.**

**Voting in the affirmative were: Senators**

Adams  
Bramble  
Christensen  
Davis  
Dayton  
Harper  
Henderson  
Hillyard  
Jackson  
Knudson  
Madsen  
Mayne  
Millner  
Okerlund  
Shiozawa  
Stephenson  
Stevenson  
Thatcher  
Urquhart  
Vickers  
Weiler

**Voting in the negative were: Senators**

Dabakis  
Escamilla

**Absent or not voting were: Senators**

Fillmore  
Hinkins  
Iwamoto  
Jenkins  
Van Tassell  
Niederhauser

4th Sub. H.B. 190 was returned to the House for further consideration.

***

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. 192, OPIATE OVERDOSE RESPONSE ACT — PILOT PROGRAM AND OTHER 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  
Escamilla  
Fillmore  
Harper  
Henderson  
Hillyard  
Jackson  
Knodson  
Madsen  
Mayne  
Okerlund  
Shiozawa  
Stephenson  
Stevenson  
Thatcher  
Van Tassell  
Vickers  
Weiler

**Absent or not voting were: Senators**

Christensen  
Hinkins  
Iwamoto  
Urquhart  
Niederhauser
3rd Sub. H.B. 192, as substituted, was returned to the House for further consideration.

* * *

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. 207, FOURTH DISTRICT JUVENILE COURT JUDGE, 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

<table>
<thead>
<tr>
<th>Adams</th>
<th>Bramble</th>
<th>Dabakis</th>
<th>Davis</th>
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<tr>
<td>Dayton</td>
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<td>Thatcher</td>
<td>Van Tassell</td>
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**Absent or not voting were:** Senators

<table>
<thead>
<tr>
<th>Christensen</th>
<th>Hinkins</th>
<th>Iwamoto</th>
<th>Urquhart</th>
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<tbody>
<tr>
<td>Niederhauser</td>
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</table>

H.B. 207 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, SMALL SCHOOL FUNDING, was before the Senate.

Senator Okerlund proposed the following amendment:

1. Page 1, Lines 14 through 18:

14 This bill appropriates:

15 to the State Board of Education – Minimum School Program – Basic School Program, as an ongoing appropriation:

16 from the Education Fund, $2,000,000, $500,000.
18 Other Special Clauses:

2. Page 2, Lines 30 through 33:

30 To State Board of Education – Minimum School Program –
   Basic School Program

31 From Education Fund {−$2,000,000–} $500,000

32 Schedule of Programs:

33 Necessarily Existent Small Schools
   ( {−646–} 157 WPUs) {−$2,000,000–} $500,000

Legislative Review Note

Office of Legislative Research and General Counsel

Senator Okerlund’s motion to amend passed on a voice vote. Senator Stephenson 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, H.B. 217, SMALL SCHOOL FUNDING, 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

Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Henderson
Hillyard Jackson Jenkins Knudson
Madsen Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Van Tassell Vickers Weiler

**Absent or not voting were:** Senators

Adams Bramble Hinkins Iwamoto
Urquhart Niederhauser

H.B. 217 was returned to the House for further consideration.

* * *

On motion of Senator Mayne, 1st Sub. H.B. 259, SUBSTANCE ABUSE TREATMENT FRAUD, was read the second time and circled.
**2nd Sub. H.B. 277, PERSONALIZED LEARNING AND TEACHING AMENDMENTS,** was read the second time.

Senator Hillyard proposed the following amendment:

1. Page 2, Lines 27 through 44:

27 School Program — Digital Teaching and Learning Program, as a one-time
28 appropriation:
29 • from the Education Fund,
   \(-\$750,000\) \$220,000;
30 ▶ to the State Board of Education — Minimum School Program — Related to Basic
31 School Program — Digital Teaching and Learning Program, as an ongoing
32 appropriation:
33 • from the Education Fund,
   \(-\$47,500,000\) \$9,840,000;
34 ▶ to the State Board of Education — Minimum School Program — Related to Basic
35 School Program — Digital Teaching and Learning Program, as a one-time
36 appropriation:
37 from Education Fund,
   \(-\$24,250,000\) \$3,780,000;
38 ▶ to the Utah Education and Telehealth Network — Digital Teaching and Learning
39 Program, as an ongoing appropriation:
40 • from the Education Fund,
   \(-\$500,000\) \$160,000; and
41 ▶ to the Utah Education and Telehealth Network — Digital Teaching and Learning
42 Program, as a one-time appropriation:
Other Special Clauses:

2. Page 11, Line 329 through Page 12, Line 339:

329 To State Board of Education — Minimum School Program — Related to Basic School

330 Program — Digital Teaching and Learning Program

331 From Education Fund, One-time

\[\{ -$750,000 - \} \quad 220,000 \]

332 Schedule of Programs:

333 Digital Teaching and Learning Program

\[\{ -$750,000 - \} \quad 220,000 \]

334 The Legislature intends that:

(1) the State Board of Education use

\[\{ -$750,000 - \} \quad 220,000 \]

of the appropriation under this section to administer and evaluate the program, provide professional development and other assistance to LEAs, and contract with third party providers to assist

335 with the administration of the program as described in Title 53A, Chapter 1, Part 14, Digital Teaching and Learning Grant Program ; and

(2) under Section 63J–1–603, the appropriations described in this section not lapse at the close of fiscal year 2016.

339 Section 11. Appropriation.

3. Page 12, Lines 345 through 357:

345 Item 1 To State Board of Education — Minimum School Program — Related to Basic

346 School Program — Digital Teaching and Learning Program

347 From Education Fund

\[\{ -$47,500,000 - \} \quad 9,840,000 \]

348 From Education Fund, One-time

\[\{ -$24,250,000 - \} \quad 3,780,000 \]

349 Schedule of Programs:
Item 2 To Utah Education and Telehealth Network — Digital Teaching and Learning Program

From Education Fund

- From Education Fund, One-time

Schedule of Programs:

Digital Teaching and Learning Program

The Legislature intends that:

4. Page 12, Line 361 through Page 13, Line 370:

Learning Grant Program:

- the State Board of Education may use up to the ongoing

- the State Board of Education may use up to the one-time appropriation to the State Board of Education to administer and evaluate the program, and provide other assistance to LEAs; and contract with third party providers

- the Utah Education and Telehealth Network may use up to the ongoing

- the Utah Education and Telehealth Network may use up to the one-time appropriation to the Utah Education and Telehealth Network to administer the program; and

- appropriation to the Utah Education and Telehealth Network for infrastructure and other
5. Page 13, Lines 371 through 374:

371 technology for LEAs; and
372 \{−(5)−\} (6) under Section 63J−1−603, the
373 appropriations described in this section:
374 (a) not lapse at
375 the close of fiscal year 2017\{−−\}; and
376 (b) may be used in fiscal year 2018, 2019, or 2020.

374 Section 12. Effective date.

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.

H.B. 277, PERSONALIZED LEARNING AND TEACHING AMENDMENTS,
was considered read the second and third times and passed on the following roll
call:

**Yeas, 19; Nays, 5; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

Bramble   Dabakis   Davis   Fillmore
Harper     Henderson Hillyard Knudson
Madsen     Mayne    Millner  Okerlund
Shiozawa   Stephenson Stevenson Thatcher
Van Tassell Vickers  Weiler   

**Voting in the negative were:** Senators

Christensen Dayton Escamilla Jackson
Jenkins

**Absent or not voting were:** Senators

Adams     Hinkins  Iwamoto  Urquhart
Niederhauser   

2nd Sub. H.B. 277 was returned to the House for further consideration.

***

2nd Sub. H.B. 318, POINT OF THE MOUNTAIN DEVELOPMENT
COMMISSION ACT, was read the second time.
Senator Stevenson proposed the following amendment:

1. Page 1, Line 17:

   17 This bill appropriates, in fiscal year \( \{2017\} \) \( 2016 \) :

2. Page 9, Line 260:

   260 the fiscal year beginning July 1, \( \{2016\} \) \( 2015 \), and ending
   June 30, \( \{2017\} \) \( 2016 \), the following sums of money

3. Page 9, Line 263:

   263 addition to amounts previously appropriated for fiscal year
   \( \{2017\} \) \( 2016 \).

Senator Stevenson’s motion to amend passed on a voice vote. Senators Escamilla and Jenkins commented.

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. 318, POINT OF THE MOUNTAIN DEVELOPMENT COMMISSION ACT, 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
Dayton  Escamilla  Fillmore  Harper
Henderson  Hillyard  Hinkins  Jackson
Jenkins  Knudson  Madsen  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Van Tassell  Vickers  Weiler

**Absent or not voting were:** Senators

Adams  Iwamoto  Thatcher  Urquhart
Niederhauser

2nd Sub. H.B. 318 was returned to the House for further consideration.
On motion of Senator Hillyard, the Senate voted to return H.B. 336, ELECTRICIANS LICENSING AMENDMENTS, to Rules.

On motion of Senator Okerlund, and at 5:00 p.m., the Senate adjourned until 10:00 a.m., Wednesday, March 9, 2016.
FORTY-FOURTH DAY
MORNING SESSION

March 9, 2016

The Senate was called to order at 8:14 a.m., with President Wayne Niederhauser presiding.

Prayer – Senator Brian Shiozawa
Pledge of Allegiance – Senator Todd Weiler
Roll Call – All Senators present, except Senator Iwamoto, excused.

SPECIAL MUSICAL NUMBER

Dan Hampton sang “God Bless America”

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 86)

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 8, 2016

The Speaker of the House has signed S.B. 2, PUBLIC EDUCATION BUDGET AMENDMENTS, by Senator L. Hillyard, and it is transmitted for the signature of the President; and

The House passed, 2nd Sub. S.B. 17, REVENUE AND TAXATION 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 Speaker of the House has signed 1st Sub. S.B. 31, TAX COMMISSION LEVY PROCESS, by Senator W. Harper, and it is transmitted for the signature of the President; and

The House passed, S.B. 71, CHILDREN’S JUSTICE CENTER 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, 2nd Sub. S.B. 91, BOARD OF EDUCATION AMENDMENTS, 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 1st Sub. S.B. 109, SCHOOL AND INSTITUTIONAL TRUST LANDS AMENDMENTS, by Senator A. Millner, and it is transmitted for the signature of the President; and

The House passed, 3rd Sub. S.B. 110, WATER QUALITY AMENDMENTS, by Senator D. Hinkins, 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. 136, DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING AMENDMENTS, by Senator E. Vickers, and it is transmitted for the signature of the President; and

The House passed, 1st Sub. S.B. 143, COMPETENCY–BASED LEARNING 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. 172, UTAH STATE DEVELOPMENTAL CENTER AMENDMENTS, by Senator M. Dayton, 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. 185, LABOR REMEDY AMENDMENTS, by Senator J. Iwamoto, and it is transmitted for the signature of the President; and

The Speaker of the House has signed S.J.R. 12, PROPOSAL TO AMEND UTAH CONSTITUTION — CHANGES TO SCHOOL FUNDS, by Senator A. Millner, 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 8, 2016

The House substituted, amended, and passed, 4th Sub. S.B. 38, SCHOOL FUNDING AMENDMENTS, by Senator H. Stephenson, and it is transmitted for further consideration; and

The House passed, as amended, 3rd Sub. S.B. 82, CHILD WELFARE MODIFICATIONS, by Senator W. Harper, and it is transmitted for further consideration; and

The House passed, as amended, 2nd Sub. S.B. 99, TRANSPARENCY FOR POLITICAL SUBDIVISIONS, by Senator D. Henderson, and it is transmitted for further consideration; and
The House substituted and passed, **2nd Sub. S.B. 101**, HIGH QUALITY SCHOOL READINESS PROGRAM EXPANSION, by Senator A. Millner, and it is transmitted for further consideration; and

The House passed, as amended, **1st Sub. S.B. 106**, ASSAULT OFFENSE AMENDMENTS, by Senator B. Shiozawa, and it is transmitted for further consideration; and

The House passed, as amended, **S.B. 152**, ACCELERATED FOREIGN LANGUAGE COURSE AMENDMENTS, by Senator H. Stephenson, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.

**STANDING COMMITTEE REPORTS**

Mr. President: March 8, 2016

The Economic Development and Workforce Services Committee reports a favorable recommendation on **3rd Sub. H.B. 323**, CONTINUING CARE RETIREMENT COMMUNITY AMENDMENTS, by Representative E. Tanner; and

The Economic Development and Workforce Services Committee reports a favorable recommendation on **1st Sub. H.B. 339**, CHILD WELFARE SERVICES AMENDMENTS, by Representative K. Christofferson; and

The Economic Development and Workforce Services Committee reports a favorable recommendation on **H.B. 452**, VETERANS’ AND MILITARY AFFAIRS COMMISSION AMENDMENTS, by Representative P. Ray; and

The Economic Development and Workforce Services Committee reports a favorable recommendation on **1st Sub. H.C.R. 14**, CONCURRENT
RESOLUTION RECOGNIZING THE UNITED STATES AND UTAH’S PARTICIPATION IN WORLD WAR I, by Representative S. Handy.

Lincoln Fillmore, Chair

Mr. President: March 8, 2016

The Revenue and Taxation Committee reports a favorable recommendation on 1st Sub. H.B. 193, CHARTER SCHOOL FUNDING AMENDMENTS, by Representative K. Powell, with the following amendments:

1. Page 14, Lines 408 through 411f
   House Floor Amendments 3–3–2016:

408 March 4, 2016, of the local school board’s intent to increase the board local levy rate.

409 (d) So long as the charter school levy rate does not exceed 25% of the charter school levy per district revenues, a local school board may not increase a board local levy rate under this section if

410 the purpose of increasing the board local levy rate is to [recapture]

410a capture [revenue lost]

410f (e) Before a local school board takes action to increase a board local levy rate under this section, the local school board shall:

411 (i) prepare a written statement that attests that the local school board is [not increasing the]

411d board local levy rate for the purpose of capturing the adjustment of the local school board’s

411e local levy rate under Subsection (5)(a–) in compliance with Subsection (5)(d) ;

411f (ii) read the statement described in Subsection (5)(e)(i) during a local school board public; and
The Revenue and Taxation Committee reports a favorable recommendation on 1st Sub. H.B. 358, STUDENT PRIVACY AMENDMENTS, by Representative J. Anderegg.

Deidre M. Henderson, Chair

Mr. President: March 8, 2016

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on 2nd Sub. H.B. 428, LOCAL GOVERNMENT BONDING AMENDMENTS, by Representative D. Sagers; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on 1st Sub. H.B. 458, UTAH CRIMINAL AND TRAFFIC CODE AMENDMENTS, by Representative S. Hollins; and


Margaret Dayton, 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 8, 2016

Without committee review, the Economic Development and Workforce Services Committee has returned 2nd Sub. H.B. 223, LOCAL HISTORIC DISTRICT AMENDMENTS, by Representative B. Wilson, to the Rules Committee; and

With committee review, the Economic Development and Workforce Services Committee has returned S.B. 98, ARTS AND CULTURAL EDUCATION SPENDING, by Senator J. Dabakis, to the Rules Committee without recommendation.

Lincoln Fillmore, Chair

Mr. President: March 8, 2016

Without committee review, the Revenue and Taxation Committee has returned S.B. 65, SALES AND USE TAX REPORTING REQUIREMENTS, by Senator W. Harper, to the Rules Committee; and
Without committee review, the Revenue and Taxation Committee has returned S.B. 85, SALES AND USE TAX COMPLIANCE AMENDMENTS, by Senator W. Harper, to the Rules Committee; and

With committee review, the Revenue and Taxation Committee has returned S.B. 104, AMENDMENTS TO INCOME TAX, by Senator J. Dabakis, to the Rules Committee without recommendation; and

Without committee review, the Revenue and Taxation Committee has returned S.B. 128, TAXING ENTITIES’ TAX RATE AMENDMENTS, by Senator D. Henderson, to the Rules Committee; and

Without committee review, the Revenue and Taxation Committee has returned S.B. 145, PROPERTY TAXES ON FORMER PRISON PROPERTY, by Senator L. Fillmore, to the Rules Committee; and

With committee review, the Revenue and Taxation Committee has returned S.J.R. 4, PROPOSAL TO AMEND UTAH CONSTITUTION – EDUCATION FUNDING, by Senator J. Dabakis, to the Rules Committee without recommendation.

Deidre M. Henderson, Chair

Mr. President: March 7, 2016

Without committee review, the Transportation and Public Utilities and Technology Committee has returned S.B. 211, PRIVATE USE OF DRONES, by Senator H. Stephenson, to the Rules Committee.

Alvin B. Jackson, Chair

On motion of Senator Van Tassell, the committee reports were adopted. The bills were returned to the Rules Committee.

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, 2nd Sub. H.B. 325, OFFICE OF REHABILITATION SERVICES AMENDMENTS, was considered read the second and third times. Senator Mayne 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            Bramble    Christensen    Dayton
Fillmore         Henderson  Jackson       Jenkins
Knudson          Millner    Okerlund      Stephenson
Stevenson        Thatcher   Van Tassell   Vickers
Weiler           Niederhauser

Voting in the negative were: Senators
Dabakis          Davis      Harper        Hillyard
Hinkins          Mayne      Shiozawa

Absent or not voting were: Senators
Escamilla        Iwamoto    Madsen       Urquhart

2nd Sub. 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 Mayne, the circle was removed from 1st Sub. H.B. 259, SUBSTANCE ABUSE TREATMENT FRAUD, and it was before the Senate. Senator Mayne explained the bill.

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, 1st Sub. H.B. 259, SUBSTANCE ABUSE TREATMENT FRAUD, 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     Fillmore       Harper
Henderson        Hillyard   Hinkins       Jackson
Jenkins          Knudson    Madsen        Mayne
Millner          Okerlund   Shiozawa      Stephenson
Stevenson        Thatcher   Van Tassell   Vickers
Weiler           Niederhauser

Absent or not voting were: Senators
Escamilla        Iwamoto    Urquhart
1st Sub. H.B. 259 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. 355, PEACE OFFICER SITUATIONAL TRAINING, 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             Fillmore          Harper         Henderson
Hillyard           Hinkins           Jackson        Jenkins
Knudson            Madsen            Mayne          Millner
Okerlund           Shiozawa          Stephenson     Stevenson
Thatcher           Van Tassell       Vickers        Weiler
Niederhauser

**Absent or not voting were:** Senators

Adams              Escamilla          Iwamoto        Urquhart

H.B. 355 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. 436, HOUSING AND HOMELESS REFORM INITIATIVE, was read the second time.

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

3rd Sub. H.B. 436 Housing and Homeless Reform Initiative (K. Gibson)

Senators Dayton and Bramble 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, 3rd Sub. H.B. 436, HOUSING AND HOMELESS REFORM INITIATIVE, was considered read the second and third times 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

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3rd Sub. H.B. 436 was returned to the House for further consideration.

***

On motion of Senator Christensen, the Senate voted to reconsider its action on 2nd Sub. H.B. 325, OFFICE OF REHABILITATION SERVICES AMENDMENTS.

On motion of Senator Christensen, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

2nd Sub. H.B. 325, OFFICE OF REHABILITATION SERVICES AMENDMENTS, was before the Senate, explained by Senator Christensen, and passed 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
Harper  Hillyard  Madsen

Absent or not voting were: Senators
Escamilla  Iwamoto  Mayne  Urquhart

2nd Sub. 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 Adams, the Senate voted to reconsider its action on 2nd Sub. H.B. 277, PERSONALIZED LEARNING AND TEACHING AMENDMENTS.

2nd Sub. H.B. 277, PERSONALIZED LEARNING AND TEACHING AMENDMENTS, was before the Senate.

Senator Adams proposed the following amendment:

1. Page 2, Lines 42 through 44:

Program, as a one−time appropriation:

$23,000,000 from the Education Fund, $1,000,000

2. Page 12, Lines 357 through 359:

The Legislature intends that:

(1) except as provided in Subsection (2) or (3), the State Board of Education use the appropriation to the State Board of Education under this section to distribute money to LEAs as

3. Page 12, Lines 363a through 364:

provide other assistance to LEAs; $780,000

(3) the State Board of Education may use up to $780,000 of the one−time appropriation to
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, the bill passed on the following roll call:

**Yeas, 19; Nays, 4; Absent or not voting, 6.**

**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. H.B. 277, as amended, was returned to the House for further consideration.

***

1st Sub. H.B. 52, OFFICE OF OUTDOOR RECREATION AMENDMENTS, was read the second time.

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

2nd Sub. H.B. 52 Office of Outdoor Recreation Amendments (P. Arent)

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, 2nd Sub. H.B. 52, OFFICE OF OUTDOOR RECREATION 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  
- Dayton  
- Escamilla  
- Fillmore  
- Harper  
- Henderson  
- Hillyard  
- Hinkins  
- Jackson  
- Jenkins  
- Knudson  
- Madsen  
- Mayne  
- Millner  
- Okerlund  
- Shiozawa  
- Stephenson  
- Van Tassell  
- Vickers  
- Weiler  
- Niederhauser

**Absent or not voting were:** Senators
- Davis  
- Iwamoto  
- Stevenson  
- Thatcher  
- Urquhart

2nd Sub. H.B. 52, as substituted, was returned to the House for further consideration.

* * *

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, 1st Sub. H.B. 479, JAIL CONTRACTING RATE 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  
- Escamilla  
- Fillmore  
- Harper  
- Henderson  
- Hillyard  
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- Okerlund  
- Shiozawa  
- Stephenson  
- Van Tassell  
- Vickers  
- Weiler  
- Niederhauser

**Absent or not voting were:** Senators
- Iwamoto  
- Stevenson  
- Thatcher

1st Sub. H.B. 479 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. 239, ACCESS TO OPIOID PRESCRIPTION INFORMATION VIA PRACTITIONER DATA MANAGEMENT SYSTEMS**, 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 Escamilla Fillmore  
Henderson Hillyard Hinkins Jenkins  
Knudson Madsen Mayne Millner  
Okerlund Shiozawa Stephenson Thatcher  
Urquhart Van Tassell Vickers Weiler  
Niederhauser

**Voting in the negative were:** Senators  
Harper Jackson

**Absent or not voting were:** Senators  
Iwamoto Stevenson

**H.B. 239** 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, 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. H.B. 233, TAX CREDIT FOR MILITARY SURVIVOR BENEFITS**, 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 Escamilla Fillmore Harper  
Henderson Hillyard Hinkins Jackson  
Jenkins Knudson Madsen Mayne  
Millner Okerlund Shiozawa Stephenson  
Stevenson Thatcher Van Tassell Vickers  
Weiler Niederhauser
Absent or not voting were: Senators
Adams          Iwamoto         Urquhart

1st Sub. H.B. 233 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, EDUCATION PROVISIONS, was read the second time.

Senator Stephenson proposed the following amendment:

1. Page 5, Lines 133 through 137:
   133 requirements of Subsections (1)(b)(c)(ii) and (iii).
   134 (b) The annual salary supplement for a certificate teacher is
   \{
   \}$1,500
   \} $750
   135 (c) (i) The annual salary supplement for a Title I school certificate teacher is
   \{
   \}$2,500
   \} $1,500.
   (ii) A certificate teacher who qualifies for a salary supplement under Subsections (3)(b) and (c) may only receive the salary supplement that is greater in value.
   137 (4) The board shall:

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, 1st Sub. H.B. 331, EDUCATION PROVISIONS, 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          Dayton          Escamilla          Fillmore
Harper          Henderson        Hillyard          Hinkins
Jackson        Jenkins          Knudson          Madsen
Voting in the negative was: Senator Shiozawa

Absent or not voting were: Senators Iwamoto Urquhart

1st Sub. H.B. 331, as amended, was returned to the House for further consideration.

* * *

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. 265, MENTAL HEALTH PRACTITIONER AMENDMENTS, was considered read the second and third times. Senator Vickers commented and the bill 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 Escamilla Fillmore Harper
Hillyard Hinkins Jackson Jenkins
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Van Tassell Vickers Weiler Niederhauser

Voting in the negative were: Senators
Dayton Henderson

Absent or not voting were: Senators
Iwamoto Madsen Urquhart

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 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. 127, LICENSE PLATE OPTIONS, 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

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**Absent or not voting were:** Senators

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1st Sub. 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.

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On motion of Senator Okerlund, and at 9:30 a.m., the Senate sauntered.

The Senate was called to order at 9:45 a.m., with President Niederhauser presiding.

***

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. 96, SINGLE SIGN–ON BUSINESS DATABASE, 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
Bramble  Dabakis  Davis  Hillyard
Iwamoto  Madsen  Millner  Vickers

2nd Sub. H.B. 96 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. 87, CLEAN FUEL CONVERSION AMENDMENTS, was read the second time.

Senator Weiler proposed the following amendment:

1. Page 1, Lines 20 through 24:

   20 This bill appropriates:
   21 to the Conversion to Alternative Fuel Grant Program Fund, as a one−time
   22 appropriation:
   23 • from the General Fund, {−$500,000} $150,000.
   24 Other Special Clauses:

2. Page 18, Lines 522 through 533:

   522 From General Fund, One−time {−$500,000} $150,000
   523 Schedule of Programs:
   524 Conversion to Alternative Fuel Grant Program Fund {−$500,000} $150,000

   525 The Legislature intends that the appropriation under this section
   be used by the Division
   526 of Air Quality to provide grants to an individual who installs
   conversion equipment on an
   527 eligible vehicle, as described by Title 19, Chapter 2, Part 3,
   Conversion to Alternative Fuel
   528 Grant Program. The Legislature intends that, under Section
   63J−1−603, appropriations under
   529 this section not lapse at the close of fiscal year 2017.
Section 10. Effective date.

(1) Except as provided in Subsection (2), this bill takes effect on May 10, 2016.


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, 3rd Sub. H.B. 87, CLEAN FUEL CONVERSION AMENDMENTS, was considered read the second and third times and 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
Escamilla Harper Hinkins Jenkins
Knudson Mayne Okerlund Shiozawa
Stephenson Stevenson Thatcher Urquhart
Van Tassell Vickers Weiler Niederhauser

Voting in the negative were: Senators
Dayton Fillmore Henderson Jackson

Absent or not voting were: Senators
Bramble Hillyard Iwamoto Madsen
Millner

3rd Sub. H.B. 87, as amended, was returned to the House for further consideration.

* * *

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. 445, STATE SCHOOL BOARD 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 Christensen Dabakis Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Hinkins Jackson
Jenkins Knudson Okerlund Shiozawa
Stephenson Stevenson Thatcher Urquhart
Van Tassell Vickers Weiler Niederhauser

Absent or not voting were: Senators
Bramble Iwamoto Madsen Mayne
Millner

H.B. 445 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. 114, CONTROLLED SUBSTANCE REPORTING, 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 Christensen Dabakis Davis
Dayton Escamilla Fillmore Harper
Hillyard Hinkins Jenkins Knudson
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Urquhart
Van Tassell Vickers Weiler Niederhauser

Absent or not voting were: Senators
Bramble Henderson Iwamoto Jackson
Madsen

H.B. 114, as amended, was returned to the House for further consideration.

* * *

On motion of Senator Dayton, 1st Sub. H.B. 149, DEATH REPORTING AND INVESTIGATION INFORMATION REGARDING CONTROLLED SUBSTANCES, was read the second time and circled.
On motion of Senator Vickers, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Vickers, under suspension of the rules, 3rd Sub. H.B. 464, PUBLIC LANDS WILDFIRE STUDY, was considered read the second and third times and passed on the following roll call:

Y eas, 22; Nays, 0; Absent or not voting, 7.

**Voting in the affirmative were:** Senators

Christensen  Dabakis  Dayton  Escamilla
Fillmore       Harper   Hillyard  Hinkins
Jenkins        Knudson  Mayne    Millner
Okerlund      Shiozawa  Stephenson  Stevenson
Thatcher      Urquhart  Van Tassell  Vickers
Weiler         Niederhauser

**Absent or not voting were:** Senators

Adams  Bramble  Davis  Henderson
Iwamoto  Jackson  Madsen

3rd Sub. H.B. 464 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 1st Sub. H.B. 358, STUDENT PRIVACY AMENDMENTS, from Rules and place it on the Second Reading Calendar.

* * *

9th Sub. H.B. 221, IMMUNIZATION OF STUDENTS AMENDMENTS, was read the second time. Senator Shiozawa explained the bill.

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

10th Sub. H.B. 211 Immunization of Students Amendments (C. Moss)

Senator Henderson proposed the following amendment:
1. Page 3, Line 84 through Page 4, Line 102:

84  Section 3. Section 53A–11–301 is repealed and reenacted to read:

85  53A–11–301. Certificate of immunization required — Exceptions — Weighted pupil

86  unit funding — .

87  (1)  {−(a)—} Except as provided in Subsection

88  {−(b)—} (2), a student may not attend a school

89  unless there is presented to the appropriate official of the school a

certificate of immunization

90  for the student.

91  {−(b)—} (2) A student who does not have a certificate of immunization may attend a school if

92  the student:

93  {−(ii)—} (a) is exempt as described in Section

94  {−(ii)—} (b) qualifies for conditional enrollment under

95  {−(A)—} (i) the definition of a student under Section

96  {−(B)—} (ii) the immunization requirements for military

97  {−(2) An LEA may not receive weighted pupil unit money for

98  student unless the

99  (a) has a certificate of immunization; or

100  (b) is allowed to attend the LEA without a certificate of

101  Subsection (1)(b)—}
Senator Henderson’s motion to amend passed on a voice vote. Senators Escamilla, Jackson, Henderson, Stephenson, Bramble, and Hillyard 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, **10th Sub. H.B. 221**, IMMUNIZATION OF STUDENTS AMENDMENTS, was considered read the second and third times and passed on the following roll call:

**Yeas, 22; Nays, 1; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators
Bramble  Christensen  Davis  Dayton
Escamilla  Harper  Henderson  Hinkins
Jackson  Jenkins  Knudson  Madsen
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Stevenson  Thatcher  Urquhart
Weiler  Niederhauser

**Voting in the negative was:** Senator
Dabakis

**Absent or not voting were:** Senators
Adams  Fillmore  Hillyard  Iwamoto
Van Tassell  Vickers

**10th Sub. H.B. 221**, as amended, was returned to the House for further consideration.

***

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, **H.B. 460**, SCHOOL RESOURCE OFFICERS AND SCHOOL ADMINISTRATORS TRAINING AND AGREEMENT, 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  Escamilla  Fillmore  Harper
Henderson    Hinkins    Jackson    Jenkins
Knudson      Madsen    Mayne    Millner
Okerlund     Shiozawa  Stephenson  Stevenson
Thatcher     Van Tassell  Vickers  Weiler
Niederhauser

Absent or not voting were: Senators
Adams        Hillyard  Iwamoto  Urquhart

H.B. 460 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, 1st Sub. H.B. 75, EPILEPSY TRAINING IN PUBLIC SCHOOLS, was read the second time and circled.

***

On motion of Senator Adams, H.B. 377, GRANDPARENT RIGHTS 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. 391, LAW ENFORCEMENT REVISIONS, was considered read the second and third times 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  Dayton
Harper       Henderson  Hinkins  Jackson
Jenkins      Knudson  Madsen  Millner
Okerlund     Shiozawa  Stephenson  Stevenson
Thatcher     Van Tassell  Vickers  Weiler
Niederhauser

Voting in the negative were: Senators
Dabakis      Davis  Escamilla  Mayne
Absent or not voting were: Senators
Fillmore    Hillyard    Iwamoto    Urquhart

H.B. 391 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 10:45 a.m., the Senate sauntered.

The Senate was called to order at 10:54 a.m., with President Niederhauser presiding.

***

On motion of Senator Christensen, 2nd Sub. H.B. 242, ALTERNATIVE ENERGY DEVELOPMENT TAX AMENDMENTS, was read the second time and circled.

***

On motion of Senator Christensen, 2nd Sub. H.B. 305, WATER RIGHTS AND RESOURCES AMENDMENTS, was read the second time and circled.

***

On motion of Senator Christensen, 1st Sub. H.B. 440, SUICIDE PREVENTION AND GUN DATA STUDY, was read the second time and circled.

***

On motion of Senator Dabakis, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Dabakis, under suspension of the rules, H.B. 328, HOUSING AND HOMELESS AMENDMENTS, was considered read the second and third times. Senator Jenkins 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    Christensen    Dabakis    Davis
Dayton    Escamilla    Fillmore    Harper
Henderson    Hinkins    Jackson    Jenkins
Absent or not voting were: Senators
Bramble  Hillyard  Iwamoto  Madsen

**H.B. 328** 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 **2nd Sub. H.B. 242**, **ALTERNATIVE ENERGY DEVELOPMENT TAX 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, **2nd Sub. H.B. 242**, **ALTERNATIVE ENERGY DEVELOPMENT TAX AMENDMENTS**, 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**
Adams  Bramble  Christensen  Dabakis
Davis  Escamilla  Harper  Henderson
Hinkins  Jackson  Jenkins  Knudson
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Thatcher  Urquhart  Van Tassell
Vickers  Weiler  Niederhauser

**Voting in the negative was: Senator**
Dayton

**Absent or not voting were: Senators**
Fillmore  Hillyard  Iwamoto  Madsen
Mayne

**2nd Sub. H.B. 242** 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. 301, SCHOOL BUS ROUTE GRANT PROGRAM, was read the second time.

Senator Adams proposed the following amendment:

1. Page 1, Lines 19 through 20:
   
   19 School – Pupil Transportation, as an ongoing appropriation:
   20 • from the Education Fund,
   \{ -$1,000,000 \} \$500,000.

2. Page 4, Lines 94 through 99:
   
   94 To State Board of Education — Minimum School Program —
   To and From
   95 School – Pupil Transportation
   96 From Education Fund \{ -$1,000,000 \} \$500,000
   97 Schedule of Programs:
   98 Grants for
   Unsafe Routes \{ -$1,000,000 \} \$500,000
   99 The Legislature intends that:

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, 1st Sub. H.B. 301, SCHOOL BUS ROUTE GRANT PROGRAM, 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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Absent or not voting were: Senators
Fillmore   Hillyard   Iwamoto   Madsen
Mayne

1st Sub. H.B. 301, as amended, was returned to the House for further consideration.

***

On motion of Senator Bramble, 1st Sub. H.B. 358, STUDENT PRIVACY AMENDMENTS, was read the second time and circled.

***

On motion of Senator Bramble, the circle was removed from 1st Sub. H.B. 149, DEATH REPORTING AND INVESTIGATION INFORMATION REGARDING CONTROLLED SUBSTANCES, and it was before the Senate.

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

2nd Sub. H.B. 149 Death Reporting and Investigation Information Regarding Controlled Substances (B. Daw)

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. 149, DEATH REPORTING AND INVESTIGATION INFORMATION REGARDING CONTROLLED SUBSTANCES, 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          Escamilla         Harper
Henderson     Hinkins         Jenkins          Knudson
Mayne         Millner         Okerlund         Shiozawa
Stephenson    Stevenson       Thatcher         Urquhart
Van Tassell   Vickers         Weiler           Niederhauser

Absent or not voting were: Senators
Fillmore   Hillyard   Iwamoto   Jackson
Madsen
2nd Sub. H.B. 149, as substituted, was returned to the House for further consideration.

* * *

On motion of Senator Bramble, the circle was removed from 1st Sub. H.B. 440, SUICIDE PREVENTION AND GUN DATA STUDY, 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, 1st Sub. H.B. 440, SUICIDE PREVENTION AND GUN DATA STUDY, was considered read the second and third times and passed on the following roll call:

**Y** eas, 19; **N** ays, 6; **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

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1st Sub. H.B. 440 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 2nd Sub. H.B. 305, WATER RIGHTS AND RESOURCES 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, 2nd Sub. H.B. 305, WATER RIGHTS AND RESOURCES AMENDMENTS, 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
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Harper  Henderson
Hinkins  Jenkins  Knudson  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Thatcher  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Escamilla  Fillmore  Hillyard  Iwamoto
Jackson  Madsen  Urquhart

2nd Sub. H.B. 305 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 4th Sub. S.B. 38, SCHOOL FUNDING AMENDMENTS. Senators Henderson, Davis, Dabakis, and Jenkins commented. The bill, as amended, passed on the following roll call:

Yeas, 22; Nays, 2; Absent or not voting, 5.

Voting in the affirmative were: Senators
Bramble  Davis  Dayton  Escamilla
Harper  Henderson  Hillyard  Hinkins
Jackson  Jenkins  Knudson  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Thatcher  Van Tassell  Vickers
Weiler  Niederhauser

Voting in the negative were: Senators
Christensen  Dabakis

Absent or not voting were: Senators
Adams  Fillmore  Iwamoto  Madsen
Urquhart
**4th Sub. S.B. 38** was returned to the House for the signature of the Speaker.

**COMMUNICATIONS FROM THE HOUSE**

Mr. President: March 9, 2016

The House substituted and passed, **3rd Sub. S.B. 93**, COMPUTER SCIENCE INITIATIVE FOR PUBLIC SCHOOLS, by Senator H. Stephenson, 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 Harper, the Senate voted to concur in the House amendments to **3rd Sub. S.B. 82**, CHILD WELFARE MODIFICATIONS. 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
- Escamilla
- Harper
- Henderson
- Hillyard
- Hinkins
- Jackson
- Jenkins
- Knudson
- Madsen
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Fillmore
- Iwamoto
- Urquhart

**3rd Sub. S.B. 82** 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 **2nd Sub. S.B. 99**, TRANSPARENCY FOR POLITICAL SUBDIVISIONS. 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
- Escamilla
- Harper
Absent or not voting were: Senators
Fillmore Iwamoto Urquhart

2nd Sub. S.B. 99 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Millner, the Senate voted to concur in the House amendments to 2nd Sub. S.B. 101, HIGH QUALITY SCHOOL READINESS PROGRAM EXPANSION. The bill, as amended, 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
Escamilla Harper Henderson Hillyard
Hinkins Knudson Madsen Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Van Tassell Vickers
Weiler Niederhauser

Voting in the negative were: Senators
Christensen Dayton Jenkins

Absent or not voting were: Senators
Fillmore Iwamoto Jackson Urquhart

2nd Sub. S.B. 101 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. 106, ASSAULT OFFENSE 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        Escamilla       Harper
Henderson    Hillyard     Hinkins         Jenkins
Knudson      Madsen       Mayne           Millner
Okerlund     Shiozawa     Stephenson      Stevenson
Thatcher     Van Tassell   Vickers         Weiler
Niederhauser

Absent or not voting were: Senators
Fillmore     Iwamoto       Jackson        Urquhart

1st Sub. S.B. 106 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 S.B. 152, ACCELERATED FOREIGN LANGUAGE COURSE 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      Escamilla     Harper         Henderson
Hillyard    Hinkins       Jackson        Jenkins
Knudson     Madsen        Mayne          Millner
Okerlund    Shiozawa      Stephenson     Stevenson
Thatcher    Van Tassell    Vickers        Weiler
Niederhauser

Absent or not voting were: Senators
Adams       Fillmore       Iwamoto        Urquhart

S.B. 152 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. 93, COMPUTER SCIENCE INITIATIVE FOR PUBLIC SCHOOLS. 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
Bramble Christensen Dabakis Davis
Escamilla Harper Henderson Hillyard
Hinkins Jackson Jenkins Knudson
Madsen Mayne Millner Shiozawa
Stephenson Stevenson Thatcher Van Tassell
Vickers Weiler Niederhauser

Voting in the negative was: Senator Dayton

Absent or not voting were: Senators
Adams Fillmore Iwamoto Okerlund
Urquhart

3rd Sub. S.B. 93 was returned to the House for the signature of the Speaker.

***

On motion of Senator Bramble, the Senate voted to lift H.B. 421, INSURANCE CHANGES, from the Consent Calendar and place it at the top of the Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Bramble, H.B. 421, INSURANCE CHANGES, was read the second time and circled.

***

On motion of Senator Hillyard, the circle was removed from H.B. 377, GRANDPARENT RIGHTS AMENDMENTS, and it was before the Senate. Senators Weiler, Mayne, Henderson, Bramble, Harper, and Urquhart commented.

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. 377, GRANDPARENT RIGHTS AMENDMENTS, was considered read the second and third times and passed on the following roll call:

Yeas, 18; Nays, 9; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams Christensen Davis Dayton
Harper Hillyard Jackson Jenkins
Voting in the negative were: Senators
Bramble Dabakis Escamilla Fillmore
Henderson Thatcher Urquhart Vickers
Weiler

Absent or not voting were: Senators
Hinkins Iwamoto

H.B. 377 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 recessed at 12:15 p.m.

AFTERNOON SESSION

The Senate reassembled at 2:19 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 9, 2016

The House passed, S.B. 117, COMMERCIAL INTERIOR DESIGN CERTIFICATION MODIFICATIONS, by Senator L. Escamilla, 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. 212, WILDLAND FIRE SUPPRESSION FUND, 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, 1st Sub. S.B. 142, IMPROVEMENT DISTRICT AMENDMENTS, by Senator T. Weiler, 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 9, 2016

The House concurred in the Senate amendments and passed H.B. 51, RECODIFICATION OF POSTRETIREMENT REEMPLOYMENT
PROVISIONS, by Representative K. Powell, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed 4th Sub. H.B. 190, TAXATION OF FOREIGN INCOME 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 3rd Sub. H.B. 192, OPIATE OVERDOSE RESPONSE ACT — PILOT PROGRAM AND OTHER 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 H.B. 217, SMALL SCHOOL FUNDING, by Representative K. McIff, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed 2nd Sub. H.B. 318, POINT OF THE MOUNTAIN DEVELOPMENT COMMISSION ACT, by Representative B. Wilson, 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 9, 2016

The House substituted and passed, 2nd Sub. S.B. 45, COMPULSORY EDUCATION REVISIONS, by Senator A. Jackson, and it is transmitted for further consideration; and

The House substituted and passed, 1st Sub. S.B. 14, AMERICAN INDIAN AND ALASKAN NATIVE AMENDMENTS, by Senator K. Van Tassell, and it is transmitted for further consideration; and

The House passed, as amended, S.B. 67, PARTNERSHIPS FOR STUDENT SUCCESS, by Senator A. Millner, and it is transmitted for further consideration; and

The House passed, as amended, 1st Sub. S.B. 103, STRATEGIC WORKFORCE INVESTMENTS, by Senator A. Millner, and it is transmitted for further consideration; and

The House substituted and passed, 2nd Sub. S.B. 131, UTAH COLLEGE OF APPLIED TECHNOLOGY GOVERNANCE AMENDMENTS, by Senator S. Urquhart, and it is transmitted for further consideration; and
The House substituted and passed, **1st Sub. S.B. 139**, BOARD OF EDUCATION APPROVAL AMENDMENTS, by Senator H. Stephenson, and it is transmitted for further consideration; and

The House substituted, amended, and passed, **5th Sub. S.B. 155**, INDIGENT DEFENSE, by Senator T. Weiler, and it is transmitted for further consideration; and

The House substituted, amended, and passed, **1st Sub. S.B. 173**, STATE FAIR PARK REVISIONS, by Senator K. Van Tassell, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.

Mr. President: March 9, 2016
The House passed **H.B. 438**, AMENDMENTS TO ELECTION LAW, by Representative J. Draxler, and it is transmitted for consideration; and

The House passed **H.B. 455**, HEALTH MODIFICATIONS, by Representative T. Hawkes, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 462**, NOTARIES PUBLIC AMENDMENTS, by Representative E. Hutchings, and it is transmitted for consideration; and

The House passed **H.J.R. 17**, JOINT RESOLUTION EXPRESSING SUPPORT FOR DESIGNATING NOVEMBER 2016 AS NATIONAL BLADDER HEALTH MONTH, by Representative C. Hall, and it is transmitted for consideration; and

The House passed **H.C.R. 15**, CONCURRENT RESOLUTION URGING ADOPTION OF UTAH DINOSAUR DAYS, 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.

**STANDING COMMITTEE REPORTS**

Mr. President: March 9, 2016
With committee review, the Natural Resources, Agriculture, and Environment Committee has returned **S.B. 66**, ENVIRONMENTAL CODE...
FINES, by Senator L. Escamilla, to the Rules Committee with recommendation; and

The Natural Resources, Agriculture, and Environment Committee has returned **S.B. 247**, SALE OF STATE LAND ACT, by Senator G. Davis, to the Rules Committee with the following amendments without recommendation:

1. Page 3, Lines 59 through 65:

59 (b) The Legislative Management Committee may:
60 (i) recommend that the agency execute the agreement or proposal;
61 (ii) recommend that the agency reject the agreement or proposal; or
62 (iii) recommend to the governor that the governor call a special session of the
63 Legislature to review and approve or reject the agreement or proposal.
64 (3) Before legally binding the state by executing an agreement to sell or transfer fewer
65 than 300 acres of any state land, the state shall notify the Legislative Management Committee.
66 (4) A land exchange, where the state land to be transferred to new ownership is of equal value to the land that the state will receive in the exchange, is exempt from the requirements of Subsections (2) and (3).

Scott K. Jenkins, Chair

Mr. President: March 8, 2016

The Judiciary, Law Enforcement, and Criminal Justice Committee has returned **1st Sub. H.B. 136**, HUMAN TRAFFICKING AMENDMENTS, by Representative P. Ray, to the Rules Committee with the following amendments:

1. Page 5, Lines 132 through 146:

132 [(f)] (i) sexual abuse or aggravated sexual abuse of a child, Section 76–5–404.1.
133 { (3) (a) If a notice of intent to seek the death penalty has been filed, aggravated murder
134 is a capital felony.
(b) If a notice of intent to seek the death penalty has not been filed, aggravated murder is a noncapital first degree felony punishable as provided in Section 76−3−207.7.

(c) (i) Within 60 days after arraignment of the defendant, the prosecutor may file notice of intent to seek the death penalty. The notice shall be served on the defendant or defense counsel and filed with the court.

(ii) Notice of intent to seek the death penalty may be served and filed more than 60 days after the arraignment upon written stipulation of the parties or upon a finding by the court of good cause.

(d) Without the consent of the prosecutor, the court may not accept a plea of guilty to noncapital first degree felony aggravated murder during the period in which the prosecutor may file a notice of intent to seek the death penalty under Subsection (3)(c)(i).

(e) If the defendant was younger than 18 years of age at the time the offense was ; and

Without committee review, the Judiciary, Law Enforcement, and Criminal Justice Committee has returned H.B. 165, GARNISHMENT AMENDMENTS, by Representative B. Dee, to the Rules Committee; and

Without committee review, the Judiciary, Law Enforcement, and Criminal Justice Committee has returned H.B. 196, UNLAWFUL DETAINER REVISIONS, by Representative K. Grover, to the Rules Committee; and

Without committee review, the Judiciary, Law Enforcement, and Criminal Justice Committee has returned H.B. 281, BIGAMY OFFENSE AMENDMENTS, by Representative M. Noel, to the Rules Committee; and

Without committee review, the Judiciary, Law Enforcement, and Criminal Justice Committee has returned S.B. 54, CONTROLLED SUBSTANCE DATABASE MODIFICATIONS, by Senator T. Weiler, to the Rules Committee; and
Without committee review, the Judiciary, Law Enforcement, and Criminal Justice Committee has returned S.B. 226, CIVIL ACTIONS INVOLVING LAW ENFORCEMENT OFFICERS OR EMERGENCY VEHICLE OPERATORS, by Senator M. Madsen, to the Rules Committee; and

Without committee review, the Judiciary, Law Enforcement, and Criminal Justice Committee has returned S.B. 254, ADMINISTRATIVE SUBPOENA AMENDMENTS, by Senator M. Madsen, to the Rules Committee.

Mark B. Madsen, Chair

Mr. President: March 8, 2016

Without committee review, the Health and Human Services Committee has returned S.B. 167, DENTAL MANAGED CARE AMENDMENTS, by Senator A. Christensen, to the Rules Committee.

Evan J. Vickers, Chair

Mr. President: March 7, 2016

With committee review, the Retirement and Independent Entities Committee has returned S.B. 207, GOVERNMENT ETHICS – POST–EMPLOYMENT RESTRICTIONS, by Senator J. Dabakis, to the Rules Committee.

Todd Weiler, Chair

Mr. President: March 8, 2016

The Government Operations and Political Subdivisions Committee deleted 1st Sub. H.B. 86, POSTRETIREMENT EMPLOYMENT RESTRICTIONS, by Representative R. Cunningham, and replaced it with 3rd Sub. H.B. 86, POSTRETIREMENT EMPLOYMENT RESTRICTIONS, with the following amendments and has returned it to the Rules Committee without recommendation.

1. Page 8, Line 227:

   227 allowance while reemployed.

   (c) A participating employer who reemploys a retiree in accordance with Subsection (3)(d) is not required to contribute the amortization rate to the office; and

Without committee review, the Government Operations and Political Subdivisions Committee has returned 1st Sub. H.B. 348, MOUNTAINOUS PLANNING DISTRICT AMENDMENTS, by Representative B. Dee, to the Rules Committee; and
With committee review, the Government Operations and Political Subdivisions Committee has returned **H.J.R. 5**, JOINT RULES RESOLUTION ON REDISTRICTING STANDARDS, by Representative M. Nelson, to the Rules Committee without recommendation; and

Without committee review, the Government Operations and Political Subdivisions Committee has returned **S.B. 48**, BOARD MEMBERSHIP RESTRICTIONS, by Senator L. Escamilla, to the Rules Committee; and

Without committee review, the Government Operations and Political Subdivisions Committee has returned **S.B. 81**, REDISTRICTING ADVISORY COMMISSION, by Senator J. Iwamoto, to the Rules Committee.

Margaret Dayton

The bills were returned to the Rules Committee.

* * *

On motion of Senator Van Tassell, the Senate voted to send all Senate bills on the calendar back to the Rules Committee.

**CONSENT CALENDAR**

**H.B. 269**, RECYCLING OF COPPER WIRE, was read the third time, explained by Senator Jenkins, 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
Escamilla Fillmore Harper Henderson
Hillyard Jackson Jenkins Knudson
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Urquhart
Van Tassell Weiler Niederhauser

**Absent or not voting were:** Senators
Adams Davis Hinkins Iwamoto
Madsen Vickers

**H.B. 269** 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. 11**, CONCURRENT RESOLUTION ENCOURAGING THE REPAYMENT OF FUNDS USED TO KEEP NATIONAL PARKS,
MONUMENTS, AND RECREATION AREAS OPEN, was read the third time, explained by Senator Jenkins, and passed on the following roll call:

**Yeas, 23; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators
- Bramble
- Christensen
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hillyard
- Hinkins
- Jackson
- Jenkins
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Thatcher
- Urquhart
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators
- Adams
- Dabakis
- Henderson
- Iwamoto
- Madsen
- Stevenson

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.

**CONCURRENCE CALENDAR**

1st Sub. S.B. 14, AMERICAN INDIAN AND ALASKAN NATIVE AMENDMENTS, was before the Senate.

On motion of Senator Okerlund, the bill was circled.

***

On motion of Senator Jackson, the Senate refused to concur in the House amendments. 2nd Sub. S.B. 45, COMPULSORY EDUCATION REVISIONS, was returned to the House.

***

On motion of Senator Millner, the Senate voted to concur in the House amendments to S.B. 67, PARTNERSHIPS FOR STUDENT SUCCESS. The bill, as amended, passed on the following roll call:

**Yeas, 20; Nays, 6; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators
- Adams
- Bramble
- Dabakis
- Davis
- Escamilla
- Fillmore
- Hillyard
- Hinkins
Voting in the negative were: Senators
Christensen Dayton Harper Henderson
Jackson Jenkins

Absent or not voting were: Senators
Iwamoto Madsen Van Tassell

S.B. 67 was returned to the House for the signature of the Speaker.

TIME CERTAIN CALENDAR

On motion of Senator Dabakis, under suspension of the rules, 1st Sub. H.C.R. 12, CONCURRENT RESOLUTION HONORING LIN–MANUEL MIRANDA, COMPOSER OF THE MUSICAL HAMILTON, was considered read the second and third times and passed on the following roll call:

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

Voting in the affirmative were: Senators
Bramble Dabakis Davis Escamilla
Fillmore Henderson Hinkins Jackson
Jenkins Knudson Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Urquhart Van Tassell Weiler
Niederhauser

Voting in the negative were: Senators
Christensen Dayton Harper Vickers

Absent or not voting were: Senators
Adams Hillyard Iwamoto Madsen

1st Sub. H.C.R. 12 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 Van Tassell, the circle was removed from 1st Sub. S.B. 14, AMERICAN INDIAN AND ALASKAN NATIVE AMENDMENTS, and it was before the Senate.
On motion of Senator Van Tassell, the Senate voted to concur in the House amendments to 1st Sub. S.B. 14, AMERICAN INDIAN AND ALASKAN NATIVE 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

| Dabakis | Davis | Iwamoto | Madsen |

1st Sub. S.B. 14 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Millner, the Senate voted to concur in the House amendments to 1st Sub. S.B. 103, STRATEGIC WORKFORCE INVESTMENTS. The bill, as amended, 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

| Christensen | Dayton |

**Absent or not voting were:** Senators

| Dabakis | Davis | Iwamoto | Madsen |

1st Sub. S.B. 103 was returned to the House for the signature of the Speaker.
On motion of Senator Urquhart, the Senate refused to concur in the House amendments. 2nd Sub. S.B. 131, UTAH COLLEGE OF APPLIED TECHNOLOGY GOVERNANCE AMENDMENTS, was returned to the House.

On motion of Senator Stephenson, the Senate voted to concur in the House amendments to 1st Sub. S.B. 139, BOARD OF EDUCATION APPROVAL 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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**Absent or not voting were:** Senators

| Bramble | Iwamoto | Madsen |

1st Sub. S.B. 139 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 5th Sub. S.B. 155, INDIGENT DEFENSE. Senator Stephenson commented and 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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Absent or not voting were: Senators
Bramble  Iwamoto  Madsen

5th Sub. S.B. 155 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Van Tassell, the Senate refused to concur in the House amendments. 1st Sub. S.B. 173, STATE FAIR PARK REVISIONS, was returned to the House.

THIRD READING CALENDAR

H.B. 232, SCENIC BYWAY AMENDMENTS, was read the third time, explained by Senator Hinkins, and passed on the following roll call:

Yeas, 23; Nays, 1; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams  Christensen  Davis  Dayton
Fillmore  Harper  Henderson  Hillyard
Hinkins  Jackson  Jenkins  Knudson
Mayne  Okerlund  Shiozawa  Stephenson
Stevenson  Thatcher  Urquhart  Van Tassell
Vickers  Weiler  Niederhauser

Voting in the negative was: Senator
Dabakis

Absent or not voting were: Senators
Bramble  Escamilla  Iwamoto  Madsen
Millner

H.B. 232 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. 206, HUMAN TRAFFICKING SAFE HARBOR 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  Christensen  Dabakis  Davis
Dayton  Escamilla  Fillmore  Harper
Henderson  Hillyard  Hinkins  Jackson
Jenkins  Knudson  Mayne  Okerlund
Shiozawa  Stephenson  Stevenson  Thatcher
Urquhart  Van Tassell  Vickers  Weiler
Niederhauser

**Absent or not voting were:** Senators

Bramble  Iwamoto  Madsen  Millner

**1st Sub. H.B. 206** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

**H.B. 238. OPIATE OVERDOSE RESPONSE ACT — OVERDOSE OUTREACH PROVIDERS AND OTHER AMENDMENTS,** was read the third time and explained by Senator Shiozawa.

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

**1st Sub. H.B. 238 Opiate Overdose Response Act — Overdose Outreach Providers and Other Amendments (C. Moss)**

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  Escamilla  Fillmore  Harper
Henderson  Hillyard  Hinkins  Jackson
Jenkins  Knudson  Mayne  Okerlund
Shiozawa  Stephenson  Stevenson  Thatcher
Urquhart  Van Tassell  Vickers  Weiler
Niederhauser

**Absent or not voting were:** Senators

Bramble  Iwamoto  Madsen  Millner

**1st Sub. H.B. 238,** as substituted, was returned to the House for further consideration.
**H.B. 240.** OPIATE OVERDOSE RESPONSE ACT — STANDING ORDERS AND OTHER AMENDMENTS, was read the third time, explained by Senator Vickers, 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
- Escamilla
- Fillmore
- Harper
- Henderson
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- Hinkins
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- Stephenson
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Bramble
- Iwamoto
- Madsen
- Stevenson
- Thatcher
- Urquhart

**H.B. 240** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

**H.B. 252.** INTELLECTUAL DISABILITY TERMINOLOGY AMENDMENTS, 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

- Adams
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Henderson
- Hillyard
- Hinkins
- Jackson
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- Stephenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Bramble
- Iwamoto
- Madsen
- Stevenson
- Urquhart

**H.B. 252** 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, OBESITY REPORT, was read the third time, explained by Senator Vickers, 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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**Voting in the negative was:** Senator Dayton

**Absent or not voting were:** Senators

<table>
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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. 308, DISEASE PREVENTION AND SUBSTANCE ABUSE REDUCTION AMENDMENTS, was read the third time, explained by Senator Shiozawa, and 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

<table>
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* * *
Absent or not voting were: Senators
Iwamoto       Madsen       Stevenson       Urquhart

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.C.R. 4, CONCURRENT RESOLUTION DECLARING DRUG OVERDOSE DEATHS TO BE A PUBLIC HEALTH EMERGENCY, was read the third time, explained by Senator Shiozawa, 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        Escamilla     Fillmore      Harper
Henderson     Hillyard      Hinkins       Jackson
Jenkins       Knudson       Mayne         Millner
Shiozawa      Stephenson    Thatcher      Vickers
Weiler        Niederhauser

Absent or not voting were: Senators
Adams         Iwamoto       Madsen       Okerlund
Stevenson     Urquhart     Van Tassell

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.

***

H.B. 200, STUDENT ASSESSMENT MODIFICATIONS, was read the third time and explained by Senator Fillmore. Senator Stephenson 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         Escamilla    Fillmore      Harper
Henderson      Hillyard     Hinkins       Jackson
Jenkins        Knudson      Millner       Okerlund
Shiozawa       Stephenson   Stevenson     Thatcher
Van Tassell    Vickers      Weiler        Niederhauser
Absent or not voting were: Senators
Adams   Iwamoto   Madsen   Mayne
Urquhart

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.

***

2nd Sub. H.B. 228, ALCOHOL MODIFICATIONS, was read the third time and explained by Senator Stevenson. Senators Jenkins and Dabakis commented and the bill passed on the following roll call:

Yeas, 23; Nays, 2; Absent or not voting, 4.

Voting in the affirmative were: Senators
Bramble   Christensen     Dabakis     Davis
Escamilla Fillmore       Harper       Henderson
Hillyard  Jackson        Jenkins      Knudson
Madsen    Mayne          Millner      Okerlund
Stephenson Stevenson     Thatcher     Van Tassell
Vickers   Weiler         Niederhauser

Voting in the negative were: Senators
Dayton    Shiozawa

Absent or not voting were: Senators
Adams   Hinkins   Iwamoto   Urquhart

2nd Sub. H.B. 228, as amended, was returned to the House for further consideration.

***

On motion of Senator Okerlund, 1st Sub. H.B. 290, CAMPAIGN FINANCE REFORM AMENDMENTS, was read the third time and circled.

***

H.B. 97, CHILDREN WITH CANCER SPECIAL LICENSE PLATE, was read the third time, explained by Senator Fillmore, 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 Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Hinkins Jenkins
Knudson Mayne Millner Shiozawa
Stephenson Stevenson Thatcher Van Tassell
Vickers Weiler

Absent or not voting were: Senators
Bramble Iwamoto Jackson Madsen
Okerlund Urquhart Niederhauser

H.B. 97 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 209, PUBLIC TRANSIT DISTRICT BOARD COUNTY APPOINTMENT AMENDMENTS, was read the third time, explained by Senator Shiozawa, 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
Davis Dayton Fillmore Harper
Henderson Hillyard Hinkins Jackson
Jenkins Knudson Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Van Tassell Weiler

Absent or not voting were: Senators
Escamilla Iwamoto Madsen Mayne
Urquhart Vickers Niederhauser

H.B. 209, as amended, was returned to the House for further consideration.

* * *

2nd Sub. H.B. 292, DEFERRED DEPOSIT LENDING AMENDMENTS, was read the third time, explained by Senator Bramble, and passed on the following roll call:

Yeas, 22; Nays, 1; Absent or not voting, 6.
Voting in the affirmative were: Senators
Bramble Christensen Dabakis Dayton
Escamilla Fillmore Henderson Hillyard
Hinkins Jackson Jenkins Knudson
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Van Tassell
Vickers Weiler

Voting in the negative was: Senator
Madsen

Absent or not voting were: Senators
Adams Davis Harper Iwamoto
Urquhart Niederhauser

2nd Sub. H.B. 292 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 227, ELECTRONIC DRIVER LICENSE AMENDMENTS, was read the third time, explained by Senator Jackson, 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 Escamilla Fillmore
Henderson Hillyard Hinkins Jackson
Jenkins Knudson Mayne Millner
Okerlund Shiozawa Stevenson Van Tassell
Thatcher Van Tassell Vickers Weiler

Absent or not voting were: Senators
Harper Iwamoto Madsen Urquhart
Niederhauser

H.B. 227 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 241, COMPUTER ABUSE AND DATA RECOVERY ACT, was read the third time, 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
Bramble       Christensen       Dabakis       Davis
Dayton        Escamilla         Fillmore       Henderson
Hillyard      Hinkins           Jackson       Jenkins
Knudson       Mayne             Millner        Okerlund
Shiozawa      Stephenson        Thatcher       Urquhart
Van Tassell   Vickers           Weiler

Absent or not voting were: Senators
Adams         Harper             Iwamoto        Madsen
Stevenson     Niederhauser

H.B. 241 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, 6th Sub. H.B. 316, BUILDING CODE REVIEW AND ADOPTION AMENDMENTS, was read the third time and circled.

***

8th Sub. H.B. 251, POST−EMPLOYMENT RESTRICTIONS AMENDMENTS, was read the third time.

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

10th Sub. H.B. 251 Post−Employment Restrictions Amendments
(M. Schultz)

On motion of Senator Adams, the bill was circled.

***

On motion of Senator Knudson, the Senate voted to place the following bills at the bottom of the Second Reading Calendar:

H.B. 220       Legislative Organization Amendments (Christensen)
(Dayton)
H.B. 386       Nursing Care Facility Amendments (Gibson) (Vickers)
H.B. 402  Real Estate Amendments (Froerer) (Bramble)
1st Sub. H.B. 369  Electronic Device Location Data Amendments (Knotwell) (Madsen)
H.B. 448  Airport Fee Amendments (Owens) (Vickers)
H.B. 196  Unlawful Detainer Revisions (Grover) (Weiler)
H.B. 165  Garnishment Amendments (Dee) (Hillyard)

THIRD READING CALENDAR

On motion of Senator Adams, the circle was removed from 10th Sub. H.B. 251, POST–EMPLOYMENT RESTRICTIONS AMENDMENTS, and it was before the Senate.

Senator Weiler proposed the following amendment:

1. Page 3, Lines 61 through 64:

   In addition to any requirements imposed under common law, for a post–employment restrictive covenant entered into on or after May 10, 2016, an employer and an employee may not enter into a post–employment restrictive covenant for a period of more than one year from the day on which the employee is no longer employed by the employer. A post–employment restrictive covenant that violates this section is void.

2. Page 3, Lines 71 through 74:

   (2) This chapter does not prohibit a post–employment restrictive covenant related to or arising out of the sale of a business, if the individual subject to the restrictive covenant receives value from the transaction related to the sale of the business.

   Section 5. Section 34–51–301 is enacted to read:

Senator Weiler’s motion to amend passed on a voice vote. Senators Shiozawa and Fillmore commented and the bill passed on the following roll call:

Yeas, 22; Nays, 6; Absent or not voting, 1.
Voting in the affirmative were: Senators

Adams  Bramble  Christensen  Dabakis
Davis  Escamilla  Harper  Henderson
Hillyard  Hinkins  Knudson  Mayne
Millner  Okerlund  Shiozawa  Stevenson
Thatcher  Urquhart  Van Tassell  Vickers
Weiler  Niederhauser

Voting in the negative were: Senators

Dayton  Fillmore  Jackson  Jenkins
Madsen  Stephenson

Absent or not voting was: Senator

Iwamoto

Senator Jenkins declared a conflict of interest.

10th Sub. H.B. 251, as amended, was returned to the House for further consideration.

***

On motion of Senator Okerlund, the Senate recessed at 4:00 p.m.

EVENING SESSION

The Senate reassembled at 6:50 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President:  March 9, 2016

The Speaker of the House has signed 3rd Sub. S.B. 82, CHILD WELFARE MODIFICATIONS, by Senator W. Harper, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 3rd Sub. S.B. 93, COMPUTER SCIENCE INITIATIVE FOR PUBLIC SCHOOLS, 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. 99, TRANSPARENCY FOR POLITICAL SUBDIVISIONS, by Senator D. Henderson, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 2nd Sub. S.B. 101, HIGH QUALITY SCHOOL READINESS PROGRAM EXPANSION, by Senator A. Millner, and it is transmitted for the signature of the President; and
The House passed, **2nd Sub. S.B. 102**, HIGH COST INFRASTRUCTURE 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 Speaker of the House has signed **1st Sub. S.B. 106**, ASSAULT OFFENSE AMENDMENTS, by Senator B. Shiozawa, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 152**, ACCELERATED FOREIGN LANGUAGE COURSE AMENDMENTS, by Senator H. Stephenson, and it is transmitted for the signature of the President; and

The House passed, **2nd Sub. S.B. 161**, HIGHWAY SIGNAGE 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. 166**, UTAH SCIENCE, TECHNOLOGY, AND RESEARCH MODIFICATIONS, by Senator A. Millner, 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. 197**, RESALE OF PROCUREMENT ITEM 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. 208**, 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. 250**, ALCOHOLIC BEVERAGE POLICY AMENDMENTS, by Senator J. Stevenson, 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 9, 2016

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 52**, OFFICE OF OUTDOOR RECREATION 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 **H.B. 114**, CONTROLLED SUBSTANCE REPORTING, by Representative R. Ward, and it is transmitted for the signature of the President; and
The House concurred in the Senate amendments and passed **2nd Sub. H.B. 149**, DEATH REPORTING AND INVESTIGATION INFORMATION REGARDING CONTROLLED SUBSTANCES, by Representative B. Daw, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 277**, PERSONALIZED LEARNING AND TEACHING AMENDMENTS, by Representative J. Knotwell, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 301**, SCHOOL BUS ROUTE GRANT PROGRAM, by Representative J. Stanard, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 331**, EDUCATION PROVISIONS, by Representative S. Eliason, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **3rd Sub. H.B. 436**, HOUSING AND HOMELESS REFORM INITIATIVE, by Representative F. Gibson, 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 9, 2016

The House substituted and passed, **3rd Sub. S.B. 122**, WILDLAND FIRE POLICY UPDATES, by Senator E. Vickers, and it is transmitted for further consideration; and

The House passed, as amended, **4th Sub. S.B. 58**, NURSE PRACTITIONER AMENDMENTS, by Senator D. Hinkins, and it is transmitted for further consideration; and

The House substituted and passed, **1st Sub. S.B. 199**, SKILLED NURSING FACILITY AMENDMENTS, by Senator B. Shiozawa, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.
Mr. President:  March 9, 2016

The House refused to concur with the Senate Amendments to 3rd Sub. H.B. 87, CLEAN FUEL CONVERSION AMENDMENTS, by Representative S. Handy, and requests the Senate recede from its amendments.

Sandy D. Tenney, Chief Clerk

On motion of Senator Weiler, the Senate voted to refuse to recede from its amendments to 3rd Sub. H.B. 87. President Niederhauser appointed a conference committee consisting of Senators Weiler, Jenkins, and Escamilla to meet with a like committee from the House.

***

On motion of Senator Knudson, under suspension of the rules, the Senate voted to lift the following bills from Rules and place them on the Second Reading Calendar.

H.B. 379  Interstate Reciprocity Agreement for Postsecondary Distance Education (Rep. V. Peterson) (Sen. A. Millner)
CONCURRENCE CALENDAR

On motion of Senator Hinkins, the Senate voted to concur in the House amendments to 4th Sub. S.B. 58, NURSE PRACTITIONER AMENDMENTS. 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
Bramble    Dabakis    Davis    Escamilla
Fillmore    Harper    Henderson Hillyard
Hinkins     Jackson   Jenkins  Knudson
Mayne       Millner   Okerlund Shiozawa
Stephenson  Stevenson Thatcher Urquhart
Van Tassell  Vickers   Weiler   Niederhauser

Voting in the negative were: Senators
Christensen Dayton

Absent or not voting were: Senators
Adams       Iwamoto   Madsen

4th Sub. S.B. 58 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Vickers, the Senate voted to concur in the House amendments to 3rd Sub. S.B. 122, WILDLAND FIRE POLICY UPDATES. 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
Bramble    Christensen    Dabakis    Davis
Dayton      Escamilla      Fillmore   Harper
Henderson   Hillyard       Hinkins   Jackson
Jenkins     Knudson        Mayne    Millner
Okerlund    Shiozawa       Stephenson Stevenson
Thatcher    Urquhart       Van Tassell Vickers
Weiler      Niederhauser  

H.B. 250  Air Quality Amendments (Rep. E. Redd)
(Sen. S. Jenkins)
Absent or not voting were: Senators
Adams Iwamoto Madsen

3rd Sub. S.B. 122 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. 199, SKILLED NURSING FACILITY 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
Bramble Christensen Dabakis Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Hinkins Jackson
Jenkins Knudson Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Urquhart Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Adams Iwamoto Madsen

1st Sub. S.B. 199 was returned to the House for the signature of the Speaker.

THIRD READING CALENDAR

On motion of Senator Weiler, the circle was removed from 1st Sub. H.B. 290, CAMPAIGN FINANCE REFORM AMENDMENTS, and it was before the Senate. Senator Henderson 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 Dabakis
Davis Dayton Escamilla Fillmore
Harper Henderson Hillyard Hinkins
Jackson Jenkins Knudson Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Urquhart Van Tassell
Vickers Weiler Niederhauser
Absent or not voting were: Senators
Iwamoto    Madsen

1st Sub. 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.

SECOND READING CALENDAR

On motion of Senator Stephenson, the circle was removed from 1st Sub. H.B. 358, STUDENT PRIVACY AMENDMENTS, and it was before the Senate.

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

3rd Sub. H.B. 358 Student Privacy Amendments (J. Anderegg)

On motion of Senator Stephenson, the bill was circled.

* * *

H.B. 220, LEGISLATIVE ORGANIZATION AMENDMENTS, was read the second time. Senator Dayton explained the bill. Senators Davis and Bramble commented.

On motion of Senator Dayton, the bill was circled.

* * *

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. 386, NURSING CARE FACILITY 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       Escamilla       Fillmore
Harper      Henderson     Hillyard       Hinkins
Jackson     Jenkins      Knudson        Madsen
Mayne       Millner      Okerlund       Shiozawa
Stephenson  Stevenson    Thatcher       Van Tassell
Vickers     Weiler       Niederhauser
Absent or not voting were: Senators
Iwamoto Urquhart

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.

* * *

On motion of Senator Dayton, the circle was removed from H.B. 220, LEGISLATIVE ORGANIZATION AMENDMENTS, and it was before the Senate. Senators Davis, Jenkins, Dabakis, Weiler, Jackson, Thatcher, Hillyard commented

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

1st Sub. H.B. 220 Legislative Organization Amendments (L. Christensen)

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. 220, LEGISLATIVE ORGANIZATION AMENDMENTS, was considered read the second and third times and passed on the following roll call:

Y eas, 21; Nays, 7; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Dayton Escamilla Fillmore Harper
Hinkins Jackson Jenkins Knudson
Mayne Millner Okerlund Stephenson
Stevenson Van Tassell Vickers Weiler
Niederhauser

Voting in the negative were: Senators
Davis Henderson Hillyard Madsen
Shiozawa Thatcher Urquhart

Absent or not voting was: Senator
Iwamoto

1st Sub. H.B. 220, as substituted, was returned to the House for further consideration.
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. 402, REAL ESTATE 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    
Iwamoto

H.B. 402 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, under suspension of the rules, the Senate voted to lift 3rd Sub. H.B. 160, JUSTICE COURT AMENDMENTS, to the top of the Second Reading Calendar.

On motion of Senator Hillyard, 3rd Sub. H.B. 160, JUSTICE COURT AMENDMENTS, was read the second time and circled.

**COMMUNICATIONS FROM THE HOUSE**

Mr. President: March 9, 2016

The House refuses to recede from its amendments to 2nd Sub. S.B. 45, COMPULSORY EDUCATION REVISIONS, by Senator A. Jackson, and has appointed a Conference Committee consisting of Representatives J. Anderegg, C. Oda, and J. Briscoe to meet with a like committee from the Senate on this bill.

Sandy D. Tenney, Chief Clerk

On motion of Senator Jackson, the Senate voted to refuse to recede from its amendments to 2nd Sub. S.B. 45. President Niederhauser appointed a conference
committee consisting of Senators Jackson, Stephenson, and Mayne to meet with a like committee from the House.

***

Mr. President:

March 9, 2016

The House substituted and passed, 2nd Sub. S.B. 80, INFRASTRUCTURE FUNDING AMENDMENTS, 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.

SECOND READING CALENDAR

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. 369, ELECTRONIC DEVICE LOCATION DATA AMENDMENTS, was considered read the second and third times 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  Henderson  Hillyard
Hinkins  Jackson  Jenkins  Knudson
Madsen  Mayne  Millner  Okerlund
Stephenson  Stevenson  Thatcher  Urquhart
Van Tassell  Vickers  Weiler  Niederhauser

Voting in the negative were: Senators

Harper  Shiozawa

Absent or not voting were: Senators

Escamilla  Fillmore  Iwamoto

1st Sub. H.B. 369 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 3rd Sub. H.B. 160, JUSTICE COURT AMENDMENTS, and it was before the Senate.
Senator Hillyard proposed the following amendment:

1. Page 4, Line 90
   Senate Committee Amendments 3–2–2016:

   90 the political subdivision’s employment policies.
   (6) Political subdivisions in counties of the first and second class
   may only add new justice court judge positions if the Judicial Council,
   after considering the caseload of the court, approves creation of the
   position.

   Senator Hillyard’s motion to amend passed on a voice vote. Senators Van
   Tassell, Jenkins, Thatcher, and Knudson commented.

   On motion of Senator Hillyard, the Senate, by a two–thirds majority, voted to
   suspend the constitutional three readings requirement.

   H.B. 160, JUSTICE COURT AMENDMENTS, 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    Escamilla    Harper    Henderson
   Hillyard    Hinkins    Jackson    Knudson
   Madsen    Mayne    Millner    Okerlund
   Shiozawa    Stephenson    Stevenson    Urquhart
   Van Tassell    Vickers    Weiler    Niederhauser

   Voting in the negative were: Senators
   Dayton    Fillmore    Jenkins    Thatcher

   Absent or not voting was: Senator
   Iwamoto

   3rd Sub. H.B. 160, as amended, was returned to the House for further
   consideration.

   THIRD READING CALENDAR

   On motion of Senator Adams, the circle was removed from 6th Sub.
   H.B. 316, BUILDING CODE REVIEW AND ADOPTION AMENDMENTS,
   and it was before the Senate.
Senator Adams proposed the following amendment:

1. Page 6, Lines 153 through 154b
   Senate 2nd Reading Amendments 3–8–2016:
   
   153 (ii) describes the costs and benefits of each recommended change in the update or in any modification in accordance with rules made by the Division of Occupational and Professional Licensing in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act.

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

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

   **Voting in the affirmative were:** Senators
   
   Adams  Bramble  Christensen  Dabakis
   Davis  Dayton  Escamilla  Fillmore
   Harper  Henderson  Hinkins  Jackson
   Jenkins  Madsen  Mayne  Millner
   Okerlund  Stephenson  Stevenson  Thatcher
   Urquhart  Van Tassell  Vickers  Weiler
   Niederhauser

   **Voting in the negative were:** Senators
   
   Hillyard  Knudson  Shiozawa

   **Absent or not voting was:** Senator
   
   Iwamoto

   6th Sub. H.B. 316, as amended, was returned to the House for further consideration.

   **SECOND READING CALENDAR**

   On motion of Senator Stephenson, the circle was removed from 3rd Sub. H.B. 358, STUDENT PRIVACY AMENDMENTS, and it was before the Senate.

   Senator Stephenson proposed the following amendment:
1. Page 23, Lines 687 through 698:

   687 with this section.
   688   (7) A provider of an external application that receives content from a third-party content provider is not required to ensure that the third-party content provider is in compliance with this section.
   689   (8)
   690   (7) A provider of an electronic store, gateway, marketplace, or other means of purchasing an external application is not required to ensure that the external application obtained through the provider complies with this section.
   691   (8)
   692   (9) The provisions of this section do not apply to:
   693   (a) the use of an external application, including the access of an external application with login credentials created by a third-party contractor’s internal application;
   694   (b) the providing of Internet service; or
   695   (c) impose a duty on a provider of an interactive computer service, as defined in 47 U.S.C. Sec. 230, to review or enforce compliance with this section.
   696 Section 13. Section 53A–1–1411 is enacted to read:

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, 3rd Sub. H.B. 358, STUDENT PRIVACY 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

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Henderson  Hillyard  Jackson  Jenkins
Knudson  Madsen  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Thatcher  Van Tassell  Vickers  Weiler
Niederhauser

Absent or not voting were: Senators
Christensen  Hinkins  Iwamoto  Urquhart

3rd Sub. H.B. 358, as amended, was returned to the House for further consideration.

THIRD READING CALENDAR

On motion of Senator Bramble, the Senate voted to lift H.B. 150, CONTROLLED SUBSTANCE PRESCRIPTION NOTIFICATION, from the Third Reading Table and place it at the top of the Third Reading Calendar.

H.B. 150, CONTROLLED SUBSTANCE PRESCRIPTION NOTIFICATION, was read the third time, explained by Senator Bramble, and passed on the following roll call:

Yeas, 17; Nays, 0; Absent or not voting, 12.

Voting in the affirmative were: Senators
Bramble  Davis  Dayton  Harper
Henderson  Hillyard  Jackson  Knudson
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Thatcher  Van Tassell  Vickers
Niederhauser

Absent or not voting were: Senators
Adams  Christensen  Dabakis  Escamilla
Fillmore  Hinkins  Iwamoto  Jenkins
Madsen  Stevenson  Urquhart  Weiler

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 Okerlund, the Senate voted to lift H.B. 28, GRANTS FOR EDUCATOR PROFESSIONAL LEARNING, and 1st Sub. H.B. 42, EARLY LEARNING AMENDMENTS, from the Third Reading Table and send them back to the Rules Committee.
COMMUNICATIONS FROM THE HOUSE

Mr. President:

March 9, 2016

The Speaker of the House has signed 1st Sub. S.B. 14, AMERICAN INDIAN AND ALASKAN NATIVE AMENDMENTS, by Senator K. Van Tassell, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 4th Sub. S.B. 38, SCHOOL FUNDING AMENDMENTS, by Senator H. Stephenson, and it is transmitted for the signature of the President; and

The Speaker of the House has signed S.B. 67, PARTNERSHIPS FOR STUDENT SUCCESS, by Senator A. Millner, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 1st Sub. S.B. 103, STRATEGIC WORKFORCE INVESTMENTS, by Senator A. Millner, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 1st Sub. S.B. 139, BOARD OF EDUCATION APPROVAL AMENDMENTS, by Senator H. Stephenson, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 5th Sub. S.B. 155, INDIGENT DEFENSE, by Senator T. Weiler, and it is transmitted for the signature of the President; and

The House passed, S.B. 258, DISTRIBUTION OF LOCAL SALES TAX REVENUE, 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 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 8:43 p.m., the Senate adjourned until 8:30 a.m., Thursday, March 10, 2016.
The Senate was called to order at 9:00 a.m., with President Wayne Niederhauser presiding.

Prayer – Senator Alvin Jackson  
Pledge of Allegiance – Senator Luz Escamilla  
Roll Call – All Senators present except Senator Iwamoto, excused.

READING OF TITLES OF BILLS AND RESOLUTIONS  
(PLEASE REFER TO DAY 1, PAGE 86)

COMMUNICATIONS FROM THE HOUSE

Mr. President:  
March 9, 2016

The Speaker of the House has signed 4th Sub. S.B. 58, NURSE PRACTITIONER AMENDMENTS, by Senator D. Hinkins, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 3rd Sub. S.B. 122, WILDLAND FIRE POLICY UPDATES, by Senator E. Vickers, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 1st Sub. S.B. 199, SKILLED NURSING FACILITY AMENDMENTS, by Senator B. Shiozawa, and it is transmitted for the signature of the President; and

The House passed, 1st Sub. S.B. 206, COHABITANT ABUSE PROCEDURES ACT REVISIONS, 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, PERSONAL PROPERTY 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 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 9, 2016

The House concurred in the Senate amendments and passed **H.B. 209**, PUBLIC TRANSIT DISTRICT BOARD COUNTY APPOINTMENT 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. 228**, ALCOHOL MODIFICATIONS, 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. 238**, OPIATE OVERDOSE RESPONSE ACT — OVERDOSE OUTREACH PROVIDERS AND OTHER AMENDMENTS, by Representative C. Moss, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **10th Sub. H.B. 251**, POST–EMPLOYMENT RESTRICTION AMENDMENTS, by Representative M. Schultz, 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 9, 2016

The House passed, as amended, **2nd Sub. S.B. 220**, NON–JUDICIAL FORECLOSURE AMENDMENTS, by Senator W. Harper, and it is transmitted for further consideration; and

The House substituted and passed, **1st Sub. S.B. 238**, SAFETY NET INITIATIVE AMENDMENTS, by Senator C. Bramble, and it is transmitted for further consideration; and

The House passed, as amended, **3rd Sub. S.B. 251**, WATER INFRASTRUCTURE FUNDING 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.

Mr. President: March 9, 2016

The House refuses to recede from its amendments to **1st Sub. S.B. 173**, STATE FAIR PARK REVISIONS, by Senator K. Van Tassell, and has appointed a
Conference Committee consisting of Representatives M. McKell, M. Schultz, and S. Hollins to meet with a like committee from the Senate on this bill.

Sandy D. Tenney, Chief Clerk

On motion of Senator Van Tassell, the Senate voted to refuse to recede from its amendments to 1st Sub. S.B. 173. President Niederhauser appointed a conference committee consisting of Senators Van Tassell, Jenkins, and Escamilla to meet with a like committee from the House.

CONCURRENCE CALENDAR

2nd Sub. S.B. 80, INFRASTRUCTURE FUNDING AMENDMENTS, was before the Senate.

On motion of Senator Christensen, the bill was circled.

***

On motion of Senator Harper, the Senate voted to concur in the House amendments to 2nd Sub. S.B. 220, NON-JUDICIAL FORECLOSURE 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
Christensen Dabakis Davis Escamilla
Fillmore Harper Henderson Hinkins
Jackson Jenkins Knudson Mayne
Millner Shiozawa Stephenson Stevenson
Thatcher Urquhart Van Tassell Vickers
Niederhauser

Absent or not voting were: Senators
Adams Bramble Dayton Hillyard
Iwamoto Madsen Okerlund Weiler

2nd Sub. S.B. 220 was returned to the House for the signature of the Speaker.

***

3rd Sub. S.B. 251, WATER INFRASTRUCTURE FUNDING AMENDMENTS, was before the Senate.

On motion of Senator Van Tassell, the bill was circled.
* * *

1st Sub. S.B. 238, SAFETY NET INITIATIVE AMENDMENTS, was before the Senate.

On motion of Senator Christensen, the bill was circled.

CONSENT CALENDAR

2nd Sub. H.B. 352, COSMETOLOGY AMENDMENTS, was read the third time, explained by Senator Hinkins, and passed on the following roll call:

Yeas, 22; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Senators

Christensen  Dabakis  Davis  Escamilla  
Fillmore  Harper  Henderson  Hinkins  
Jackson  Jenkins  Knudson  Madsen  
Mayne  Millner  Shiozawa  Stephenson  
Steven son  Thatcher  Urquhart  Van Tassell  
Vickers  Niederhauser

Absent or not voting were: Senators

Adams  Bramble  Dayton  Hillyard  
Iwamoto  Okerlund  Weiler

2nd Sub. H.B. 352 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. 329, FEDERAL FUNDS PROCEDURES ACT AMENDMENTS, was read the third time, explained by Senator Millner, and passed on the following roll call:

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

Voting in the affirmative were: Senators

Christensen  Dabakis  Davis  Escamilla  
Fillmore  Harper  Henderson  Hinkins  
Jackson  Jenkins  Knudson  Mayne  
Millner  Shiozawa  Stephenson  Stevenson  
Thatcher  Urquhart  Van Tassell  Vickers  
Niederhauser
Absent or not voting were: Senators
Adams Bramble Dayton Hillyard
Iwamoto Madsen Okerlund Weiler

1st Sub. 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.

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. 448, AIRPORT FEE 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 Christensen Dabakis Davis
Escamilla Fillmore Harper Henderson
Hillyard Hinkins Jackson Jenkins
Knudson Madsen Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Urquhart Vickers Niederhauser

Absent or not voting were: Senators
Bramble Dayton Iwamoto Van Tassell
Weiler

H.B. 448 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 Jackson, H.B. 196, UNLAWFUL DETAINER REVISIONS, was read the second time and circled.

* * *

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. 165, GARNISHMENT 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

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H.B. 165 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 9, 2016

The House refuses to recede from its amendments to **2nd Sub. S.B. 131, Utah College of Applied Technology Governance Amendments**, by Senator S. Urquhart, and has appointed a Conference Committee consisting of Representatives D. Ipson, M. Schultz, and S. Duckworth to meet with a like committee from the Senate on this bill.

Sandy D. Tenney, Chief Clerk

On motion of Senator Urquhart, the Senate voted to refuse to recede from its amendments to **2nd Sub. S.B. 131**. President Niederhauser appointed a conference committee consisting of Senators Urquhart, Millner, and Mayne to meet with a like committee from the House.

**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, **2nd Sub. H.B. 403, Asbestos Litigation Transparency Act**, was considered read the second and third times and passed on the following roll call:

Yeas, 21; Nays, 5; Absent or not voting, 3.

**Voting in the affirmative were:** Senators

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Jenkins  Knudson  Madsen  Millner  
Okerlund  Stephenson  Stevenson  Thatcher  
Urquhart  Van Tassell  Vickers  Weiler  
Niederhauser  

Voting in the negative were: Senators  
Dabakis  Davis  Escamilla  Mayne  
Shiozawa  

Absent or not voting were: Senators  
Bramble  Dayton  Iwamoto  

2nd Sub. H.B. 403 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 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, 3rd Sub. H.B. 375, PRESCRIPTION DRUG ABUSE AMENDMENTS, was considered read the second and third times. Senator Weiler 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  
Adams  Christensen  Dabakis  Davis  
Escamilla  Fillmore  Harper  Henderson  
Hillyard  Hinkins  Jackson  Jenkins  
Knudson  Madsen  Mayne  Millner  
Okerlund  Shiozawa  Stephenson  Stevenson  
Thatcher  Urquhart  Van Tassell  Vickers  
Weiler  Niederhauser  

Absent or not voting were: Senators  
Bramble  Dayton  Iwamoto  

3rd Sub. H.B. 375, as amended, was returned to the House for further consideration. 

* * *  

On motion of Senator Weiler, the circle was removed from H.B. 196, UNLAWFUL DETAINER REVISIONS, and it was before the Senate.
Senator Weiler proposed the following amendment:

1. Page 2, Lines 54 through 58:

   (b) “Peaceable possession” does not include:

   (i) the occupation of premises by entry or possession without permission of an entity or person with possessory rights; or

   (ii) continuing to occupy real property after being served with a notice to quit by the person or entity with possessory rights; an order of restitution issued by a court of competent jurisdiction.

2. Page 3, Lines 62 through 63:

   (8) “Trespasser” means a person or entity that occupies real property but has no possessory rights obtained from a person or entity with possessory rights in the premises.

3. Page 3, Lines 80 through 85:

   (3) It shall be a defense to any forcible entry action that the plaintiff had no possessory rights given from a person or entity with existing possessory rights, that the plaintiff paid no consideration for its occupancy, or that the plaintiff acted in bad faith in obtaining possession of the real property.

   (4) A plaintiff in any forcible entry action shall be limited to actual damages if the possession was wrongful.

(3) An action for unlawful detainer may also be brought in the form of a counterclaim.

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, **H.B. 196**, UNLAWFUL DETAINER 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
- Adams
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Henderson
- Hillyard
- Hinkins
- Jackson
- Jenkins
- Knudson
- Madsen
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Urquhart
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators
- Bramble
- Iwamoto

**H.B. 196**, as amended, was returned to the House for further consideration.

**JOINT CONFERENCE COMMITTEE REPORT**

**Mr. President:** March 9, 2016

The Joint Conference Committee comprised of Senators T. Weiler, S. Jenkins, and L. Escamilla, and Representatives S. Handy, M. Poulson, and S. Barlow, recommends **3rd Sub. H.B. 87**, CLEAN FUEL CONVERSION AMENDMENTS, by Representative S. Handy, as amended by the Senate, with the following Joint Conference Committee amendments:

1. Page 1, Lines 13 through 19:

13  ► authorizes the Department of Environmental Quality to make grants from the
14  Conversion to Alternative Fuel Grant Program Fund to a person who installs
15  conversion equipment on an eligible vehicle;
16  ► repeals tax credits for conversion equipment for vehicles; and
17  { extends tax credits for certain vehicles; and }
18  ► makes technical changes.
19  Money Appropriated in this Bill:
2. Page 9, Lines 268 through 271:

268  (2) For the taxable years beginning on or after January 1, 2015, but beginning on or
269  before December 31, [2016] {–2020–} 2016, a taxpayer may claim a tax credit against tax otherwise due
270  under this chapter or Chapter 8, Gross Receipts Tax on Certain Corporations Not Required to
271  Pay Corporate Franchise or Income Tax Act, in an amount equal to:

3. Page 14, Line 427 through Page 15, Line 429:

427  (2) For the taxable years beginning on or after January 1, 2015, but beginning on or
428  before December 31, [2016] {–2020–} 2016, a claimant, estate, or trust may claim a nonrefundable tax
429  credit against tax otherwise due under this chapter in an amount equal to:

Sen. Todd Weiler and
Rep. Steven Handy, Chairs

* * *

On motion of Senator Weiler, 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

3rd Sub. H.B. 87, CLEAN FUEL CONVERSION AMENDMENTS, was before the Senate, explained by Senator Weiler, 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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Sen. Todd Weiler and
Rep. Steven Handy, Chairs

* * *
Voting in the negative were: Senators
Dayton     Fillmore

Absent or not voting were: Senators
Iwamoto     Okerlund

3rd Sub. H.B. 87, as amended, was sent to the House for further consideration.

SECOND READING CALENDAR

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. 300, BODY−WORN CAMERAS FOR LAW ENFORCEMENT OFFICERS, was considered read the second and third times. Senators Shiozawa, Weiler, Hillyard, and Bramble commented and the bill 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
Davis        Dayton          Escamilla        Fillmore
Harper       Henderson       Hillyard         Hinkins
Jackson      Jenkins         Knudson          Madsen
Mayne        Millner         Shiozawa         Stephenson
Stevenson    Thatcher        Urquhart        Van Tassell
Weiler

Absent or not voting were: Senators
Iwamoto      Okerlund        Vickers         Niederhauser

1st Sub. H.B. 300 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, H.B. 444, CODE OF CRIMINAL PROCEDURE AMENDMENTS, was read the second time and circled.

***

On motion of Senator Christensen, 3rd Sub. H.B. 110, ELECTION LAW CHANGES, was read the second time and circled.
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. 255, CONDOMINIUM AND COMMUNITY OWNERSHIP AMENDMENTS**, was considered read the first, 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
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Escamilla  Harper
Henderson  Hillyard  Hinkins  Jackson
Jenkins  Knudson  Madsen  Mayne
Millner  Shiozawa  Stephenson  Stevenson
Thatcher  Van Tassell  Weiler

**Absent or not voting were:** Senators
Fillmore  Iwamoto  Okerlund  Urquhart
Vickers  Niederhauser

**1st Sub. H.B. 255**, as substituted, was returned to the House for further consideration.

---

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. 371, HUMAN SERVICES LICENSEE AND CONTRACTOR SCREENING 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
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Escamilla  Harper
Henderson  Hillyard  Hinkins  Jackson
Jenkins  Knudson  Madsen  Mayne
Millner  Shiozawa  Stephenson  Stevenson
Thatcher  Van Tassell  Weiler
Absent or not voting were: Senators
Fillmore  Iwamoto  Okerlund  Urquhart
Vickers  Niederhauser

1st Sub. H.B. 371 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. 421, INSURANCE CHANGES, 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, H.B. 421, INSURANCE CHANGES, 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  Escamilla  Harper
Henderson  Hinkins  Jackson  Jenkins
Knudson  Madsen  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Thatcher  Van Tassell  Vickers  Weiler

Absent or not voting were: Senators
Fillmore  Hillyard  Iwamoto  Urquhart
Niederhauser

H.B. 421 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, 1st Sub. H.B. 287, COMMISSION FOR THE STEWARDSHIP OF PUBLIC LANDS AND PRIVATE DONATIONS FOR PUBLIC LANDS LITIGATION, was read the second time and circled.

* * *

On motion of Senator Jackson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.
On motion of Senator Jackson, under suspension of the rules, **4th Sub. H.B. 10, INITIATIVE AND REFERENDUM 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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4th Sub. 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.

* * *

On motion of Senator Millner, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Millner, under suspension of the rules, **H.B. 379, INTERSTATE RECIPROCITY AGREEMENT FOR POSTSECONDARY DISTANCE EDUCATION**, 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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**Absent or not voting were:** Senators

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<th>Senators</th>
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</table>
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.

* * *

On motion of Senator Okerlund, the circle was removed from 1st Sub. H.B. 287, COMMISSION FOR THE STEWARDSHIP OF PUBLIC LANDS AND PRIVATE DONATIONS FOR PUBLIC LANDS LITIGATION, and it was before the Senate.

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, 1st Sub. H.B. 287, COMMISSION FOR THE STEWARDSHIP OF PUBLIC LANDS AND PRIVATE DONATIONS FOR PUBLIC LANDS LITIGATION, was considered read the second and third times. Senators Dabakis and Weiler commented and the bill passed on the following roll call:

Yeas, 20; Nays, 4; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dayton
Harper  Henderson  Hinkins  Jackson
Jenkins  Knudson  Madsen  Millner
Okerlund  Shiozawa  Stevenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser

Voting in the negative were: Senators
Dabakis  Davis  Escamilla  Mayne

Absent or not voting were: Senators
Fillmore  Hillyard  Iwamoto  Stephenson
Urquhart

1st Sub. 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.

* * *

On motion of Senator Knudson, the Senate voted to place the following bills at the bottom of the Second Reading Calendar:

<table>
<thead>
<tr>
<th>Bill Number</th>
<th>Title</th>
<th>Sponsor</th>
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</thead>
<tbody>
<tr>
<td>1st Sub. H.B. 337</td>
<td>Student Right to Active Counsel</td>
<td>Rep. K. Coleman (Sen. T. Weiler)</td>
</tr>
<tr>
<td>H.B. 66</td>
<td>Online Parenting Course for Divorcing Families</td>
<td>Rep. C. Moss (Sen. L. Hillyard)</td>
</tr>
<tr>
<td>H.B. 455</td>
<td>Health Modifications</td>
<td>Rep. T. Hawkes (Sen. B. Shiozawa)</td>
</tr>
</tbody>
</table>
On motion of Senator Okerlund, and at 10:36 a.m., the Senate sauntered.

The Senate was called to order at 11:00 a.m., with President Niederhauser presiding.

**COMMUNICATIONS FROM THE HOUSE**

Mr. President: March 10, 2016

The House passed, 1st Sub. S.B. 43, FIREARM SAFETY AND VIOLENCE PREVENTION IN PUBLIC SCHOOLS, 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. 154, MEDICAID ACCOUNTABLE CARE ORGANIZATIONS, 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. 183, DEPARTMENT OF PUBLIC SAFETY 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, 3rd Sub. S.B. 184, PROCUREMENT CODE MODIFICATIONS, 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 2nd Sub. S.B. 220, NON−JUDICIAL FORECLOSURE AMENDMENTS, by Senator W. Harper, and it is transmitted for the signature of the President; and

The House passed, S.J.R. 3, PROPOSAL TO AMEND UTAH CONSTITUTION− PROPERTY TAX EXEMPTIONS, by Senator W. Harper, 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 10, 2016

The House concurred in the Senate amendments and passed 3rd Sub. H.B. 160, JUSTICE COURT AMENDMENTS, by Representative C. Hall, and it is transmitted for the signature of the President; and
The House concurred in the Senate amendments and passed 1st Sub. H.B. 220, LEGISLATIVE ORGANIZATION 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 6th Sub. H.B. 316, BUILDING CODE REVIEW AND ADOPTION 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 3rd Sub. H.B. 358, STUDENT PRIVACY AMENDMENTS, by Representative J. Anderegg, 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:

The House passed, as amended, S.B. 96, UNIFORM DEPLOYED PARENTS CUSTODY AND PARENT–TIME ACT, by Senator L. Hillyard, and it is transmitted for further consideration; and

The House passed, as amended, 1st Sub. S.B. 111, GUARDIANSHIP – RIGHT OF ASSOCIATION, by Senator T. Weiler, and it is transmitted for further consideration; and

The House substituted and passed, 2nd Sub. S.B. 171, ECONOMIC DEVELOPMENT TAX CREDITS AMENDMENTS, by Senator C. Bramble, and it is transmitted for further consideration; and

The House passed, as amended, S.B. 204, FREE MARKET PROTECTION AND PRIVATIZATION BOARD ACT AMENDMENTS, by Senator H. Stephenson, and it is transmitted for further consideration; and

The House passed, as amended, 1st Sub. S.B. 232, RESCUE MEDICATION IN SCHOOLS, by Senator S. Urquhart, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.
Mr. President:

The House passed, as amended, H.B. 473, LOCAL GOVERNMENT REVISIONS, by Representative J. Knotwell, 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.

SECOND READING CALENDAR

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, 2nd Sub. H.B. 405, JUVENILE SENTENCING 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

Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Escamilla  Fillmore
Harper  Henderson  Hillyard  Hinkins
Jackson  Jenkins  Knudson  Mayne
Shiozawa  Stephenson  Stevenson  Thatcher
Van Tassell  Vickers  Weiler

Absent or not voting were: Senators

Iwamoto  Madsen  Millner  Okerlund
Urquhart  Niederhauser

2nd 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.

* * *

On motion of Senator Christensen, H.B. 219, RESOURCE MANAGEMENT PLANNING, 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, 3rd Sub. H.B. 310, TAX CREDIT REVIEW 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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**Absent or not voting were:** Senators

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3rd Sub. H.B. 310 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 Jenkins, H.B. 250, AIR QUALITY AMENDMENTS, was read the second time and circled.

***

On motion of Senator Dayton, 1st Sub. H.B. 179, CONSENSUAL SEXUAL ACTIVITY OF A MINOR, was read the second time and circled.

***

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.J.R. 20, JOINT RESOLUTION APPROVING CLASS V LANDFILL, was considered read the second and third times. Senators Escamilla, Stevenson, Harper, and Jenkins commented and the bill passed on the following roll call:

**Yeas, 19; Nays, 5; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

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Hinkins  Jackson  Jenkins  Knudson
Mayne  Millner  Okerlund  Stephenson
Stevenson  Thatcher  Van Tassell

**Voting in the negative were:** Senators
Dabakis  Harper  Shiozawa  Vickers
Weiler

**Absent or not voting were:** Senators
Bramble  Iwamoto  Madsen  Urquhart
Niederhauser

**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.

**CONCURRENCE CALENDAR**

On motion of Senator Hillyard, the Senate voted to concur in the House amendments to **S.B. 96, UNIFORM DEPLOYED PARENTS CUSTODY AND PARENT−TIME ACT.** 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
Bramble  Christensen  Dabakis  Davis
Dayton  Escamilla  Fillmore  Harper
Henderson  Hillyard  Hinkins  Jenkins
Knudson  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Stevenson  Urquhart
Van Tassell  Vickers  Weiler

**Voting in the negative was:** Senator
Jackson

**Absent or not voting were:** Senators
Adams  Iwamoto  Madsen  Thatcher
Niederhauser

**S.B. 96** was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Bramble, the circle was removed from **1st Sub. S.B. 238, SAFETY NET INITIATIVE AMENDMENTS,** and it was before the Senate.
On motion of Senator Bramble, the Senate voted to concur in the House amendments to 1st Sub. S.B. 238, SAFETY NET INITIATIVE 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

| Iwamoto  | Madsen | Vickers | Niederhauser |

1st Sub. S.B. 238 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. 111, GUARDIANSHIP – RIGHT OF ASSOCIATION. 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

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1st Sub. S.B. 111 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 2nd Sub. S.B. 171, ECONOMIC DEVELOPMENT TAX
CREDITS 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

- Adams
- Bramble
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Henderson
- Hillyard
- Jackson
- Jenkins
- Knudson
- Mayne
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Urquhart
- Van Tassell
- Vickers
- Weiler

**Absent or not voting were:** Senators

- Hinkins
- Iwamoto
- Madsen
- Millner
- Niederhauser

**2nd Sub. S.B. 171** 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 **S.B. 204**, **FREE MARKET PROTECTION AND PRIVATIZATION BOARD ACT 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
- Escamilla
- Fillmore
- Harper
- Henderson
- Hillyard
- Jackson
- Jenkins
- Knudson
- Madsen
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stevenson
- Van Tassell
- Weiler

**Absent or not voting were:** Senators

- Hinkins
- Iwamoto
- Thatcher
- Niederhauser

**S.B. 204** was returned to the House for the signature of the Speaker.

***

On motion of Senator Urquhart, the Senate voted to concur in the House amendments to **1st Sub. S.B. 232**, **RESCUE MEDICATION IN SCHOOLS**. 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  Escamilla  Fillmore
Harper  Henderson  Hillyard  Hinkins
Jackson  Jenkins  Knudson  Madsen
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Urquhart  Van Tassell  Vickers
Weiler

Absent or not voting were: Senators
Iwamoto  Mayne  Thatcher  Niederhauser

1st Sub. S.B. 232 was returned to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 10, 2016
The House passed, as amended, S.B. 153, SELF–RELIANCE TRAINING FOR PUBLIC ASSISTANCE RECIPIENTS, by Senator L. Fillmore, 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 Fillmore, the Senate voted to concur in the House amendments to S.B. 153, SELF–RELIANCE TRAINING FOR PUBLIC ASSISTANCE RECIPIENTS. The bill, as amended, passed on the following roll call:

Yeas, 24; Nays, 3; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Davis
Dayton  Fillmore  Harper  Henderson
Hillyard  Hinkins  Jackson  Jenkins
Knudson  Madsen  Millner  Okerlund
Shiozawa  Stephenson  Stevenson  Thatcher
Urquhart  Van Tassell  Vickers  Weiler
**Voting in the negative were:** Senators
Dabakis  Escamilla  Mayne

**Absent or not voting were:** Senators
Iwamoto  Niederhauser

**S.B. 153** was returned to the House for the signature of the Speaker.

**SECOND READING CALENDAR**

On motion of Senator Stevenson, **1st Sub. H.B. 347, LOCAL AND SPECIAL SERVICE DISTRICT AMENDMENTS**, was read the second time and circled.

* * *

On motion of Senator Hillyard, the Senate voted to lift **H.B. 351, ATTORNEY GENERAL FISCAL AMENDMENTS**, from Rules and place it at 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, **H.B. 351, ATTORNEY GENERAL FISCAL 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  Escamilla  Fillmore  Harper  Henderson  Hillyard  Hinkins  Jackson  Jenkins  Knudson  Madsen  Mayne  Millner  Okerlund  Shiozawa  Stephenson  Stevenson  Thatcher  Urquhart  Van Tassell  Vickers  Weiler

**Absent or not voting were:** Senators
Iwamoto  Niederhauser

**H.B. 351** 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. 347, LOCAL AND SPECIAL SERVICE DISTRICT 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. 347, LOCAL AND SPECIAL SERVICE DISTRICT 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

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<th>Iwamoto</th>
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<th>Niederhauser</th>
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1st Sub. H.B. 347, as substituted, was returned to the House for further consideration.

On motion of Senator Harper, the circle was removed from 1st Sub. H.B. 179, CONSENSUAL SEXUAL ACTIVITY OF A MINOR, and it was before the Senate.

Senator Harper proposed the following amendment:

1. Page 1, Lines 13 through 13b

   House Floor Amendments 2–22–2016:

   13 between the offender and the victim $\text{H}\Rightarrow_{{}\text{and}}_{{}}$

   13a modifies offender registration requirements regarding a first offense of sexual abuse
provides a cross reference regarding the current code provision that a misdemeanor offense of unlawful sexual activity with a minor is not subject to the offender registry.

2. Page 1, Lines 19 through 20
   a. House Floor Amendments
   b. 2–22–2016:

   19 AMENDS:

   20 76–5–401, as repealed and reenacted by Laws of Utah 1998, Chapter 82

   76–5–401.1, as last amended by Laws of Utah 2014, Chapter 135

3. Page 1, Line 22
   a. House Floor Amendments
   b. 22–22–2016:

   22 Be it enacted by the Legislature of the state of Utah:

   Section 1. Section 76–5–401 is amended to read:


   (1) For purposes of this section “minor” is a person who is 14 years of age or older, but younger than 16 years of age, at the time the sexual activity described in this section occurred.

   (2) A person commits unlawful sexual activity with a minor if, under circumstances not amounting to rape, in violation of Section 76–5–402, object rape, in violation of Section 76–5–402.2, forcible sodomy, in violation of Section 76–5–403, or aggravated sexual assault, in violation of Section 76–5–405, the actor:

   (a) has sexual intercourse with the minor;

   (b) engages in any sexual act with the minor involving the genitals of one person and the mouth or anus of another person, regardless of the sex of either participant; or

   (c) causes the penetration, however slight, of the genital or anal opening of the minor by any foreign object, substance, instrument, or device, including a part of the human body, with the intent to cause substantial emotional or bodily pain to any person or with the intent to arouse or gratify the sexual desire of any person, regardless of the sex of any participant.

   (3) A violation of Subsection (2) is a third degree felony unless
(b) If the defendant establishes by a preponderance of the evidence the mitigating factor that the defendant is less than four years older than the minor at the time the sexual activity occurred, { in which case it } the offense is a class B misdemeanor. An offense under this Subsection (3)(b) is not subject to registration under Subsection 77−41−102(17)(iii).

Renumber remaining sections accordingly.

Senator Harper’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, 1st Sub. H.B. 179, CONSENSUAL SEXUAL ACTIVITY OF A MINOR, 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

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**Absent or not voting were:** Senators

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1st Sub. H.B. 179, as amended, was returned to the House for further consideration.

***

On motion of Senator Okerlund, the circle was removed from H.B. 219, RESOURCE MANAGEMENT PLANNING, and it was before the Senate.

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, H.B. 219, RESOURCE MANAGEMENT PLANNING, was considered read the second and third times and passed on the following roll call:
Y eas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Escamilla  Fillmore
Harper  Henderson  Hillyard  Hinkins
Jenkins  Knudson  Madsen  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Thatcher  Van Tassell  Vickers  Weiler

Absent or not voting were: Senators
Iwamoto  Jackson  Stevenson  Urquhart
Niederhauser

H.B. 219 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 Jenkins, the circle was removed from H.B. 250, AIR QUALITY AMENDMENTS, and it was before the Senate.

Senator Jenkins proposed the following amendment:

1. Page 1, Lines 12 through 19
   House Committee Amendments 2–24–2016:

   12  ▶  defines terms;
   13  {  ▶  requires the Air Quality Board to make rules regarding
       the nitrogen oxide limits for
   14  a natural gas–fired water heater by January 1, 2017; }]
   15  ▶  prohibits the sale or ᴨ[installation] purchase ᴨ
       of a natural gas–fired water heater
   15a ᴨ that is manufactured after July 1, 2018 with the intent to
       install the natural gas–fired
   15b water heater in Utah if the natural gas–fired water heater [that]
       ᴨ exceeds the
   16 limits set { by the Air Quality Board – in Title 15A, State
       Construction and Fire Codes Act ᴨ[beginning July 1, 2018] ᴨ;
creates labeling requirements for a manufacturer of a water heater; and

exempts certain water heater units.

Section 1. Section 19–2–107.7 is enacted to read:

(1) As used in this section:

(a) “Heat output” means the enthalpy of the working fluid output of the unit.

(b) “Natural gas–fired water heater” means a device that heats water by the combustion of natural gas to a thermostatically–controlled temperature not exceeding 210 degrees Fahrenheit for use external to the vessel at pressures not exceeding 160 pounds per square inch.

(c) “Recreational vehicle” means a motor home, travel trailer, truck camper, or camping trailer, with or without motive power, designed for human habitation for recreational, emergency, or other occupancy.

(2) Before January 1, 2017, the board shall, in accordance with Section 19–2–104, establish nitrogen oxide limits for a natural gas–fired water heater, expressed in nanograms of nitrogen oxides per Joule of heat output after evaluating:

(a) the operation of an appliance with the natural gas heat content available in the state;

(b) the operation of an appliance at altitudes where natural gas service is available in the state; and
(c) the installed cost of an appliance to ensure that the cost is reasonable compared to other strategies to reduce air pollutants.

Beginning July 1, 2018, no person shall sell or install any natural gas−fired water heater manufactured after July 1, 2018, with a nitrogen oxide emission rate exceeding the limit set by the board by rule.

A person may not sell or purchase a natural gas−fired water heater that is manufactured after July 1, 2018 with the intent to install it in Utah if the natural gas−fired water heater exceeds the applicable nitrogen oxide emission rate limit set by the board by rule in Title 15A, State Construction and Fire Codes Act.

A manufacturer in Utah shall display the model number and nitrogen oxide emission rate of a water heater complying with this section on:

(a) the shipping carton for the water heater; and
(b) the permanent rating plate of each water heater unit.

This section does not apply to a water heater unit that:

(a) uses a fuel other than natural gas;
(b) is used in a recreational vehicle; or
(c) is manufactured in Utah for shipment and use outside of Utah.

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

On motion of Senator Jenkins, the Senate, by a two−three majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Jenkins, under suspension of the rules, H.B. 250, AIR QUALITY AMENDMENTS, 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
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hinkins
- Jenkins
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Voting in the negative were:** Senators
- Henderson
- Jackson
- Madsen

**Absent or not voting were:** Senators
- Hillyard
- Iwamoto
- Urquhart

H.B. 250, as amended, 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, **1st Sub. H.B. 339, CHILD WELFARE SERVICES 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
- Escamilla
- Harper
- Henderson
- Hilyard
- Hinkins
- Jackson
- Jenkins
- Knudson
- Madsen
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler

**Absent or not voting were:** Senators
- Fillmore
- Iwamoto
- Urquhart
- Niederhauser

1st Sub. 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 Okerlund, the Senate recessed at 12:00 p.m.

**AFTERNOON SESSION**

The Senate reassembled at 2:30 p.m., with President Niederhauser presiding.

**COMMUNICATIONS FROM THE HOUSE**

Mr. President: March 10, 2016

The House passed, 4th Sub. S.B. 79, CHILD WELFARE REVISIONS, by Senator A. Jackson, 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. 157, PAWNSHOP 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. 205, ETHICS REVISIONS, 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. 217, ALCOHOLIC BEVERAGE CONTROL ACT LICENSING 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. 221, CAPITOL PROTOCOL 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.B. 242, SPECIAL EDUCATION INTENSIVE NEEDS FUND AMENDMENTS, by Senator L. Fillmore, which has been signed by the Speaker, 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. The bills will be enrolled and transmitted to the Governor.

Mr. President: March 10, 2016

The House adopted the Joint Conference Committee Report dated March 10, 2016, and passed 3rd Sub. H.B. 87, CLEAN FUEL CONVERSION
AMENDMENTS, by Representative S. Handy, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed 3rd Sub. H.B. 375, PRESCRIPTION DRUG ABUSE AMENDMENTS, by Representative L. 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 and returned to the House for the signature of the Speaker.

Mr. President: March 10, 2016

The House adopted the Joint Conference Committee Report dated March 10, 2016, and passed 3rd Sub. S.B. 131, UTAH COLLEGE OF APPLIED TECHNOLOGY GOVERNANCE AMENDMENTS, by Senator S. Urquhart, and it is transmitted for further consideration; and

The House passed, as amended, S.B. 151, COMMUNITY DEVELOPMENT AND RENEWAL AGENCIES ACT REVISIONS, by Senator W. Harper, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.

Mr. President: March 10, 2016


Sen. Kevin Van Tassell and Rep. Mike McKell, Chairs

On motion of Senator Van Tassell, the Senate voted to adopt the Conference Committee report. The bill passed on the following roll call vote:

Yea, 21; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Senators

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Absent or not voting were: Senators
Dayton Fillmore Hinkins Iwamoto
Madsen Stephenson Urquhart Vickers

2nd Sub. S.B. 173 was sent to the House for the signature of the Speaker.

* * *

Mr. President: March 10, 2016

The House passed, as amended, S.B. 87, ADMINISTRATIVE RULEMAKING ACT MODIFICATIONS, by Senator H. Stephenson, 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 Adams, the circle was removed from the 2nd Sub. S.B. 80. The Senate voted to concur in the House amendments to 2nd Sub. S.B. 80, INFRASTRUCTURE FUNDING AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 18; Nays, 8; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dayton
Henderson Hinkins Jackson Jenkins
Knudson Madsen Millner Okerlund
Stevenson Thatcher Urquhart Van Tassell
Vickers Niederhauser

Voting in the negative were: Senators
Dabakis Davis Escamilla Harper
Hillyard Mayne Shiozawa Stephenson

Absent or not voting were: Senators
Fillmore Iwamoto Weiler

2nd Sub. S.B. 80 was returned to the House for the signature of the Speaker.
On motion of Senator Adams, the circle was removed from 3rd Sub. S.B. 251, WATER INFRASTRUCTURE FUNDING AMENDMENTS, and it was before the Senate.

On motion of Senator Adams, the Senate refused to concur in the House amendments. 3rd Sub. S.B. 251, WATER INFRASTRUCTURE FUNDING AMENDMENTS, was returned to the House.

**JOINT CONFERENCE COMMITTEE REPORT**

Mr. President: March 10, 2016


On motion of Senator Urquhart, the Senate voted to adopt the Conference Committee report 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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3rd Sub. S.B. 131, as substituted, was sent to the House for the signature of the Speaker.

**CONCURRENCE CALENDAR**

On motion of Senator Harper, the Senate voted to concur in the House amendments to 1st Sub. S.B. 151, COMMUNITY DEVELOPMENT AND
RENEWAL AGENCIES 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

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**Absent or not voting were:** Senators

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*1st Sub. S.B. 151* 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 **S.B. 87, ADMINISTRATIVE RULEMAKING ACT MODIFICATIONS**. The bill, as amended, 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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*S.B. 87* was returned to the House for the signature of the Speaker.
SECOND READING CALENDAR

On motion of Senator Weiler, 1st Sub. H.B. 337, STUDENT RIGHT TO ACTIVE COUNSEL, was read the second time and circled.

***

On motion of Senator Christensen, 1st Sub. H.B. 381, STANDARDS FOR ISSUANCE OF SUMMONS, was read the second time and circled.

***

On motion of Senator Escamilla, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Escamilla, under suspension of the rules, 1st Sub. H.B. 289, CHARTER SCHOOL CLOSURE 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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**Absent or not voting were:** Senators

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1st Sub. 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.

***

On motion of Senator Okerlund, 1st Sub. H.B. 471, POWERSPORT VEHICLE FRANCHISE 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. 311**, WHITE COLLAR CRIME REGISTRY 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  Dabakas  
Davis  Dayton  Escamilla  Harper  
Henderson  Hillyard  Hinkins  Jenkins  
Knudson  Madsen  Mayne  Millner  
Okerlund  Shiozawa  Stephenson  Stevenson  
Thatcher  Van Tassell  Vickers  Weiler  
Niederhauser

**Voting in the negative was:** Senator Jackson

**Absent or not voting were:** Senators
Fillmore  Iwamoto  Urquhart

**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.

* * *

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. 392**, EXECUTIVE APPROPRIATIONS COMMITTEE REPORT 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  Dabakas  
Davis  Dayton  Escamilla  Harper  
Henderson  Hillyard  Hinkins  Jackson  
Jenkins  Knudson  Madsen  Mayne  
Millner  Okerlund  Shiozawa  Stevenson  
Thatcher  Urquhart  Van Tassell  Vickers  
Weiler  Niederhauser
Absent or not voting were: Senators
Fillmore           Iwamoto           Stevenson

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.

* * *

On motion of Senator Madsen, the circle was removed from 1st Sub. H.B. 381, STANDARDS FOR ISSUANCE OF SUMMONS, and it was before the Senate.

Senator Madsen proposed the following amendment:

1. Page 2, Lines 33 through 38
   House Committee Amendments 3–1–2016:

   33 (1) A magistrate may issue a warrant for arrest in lieu of a summons for the appearance of the accused only upon finding:
   34 (a) probable cause to believe that the person to be arrested has committed a public offense; and
   35 (b) determining under Rule 6, under the Utah Rules of Criminal Procedure, and this section that a warrant is necessary to:

   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. 381, STANDARDS FOR ISSUANCE OF SUMMONS, 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
Adams           Bramble           Christensen           Dabakis
Davis           Dayton           Escamilla           Fillmore
Harper           Hillyard           Hinkins           Jenkins
1st Sub. H.B. 381, 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, 1st Sub. H.B. 404, CRIME VICTIM RESTITUTION 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      Escamilla      Fillmore
Harper    Henderson   Hillyard      Hinkins
Jackson   Jenkins     Knudson       Madsen
Mayne     Millner     Okerlund      Shiozawa
Stephenson Stevenson  Thatcher      Urquhart
Vickers   Weiler      Niederhauser

**Absent or not voting were:** Senators
Iwamoto    Van Tassell

1st Sub. 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.

* * *

On motion of Senator Millner, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Millner, under suspension of the rules, 1st Sub. H.B. 443, SCHOOL DROPOUT PREVENTION AND RECOVERY, 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               Escamilla                Fillmore             Harper
Henderson            Hilyard                  Hinkins              Jackson
Jenkins              Knudson                  Mayne                Millner
Okerlund             Shiozawa                 Stephenson           Thatcher
Urquhart             Van Tassell              Vickers              Weiler
Niederhauser

Absent or not voting were: Senators
Bramble              Iwamoto                  Madsen               Stevenson

1st Sub. H.B. 443 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. 280, AUTONOMOUS VEHICLE STUDY, 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                Christensen              Dabakis              Davis
Dayton               Escamilla                Fillmore             Henderson
Hillyard             Hinkins                  Jackson              Jenkins
Knudson              Mayne                    Millner              Okerlund
Shiozawa             Stephenson               Thatcher             Urquhart
Van Tassell          Vickers                  Weiler               Niederhauser

Absent or not voting were: Senators
Bramble              Harper                   Iwamoto              Madsen
Stevenson

1st Sub. 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.
COMMUNICATIONS FROM THE HOUSE

Mr. President: March 10, 2016

The Speaker of the House has signed **S.B. 153**, SELF–RELIANCE TRAINING FOR PUBLIC ASSISTANCE RECIPIENTS, by Senator L. Fillmore, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 204**, FREE MARKET PROTECTION AND PRIVATIZATION BOARD ACT AMENDMENTS, by Senator H. Stephenson, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 96**, UNIFORM DEPLOYED PARENTS CUSTODY AND PARENT–TIME ACT, by Senator L. Hillyard, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 238**, SAFETY NET INITIATIVE AMENDMENTS, by Senator C. Bramble, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 111**, GUARDIANSHIP – RIGHT OF ASSOCIATION, by Senator T. Weiler, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **2nd Sub. S.B. 171**, ECONOMIC DEVELOPMENT TAX CREDITS AMENDMENTS, by Senator C. Bramble, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 232**, RESCUE MEDICATION IN SCHOOLS, by Senator S. Urquhart, 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, 2016

The House concurred in the Senate amendments and passed **H.B. 250**, AIR QUALITY AMENDMENTS, by Representative E. Redd, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 179**, CONSENSUAL SEXUAL ACTIVITY OF A MINOR, by Representative M. Nelson, and it is transmitted for the signature of the President; and
The House concurred in the Senate amendments and passed 1st Sub. H.B. 347, LOCAL AND SPECIAL SERVICE DISTRICT AMENDMENTS, by Representative S. Handy, 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 sent to the House for the signature of the Speaker.

Mr. President: March 10, 2016

The House passed, as substituted, 1st Sub. H.B. 487, CRIMINAL CODE AND CRIMINAL PROCEDURE AMENDMENTS, by Representative E. Hutchings, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

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

Mr. President: March 10, 2016

The House rejected the Joint Conference Committee Report dated March 10, 2016, on 3rd Sub. S.B. 45, COMPULSORY EDUCATION REVISIONS, by Senator A. Jackson, and the bill is transmitted for filing.

Sandy D. Tenney, Chief Clerk

The bill was filed.

SECOND READING CALENDAR

On motion of Senator Okerlund, 1st Sub. H.B. 112, CONTINUING EDUCATION FOR CONTRACTOR LICENSING AMENDMENTS, was read the second time and 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, H.B. 439, RETIREMENT AMENDMENTS FOR FELONY CONVICTION, was considered read the second and third times. Senator Stephenson 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 Christensen Dabakis Dayton
Escamilla Fillmore Harper Henderson
Absent or not voting were: Senators
Bramble Davis Iwamoto Madsen Thatcher

H.B. 439 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. 380, UTAH COMMUNICATIONS AUTHORITY AMENDMENTS, was read the second time.

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

3rd Sub. H.B. 380 Utah Communications Authority Amendments (B. Dee)

Senator Van Tassell proposed the following amendment:

1. Page 15, Line 433:
   Delete “one” and insert “three”.

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

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, 3rd Sub. H.B. 380, UTAH COMMUNICATIONS AUTHORITY 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 Escamilla Fillmore
Harper Henderson Hillyard Hinkins
Jackson Jenkins Knudson Mayne
Absent or not voting were: Senators
Iwamoto        Madsen        Millner

3rd Sub. H.B. 380, as substituted and amended, was returned to the House for further consideration.

On motion of Senator Okerlund, and at 3:45 p.m., the Senate sauntered.

The Senate was called to order at 4:07 p.m.

COMMUNICATIONS FROM THE HOUSE

Mr. President:                March 10, 2016

The Speaker of the House has signed 2nd Sub. S.B. 80, INFRASTRUCTURE FUNDING AMENDMENTS, by Senator J. S. Adams, and it is transmitted for the signature of the President; and

The Speaker of the House has signed S.B. 87, ADMINISTRATIVE RULEMAKING ACT MODIFICATIONS, 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. 151, COMMUNITY DEVELOPMENT AND RENEWAL AGENCIES ACT REVISIONS, 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:                March 10, 2016

The House substituted, amended, and passed, 2nd Sub. S.B. 164, LOCAL GOVERNMENT MODIFICATIONS, by Senator D. Henderson, 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 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. 424, COORDINATION OF HEALTH INSURANCE BENEFIT 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

- Adams
- Bramble
- Christensen
- Dabakis
- Dayton
- Escamilla
- Fillmore
- Harper
- Henderson
- Hillyard
- Hinkins
- Jackson
- Jenkins
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stevenson
- Thatcher
- Van Tassell

**Absent or not voting were:** Senators

- Davis
- Iwamoto
- Madsen
- Stephenson
- Urquhart
- Vickers
- Weiler
- Niederhauser

1st Sub. H.B. 424, as substituted and amended, was returned to the House for further consideration.

***

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. 428, LOCAL GOVERNMENT BONDING 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
- Escamilla
- Fillmore
- Harper
- Henderson
- Hillyard
- Hinkins
- Jackson
- Jenkins
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stevenson
- Stephenson
- Thatcher
- Van Tassell
- Weiler

**Absent or not voting were:** Senators

- Iwamoto
- Madsen
- Urquhart
- Vickers
- Niederhauser
2nd Sub. H.B. 428 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 place the following bills on the Second Reading Calendar:

H.B. 342  Substance Abuse Programs Amendments  (Rep. P. Ray)  (Sen. J. Stevenson)
SECOND READING CALENDAR

On motion of Senator Jackson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Jackson, under suspension of the rules, H.B. 338, JUNETEENTH HOLIDAY OBSERVANCE, was considered read the second and third times. Senator Hillyard commented and the bill passed on the following roll call:

**Yeas, 23; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators
- Bramble
- Escamilla
- Hillyard
- Knudson
- Shiozawa
- Van Tassell
- Dabakis
- Fillmore
- Hinkins
- Mayne
- Stephenson
- Vickers
- Davis
- Harper
- Jackson
- Millner
- Stevenson
- Weiler
- Dayton
- Henderson
- Jenkins
- Okerlund
- Thatcher

**Absent or not voting were:** Senators
- Adams
- Christensen
- Iwamoto
- Urquhart
- Madsen
- Niederhauser

H.B. 338 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 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. 455, HEALTH MODIFICATIONS, 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
- Dayton
- Christensen
- Dabakis
- Fillmore
- Escamilla
- Iwamoto
- Madsen
- Niederhauser
- Davis
- Harper
H.B. 455 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 130, ELECTRIC VEHICLE INFRASTRUCTURE AMENDMENTS, was read the second time.

Senator Adams proposed the following amendment:

1. Page 20, Lines 602 through 604:

   602 (1) (a) In an assessment resolution or ordinance, the governing body may, subject to
   603 Subsection (1)(b) and except as provided in Subsection (2)(c), provide that some or all of the assessment be paid in installments over a
   604 period not to exceed 20 years from the effective date of the
   resolution or ordinance.

2. Page 21, Lines 621 through 624:

   621 (c) for an assessment levied for an energy efficiency upgrade
   622 system, or electric vehicle charging infrastructure
   623 or ordinance
   (i) in accordance with the assessment resolution
   624 (ii) over a period not to exceed 30 years from the effective date of the
   resolution or ordinance.

   Senator Adams’ motion to amend passed on a voice vote.
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, H.B. 130, ELECTRIC VEHICLE INFRASTRUCTURE 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

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**Voting in the negative was:** Senator

Dayton

**Absent or not voting were:** Senators

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<th>Iwamoto</th>
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<th>Niederhauser</th>
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H.B. 130, as amended, was returned to the House for further consideration.

***

H.B. 66, ONLINE PARENTING COURSE FOR DIVORCING FAMILIES, was read the second time.

Senator Weiler proposed the following amendment:

1. Page 2, Lines 43 through 44:

   43 (6) The course may be provided through live instruction, video instruction, or an online provider. The online and video options must be formatted as interactive presentations that ensure active participation and learning by the parent.

   Senator Weiler’s motion to amend passed on a voice vote. Senators Stephenson and Escamilla commented.
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. 66, ONLINE PARENTING COURSE FOR DIVORCING FAMILIES, 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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**Voting in the negative was:** Senator

**Absent or not voting were:** Senators

Bramble    | Iwamoto | Madsen | Urquhart |
Niederhauser |         |        |

H.B. 66, as amended, was returned to the House for further consideration.

* * *

**2nd Sub. H.B. 223**, LOCAL HISTORIC DISTRICT AMENDMENTS, was read the second time.

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

**3rd Sub. H.B. 223 Local Historic District Amendments** (B. Wilson)

Senator Weiler proposed the following amendment:

1. Page 3, Lines 79 through 82:

79 (iv) in a vote described in Subsection (4)(b)(iii)(B), {−at least two-thirds of} the returned public support ballots {−representing at least 50% of the parcels and units within the proposed...}
local historic district or area, that reflect a vote in favor of the creation of the proposed local historic district or area:

(A) equal at least two-thirds of the returned public support ballots; or

(B) represent more than 50% of the parcels and units within the proposed local historic district or area;

2. Page 4, Line 102:

(d) The requirements described in Subsection (4)(b)(iv) apply to the creation of a local historic district or area:

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

Senator Dayton made a substitute motion to amend as follows:

1. Page 3, Lines 79 through 82:

(iv) in a vote described in Subsection (4)(b)(iii)(B), the returned public support ballots, representing at least 50% of the parcels and units within the proposed local historic district or area, that reflect a vote in favor of the creation of the proposed local historic district or area:

(A) equal at least two-thirds of the returned public support ballots; and

(B) represent more than 50% of the parcels and units within the proposed local historic district or area;

2. Page 4, Line 102:

(d) The requirements described in Subsection (4)(b)(iv) apply to the creation of a local historic district or area:

Dayton’s motion to amend failed 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, **3rd Sub. H.B. 223**, LOCAL HISTORIC DISTRICT AMENDMENTS, was considered read the second and third times and failed on the following roll call:

**Yeas, 13; Nays, 11; 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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**3rd Sub. H.B. 223** was filed.

**COMMUNICATIONS FROM THE HOUSE**

Mr. President: March 10, 2016


Sandy D. Tenney, Chief Clerk

**SECOND READING CALENDAR**

**2nd Sub. H.B. 101**, DISABLED ADULT GUARDIANSHIP AMENDMENTS, was read the second time. Senator explained the bill. Senators Weiler and Thatcher commented.

On motion of Senator Hillyard, the bill was 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, **H.B. 342**,
SUBSTANCE ABUSE PROGRAMS 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

| Iwamoto | Millner | Niederhauser |

**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 Hillyard, the circle was removed from **2nd Sub. H.B. 101**, DISABLED ADULT GUARDIANSHIP 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, **2nd Sub. H.B. 101**, DISABLED ADULT GUARDIANSHIP AMENDMENTS, was
considered read the second and third times and passed on the following roll call:

**Yeas, 15; Nays, 10; 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
Hinkins Iwamoto Urquhart Niederhauser

2nd Sub. 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.

COMMUNICATIONS FROM THE HOUSE

Mr. President:
March 10, 2016

The House passed, S.B. 86, SCHOOL BUILDING COORDINATION, by Senator A. Jackson, 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. 125, AFTER−SCHOOL PROGRAMS AMENDMENTS, by Senator L. Escamilla, 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. 131, UTAH COLLEGE OF APPLIED TECHNOLOGY GOVERNANCE AMENDMENTS, by Senator S. Urquhart, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 2nd Sub. S.B. 173, STATE FAIR PARK REVISIONS, by Senator K. Van Tassell, and it is transmitted for the signature of the President; and

The House passed, S.B. 177, NIGHTTIME HIGHWAY CONSTRUCTION NOISE 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:
March 10, 2016

The House passed, as amended, S.B. 44, CONSTRUCTION CODE AMENDMENTS, by Senator M. Dayton, and it is transmitted for further consideration; and

The House substituted and passed, 2nd Sub. S.B. 121, ELECTRIC ASSISTED BICYCLE AMENDMENTS, by Senator T. Weiler, and it is transmitted for further consideration; and
The House substituted and passed, **1st Sub. S.B. 215**, MOTOR VEHICLE INSURANCE AMENDMENTS, by Senator S. Urquhart, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.

Mr. President: March 10, 2016

The House refuses to recede from its amendments to **3rd Sub. S.B. 251**, WATER INFRASTRUCTURE FUNDING AMENDMENTS, by Senator J. S. Adams, and has appointed a Conference Committee consisting of Representatives T. Hawkes, K. Coleman, and A. Romero 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 **3rd Sub. S.B. 251**. President Niederhauser appointed a conference committee consisting of Senators Adams, Shiozawa, and Mayne to meet with a like committee from the House.

**SECOND READING 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, **H.B. 452**, VETERANS’ AND MILITARY AFFAIRS COMMISSION, 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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<td>Van Tassell</td>
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**Absent or not voting was:** Senator

Iwamoto
H.B. 452 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. 322, STATE BUILDING DESIGNATION, was read the second time and circled.

***

On motion of Senator Bramble, 4th Sub. H.B. 298, LAWFUL COMMERCE IN ARMS, was read the second time and circled.

***

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. 323, CONTINUING CARE RETIREMENT COMMUNITY AMENDMENTS, was considered read the second and third times. Senator Mayne, Jenkins, and Fillmore 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 Iwamoto

3rd Sub. H.B. 323 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 10, 2016

The House concurred in the Senate amendments and passed 3rd Sub. H.B. 380, UTAH COMMUNICATIONS AUTHORITY 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 1st Sub. H.B. 381, STANDARDS FOR ISSUANCE OF SUMMONS, by Representative L. 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 and returned to the House for the signature of the Speaker.

CONCURRENCE CALENDAR

On motion of Senator Henderson, the Senate voted to concur in the House amendments to 2nd Sub. S.B. 164, LOCAL GOVERNMENT MODIFICATIONS. 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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2nd Sub. S.B. 164 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 S.B. 44, CONSTRUCTION CODE 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
Hinkins        Iwamoto        Jenkins        Madsen
Mayne

S.B. 44 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 2nd Sub. S.B. 121, ELECTRIC ASSISTED BICYCLE AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 20; Nays, 1; Absent or not voting, 8.

Voting in the affirmative were: Senators
Bramble        Christensen        Dabakis        Davis
Escamilla      Fillmore          Harper          Henderson
Hillyard       Jackson           Knudson         Millner
Okerlund       Shiozawa          Stephenson      Stevenson
Urquhart       Van Tassell       Weiler          Niederhauser

Voting in the negative was: Senator
Vickers

Absent or not voting were: Senators
Adams          Dayton           Hinkins        Iwamoto
Jenkins        Madsen          Mayne          Thatcher

2nd Sub. S.B. 121 was returned to the House for the signature of the Speaker.

***

On motion of Senator Urquhart, the Senate voted to concur in the House amendments to 1st Sub. S.B. 215, MOTOR VEHICLE INSURANCE 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
Bramble        Christensen        Dabakis        Davis
Dayton         Escamilla          Fillmore        Harper
Henderson      Hillyard          Jackson         Knudson
Millner        Okerlund          Shiozawa        Stephenson
Stevenson      Urquhart          Van Tassell     Vickers
Weiler         Niederhauser      


Absent or not voting were: Senators
Adams    Hinkins    Iwamoto    Jenkins
Madsen   Mayne     Thatcher

1st Sub. S.B. 215 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. 298, LAWFUL COMMERCE IN ARMS, and it was before the Senate. Senator Hillyard commented.

Senator Bramble proposed a verbal amendment as follows:

1. Page 4, Line 97:
   Delete “qualified”

2. Delete “53−5d−103” and insert “53−5d−102”

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, 4th Sub. H.B. 298, LAWFUL COMMERCE IN ARMS, was considered read the second and third times and passed on the following roll call:

Yeas, 18; Nays, 3; Absent or not voting, 8.

Voting in the affirmative were: Senators
Bramble    Christensen    Dayton    Fillmore
Harper     Henderson     Hillyard    Hinkins
Jackson   Knudson       Okerlund    Stephenson
Stevenson Thatcher    Van Tassell   Vickers
Weiler     Niederhauser

Voting in the negative were: Senators
Dabakis    Davis        Escamilla

Absent or not voting were: Senators
Adams     Iwamoto      Jenkins    Madsen
Mayne     Millner      Shiozawa   Urquhart
4th Sub. H.B. 298, as amended, was returned to the House for further consideration.

***

STANDING COMMITTEE REPORTS

Mr. President: March 9, 2016

The Business and Labor Committee has tabled H.J.R. 8, JOINT RESOLUTION CALLING FOR A CONVENTION TO AMEND THE CONSTITUTION OF THE UNITED STATES, by Representative K. Ivory, and has returned it to the Rules Committee for filing; and

With committee review, the Business and Labor Committee has returned S.B. 70, INSURANCE MODIFICATIONS, by Senator R. Okerlund, to the Rules Committee without recommendation; and

With committee review, the Business and Labor Committee has returned S.B. 83, ALCOHOLIC BEVERAGE CONTROL BUDGET, by Senator K. Mayne, to the Rules Committee without recommendation; and

With committee review, the Business and Labor Committee has returned S.B. 84, ALCOHOLIC BEVERAGE CONTROL FACILITATOR ACT, by Senator K. Mayne, to the Rules Committee without recommendation; and

With committee review, the Business and Labor Committee has returned S.B. 141, ALCOHOL AMENDMENTS, by Senator J. Dabakis, to the Rules Committee without recommendation; and

Without committee review, the Business and Labor Committee has returned S.B. 174, SALVAGE VEHICLE PURCHASER AMENDMENTS, by Senator C. Bramble, to the Rules Committee; and

Without committee review, the Business and Labor Committee has returned S.B. 198, AMENDMENTS RELATED TO DEFERRED DEPOSIT LENDING, by Senator J. Dabakis, to the Rules Committee; and

Without committee review, the Business and Labor Committee has returned S.B. 214, WORKPLACE ABUSIVE CONDUCT AMENDMENTS, by Senator A. Jackson, to the Rules Committee; and

With committee review, the Business and Labor Committee has returned S.B. 240, PUBLIC ACCOMMODATIONS AMENDMENTS, by Senator J. Dabakis, to the Rules Committee without recommendation with the following amendments:
1. Page 2, Line 49:

49 (4) “Sex” means gender and includes pregnancy, childbirth, and lactation; and

Without committee review, the Business and Labor Committee has returned S.B. 241, PUBLIC ACCOMMODATION FAIRNESS ACT, by Senator J. Dabakis, to the Rules Committee; and

Without committee review, the Business and Labor Committee has returned S.B. 255, BUILDING INSPECTOR LICENSING AMENDMENTS, by Senator E. Vickers, to the Rules Committee; and

Without committee review, the Business and Labor Committee has returned S.B. 259, AMENDMENTS RELATED TO ALCOHOLIC BEVERAGES, by Senator J. Stevenson, to the Rules Committee.

Curtis S. Bramble, Chair

The bills were returned to the Rules Committee.

On motion of Senator Okerlund, the Senate recessed at 6:00 p.m.

EVENING SESSION

The Senate reassembled at 7:48 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 10, 2016

The House passed, S.B. 137, COUNTY OPTION FUNDING FOR BOTANICAL, CULTURAL, RECREATIONAL, AND ZOOLOGICAL ORGANIZATIONS AND FACILITIES, 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, 2nd Sub. S.B. 246, FUNDING FOR INFRASTRUCTURE REVISIONS, 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 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, 2016

The House substituted and passed, 3rd Sub. S.B. 78, STATE BOARD OF EDUCATION CANDIDATE SELECTION, by Senator A. Millner, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bill was placed on the Concurrence Calendar.

SECOND READING CALENDAR

2nd Sub. H.B. 175, PUBLIC EDUCATION EMPLOYMENT AMENDMENTS, was read the second time. Senators Hillyard, Shiozawa, Harper commented.

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

3rd Sub. H.B. 175 Public Education Employment Amendments (K. Powell)

Senator Davis made a motion to amend the bill by deleting lines 227 to 230. The motion failed on a voice vote.

On motion of Senator Van Tassell, the bill was circled.

***

On motion of Senator Weiler, the circle was removed from 1st Sub. H.B. 337, STUDENT RIGHT TO ACTIVE COUNSEL, and it was before the Senate. Senators Escamilla, Henderson, Hillyard, Stevenson, Stephenson, Dayton commented.

Senator Urquhart proposed the following amendment:

1. Page 3, Line 81 through Page 4, Line 88
   House Committee Amendments 3–8–2016:

   81 nonattorney advocate.

   82 (8) “Policy or rule” means a policy or rule of an institution that, if violated, may result in suspension of 10 calendar days or more or expulsion from the school.
(ii) involves behavior or actions that, if prosecuted, could result in felony criminal charges; or

(b) for a student organization:
   (i) may result in the suspension or the removal of institutional recognition of the student organization; and
   (ii) involves behavior or actions that, if prosecuted, could result in felony criminal charges.

(9) “Proceeding” means an adjudicatory meeting, whether formal or informal, including an appeal that is:

2. Page 6, Line 176 through Page 7, Line 186
   House Committee Amendments 3–8–2016:

   Section 8. Section 53B–26–207 is enacted to read:

   (1) Nothing in this part may be interpreted to prohibit an institution from temporarily suspending an accused student or accused student organization pending the completion of a student or student organization disciplinary proceeding.

   (2) (a) An institution shall enact policies to govern proceedings in which a student has

   a right to active counsel in accordance with this part.

   (b) An institution may adopt a policy requiring an accused student’s, accused student organization’s, or an alleged victim’s attorney or advocate to submit questions for an opposing party first to a hearing officer.

   (3) Each institution shall, no later than January 31, 2017, submit a written report to the Higher Education Appropriations Subcommittee on the polices and rules that each institution has adopted or proposes to adopt to ensure that the institution has provided an accused student, an accused student organization, and an alleged victim due process rights in a student or student organization disciplinary proceeding.
Senator Urquhart’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. 337, STUDENT RIGHT TO ACTIVE COUNSEL, was considered read the second and third times and failed on the following roll call:

**Yeas, 10; Nays, 18; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

- Adams
- Fillmore
- Hinkins
- Jenkins
- Stephenson
- Thatcher
- Urquhart
- Van Tassell
- Weiler
- Niederhauser

**Voting in the negative were:** Senators

- Bramble
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Harper
- Henderson
- Hillyard
- Jackson
- Knudson
- Madsen
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stevenson
- Vickers

**Absent or not voting was:** Senator

Iwamoto

1st Sub. H.B. 337 was filed.

***

On motion of Senator Knudson, the Senate voted to lift 1st Sub. H.B. 348, MOUNTAINOUS PLANNING DISTRICT AMENDMENTS, from Rules and place it on the Second Reading Calendar.

***

On motion of Senator Adams, the circle was removed from 1st Sub. H.B. 471, POWERSPORT VEHICLE FRANCHISE 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. 471, POWERSPORT VEHICLE FRANCHISE 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   Escamilla   Fillmore  
Harper Henderson Hillyard Hinkins  
Jackson Knudson Madsen Mayne  
Millner Okerlund Shiozawa Stephenson  
Stevenson Thatcher Urquhart Van Tassell  
Vickers Weiler Niederhauser  

**Absent or not voting were:** Senators

Iwamoto Jenkins  

1st Sub. H.B. 471 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. 112, CONTINUING EDUCATION FOR CONTRACTOR LICENSING 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. 112, CONTINUING EDUCATION FOR CONTRACTOR LICENSING 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   Fillmore   Harper  
Henderson Hillyard Hinkins Jackson  
Jenkins Knudson Madsen Mayne  
Millner Okerlund Shiozawa Stephenson  
Stevenson Thatcher Van Tassell Vickers  
Weiler Niederhauser
Absent or not voting were: Senators
Escamilla       Iwamoto       Urquhart

1st Sub. H.B. 112 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 10, 2016
The Speaker of the House has signed S.B. 44, 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 2nd Sub. S.B. 121, ELECTRIC ASSISTED BICYCLE AMENDMENTS, by Senator T. Weiler, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 2nd Sub. S.B. 164, LOCAL GOVERNMENT MODIFICATIONS, by Senator D. Henderson, and it is transmitted for the signature of the President; and

The House substituted and passed, 1st Sub. S.B. 215, MOTOR VEHICLE INSURANCE AMENDMENTS, by Senator S. Urquhart, and it is transmitted for further consideration.

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, 2016
The House passed, as amended, S.B. 39, MEDICAID COVERAGE FOR ADULT DENTAL SERVICES, by Senator S. Urquhart, and it is transmitted for further consideration; and

The House passed, as amended, 4th Sub. S.B. 115, SUSTAINABLE TRANSPORTATION AND ENERGY PLAN ACT, by Senator J. S. Adams, and it is transmitted for further consideration; and

The House passed, as amended, S.B. 234, PROTECTING UNBORN CHILDREN 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.
JOINT CONFERENCE COMMITTEE REPORT

Mr. President: March 10, 2016

The Joint Conference Committee comprised of Senators J. S. Adams, B. Shiozawa, and K. Mayne, and Representatives T. Hawkes, K. Coleman, and A. Romero, recommends 3rd Sub. S.B. 251, WATER INFRASTRUCTURE FUNDING AMENDMENTS, by Senator J. S. Adams, as amended by the House, with the following Joint Conference Committee amendments:

1. Page 6, Lines 161 through 171:

   (2) The commission shall:
   (a) consult with the Division of Water Resources and the Board of Water Resources regarding:
   (i) recommendations for rules, criteria, targets, processes, and plans described in Subsection 73−10g−105(3); and
   (ii) whether the Division of Water Resources and Board of Water Resources shall issue the scope of any request for proposals that may be issued by the Division of Water Resources and Board of Water Resources to assist in creating the rules, criteria, targets, processes, and plans described in Subsection 73−10g−105(3); and
   (b) report the recommendations described in Subsection (2)(a) to the Natural Resources, Agriculture, and Environment Interim Committee and the Legislative Management Committee by October 30, 2016.

2. Page 7, Lines 184 through 195

   House Floor Amendments 3−9−2016:

   The Legislature intends that the appropriation of $1,000,000 to the Division of Water Resources be used by the division, in cooperation and consultation with the Board of Water Resources and the State Water Development Commission, in fulfilling the division’s
responsibilities under Section 73–10g–105, including the possibility of issuing a request for proposals, in accordance with Title 63G, Chapter 6a, Utah Procurement Code. The Legislature intends that, before the division issues a request for proposals, the division seeks the approval of the Legislative Management Committee. The Legislature intends that, before the division issues a request for proposals, the division shall consult with and seek the input of the Legislative Management Committee. Under the terms of Subsection 63J–1–603(3)(a), the Legislature intends that the appropriation provided in this bill not lapse at the close of fiscal year 2017. The use of any nonlapsing funds is limited to fulfilling the duties described in Section 73–10g–105, with the Division of Water Resources and the Board of Water Resources providing the Legislative Management Committee with regular updates on how the money is being spent.


On motion of Senator Adams, the Senate voted to adopt the Joint Conference Committee report to 3rd Sub. S.B. 251. The bill passed on the following roll call vote:

Yeas, 24; Nays, 2; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Dayton Escamilla Fillmore
Henderson Jackson Jenkins Knudson
Madsen Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Van Tassell Vickers Weiler Niederhauser

Voting in the negative were: Senators
Harper Hillyard
Absent or not voting were: Senators
Hinkins Iwamoto Urquhart

3rd Sub. S.B. 251 was sent to the House for the signature of the Speaker.

SECOND READING CALENDAR

On motion of Senator Bramble, the circle was removed from 1st Sub. H.B. 322, STATE BUILDING DESIGNATION, 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, 1st Sub. H.B. 322, STATE BUILDING DESIGNATION, 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 Escamilla Fillmore Harper
Henderson Hillyard Hinkins Jackson
Jenkins Knudson Madsen Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Dayton Iwamoto Urquhart

1st Sub. 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.

CONCURRENCE CALENDAR

On motion of Senator Millner, the Senate voted to concur in the House amendments to 3rd Sub. S.B. 78, STATE BOARD OF EDUCATION CANDIDATE SELECTION. Senators Dabakis, Stephenson, Hillyard, and Vickers commented. The bill, as amended, passed on the following roll call:

Y eas, 24; Nays, 4; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams Bramble Christensen Davis
Dayton Fillmore Harper Henderson
Voting in the negative were: Senators
Dabakis Escamilla Hinkins Shiozawa

Absent or not voting was: Senator
Iwamoto

3rd Sub. S.B. 78 was returned to the House for the signature of the Speaker.

***

On motion of Senator Urquhart, the Senate voted to concur in the House amendments to S.B. 39, MEDICAID COVERAGE FOR ADULT DENTAL SERVICES. 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 Christensen Dabakis Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Hinkins Jackson
Jenkins Knudson Madsen Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Urquhart Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Bramble Iwamoto

S.B. 39 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 4th Sub. S.B. 115, SUSTAINABLE TRANSPORTATION AND ENERGY PLAN ACT. The bill, as amended, passed on the following roll call:

Yeas, 20; Nays, 8; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams Bramble Christensen Davis
Fillmore Harper Henderson Hinkins
Day 45  Thursday, March 10, 2016  985

Jackson Knudson Madsen Mayne
Okerlund Stephenson Stevenson Thatcher
Urquhart Van Tassell Weiler Niederhauser

**Voting in the negative were:** Senators
Dabakis Dayton Escamilla Hillyard
Jenkins Millner Shiozawa Vickers

**Absent or not voting was:** Senator
Iwamoto

* * *

4th Sub. S.B. 115 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. 234, PROTECTING UNBORN CHILDREN AMENDMENTS.** Senator Jenkins commented. The bill, as amended, passed on the following roll call:

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

**Voting in the affirmative were:** Senators
Adams Bramble Christensen Dayton
Fillmore Harper Henderson Hillyard
Hinkins Jackson Jenkins Knudson
Madsen Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Urquhart Van Tassell Vickers Weiler
Niederhauser

**Voting in the negative were:** Senators
Dabakis Davis Escamilla

**Absent or not voting was:** Senator
Iwamoto

S.B. 234 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Stephenson, the Senate voted to reconsider its action on **3rd Sub. H.B. 223, LOCAL HISTORIC DISTRICT AMENDMENTS.** Senators Weiler, Dayton, and Jenkins commented.
Senator Dayton proposed a verbal amendment as follows:

1. Page 3, Line 82A:
   Senate Floor Amendments
   3–9–2016
   Delete “or” and insert “and”

Senator Dayton’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.

The bill passed on the following roll call vote:

**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

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**Absent or not voting was:** Senator

Iwamoto

**3rd Sub. H.B. 223**, as amended, was returned to the House for further consideration.

**SECOND READING CALENDAR**

On motion of Senator Van Tassell, the circle was removed from **3rd Sub. H.B. 175**, PUBLIC EDUCATION EMPLOYMENT AMENDMENTS, and it was before the Senate.

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

**4th Sub. H.B. 175 Public Education Employment Amendments**

(K. Powell)
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, 4th Sub. H.B. 175, PUBLIC EDUCATION EMPLOYMENT 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 Iwamoto

4th Sub. H.B. 175, as substituted, was returned to the House for further consideration.

***

On motion of Senator Knudson, the Senate voted to place the following bills on the Second Reading Calendar:


**2nd Sub. H.B. 201** Student Testing Amendments (Rep. M. Poulson) (Sen. L. Fillmore)


**2nd Sub. H.B. 85** Attorney Fee Revisions (Rep. B. Greene) (Sen. T. Weiler)


**1st Sub. H.C.R. 16** Concurrent Resolution on Utah Public Lands (Rep. K. Stratton) (Sen. D. Hinkins)
Day 45


H.C.R. 15 Concurrent Resolution Urging Adoption of Utah Dinosaur Days (Rep. G. Froerer) (Sen. K. Van Tassell)


COMMUNICATIONS FROM THE HOUSE

Mr. President: March 10, 2016

The House passed H.B. 3, APPROPRIATIONS ADJUSTMENTS, by Representative D. Sanpei, and it is transmitted for consideration; and

The House passed H.B. 9, REVENUE BOND 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 placed on the Second Reading Calendar.
On motion of Senator Okerlund, and at 10:00 p.m. the Senate sauntered.

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

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, H.B. 3, APPROPRIATIONS ADJUSTMENTS, 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

Iwamoto Madsen

H.B. 3 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 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. 9, REVENUE 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

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* * *
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.

* * *

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. 276, UTAH PUBLIC LAND MANAGEMENT ACT, was considered read the second and third times 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  Dayton
Fillmore  Harper  Henderson  Hillyard
Hinkins  Jackson  Jenkins  Knudson
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Thatcher  Urquhart  Van Tassell
Vickers  Weiler  Niederhauser

**Voting in the negative were:** Senators
Dabakis  Davis  Escamilla  Mayne

**Absent or not voting were:** Senators
Iwamoto  Madsen

1st Sub. H.B. 276, as amended, was returned to the House for further consideration.

* * *

On motion of Senator Fillmore, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.
On motion of Senator Fillmore, under suspension of the rules, **2nd Sub. H.B. 201**, STUDENT TESTING 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

| Iwamoto | Van Tassell |

**2nd Sub. H.B. 201** 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, **H.B. 281**, BIGAMY OFFENSE AMENDMENTS, was read the second time and circled.

***

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. 16**, OFFENDER REGISTRY 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 Iwamoto

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.

* * *

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, 2nd Sub. H.B. 279, STATUTE OF LIMITATIONS REFORM AMENDMENTS, was considered read the second and third times. Senators Escamilla and Shiozawa 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
Adams Bramble Christensen Dabakis
Davis Dayton Escamilla Fillmore
Harper Henderson Hillyard Hinkins
Jackson Jenkins Knudson Madsen
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Van Tassell
Vickers Niederhauser

Absent or not voting were: Senators
Iwamoto Urquhart Weiler

2nd Sub. 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.

* * *

On motion of Senator Knudson, the Senate voted to place the following bills at the top of the Second Reading Calendar:

1st Sub. H.B. 348 Mountainous Planning District Amendments

* * *

On motion of Senator Okerlund, 1st Sub. H.B. 348, MOUNTAINOUS PLANNING DISTRICT AMENDMENTS, was read the second time and circled.
1st Sub. H.B. 159, LINE–OF–DUTY DEATH BENEFITS AMENDMENTS, was read the second time.

Senator Bramble proposed the following amendment:

1. Page 4, Lines 92 through 93
   Senate Committee Amendments 3–2–2016:

92 The amendments to Section 53–17–201 in this bill have retrospective operation to July
93 1. Š⇒ [2015–] 2005 ⇐Š and create eligibility for benefits
   beginning on the effective date of this bill.

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. 159, LINE–OF–DUTY DEATH BENEFITS 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
Bramble Christensen Dabakis Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Hinkins Jackson
Jenkins Knudson Madsen Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Urquhart Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Adams Iwamoto

1st Sub. H.B. 159, as amended, was returned to the House for further consideration.

On motion of Senator Weiler, the circle was removed from 1st Sub. H.B. 348, MOUNTAINOUS PLANNING DISTRICT AMENDMENTS, and it was before the Senate. Senators Thatcher, Shiozawa, Harper commented.
On motion of Senator Weiler, the following substitute bill replaced the original bill:

2nd Sub. H.B. 348 Mountainous Planning District Amendments (B. Dee)

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. 348, MOUNTAINOUS PLANNING DISTRICT AMENDMENTS, was considered read the second and third times and failed on the following roll call:

Y eas, 13; Nays, 13; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams
Jackson
Stevenson
Niederhauser
Christensen
Knudson
Van Tassell

Hinkins
Millner
Vickers
Weiler

Voting in the negative were: Senators
Davis
Henderson
Mayne
Urquhart
Dayton
Hillyard
Shiozawa

Fillmore
Jenkins
Stephenson

Harper
Madsen
Thatcher

Absent or not voting were: Senators
Bramble
Escamilla
Iwamoto

2nd Sub. H.B. 348 was filed.

COMMUNICATIONS FROM THE HOUSE

Mr. President:

March 10, 2016

The House passed, as amended, 1st Sub. S.B. 114, MUNICIPAL UTILITIES AMENDMENTS, by Senator J. Stevenson, and it is transmitted for further consideration; and

The House substituted and passed, 2nd Sub. S.B. 193, UTAH COMMUNICATIONS AUTHORITY ACT AMENDMENTS, by Senator W. Harper, and it is transmitted for further consideration; and

The House passed, as amended, S.B. 203, IMMUNITY AMENDMENTS, by Senator J. S. Adams, and it is transmitted for further consideration; and
The House passed, as amended, S.B. 216, WORKERS’ COMPENSATION RELATED AMENDMENTS, by Senator K. Mayne, 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 Stevenson, the Senate voted to concur in the House amendments to 1st Sub. S.B. 114, MUNICIPAL UTILITIES 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
Ada m s  Christensen  Dabakis  Davis
Dayton  Escamilla  Fillmore  Harper
Henderson  Hillyard  Hinkins  Jackson
Jenkins  Knudson  Madsen  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Thatcher  Urquhart  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Bramble  Iwamoto

1st Sub. S.B. 114 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Harper, the Senate voted to concur in the House amendments to 2nd Sub. S.B. 193, UTAH COMMUNICATIONS AUTHORITY ACT 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  Christensen  Dabakis  Davis
Dayton  Escamilla  Fillmore  Harper
Henderson  Hillyard  Hinkins  Jackson
Jenkins  Knudson  Madsen  Mayne
Okerlund  Shiozawa  Stephenson  Stevenson
Thatcher  Urquhart  Van Tassell  Vickers
Weiler  Niederhauser
Absent or not voting were: Senators
Bramble Iwamoto Millner

2nd Sub. S.B. 193 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. 203, IMMUNITY 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 Christensen Dabakis Davis
Dayton Escamilla Fillmore Harper
Henderson Hillyard Hinkins Jackson
Jenkins Knudson Madsen Mayne
Okerlund Shiozawa Stephenson Stevenson
Thatcher Urquhart Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Bramble Iwamoto Millner

S.B. 203 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. 216, WORKERS’ COMPENSATION RELATED 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 Escamilla Fillmore
Harper Henderson Hillyard Hinkins
Jackson Jenkins Knudson Madsen
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Urquhart Van Tassell
Vickers Weiler Niederhauser
Absent or not voting were: Senators
Iwamoto       Thatcher

S.B. 216 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Urquhart, the Senate voted to reconsider its action on S.B. 39, MEDICAID COVERAGE FOR ADULT DENTAL SERVICES.

THIRD READING CALENDAR

S.B. 39, MEDICAID COVERAGE FOR ADULT DENTAL SERVICES, was before the Senate.

On motion of Senator Urquhart, the Senate voted to concur in the House amendments to S.B. 39, MEDICAID COVERAGE FOR ADULT DENTAL SERVICES. The bill, as amended, 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        Escamilla       Fillmore
Harper       Henderson     Hillyard       Hinkins
Jackson     Jenkins       Knudson        Madsen
Mayne       Millner       Okerlund       Shiozawa
Stephenson  Stevenson     Thatcher       Urquhart
Van Tassell  Vickers      Weiler        Niederhauser

Absent or not voting was: Senator
Iwamoto

S.B. 39 was returned to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 10, 2016

The House substituted and passed, 2nd Sub. S.B. 149, SCHOOL GRADING MODIFICATIONS, by Senator A. Millner, and it is transmitted for further consideration; and

The House passed, as amended, S.B. 158, JUVENILE COURT AND CHILD ABUSE AMENDMENTS, by Senator W. Harper, and it is transmitted for further consideration; and
The House substituted and passed, 5th Sub. S.B. 169, OLENE WALKER HOUSING LOAN FUND AMENDMENTS, by Senator T. Weiler, and it is transmitted for further consideration; and

The House substituted and passed, 5th Sub. S.B. 102, HIGH COST INFRASTRUCTURE TAX CREDIT AMENDMENTS, by Senator R. Okerlund, 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 Millner, the Senate voted to concur in the House amendments to 2nd Sub. S.B. 149, SCHOOL GRADING MODIFICATIONS. The bill, as amended, 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

Iwamoto Madsen

**2nd Sub. S.B. 149** was returned to the House for the signature of the Speaker.

***

On motion of Senator Harper, the Senate voted to concur in the House amendments to S.B. 158, JUVENILE COURT AND CHILD ABUSE 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  Bramble  Christensen  Dabakis
Davis   Dayton   Escamilla  Fillmore
Harper  Henderson Hillyard  Hinkins
Jackson Jenkins Knudson  Madsen
Mayne   Millner  Okerlund  Shiozawa
Stephenson Stevenson Thatcher Urquhart
Van Tassell Vickers  Weiler   Niederhauser

Absent or not voting was: Senator
Iwamoto

S.B. 158 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 5th Sub. S.B. 169, OLENE WALKER HOUSING LOAN FUND 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   Escamilla  Fillmore
Harper  Henderson Hillyard  Hinkins
Jackson Jenkins Knudson  Madsen
Mayne   Millner  Okerlund  Shiozawa
Stephenson Stevenson Thatcher Urquhart
Van Tassell Vickers  Weiler   Niederhauser

Absent or not voting were: Senators
Hinkins  Iwamoto  Urquhart

5th Sub. S.B. 169 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Okerlund, the Senate voted to concur in the House amendments to 5th Sub. S.B. 102, HIGH COST INFRASTRUCTURE TAX CREDIT AMENDMENTS. Senator Dabakis commented and the bill, as amended, 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   Escamilla  Fillmore      Harper
Henderson Hillyard  Hinkins      Jackson
Jenkins  Madsen     Mayne        Millner
Okerlund Shiozawa   Stephenson   Stevenson
Thatcher Urquhart   Van Tassell  Vickers
Weiler   Niederhauser

Voting in the negative was: Senator
Dabakis

Absent or not voting were: Senators
Iwamoto    Knudson

5th Sub. S.B. 102 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Davis, the Senate voted to reconsider its action on 2nd Sub. H.B. 348, MOUNTAINOUS PLANNING DISTRICT AMENDMENTS.

On motion of Senator Okerlund, and at 11:33 P.M., the Senate sauntered.

The Senate was called to order at 11:37 p.m., with President Niederhauser presiding.

SECOND READING CALENDAR

2nd Sub. H.B. 348, MOUNTAINOUS PLANNING DISTRICT AMENDMENTS, was before the Senate.

On motion of Senator Weiler, the bill was circled.

* * *

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. H.B. 74, UNIFORM POWER OF ATTORNEY ACT, 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  
Escamilla  
Fillmore  

Harper  
Henderson  
Hillyard  
Hinkins  

Jackson  
Jenkins  
Knudson  
Mayne  

Millner  
Okerlund  
Shiozawa  
Stephenson  

Stevenson  
Thatcher  
Urquhart  
Van Tassell  

Vickers  
Weiler  
Niederhauser

**Absent or not voting were:** Senators

Iwamoto  
Madsen  

1st Sub. H.B. 74 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 circle was removed from 2nd Sub. H.B. 348, MOUNTAINOUS PLANNING DISTRICT 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, the bill passed on the following roll call vote:

Yeas, 15; Nays, 12; Absent or not voting, 2.

**Voting in the affirmative were:** Senators

Adams  
Bramble  
Christensen  
Dabakis  

Davis  
Hinkins  
Jackson  
Knudson  

Millner  
Okerlund  
Stevenson  
Urquhart  

Vickers  
Weiler  
Niederhauser

**Voting in the negative were:** Senators

Dayton  
Escamilla  
Fillmore  
Harper  

Henderson  
Hillyard  
Jenkins  
Mayne  

Shiozawa  
Stephenson  
Thatcher  
Van Tassell

**Absent or not voting were:** Senators

Iwamoto  
Madsen
2nd Sub. H.B. 348, as amended, was sent to the House for further consideration.

***

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, 1st Sub. H.B. 341, INTERLOCAL COOPERATION ACT AMENDMENTS, was considered read the second and third times. Senator Van Tassell 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

<table>
<thead>
<tr>
<th>Adams</th>
<th>Bramble</th>
<th>Christensen</th>
<th>Dabakis</th>
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<tbody>
<tr>
<td>Davis</td>
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<td>Okerlund</td>
<td>Shiozawa</td>
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<td>Thatcher</td>
<td>Van Tassell</td>
<td>Vickers</td>
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<tr>
<td>Weiler</td>
<td>Niederhauser</td>
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**Absent or not voting were:** Senators

<table>
<thead>
<tr>
<th>Iwamoto</th>
<th>Jenkins</th>
<th>Urquhart</th>
</tr>
</thead>
</table>

1st Sub. 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.

***

On motion of Senator Knudson, the Senate voted to lift H.B. 366, ATTORNEY GENERAL AMENDMENTS, and place it on the Second Reading Calendar.

**COMMUNICATIONS FROM THE HOUSE**

Mr. President: March 10, 2016

The House passed, as amended, S.B. 252, JOINT TENANCY 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.
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, H.B. 431, AFFORDABLE HOUSING REVISIONS, 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
Adams Bramble Dabakis Davis
Escamilla Hillyard Hinkins Knudson
Mayne Millner Okerlund Shiozawa
Vickers Weiler Niederhauser

Voting in the negative were: Senators
Christensen Dayton Fillmore Harper
Henderson Jackson Jenkins Madsen
Stephenson Stevenson Thatcher Van Tassell

Absent or not voting were: Senators
Iwamoto Urquhart

H.B. 431 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

INTENT LANGUAGE

On motion of Senator Weiler, the Senate voted to include the following intent language in the Senate Journal:

The Legislature intends that all of the provisions of H.B. 21, Post-Employment Restrictions Amendments, including specifically the remedy provision of Section 34–51–301, apply only to post-employment restrictive covenants signed on or after May 10, 2016.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 10, 2016

The Speaker of the House has signed S.B. 39, MEDICAID COVERAGE FOR ADULT DENTAL SERVICES, by Senator S. Urquhart, and it is transmitted for the signature of the President; and
The House passed, **1st Sub. S.B. 74**, AVIATION AMENDMENTS, by Senator W. Harper, 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. 78**, STATE BOARD OF EDUCATION CANDIDATE SELECTION, by Senator A. Millner, and it is transmitted for the signature of the President; and

The House passed, **S.B. 88**, REAUTHORIZATION OF ADMINISTRATIVE RULES, 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. 102**, HIGH COST INFRASTRUCTURE TAX CREDIT AMENDMENTS, by Senator R. Okerlund, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 114**, MUNICIPAL UTILITIES AMENDMENTS, by Senator J. Stevenson, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **4th Sub. S.B. 115**, SUSTAINABLE TRANSPORTATION AND ENERGY PLAN ACT, by Senator J. S. Adams, and it is transmitted for the signature of the President; and

The House passed, **S.B. 120**, PROPERTY TAX NOTICE AMENDMENTS, 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 **2nd Sub. S.B. 149**, SCHOOL GRADING MODIFICATIONS, by Senator A. Millner, and it is transmitted for the signature of the President; and

The House passed, **2nd Sub. S.B. 150**, METRO TOWNSHIP 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 **S.B. 158**, JUVENILE COURT AND CHILD ABUSE AMENDMENTS, by Senator W. Harper, and it is transmitted for the signature of the President; and

The House passed, **S.B. 159**, SEVERANCE TAX EXEMPTION EXTENSION, by Senator K. Van Tassell, 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. 169, OLENE WALKER HOUSING LOAN FUND AMENDMENTS, by Senator T. Weiler, and it is transmitted for the signature of the President; and

The House passed, 1st Sub. S.B. 187, RECLASSIFICATION OF MISDEMEANORS, 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. 191, SCHOOL TURNAROUND AND LEADERSHIP DEVELOPMENT ACT AMENDMENTS, by Senator A. Millner, 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. 193, UTAH COMMUNICATIONS AUTHORITY ACT AMENDMENTS, by Senator W. Harper, and it is transmitted for the signature of the President; and

The House passed, 1st Sub. S.B. 194, VEHICLE REGISTRATION AND INSURANCE 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. 200, COMPENSATORY MITIGATION PROGRAM FOR SAGE GROUSE, by Senator K. Van Tassell, 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. 203, IMMUNITY AMENDMENTS, by Senator J. S. Adams, and it is transmitted for the signature of the President; and

The Speaker of the House has signed S.B. 216, WORKERS’ COMPENSATION RELATED AMENDMENTS, by Senator K. Mayne, and it is transmitted for the signature of the President; and

The House passed, S.B. 219, FAIR HOUSING 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, 2nd Sub. S.B. 225, NOTICE OF PENDENCY OF ACTION 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. 228, MULTICOUNTY ASSESSING AND COLLECTING LEVY AMENDMENTS, 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 **S.B. 234**, PROTECTING UNBORN CHILDREN AMENDMENTS, by Senator C. Bramble, and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 237**, IMMIGRATION AND ALIEN RELATED 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, **S.B. 239**, SCHOOL GOVERNANCE AMENDMENTS, 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. 251**, WATER INFRASTRUCTURE FUNDING AMENDMENTS, by Senator J. S. Adams, and it is transmitted for the signature of the President; and

The House passed, **S.C.R. 9**, CONCURRENT RESOLUTION ON THE PUBLIC HEALTH CRISIS, 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. 14**, CONCURRENT RESOLUTION DESIGNATING UTAH BROADCASTERS AWARENESS WEEK, 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.C.R. 15**, CONCURRENT RESOLUTION URGING CONGRESS TO ENACT THE DIN[zu] COLLEGE 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.C.R. 16**, CONCURRENT RESOLUTION ON UTAH’S VISION FOR ENDURING CONTRIBUTION TO THE COMMON DEFENSE, 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. 19**, CONCURRENT RESOLUTION ON EDUCATION, 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 bills were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.
The House concurred in the Senate amendments and passed **H.B. 66**, ONLINE PARENTING COURSE FOR DIVORCING FAMILIES, by Representative C. Moss, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 130**, ELECTRIC VEHICLE INFRASTRUCTURE 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. 159**, LINE−OF−DUTY DEATH BENEFITS 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 **4th Sub. H.B. 175**, PUBLIC EDUCATION EMPLOYMENT AMENDMENTS, 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. 223**, LOCAL HISTORIC DISTRICT 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 **1st Sub. H.B. 276**, UTAH PUBLIC LAND MANAGEMENT ACT, by Representative M. Noel, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **4th Sub. H.B. 298**, LAWFUL COMMERCE IN ARMS, by Representative J. Fawson, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 348**, MOUNTAINOUS PLANNING DISTRICT 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 **1st Sub. H.B. 424**, COORDINATION OF HEALTH INSURANCE BENEFIT AMENDMENTS, by Representative N. Thurston, 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 10, 2016

The House passed, **S.B. 218, DEPARTMENT OF CORRECTIONS AMENDMENTS**, by Senator L. Fillmore, 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.

***

On motion of Senator Van Tassell, 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 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 2016 General Session of the Sixty First Legislature.

President Niederhauser appointed Senators Curtis Bramble, Allen Christensen, and Karen Mayne to wait upon the Governor and ask if he has any further business to bring before the Senate.

President Niederhauser appointed Senators Scott Jenkins, 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 Ralph Okerlund and Senator Gene Davis expressed appreciation to the opposite party.

Senator Evan Vickers, 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 Luz Escamilla expressed appreciation to all Senate Staff and Session Staff.

Senator Stephen Urquhart 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 Kevin Van Tassell as Rules Chair.
Senator Jenkins reported the House has been notified that the business of the Senate has concluded and the Senate is ready to adjourn sine die.

Senator Bramble 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 Okerlund, Governor Gary R. Herbert 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 12:00 a.m., the Senate adjourned sine die.
SENATE STRUCK ENACTING CLAUSE
(HOUSE BILLS AND RESOLUTIONS)

Mr. President: March 15, 2016

As directed, I am informing the Utah House of Representatives the Senate Rules Committee struck the enacting clause on the following House Bills and Resolutions from the 2016 General Session:

H.B. 281  Bigamy Offense Amendments (Rep. M. Noel)  
(Sen. J. Stevenson)

(Sen. R. Okerlund)

H.B. 286  Law Enforcement Traffic Safety Amendments  
(Rep. M. McKell) (Sen. D. Thatcher)

H.B. 291  Working Families Employment Amendments  
(Rep. R. Edwards) (Sen. B. Shiozawa)

(Sen. D. Henderson)

1st Sub. H.B. 296  Transportation Funding Revisions (Rep. J. Anderson)

1st Sub. H.B. 297  Bail Bond Amendments (Rep. E. Hutchings)  
(Sen. L. Hillyard)

H.B. 312  Peer Assistance and Review Program Amendments  
(Rep. J. Briscoe) (Sen. T. Weiler)

2nd Sub. H.B. 317  Felony Assault Amendments (Rep. V. Snow)

H.B. 324  Capital Facilities Revisions (Rep. R. Edwards)  
(Sen. J. Stevenson)

1st Sub. H.B. 332  Marriage License and Counseling Amendments  
(Rep. E. Redd) (Sen. A. Christensen)


H.B. 336  Electricians Licensing Amendments  
(Rep. L. Christensen) (Sen. J. Adams)


2nd Sub. H.B. 350  Citizens’ Customer Satisfaction Program  
(Rep. S. Eliason) (Sen. K. Mayne)

H.B. 354  Driver Education Funding Amendments (Rep. S. Eliason)  
(Sen. H. Stephenson)


(Sen. D. Thatcher)

H.B. 367  National Forest Road Obstructions (Rep. M. Noel)  
(Sen. E. Vickers)

1st Sub. H.B. 370  Adoptive Studies and Evaluations Amendments  
(Rep. E. Redd)

H.B. 373  Missing and Exploited Children’s Day (Rep. S. Handy)  
(Sen. J. Adams)


H.B. 383  Uniform Fiduciary Access to Digital Assets Act  
(Rep. V. Snow) (Sen. L. Hillyard)
H.B. 385  Petroleum Vapor Recovery Amendments
   (Rep. S. Eliason) (Sen. C. Bramble)
H.B. 390  Law Enforcement Tracking Amendments
   (Rep. E. Hutchings) (Sen. D. Henderson)
H.B. 395  Legislative Reports Amendments (Rep. S. Eliason)
   (Sen. C. Bramble)
H.B. 396  Money Management Act Amendments
H.B. 397  Department of Administrative Services Revisions
H.B. 398  Pharmacy Service for Discharged Hospital Patients
   (Rep. E. Redd) (Sen. B. Shiozawa)


H.B. 401  Public Safety Amendments (Rep. B. Dee)
   (Sen. J. Adams)
H.B. 410  Military Tuition Waiver Amendments (Rep. C. Oda)
   (Sen. P. Knudson)
1st Sub. H.B. 415  Motor Vehicle Accident Cost Recovery
   (Rep. J. Anderson)
H.B. 416  Driver License for Youths in Foster Care
1st Sub. H.B. 417  Vote by Mail Revisions (Rep. B. Daw)
   (Sen. D. Hinkins)
H.B. 422  Common Area Assessment Amendments
   (Rep. G. Froerer) (Sen. L. Hillyard)
H.B. 423  Implementing Federal Education Program Amendments
   (Rep. D. Lifferth) (Sen. J. Adams)
H.B. 430  Hole in the Rock State Park Designation
   (Rep. K. Stratton) (Sen. M. Dayton)
H.B. 438  Amendments to Election Law (Rep. J. Draxler)
   (Sen. M. Dayton)
H.B. 444  Code of Criminal Procedure Amendments
   (Rep. K. Coleman) (Sen. D. Henderson)
H.B. 463  Personal Representative Amendments (Rep. G. Froerer)
   (Sen. S. Urquhart)
House Struck Enacting Clause (Senate Bills and Resolutions)

Mr. President: March 15, 2016

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 2016 General Session:
3rd Sub. S.B. 73  Medical Cannabis Act (Sen. M. Madsen)
5th Sub. S.B. 89  Cannabis–based Medicine Amendments
                (Sen. E. Vickers)
4th Sub. S.B. 90  Falsification of Information in a Protective Order
                Proceeding (Sen. A. Jackson)
S.B. 95  General Obligation Bonds Amendments
         (Sen. L. Fillmore)
S.B. 100  Traffic Fines Amendments (Sen. L. Hillyard)
1st Sub. S.B. 113 Subjecting a Minor to Sexual Material (Sen. T. Weiler)
2nd Sub. S.B. 133 Small Employer Retirement Amendments
                (Sen. T. Weiler)
1st Sub. S.B. 163 Kindergarten Amendments (Sen. H. Stephenson)
S.B. 165  Public Education Appointment and Hiring
         (Sen. H. Stephenson)
3rd Sub. S.B. 176 Office of the State Board of Education Employment
                Amendments (Sen. H. Stephenson)
S.B. 178  Economic Development Revisions (Sen. C. Bramble)
1st Sub. S.B. 179 Uniform Parentage Act Amendments (Sen. L. Hillyard)
2nd Sub. S.B. 182 Sales and Use Tax Revisions (Sen. W. Harper)
4th Sub. S.B. 188 Higher Education Capital Facilities (Sen. S. Urquhart)
S.B. 189  Death Penalty Amendments (Sen. S. Urquhart)
S.B. 209  Fifth District Court Judge (Sen. S. Urquhart)
2nd Sub. S.B. 213 Small Claims Court Amendments (Sen. T. Weiler)
1st Sub. S.B. 222 Professional Licensing Amendments (Sen. J. S. Adams)
1st Sub. S.B. 223 Adoption Amendments (Sen. T. Weiler)
S.B. 229  Unlawful Detainer Amendments (Sen. T. Weiler)
S.B. 230  Civil Stalking Offense Amendments (Sen. T. Weiler)
3rd Sub. S.B. 233 Collection Process Amendments (Sen. T. Weiler)
1st Sub. S.B. 236 Utah Communications Authority Governance
                Amendments (Sen. K. Van Tassell)
S.B. 243  Indigent Counsel in Private Parental Termination Cases
         (Sen. T. Weiler)
2nd Sub. S.B. 244 School Funding Provisions (Sen. L. Fillmore)
S.B. 248  Public Notice of Unclaimed Property (Sen. C. Bramble)
S.B. 256  Judgment Interest Rate Amendments (Sen. C. Bramble)
S.C.R. 12  Concurrent Resolution Recognizing the Importance of
         Utah Sport and Olympic Legacy Efforts
         (Sen. J. S. Adams)
S.C.R.18  Concurrent Resolution Designating Official Hashtag for
         the State of Utah (Sen. T. Weiler)
S.J.R. 9 Joint Rules Resolution on Request for Appropriations Process Change (Sen. L. Hillyard)

1st Sub. S.J.R. 14 Joint Resolution on Teacher Licensure Standards for the Twenty-first Century (Sen. L. Fillmore)

Sandy D. Tenney
Chief Clerk of the House

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Mr. President: March 14, 2016

In the 2016 General Session, the Senate struck the enacting clause on the following Senate Bills and Resolutions:


2nd Sub. S.B. 45 Compulsory Education Revisions (Sen. Al Jackson)

S.B. 46 State Education Governance Revisions (Sen. Al Jackson)

S.B. 47 College Credit for Public Safety Officers (Sen. K. Mayne)

S.B. 48 Board Membership Restrictions (Sen. L. Escamilla)

S.B. 54 Controlled Substance Database Modifications (Sen. T. Weiler)


S.B. 65 Sales and Use Tax Reporting Requirements (Sen. W. Harper)

S.B. 66 Environmental Code Fines (Sen. L. Escamilla)

S.B. 70 Insurance Modifications (Sen. R. Okerlund)

S.B. 77 Medicaid Expansion Proposal (Sen. G. Davis) (Rep. R. Chavez-Houck)

S.B. 81 Redistricting Advisory Commission (Sen. J. Iwamoto)

S.B. 83 Alcoholic Beverage Control Budget (Sen. K. Mayne)

S.B. 84 Alcoholic Beverage Control Facilitator Act (Sen. K. Mayne)

S.B. 85 Sales and Use Tax Compliance Amendments (Sen. W. Harper)

3rd Sub. S.B. 92 Water Conservation Amendments (Sen. Jenkins)


S.B. 97 Concealed Firearms Amendments (Sen. D. Hinkins)

S.B. 98 Arts and Cultural Education Spending (Sen. J. Dabakis)

S.B. 104 Amendments to Income Tax (Sen. J. Dabakis)
S.B. 107 Hate Crimes Amendments (Sen. S. Urquhart)
S.B. 116 Water Law – Nonprofit Corporation Amendments
(Sen. C. Bramble)
S.B. 128 Taxing Entities’ Tax Rate Amendments
(Sen. D. Henderson)
S.B. 141 Alcohol Amendments (Sen. J. Dabakis)
S.B. 145 Property Taxes on Former Prison Property
(Sen. L. Fillmore)
S.B. 160 Federal Funds Budget Reserve Account (Sen. W. Harper)
S.B. 167 Dental Managed Care Amendments (Sen. A. Christensen)
S.B. 168 Property Tax Revisions (Sen. C. Bramble)
S.B. 170 Indigenous Peoples Day (Sen. J. Dabakis)
S.B. 174 Salvage Vehicle Purchaser Amendments
(Sen. C. Bramble)
S.B. 175 Fair Housing Act Option Amendments (Sen. M. Dayton)
S.B. 180 Optional Tax Increase Amendments (Sen. L. Hillyard)
2nd Sub. S.B. 196 Retail Bag Impact Reduction Program (Sen. J. Iwamoto)
S.B. 198 Amendments Related to Deferred Deposit Lending
(Sen. J. Dabakis)
S.B. 202 Pre–trial Release Amendments (Sen. L. Hillyard)
(Rep. E. Hutchings)
S.B. 207 Government Ethics – Post–employment Restrictions
(Sen. J. Dabakis)
S.B. 211 Private Use of Drones (Sen. H. Stephenson)
S.B. 214 Workplace Abusive Conduct Amendments
(Sen. A. Jackson)
S.B. 224 Student Assessments (Sen. H. Stephenson)
S.B. 226 Civil Actions Involving Law Enforcement Officers or
Emergency Vehicle Operators (Sen. M. Madsen)
1st Sub. S.B. 227 Private Security Licensing Board Amendments
(Sen. M. Dayton)
S.B. 231 Waste Management Amendments (Sen. J. Adams)
(Rep. M. McKell)
1st Sub. S.B. 235 Local District Tax Revisions (Sen. L. Fillmore)
S.B. 240 Public Accommodations Amendments (Sen. J. Dabakis)
S.B. 241 Public Accommodation Fairness Act (Sen. J. Dabakis)
S.B. 247 Sale of State Land Act (Sen. G. Davis)
S.B. 249 Utah Small Business Jobs Act Amendments
(Sen. C. Bramble)
S.B. 252 Joint Tenancy Amendments (Sen. C. Bramble)
S.B. 253  Animal Shelter Revisions (Sen. G. Davis)
(Rep. L. Hemingway)
S.B. 254  Administrative Subpoena Amendments (Sen. M. Madsen)
S.B. 255  Building Inspector Licensing Amendments
(Sen. E. Vickers)
S.B. 257  Public–private Partnership Amendments
(Sen. R. Okerlund)
S.B. 259  Amendments Related to Alcoholic Beverages
(Sen. J. Stevenson)
S.J.R. 1  Proposal to Amend Utah Constitution — State Board of
Education Changes (Sen. A. Jackson)
S.J.R. 4  Proposal to Amend Utah Constitution — Education
Funding (Sen. J. Dabakis)
1st Sub. S.J.R. 13  Joint Resolution Amending Rules of Evidence
(Sen. S. Urquhart)

Leslie McLean
Secretary of the Senate
### SUMMARY OF LEGISLATION
#### 2016 GENERAL SESSION

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#### STATISTICAL SUMMARY OF GENERAL SESSIONS
#### 2009-2015

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<td>Bills Passed</td>
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<td>Joint Resolutions Introduced</td>
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<td>Joint Resolutions Passed</td>
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<td>Concurrent Resolutions Introduced</td>
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<td>Concurrent Resolutions Passed</td>
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<td>House &amp; Senate Resolutions Introduced</td>
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S.B. 47 — COLLEGE CREDIT FOR PUBLIC SAFETY OFFICERS (K. Mayne)
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Assigned to standing committee 105
Committee report adopted and placed on calendar 152
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S.B. 61 — SMOKING IN PUBLIC PLACES AMENDMENTS (E. Vickers)

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Assigned to standing committee 106
Committee report adopted and placed on calendar 163
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Placed on calendar 338
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S.B. 62 — JROTC INSTRUCTOR AMENDMENTS (M. Dayton)

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- Read the first time by short title and referred to the Rules Committee: 223
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- Read the first time by short title and referred to the Rules Committee: 223
- Assigned to standing committee: 247
- Substituted: 312
- Amendments: 312
- Committee report adopted and placed on calendar: 271
- Read the second time: 520
- Read the third time: 543
- Transmitted to the House: 544
- Signed by the President and transmitted to the Governor: 767

### S.B. 139 — BOARD OF EDUCATION APPROVAL AMENDMENTS (H. Stephenson)

- Read the first time by short title and referred to the Rules Committee: 223
- Assigned to standing committee: 247
- Amendments: 271
- Committee report adopted and placed on calendar: 271
- Read the second time: 520
- Cirled: 520, 527, 597
- Uncircled: 564, 600
- Read the third time: 597
- Transmitted to the House: 600
- Placed on Concurrence Calendar: 879
- Concurrence: 887
- Returned to the House: 887
- Signed by the President and transmitted to the Governor: 912

### S.B. 140 — HOME AND COMMUNITY BASED SERVICES AMENDMENTS (J. Iwamoto)

- Read the first time by short title and referred to the Rules Committee: 223
- Assigned to standing committee: 248
- Read the second time: 518
- Substituted: 518
- Read the third time: 542
- Amendments: 542
- Transmitted to the House: 543
- Signed by the President and transmitted to the Governor: 767

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- Read the first time by short title and referred to the Rules Committee: 240
- Assigned to standing committee: 279
- Returned to Rules Committee: 974
- Enacting Clause Stricken: 1016

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- Read the first time by short title and referred to the Rules Committee: 232
- Assigned to standing committee: 247
- Committee report adopted and placed on calendar: 346
- Read the second time: 547
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- Signed by the President and transmitted to the Governor: 877

### S.B. 143 — COMPETENCY–BASED LEARNING AMENDMENTS (H. Stephenson)

- Read the first time by short title and referred to the Rules Committee: 240
- Assigned to standing committee: 262
- Substituted: 473
- Committee report adopted and placed on calendar: 473
- Read the second time: 588
- Read the third time: 616
- Transmitted to the House: 616
- Signed by the President and transmitted to the Governor: 845

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<td></td>
<td>Refuse to Recede</td>
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<td>SALVAGE VEHICLE PURCHASER AMENDMENTS (C. Bramble)</td>
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<td>Read the first time by short title and referred to the Rules Committee.</td>
<td>343</td>
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<td>S.B. 175</td>
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<td>OFFICE OF THE STATE BOARD OF EDUCATION EMPLOYMENT AMENDMENTS (H. Stephenson)</td>
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<td>Substituted</td>
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<td>NIGHTTIME HIGHWAY CONSTRUCTION NOISE AMENDMENTS (K. Van Tassell)</td>
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<td>ECONOMIC DEVELOPMENT REVISIONS (C. Bramble)</td>
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<td>UNIFORM PARENTAGE ACT AMENDMENTS (L. Hillyard)</td>
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<td>Read the first time by short title and referred to the Rules Committee.</td>
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<td>Assigned to standing committee</td>
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<td>Amendments</td>
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<td>S.B. 181</td>
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<td>S.B. 182</td>
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<td>S.B. 183</td>
<td>Department of Public Safety Amendments (C. Bramble)</td>
<td>Read the first time by short title and referred to the Rules Committee</td>
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<td>S.B. 184</td>
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<td>S.B. 185</td>
<td>Labor Remedy Amendments (J. Iwamoto)</td>
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<td>S.B. 186</td>
<td>Air Quality Incentives (C. Bramble)</td>
<td>Read the first time by short title and referred to the Rules Committee</td>
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(C. Bramble) (J. Iwamoto) (W. Harper) (L. Hillyard) (S. Jenkins)
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<td>Read the second time</td>
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<td>Read the third time</td>
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<td>Placed on Concurrence Calendar</td>
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<td>Concurrence</td>
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<td>Committee report adopted and placed on calendar</td>
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<td>Read the second time</td>
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<td>Read the third time</td>
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<td>Transmitted to the House</td>
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<td>Read the second time</td>
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Read the third time .................................................................................... 635
Transmitted to the House ........................................................................ 636
Placed on Concurrence Calendar ............................................................ 995
Concurrence .............................................................................................. 996
Returned to the House ............................................................................. 997
Signed by the President and transmitted to the Governor ...................... 1005

S.B. 217 — ALCOHOLIC BEVERAGE CONTROL ACT LICENSING AMENDMENTS (J. Stevenson)
Read the first time by short title and referred to the Rules Committee. .... 445
Assigned to standing committee ............................................................. 490
Amendments ............................................................................................... 557
Committee report adopted and placed on calendar ................................ 557
Read the second time ................................................................................ 731
Circled ........................................................................................................ 731
Uncircled .................................................................................................... 733
Read the third time .................................................................................... 749
Transmitted to the House ........................................................................ 749
Signed by the President and transmitted to the Governor ...................... 945
S.B. 218 — DEPARTMENT OF CORRECTIONS AMENDMENTS (L. Fillmore)
Read the first time by short title and referred to the Rules Committee ........................................ 464
Assigned to standing committee .................................................................................................. 490
Amendments .......................................................................................................................... 592
Read the second time and placed on Consent Calendar .......................................................... 592
Read the third time .................................................................................................................. 705
Transmitted to the House ........................................................................................................ 706
Signed by the President and transmitted to the Governor ..................................................... 1008

S.B. 219 — FAIR HOUSING ACT AMENDMENTS (T. Weiler)
Read the first time by short title and referred to the Rules Committee ........................................ 464
Assigned to standing committee ............................................................................................. 491
Read the second time and placed on Consent Calendar ....................................................... 611
Read the third time ................................................................................................................. 708
Transmitted to the House ........................................................................................................ 709
Signed by the President and transmitted to the Governor ..................................................... 1005

S.B. 220 — NON-JUDICIAL FORECLOSURE AMENDMENTS (W. Harper)
Read the first time by short title and referred to the Rules Committee ........................................ 471
Committee report adopted and placed on calendar .................................................................. 590
Read the second time ............................................................................................................. 732
Read the third time ................................................................................................................ 748
Substituted .............................................................................................................................. 748
Transmitted to the House ........................................................................................................ 748
Placed on Concurrence Calendar ............................................................................................ 914
Concurrence ........................................................................................................................... 915
Returned to the House ............................................................................................................ 915
Signed by the President and transmitted to the Governor ..................................................... 929

S.B. 221 — CAPITOL PROTOCOL AMENDMENTS (M. Madsen)
Read the first time by short title and referred to the Rules Committee ........................................ 464
Assigned to standing committee ............................................................................................. 491
Committee report adopted and placed on calendar .................................................................. 590
Read the second time ............................................................................................................. 732
Read the third time ................................................................................................................ 749
Circled .................................................................................................................................... 749
Uncircled .................................................................................................................................. 750
Amendments .......................................................................................................................... 750
Transmitted to the House ........................................................................................................ 750
Signed by the President and transmitted to the Governor ..................................................... 945

S.B. 222 — PROFESSIONAL LICENSING AMENDMENTS (J. S. Adams)
Read the first time by short title and referred to the Rules Committee ........................................ 464
Assigned to standing committee ............................................................................................. 491
Committee report adopted and placed on calendar .................................................................. 609
Read the second time ............................................................................................................. 733
Circled .................................................................................................................................... 733
Uncircled .................................................................................................................................. 775
Substituted .............................................................................................................................. 775
Read the second and third times ............................................................................................ 775
Transmitted to the House ........................................................................................................ 776
Enacting Clause Stricken ....................................................................................................... 1014

S.B. 223 — ADOPTION AMENDMENTS (T. Weiler)
Read the first time by short title and referred to the Rules Committee ........................................ 471
Assigned to standing committee ............................................................................................. 529
Committee report adopted and placed on calendar .................................................................. 741
Read the second time ............................................................................................................. 778
Amendments .......................................................................................................................... 778
Read the second and third times ............................................................................................ 779
Transmitted to the House ........................................................................................................ 779
Enacting Clause Stricken ....................................................................................................... 1014

S.B. 224 — STUDENT ASSESSMENTS (H. Stephenson)
Read the first time by short title and referred to the Rules Committee ........................................ 471
Assigned to standing committee ............................................................................................. 529
Returned to Rules Committee ................................................................................................ 819
Enacting Clause Stricken ....................................................................................................... 1016

S.B. 225 — NOTICE OF PENDENCY OF ACTION AMENDMENTS (T. Weiler)
Read the first time by short title and referred to the Retirement and Independent Entities Committee ........................................ 491
Substituted .............................................................................................................................. 555, 721
Committee report adopted and placed on calendar .................................................................. 721
Read the second time ............................................................................................................. 721
Amendments .......................................................................................................................... 721
Read the third time ................................................................................................................ 747
Transmitted to the House ........................................................................................................ 747
Signed by the President and transmitted to the Governor ..................................................... 1005
S.B. 226 — CIVIL ACTIONS INVOLVING LAW ENFORCEMENT OFFICERS OR EMERGENCY VEHICLE OPERATORS (M. Madsen)

Read the first time by short title and referred to the Rules Committee .................................................. 501
Assigned to standing committee ........................................................................................................... 528
Returned to Rules Committee ............................................................................................................ 882
Enacting Clause Stricken ...................................................................................................................... 1016

S.B. 227 — PRIVATE SECURITY LICENSING BOARD AMENDMENTS (M. Dayton)

Read the first time by short title and referred to the Rules Committee .................................................. 501
Assigned to standing committee ........................................................................................................... 529
Substituted ........................................................................................................................................ 611
Committee report adopted and placed on calendar ............................................................................. 611
Read the second time .......................................................................................................................... 734
Read the third time .............................................................................................................................. 753
Circled ................................................................................................................................................ 753
Enacting Clause Stricken ...................................................................................................................... 1016

S.B. 228 — MULTICOUNTY ASSESSING AND COLLECTING LEVY AMENDMENTS (H. Stephenson)

Read the first time by short title and referred to the Rules Committee .................................................. 506
Assigned to standing committee ........................................................................................................... 529
Committee report adopted and placed on calendar ............................................................................. 710
Read the second time .......................................................................................................................... 797
Transmitted to the House ..................................................................................................................... 780
Enacting Clause Stricken ...................................................................................................................... 1014

S.B. 229 — UNLAWFUL DETAINER AMENDMENTS (T. Weiler)

Read the first time by short title and referred to the Rules Committee .................................................. 506
Assigned to standing committee ........................................................................................................... 529
Committee report adopted and placed on calendar ............................................................................. 710
Read the second time .......................................................................................................................... 797
Transmitted to the House ..................................................................................................................... 780
Enacting Clause Stricken ...................................................................................................................... 1014

S.B. 230 — CIVIL STALKING OFFENSE AMENDMENTS (T. Weiler)

Read the first time by short title and referred to the Rules Committee .................................................. 507
Assigned to standing committee ........................................................................................................... 530
Committee report adopted and placed on calendar ............................................................................. 741
Read the second time .......................................................................................................................... 780
Circled ................................................................................................................................................ 796
Uncircled ............................................................................................................................................ 796
Amendments ....................................................................................................................................... 797
Transmitted to the House ..................................................................................................................... 797
Enacting Clause Stricken ...................................................................................................................... 1014

S.B. 231 — WASTE MANAGEMENT AMENDMENTS (J. S. Adams)

Read the first time by short title and referred to the Rules Committee .................................................. 513
Assigned to standing committee ........................................................................................................... 530
Committee report adopted and placed on calendar ............................................................................. 891
Read the second time .......................................................................................................................... 733
Circled ................................................................................................................................................ 733
Uncircled ............................................................................................................................................ 733
Enacting Clause Stricken ...................................................................................................................... 1016

S.B. 232 — RESCUE MEDICATION IN SCHOOLS (S. Unqubart)

Read the first time by short title and referred to the Rules Committee .................................................. 513
Assigned to standing committee ........................................................................................................... 529
Amendments ....................................................................................................................................... 555
Committee report adopted and placed on calendar ............................................................................. 730
Read the second time .......................................................................................................................... 730
Circled ................................................................................................................................................ 757
Uncircled ............................................................................................................................................ 757
Substituted ........................................................................................................................................ 757
Transmitted to the House ..................................................................................................................... 757
Placed on Concurrence Calendar ......................................................................................................... 930
Concurrence ....................................................................................................................................... 935
Returned to the House ......................................................................................................................... 936
Signed by the President and transmitted to the Governor ................................................................... 955

S.B. 233 — COLLECTION PROCESS AMENDMENTS (T. Weiler)

Read the first time by short title and referred to the Rules Committee .................................................. 513
Assigned to standing committee ........................................................................................................... 529
Committee report adopted and placed on calendar ............................................................................. 611
Read the second time .......................................................................................................................... 758
Circled ................................................................................................................................................ 758
Uncircled ............................................................................................................................................ 797
Substituted ........................................................................................................................................ 797
Transmitted to the House ..................................................................................................................... 798
Enacting Clause Stricken ...................................................................................................................... 1014
### S.B. 236 — UTAH COMMUNICATIONS AUTHORITY GOVERNANCE AMENDMENTS (K. Van Tassell)

- **Read the first time by short title and referred to the Rules Committee.**
- **Assigned to standing committee**
- **Amendments**
- **Committee report adopted and placed on calendar**
- **Read the second time**
- **Circled**
- **Enacting Clause Stricken**

### S.B. 237 — IMMIGRATION AND ALIEN RELATED AMENDMENTS (C. Bramble)

- **Read the first time by short title and referred to the Rules Committee.**
- **Assigned to standing committee**
- **Substituted**
- **Committee report adopted and placed on calendar**
- **Read the second time**
- **Uncircled**
- **Read the second and third times**
- **Transmitted to the House**
- **Signed by the President and transmitted to the Governor**

### S.B. 238 — SAFETY NET INITIATIVE AMENDMENTS (C. Bramble)

- **Read the first time by short title and referred to the Rules Committee.**
- **Assigned to standing committee**
- **Read the second time and placed on Consent Calendar**
- **Read the third time**
- **Transmitted to the House**
- **Placed on Concurrence Calendar**
- **Before the Senate**
- **Signed by the President and transmitted to the Governor**

### S.B. 239 — SCHOOL GOVERNANCE AMENDMENTS (H. Stephenson)

- **Read the first time by short title and referred to the Rules Committee.**
- **Assigned to standing committee**
- **Committee report adopted and placed on calendar**
- **Read the second and third times**
- **Signed by the President and transmitted to the Governor**

### S.B. 240 — PUBLIC ACCOMMODATIONS AMENDMENTS (J. Dabakis)

- **Read the first time by short title and referred to the Rules Committee.**
- **Assigned to standing committee**
- **Amendments**
- **Returned to Rules Committee**
- **Enacting Clause Stricken**

### S.B. 241 — PUBLIC ACCOMMODATION FAIRNESS ACT (J. Dabakis)

- **Read the first time by short title and referred to the Rules Committee.**
S.B. 242 — SPECIAL EDUCATION INTENSIVE NEEDS FUND AMENDMENTS (L. Fillmore)
Assigned to standing committee ........................................... 562
Enacting Clause Stricken ...................................................... 975
S.B. 243 — INDIGENT COUNSEL IN PRIVATE PARENTAL TERMINATION CASES (T. Weiler)
Assigned to standing committee ......................................... 562
Committee report adopted and placed on calendar ................. 624
Read the second and third times .......................................... 759
Transmitted to the House .................................................... 760
Enacting Clause Stricken ...................................................... 1014
S.B. 244 — SCHOOL FUNDING PROVISIONS (L. Fillmore)
Assigned to standing committee ......................................... 562
Committee report adopted and placed on calendar ................. 623
Read the second time ......................................................... 766
Circled ........................................................................... 766, 777
Substituted ....................................................................... 777
Amendments .................................................................... 792
Transmitted to the House .................................................... 793
Enacting Clause Stricken ...................................................... 1014
S.B. 245 — PERSONAL PROPERTY AMENDMENTS (D. Henderson)
Assigned to standing committee ......................................... 562
Amendments .................................................................... 671
Read the second and third times .......................................... 760
Transmitted to the House .................................................... 793
Signed by the President and transmitted to the Governor .... 913
S.B. 246 — FUNDING FOR INFRASTRUCTURE REVISIONS (J. S. Adams)
Assigned to standing committee ......................................... 593
Substituted ....................................................................... 672, 794
Committee report adopted and placed on calendar ................. 672
Circled ........................................................................... 730
Substituted ....................................................................... 794
Amendments .................................................................... 794
Transmitted to the House .................................................... 795
Signed by the President and transmitted to the Governor .... 975
S.B. 247 — SALE OF STATE LAND ACT (G. Davis)
Assigned to standing committee ......................................... 593
Amendments .................................................................... 880
Enacting Clause Stricken ...................................................... 1016
S.B. 248 — PUBLIC NOTICE OF UNCLAIMED PROPERTY (C. Bramble)
Assigned to standing committee ......................................... 593
Committee report adopted and placed on calendar ................. 622
Circled ........................................................................... 690
Amendments .................................................................... 690
Transmitted to the House .................................................... 761
Enacting Clause Stricken ...................................................... 1014
S.B. 249 — UTAH SMALL BUSINESS JOBS ACT AMENDMENTS (C. Bramble)
Assigned to standing committee ......................................... 593
Committee report adopted and placed on calendar ................. 622
Amendments .................................................................... 690
Circled ........................................................................... 690
Transmitted to the House .................................................... 761
Enacting Clause Stricken ...................................................... 1014
S.B. 250 — ALCOHOLIC BEVERAGE POLICY AMENDMENTS (J. Stevenson)
Assigned to standing committee ......................................... 593
Committee report adopted and placed on calendar ................. 622
Amendments .................................................................... 690
Circled ........................................................................... 690
Transmitted to the House .................................................... 761
S.B. 251 — WATER INFRASTRUCTURE FUNDING AMENDMENTS (J. S. Adams)
Read the first time by short title and referred to the Rules Committee ................................. 625
Assigned to standing committee ......................................................................................... 655
Committee report adopted and placed on calendar ............................................................ 728
Read the second time ........................................................................................................... 777
Circled ................................................................................................................................. 777, 915
Uncircled ............................................................................................................................... 793
Substituted ............................................................................................................................ 793
Read the second and third times ......................................................................................... 793
Transmitted to the House ..................................................................................................... 794
Placed on Concurrence Calendar ....................................................................................... 914
Before the Senate ................................................................................................................. 915
Refuse to Concur .................................................................................................................. 948
Refuse to Recede .................................................................................................................. 969
Amendments ........................................................................................................................ 981
Joint Conference Committee Report .................................................................................. 982
Returned to the House for signature of the Speaker .......................................................... 983
Signed by the President and transmitted to the Governor .................................................. 1006

S.B. 252 — JOINT TENANCY AMENDMENTS (C. Bramble)
Read the first time by short title and referred to the Rules Committee ................................. 632
Assigned to standing committee ......................................................................................... 655
Committee report adopted and placed on calendar ............................................................ 692
Read the second and third times ......................................................................................... 766
Transmitted to the House ..................................................................................................... 766
Placed on Concurrence Calendar ....................................................................................... 1002
Enacting Clause Stricken ................................................................................................. 1016

S.B. 253 — ANIMAL SHELTER REVISIONS (G. Davis)
Read the first time by short title and referred to the Rules Committee ................................. 669
Assigned to standing committee ......................................................................................... 692
Committee report adopted and placed on calendar ............................................................ 711
Read the second time .......................................................................................................... 782
Circled ................................................................................................................................. 782
Enacting Clause Stricken ................................................................................................. 1017

S.B. 254 — ADMINISTRATIVE SUBPOENA AMENDMENTS (M. Madsen)
Read the first time by short title and referred to Standing Committee ............................... 694
Returned to Rules Committee ............................................................................................. 882
Enacting Clause Stricken ................................................................................................. 1017

S.B. 255 — BUILDING INSPECTOR LICENSING AMENDMENTS (E. Vickers)
Read the first time by short title and referred to Standing Committee ............................... 694
Returned to Rules Committee ............................................................................................. 975
Enacting Clause Stricken ................................................................................................. 1017

S.B. 256 — JUDGMENT INTEREST RATE AMENDMENTS (C. Bramble)
Read the first time by short title and referred to the Rules Committee ................................. 694
Assigned to standing committee ......................................................................................... 738
Committee report adopted and placed on calendar ............................................................ 783
Read the second time .......................................................................................................... 783
Transmitted to the House ..................................................................................................... 783
Enacting Clause Stricken ................................................................................................. 1014

S.B. 257 — PUBLIC–PRIVATE PARTNERSHIP AMENDMENTS (R. Okerlund)
Read the first time by short title and referred to the Rules Committee ................................. 704
Assigned to standing committee ......................................................................................... 736
Committee report adopted and placed on calendar ............................................................ 788
Circled ................................................................................................................................. 796
Enacting Clause Stricken ................................................................................................. 1017

S.B. 258 — DISTRIBUTION OF LOCAL SALES TAX REVENUE (R. Okerlund)
Read the first time by short title and referred to the Rules Committee ................................. 725
Assigned to standing committee ......................................................................................... 737
Committee report adopted and placed on calendar ............................................................ 789
Read the second and third times ......................................................................................... 796
Transmitted to the House ..................................................................................................... 796
Signed by the President and transmitted to the Governor .................................................. 912

S.B. 259 — AMENDMENTS RELATED TO ALCOHOLIC BEVERAGES (J. Stevenson)
Read the first time by short title and referred to the Rules Committee ................................. 738
Assigned to standing committee ......................................................................................... 738
Returned to Rules Committee ............................................................................................. 975
Enacting Clause Stricken ................................................................................................. 1017
S.C.R. 1 — CONCURRENT RESOLUTION ENCOURAGING UNIVERSAL METERING OF WATER SYSTEMS (S. Jenkins)
Read the first time by short title and referred to the Rules Committee .................................................. 95
Placed on calendar ................................................................................................................................. 105
Read the second time .......................................................................................................................... 160
Read the third time ............................................................................................................................. 165
Transmitted to the House ..................................................................................................................... 166
Signed by the President and transmitted to the Governor ..................................................................... 327

S.C.R. 2 — CONCURRENT RESOLUTION IN SUPPORT OF SALES AND USE TAX TRANSACTIONAL EQUITY (W. Harper)
Read the first time by short title and referred to the Rules Committee .................................................. 95
Assigned to standing committee ........................................................................................................ 107
Committee report adopted and placed on calendar ............................................................................. 153
Read the second time .......................................................................................................................... 295
Read the third time ............................................................................................................................. 304
Transmitted to the House ..................................................................................................................... 304
Signed by the President and transmitted to the Governor ..................................................................... 820

S.C.R. 3 — CONCURRENT RESOLUTION SUPPORTING AMERICAN INDIAN AND ALASKAN NATIVE EDUCATION STATE PLAN (K. Van Tassell)
Read the first time by short title and referred to the Rules Committee .................................................. 106
Placed on calendar ................................................................................................................................. 167
Read the second time .......................................................................................................................... 178
Transmitted to the House ..................................................................................................................... 178
Signed by the President and transmitted to the Governor ..................................................................... 389

S.C.R. 4 — CONCURRENT RESOLUTION — OLD SPANISH TRAIL DESIGNATION (R. Okerlund)
Read the first time by short title and referred to the Rules Committee .................................................. 95
Assigned to standing committee ........................................................................................................ 107
Committee report adopted and placed on calendar ............................................................................. 146
Read the second time .......................................................................................................................... 251
Read the third time ............................................................................................................................. 259
Transmitted to the House ..................................................................................................................... 260
Signed by the President and transmitted to the Governor ..................................................................... 461

S.C.R. 5 — CONCURRENT RESOLUTION IN SUPPORT OF LAW ENFORCEMENT OFFICERS (A. Jackson)
Read the first time by short title and referred to the Rules Committee .................................................. 95
Assigned to standing committee ........................................................................................................ 106
Committee report adopted and placed on calendar ............................................................................. 175
Read the second time .......................................................................................................................... 339
Substituted .......................................................................................................................................... 339, 773
Read the third time ............................................................................................................................. 400
Transmitted to the House ..................................................................................................................... 400
Placed on Concurrence Calendar ....................................................................................................... 651, 768
Refuse to Concur ................................................................................................................................ 675
Refuse to Recede ................................................................................................................................. 700
Returned to the House ......................................................................................................................... 675
Placed on calendar ............................................................................................................................... 773
Before the Senate ............................................................................................................................... 774
Sent to the House for the signature of the Speaker ............................................................................. 775
Signed by the Senate and transmitted to the Governor ......................................................................... 785

Read the first time by short title and referred to the Rules Committee .................................................. 95
Assigned to standing committee ........................................................................................................ 131
Amendments ....................................................................................................................................... 162
Committee report adopted and placed on calendar ............................................................................. 162
Placed on Concurrence Calendar ....................................................................................................... 195
Read the second and third times ......................................................................................................... 226
Transmitted to the House ..................................................................................................................... 227
Signed by the President and transmitted to the Governor ..................................................................... 485

S.C.R. 7 — CONCURRENT RESOLUTION HONORING THOSE WHO HAVE ASSISTED KOREAN WAR VETERANS (J. Ishimoto)
Read the first time by short title and referred to the Rules Committee .................................................. 120
Assigned to standing committee ........................................................................................................ 146
Placed on Time Certain Calendar ...................................................................................................... 153
Read the second and third times ......................................................................................................... 177
Placed on calendar ............................................................................................................................... 153
Transmitted to the House ..................................................................................................................... 178
Signed by the President and transmitted to the Governor ..................................................................... 184

S.C.R. 8 — CONCURRENT RESOLUTION APPROVING THE TEST AND TRAINING RANGE LAND EXCHANGE (J. Stevenson)
Read the first time by short title and referred to the Rules Committee .................................................. 133
Assigned to standing committee ........................................................................................................ 154
S.C.R. 11 — CONCURRENT RESOLUTION ON THE PUBLIC HEALTH CRISIS (T. Weiler)
Read the first time by short title and referred to the Rules Committee ........................................ 155
Assigned to standing committee ........................................................................................................ 176
Committee report adopted and placed on calendar ............................................................................ 240
Placed on calendar ............................................................................................................................... 416
Read the second time ............................................................................................................................ 431
Read the third time ............................................................................................................................... 453
Circled .................................................................................................................................................. 453
Uncircled ............................................................................................................................................... 458
Transmitted to the House .................................................................................................................... 458
Signed by the President and transmitted to the Governor ................................................................. 1006

S.C.R. 12 — COMMUNICATIONS SPECTRUM TRANSLATOR SYSTEM CONCURRENT
RESOLUTION (R. Okerlund)
Read the first time by short title and referred to the Rules Committee ............................................. 214
Assigned to standing committee .......................................................................................................... 232
Read the second time and placed on Consent Calendar .................................................................... 287
Read the third time ............................................................................................................................... 333
Transmitted to the House ..................................................................................................................... 334
Signed by the President and transmitted to the Governor ................................................................. 650

S.C.R. 11 — CONCURRENT RESOLUTION URGING THE RESCHEDULING OF MARIJUANA (B. Shiozawa)
Read the first time by short title and referred to the Rules Committee ............................................. 240
Assigned to standing committee .......................................................................................................... 262
Committee report adopted and placed on calendar ............................................................................ 312
Read the second time ............................................................................................................................ 416
Read the third time ............................................................................................................................... 425
Transmitted to the House ..................................................................................................................... 425
Signed by the President and transmitted to the Governor ................................................................. 650

S.C.R. 12 — CONCURRENT RESOLUTION RECOGNIZING THE IMPORTANCE OF UTAH
SPORT AND OLYMPIC LEGACY EFFORTS (J. S. Adams)
Read the first time by short title and referred to the Rules Committee ............................................. 256
Assigned to standing committee .......................................................................................................... 280
Read the second time and placed on Consent Calendar .................................................................... 300
Read the third time ............................................................................................................................... 364
Transmitted to the House ..................................................................................................................... 364
Enacting Clause Stricken .................................................................................................................... 1014

S.C.R. 13 — CONCURRENT RESOLUTION HONORING RANDY HORIUCHI (J. Iwamoto)
Read the first time by short title and referred to the Rules Committee ............................................. 288
Assigned to standing committee .......................................................................................................... 316
Committee report adopted and placed on calendar ............................................................................ 387
Placed on Time Certain Calendar ....................................................................................................... 398
Read the second and third times ......................................................................................................... 524
Transmitted to the House ..................................................................................................................... 525
Signed by the President and transmitted to the Governor ................................................................. 536

S.C.R. 14 — CONCURRENT RESOLUTION DESIGNATING UTAH BROADCASTERS
AWARENESS WEEK (R. Okerlund)
Read the first time by short title and referred to the Rules Committee ............................................. 302
Assigned to standing committee .......................................................................................................... 328
Read the second time and placed on Consent Calendar .................................................................... 387
Read the third time ............................................................................................................................... 446
Transmitted to the House ..................................................................................................................... 446
Signed by the President and transmitted to the Governor ................................................................. 1006

S.C.R. 15 — CONCURRENT RESOLUTION URGING CONGRESS TO ENACT THE DINE COLLEGE ACT (D. Hinkins)
Read the first time by short title and referred to the Rules Committee ............................................. 302
Assigned to standing committee .......................................................................................................... 329
Read the second time and placed on Consent Calendar .................................................................... 412
Read the third time ............................................................................................................................... 481
Transmitted to the House ..................................................................................................................... 482
Signed by the President and transmitted to the Governor ................................................................. 1006

S.C.R. 16 — CONCURRENT RESOLUTION ON UTAH’S VISION FOR ENDURING
CONTRIBUTION TO THE COMMON DEFENSE (J. Stevenson)
Read the first time by short title and referred to the Rules Committee ............................................. 415
Assigned to standing committee .......................................................................................................... 445
Read the second time and placed on Consent Calendar .................................................................... 534
Read the third time ............................................................................................................................... 636
Circled .................................................................................................................................................. 636
Uncircled ............................................................................................................................................... 705
Transmitted to the House ..................................................................................................................... 705
Signed by the President and transmitted to the Governor ................................................................. 1006
S.C.R. 17 — CONCURRENT RESOLUTION RECOGNIZING UTAH’S TEN YEAR RELATIONSHIP WITH LIAONING, CHINA (W. Niederhauser)
Read the first time by short title and referred to the Rules Committee ........................................... 420
Placed on Time Certain Calendar ........................................................................................................ 420
Read the second and third times ........................................................................................................ 476
Transmitted to the House ..................................................................................................................... 477
Signed by the President and transmitted to the Governor ................................................................. 485

S.C.R. 18 — CONCURRENT RESOLUTION DESIGNATING OFFICIAL HASHTAG FOR THE STATE OF UTAH (T. Weiler)
Read the first time by short title and referred to the Rules Committee ........................................... 464
Assigned to standing committee ......................................................................................................... 491
Amendments ...................................................................................................................................... 610
Committee report adopted and placed on calendar ........................................................................... 610
Read the second time .......................................................................................................................... 734
Read the third time ............................................................................................................................. 749
Transmitted to the House ..................................................................................................................... 750
Enacting Clause Stricken ..................................................................................................................... 1014

S.C.R. 19 — CONCURRENT RESOLUTION ON EDUCATION (J. S. Adams)
Read the first time by short title and referred to the Rules Committee ........................................... 501
Assigned to standing committee ......................................................................................................... 529
Committee report adopted and placed on calendar ........................................................................... 556
Read the second time .......................................................................................................................... 730
Read the third time ............................................................................................................................. 747
Circled ................................................................................................................................................ 747
Uncircled ............................................................................................................................................ 752
Transmitted to the House ..................................................................................................................... 753
Signed by the President and transmitted to the Governor ................................................................. 1006
S.J.R. 1 — PROPOSAL TO AMEND UTAH CONSTITUTION — STATE BOARD OF EDUCATION CHANGES (A. Jackson)
Read the first time by short title and referred to the Rules Committee. ................................. 95
Assigned to standing committee ......................................................................................... 106
Returned to Rules Committee .......................................................................................... 819
Enacting Clause Stricken ................................................................................................. 1017

S.J.R. 2 — JOINT RESOLUTION CALLING FOR THE REPEAL OF THE 17TH AMENDMENT (A. Jackson)
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<td>ECONOMIC DEVELOPMENT TAX INCREMENT FINANCING AMENDMENTS (R. Edwards)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>Committee report adopted and placed on calendar</td>
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<td>Read the second time</td>
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<td>Read the third time</td>
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<td>Signed by the President and returned to the House</td>
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<tr>
<td>H.B. 55</td>
<td>STATE HIGHWAY SYSTEM AMENDMENTS (Johnny Anderson)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>Assigned to standing committee</td>
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<td>Committee report adopted and placed on calendar</td>
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<td>Signed by the President and returned to the House</td>
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<tr>
<td>H.B. 56</td>
<td>WOMEN IN THE ECONOMY COMMISSION AMENDMENTS (R. Edwards)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>Signed by the President and returned to the House</td>
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<tr>
<td>H.B. 57</td>
<td>ALTERNATIVE DISPUTE RESOLUTION SUNSET DATE AMENDMENT (L. Christensen)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>Assigned to standing committee</td>
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<td>Read the second time</td>
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<td>Read the third time</td>
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<td>Signed by the President and returned to the House</td>
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<tr>
<td>H.B. 58</td>
<td>HEMP EXTRACT AMENDMENTS (G. Froerer)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>Assigned to standing committee</td>
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<td>Returned to the House</td>
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<td>Signed by the President and returned to the House</td>
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<tr>
<td>H.B. 59</td>
<td>STATE ARMORY BOARD AMENDMENTS (V. Peterson)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>Assigned to standing committee</td>
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<td>Read the second time</td>
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<td>Read the third time</td>
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<td>Signed by the President and returned to the House</td>
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<tr>
<td>H.B. 60</td>
<td>CLASS B AND CLASS C ROAD FUND AMENDMENTS (Johnny Anderson)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>Assigned to standing committee</td>
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<td>Read the second time</td>
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<td>Read the third time</td>
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<td>Signed by the President and returned to the House</td>
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<tr>
<td>H.B. 61</td>
<td>CORPORATE FRANCHISE AND INCOME TAX CHANGES (J. Knotwell)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>Assigned to standing committee</td>
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<td>Committee report adopted and placed on calendar</td>
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<td>Read the second and third time</td>
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<tr>
<td>H.B. 62</td>
<td>LAW ENFORCEMENT AND CRIMINAL JUSTICE – STATUTORY REPORTS REPEAL (D.</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>Assigned to standing committee</td>
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<td>Read the second time</td>
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<td>Read the third time</td>
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<td>Signed by the President and returned to the House</td>
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<td>Bill Number</td>
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<td>H.B. 63</td>
<td>FEES FOR GOVERNMENT RECORDS REQUESTS (Brian S. King)</td>
<td>Read the first time by short title and referred to Rules Committee 344, Assigned to standing committee 414, Committee report adopted and placed on calendar 462, Read the second time 643, Circled 643, Uncircled 644, Read the third time 680, Signed by the President and returned to the House 681.</td>
</tr>
<tr>
<td>H.B. 66</td>
<td>ONLINE PARENTING COURSE FOR DIVORCING FAMILIES (C. Moss)</td>
<td>Read the first time by short title and referred to Rules Committee 299, Assigned to standing committee 329, Committee report adopted and placed on calendar 651, Placed on calendar 928, Read the second time 963, Amendments 963, Read the second and third times 964, Returned to the House 964, Signed by the President and returned to the House 1007.</td>
</tr>
<tr>
<td>H.B. 67</td>
<td>WEAPONS ON PUBLIC TRANSPORTATION (N. Thurston)</td>
<td>Read the first time by short title and referred to Rules Committee 252, Assigned to standing committee 280, Committee report adopted and placed on calendar 313, Read the second time 338, Circled 338, Uncircled 339, Read the third time 400, Signed by the President and returned to the House 400.</td>
</tr>
<tr>
<td>H.B. 68</td>
<td>POST-EXPOSURE BLOOD TESTING AMENDMENTS (E. Redd)</td>
<td>Read the first time by short title and referred to Rules Committee 284, Assigned to standing committee 316, Committee report adopted and placed on calendar 346, Amendments 347, Read the second time 465, Tabled 466, Placed on Third Reading Calendar 495, Read the third time 496, Returned to the House 496, Signed by the President and returned to the House 526.</td>
</tr>
<tr>
<td>H.B. 72</td>
<td>TIMESHARE AMENDMENTS (G. Froerer)</td>
<td>Read the first time by short title and referred to Rules Committee 184, Assigned to standing committee 214, Read the second time and placed on Consent Calendar 221, Read the third time 273, Signed by the President and returned to the House 273.</td>
</tr>
<tr>
<td>H.B. 74</td>
<td>UNIFORM POWER OF ATTORNEY ACT (V. L. Snow)</td>
<td>Read the first time by short title and referred to Rules Committee 417, Assigned to standing committee 463, Committee report adopted and placed on calendar 651, Placed on calendar 960, Read the second and third times 1000, Signed by the President and returned to the House 1001.</td>
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<tr>
<td>H.B. 75</td>
<td>EPILEPSY TRAINING IN PUBLIC SCHOOLS (D. Sagers)</td>
<td>Read the first time by short title and referred to Rules Committee 703, Assigned to standing committee 736, Committee report adopted and placed on calendar 816, Placed on calendar 829, Read the second time 866, Circled 866, Enacting Clause Stricken 1010.</td>
</tr>
<tr>
<td>H.B. 77</td>
<td>SPECIAL DISTRICT AMENDMENTS (S. Handly)</td>
<td>Read the first time by short title and referred to Rules Committee 174, Amendments 199, Committee report adopted and placed on calendar 221, Read the second time 277, Circled 277, Uncircled 323, Read the third time 330, Returned to the House 331, Signed by the President and returned to the House 389.</td>
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<td>HOUSE BILL</td>
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<td>H.B. 79</td>
<td>NONPATIENT CAUSE OF ACTION (K. McKell)</td>
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<td>H.B. 81</td>
<td>GOVERNMENT EMPLOYEES INSURANCE OFFERINGS AMENDMENTS (M. Kennedy)</td>
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<td>H.B. 83</td>
<td>CAMPAIGN FINANCE DISCLOSURES IN MUNICIPAL ELECTIONS (C. Hall)</td>
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<tr>
<td>H.B. 84</td>
<td>WILDLIFE AMENDMENTS (M. McKell)</td>
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<tr>
<td>H.B. 85</td>
<td>ATTORNEY FEE REVISIONS (B. Greene)</td>
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<tr>
<td>H.B. 86</td>
<td>POSTRETIREMENT EMPLOYMENT RESTRICTIONS (R. Cunningham)</td>
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<tr>
<td>H.B. 87</td>
<td>CLEAN FUEL CONVERSION AMENDMENTS (S. Handy)</td>
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<tr>
<td>H.B. 89</td>
<td>OFFICE OF STATE DEBT COLLECTION REPORTING AMENDMENTS (C. Hall)</td>
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<tr>
<td>H.B. 90</td>
<td>EDUCATION BACKGROUND CHECK AMENDMENTS (S. Handy)</td>
<td></td>
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</tbody>
</table>

**Read the first time by short title and referred to Rules Committee**: 284
**Assigned to standing committee**: 316
**Read the second time and placed on Consent Calendar**: 349
**Read the third time**: 422
**Signed by the President and returned to the House**: 422

**Read the first time by short title and referred to Rules Committee**: 270
**Assigned to standing committee**: 295
**Read the second time and placed on Consent Calendar**: 349
**Read the third time**: 421
**Signed by the President and returned to the House**: 421

**Read the first time by short title and referred to Rules Committee**: 284
**Assigned to standing committee**: 316
**Read the second time and placed on Consent Calendar**: 388
**Read the third time**: 448
**Signed by the President and returned to the House**: 448

**Read the first time by short title and referred to Rules Committee**: 174
**Committee report adopted and placed on calendar**: 200
**Read the second time**: 277
**Circled**: 277
**Uncircled**: 322
**Amendment failed**: 322
**Read the third time**: 330
**Signed by the President and returned to the House**: 330

**Read the first time by short title and referred to Rules Committee**: 486
**Assigned to standing committee**: 530
**Substituted**: 770
**Committee report adopted and placed on calendar**: 770
**Placed on calendar**: 987
**Enacting Clause Stricken**: 1010

**Read the first time by short title and referred to Rules Committee**: 536
**Assigned to standing committee**: 623
**Substituted**: 882
**Returned to Rules Committee**: 882
**Placed on calendar**: 1000
**Enacting Clause Stricken**: 1010

**Read the first time by short title and referred to Rules Committee**: 299
**Assigned to standing committee**: 329
**Substituted**: 410
**Committee report adopted and placed on calendar**: 410
**Read the second time**: 470, 860
**Tabbed**: 471
**Placed on calendar**: 829
**Amendments**: 860, 921
**Read the second and third times**: 861
**Returned to the House**: 861, 923
**Refuse to Recede**: 901
**Before the Senate**: 922
**Joint Conference Committee Report**: 921
**Signed by the President and returned to the House**: 945

**Read the first time by short title and referred to Rules Committee**: 184
**Assigned to standing committee**: 214
**Read the second time and placed on Consent Calendar**: 255
**Read the third time**: 302
**Signed by the President and returned to the House**: 302

**Read the first time by short title and referred to Rules Committee**: 174
**Assigned to standing committee**: 199
**Committee report adopted and placed on calendar**: 212
**Read the second time**: 276
**Circled**: 276
**Uncircled**: 278
**Read the third time**: 291
**Signed by the President and returned to the House**: 291
H.B. 93 — ORGAN DONOR AMENDMENTS (G. Froerer)
Read the first time by short title and referred to Rules Committee ........................................ 239
Assigned to standing committee .................................................................................. 262
Committee report adopted and placed on calendar ......................................................... 467
Read the second time ................................................................................................... 483
Read the third time ........................................................................................................ 483
Amendments .................................................................................................................. 483
Signed by the President and returned to the House ........................................................... 483

H.B. 95 — POLITICAL ISSUES COMMITTEE AMENDMENTS (K. Powell)
Read the first time by short title and referred to Rules Committee ...................................... 220
Assigned to standing committee .................................................................................. 247
Committee report adopted and placed on calendar ......................................................... 346
Read the second time ................................................................................................... 482
Read the third time ........................................................................................................ 482
Signed by the President and returned to the House ........................................................... 482

H.B. 96 — SINGLE SIGN-ON BUSINESS DATABASE (R. R. Cutler)
Read the first time by short title and referred to Rules Committee ...................................... 361
Assigned to standing committee .................................................................................. 463
Committee report adopted and placed on calendar ......................................................... 532
Read the second time ................................................................................................... 662
Tabled ............................................................................................................................ 662
Placed on calendar ........................................................................................................ 829
Read the second and third times .................................................................................. 859
Signed by the President and returned to the House ........................................................... 860

H.B. 97 — CHILDREN WITH CANCER SPECIAL LICENSE PLATE (R. Edwards)
Read the first time by short title and referred to Rules Committee ...................................... 418
Assigned to standing committee .................................................................................. 463
Committee report adopted and placed on calendar ......................................................... 590
Read the second time ................................................................................................... 813
Read the third time ........................................................................................................ 893
Signed by the President and returned to the House ........................................................... 894

H.B. 98 — NATIONAL GUARD DEATH BENEFIT AMENDMENTS (F. Ray)
Read the first time by short title and referred to Rules Committee ...................................... 174
Assigned to standing committee .................................................................................. 199
Committee report adopted and placed on calendar ......................................................... 221
Read the second time ................................................................................................... 277
Read the third time ........................................................................................................ 290
Signed by the President and returned to the House ........................................................... 291

H.B. 100 — EMERGENCY MEDICAL SERVICES PERSONNEL LICENSURE INTERSTATE COMPACT (M. Schultz)
Read the first time by short title and referred to Rules Committee ...................................... 128
Assigned to standing committee .................................................................................. 154
Committee report adopted and placed on calendar ......................................................... 260
Read the second time ................................................................................................... 274
Read the third time ........................................................................................................ 275
Signed by the President and returned to the House ........................................................... 275

H.B. 101 — DISABLED ADULT GUARDIANSHIP AMENDMENTS (F. Cox)
Read the first time by short title and referred to Rules Committee ...................................... 508
Assigned to standing committee .................................................................................. 529
Committee report adopted and placed on calendar ......................................................... 740
Placed on calendar ........................................................................................................ 960
Circled ............................................................................................................................ 966
Uncircled ........................................................................................................................ 967
Read the second and third times .................................................................................. 967
Signed by the President and returned to the House ........................................................... 968

H.B. 103 — DEPARTMENT OF ADMINISTRATIVE SERVICES AMENDMENTS (C. Odou)
Read the first time by short title and referred to Rules Committee ...................................... 161
Assigned to standing committee .................................................................................. 176
Read the second time and placed on Consent Calendar ................................................ 209
Read the third time ........................................................................................................ 242
Signed by the President and returned to the House ........................................................... 243

H.B. 104 — PROPERTY TAXATION AMENDMENTS (J. Peterson)
Read the first time by short title and referred to Rules Committee ...................................... 284
Assigned to standing committee .................................................................................. 317
Read the second time and placed on Consent Calendar ................................................ 387
Read the third time ........................................................................................................ 447
Signed by the President and returned to the House ........................................................... 447

H.B. 105 — HUMAN TRAFFICKING REVISIONS (A. Romero)
Read the first time by short title and referred to Rules Committee ...................................... 252
Assigned to standing committee .................................................................................. 280
Read the second time and placed on Consent Calendar ................................................ 314
Read the third time ........................................................................................................ 397
Signed by the President and returned to the House ........................................................... 397
H.B. 106 — SECURITIES AMENDMENTS (R. Cunningham)
Read the first time by short title and referred to Rules Committee .......................... 285
Assigned to standing committee ................................................................. 315
Amendments ......................................................................................... 32, 662
Committee report adopted and placed on calendar ......................................... 532
Read the second time ................................................................................ 662
Read the third time ................................................................................... 694
Circled ...................................................................................................... 694
Uncircled .................................................................................................. 697
Returned to the House .............................................................................. 697
Signed by the President and returned to the House ........................................ 723

H.B. 107 — EARLY COLLEGE HIGH SCHOOLS (V. Peterson)
Read the first time by short title and referred to Rules Committee ......................... 285
Assigned to standing committee ................................................................. 315
Substituted ............................................................................................... 475
Returned to Rules Committee .................................................................... 475
Filed ......................................................................................................... 475
Enacting Clause Stricken ........................................................................... 1010

H.B. 110 — ELECTION LAW CHANGES (C. Hall)
Read the first time by short title and referred to Rules Committee ......................... 418
Assigned to standing committee ................................................................. 463
Committee report adopted and placed on calendar ......................................... 611
Placed on calendar .................................................................................... 901
Read the second time ................................................................................ 923
Circled ...................................................................................................... 923
Enacting Clause Stricken ........................................................................... 1010

H.B. 112 — CONTINUING EDUCATION FOR CONTRACTOR LICENSING AMENDMENTS (S. Sandall)
Read the first time by short title and referred to Rules Committee ......................... 472
Assigned to standing committee ................................................................. 528
Committee report adopted and placed on calendar ......................................... 556
Read the second time ................................................................................ 810, 956
Circled ...................................................................................................... 956
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Circled ...................................................................................................... 810, 825
Read the second and third times ................................................................. 979
Placed on calendar .................................................................................... 928
Signed by the President and returned to the House ........................................ 980

H.B. 113 — HEALTH CARE SHARING MINISTRY AMENDMENTS (M. Kennedy)
Assigned to standing committee ................................................................. 310
Returned to Rules Committee .................................................................... 351
Enacting Clause Stricken ........................................................................... 1010

H.B. 114 — CONTROLLED SUBSTANCE REPORTING (R. Ward)
Read the first time by short title and referred to Rules Committee ......................... 285
Assigned to standing committee ................................................................. 316
Committee report adopted and placed on calendar ......................................... 589
Read the second time ................................................................................ 812
Amendments ............................................................................................ 812
Read the second and third times ................................................................. 862
Returned to the House .............................................................................. 862
Signed by the President and returned to the House ........................................ 899

H.B. 116 — DETERMINATION OF EMPLOYER STATUS AMENDMENTS (B. Greene)
Read the first time by short title and referred to Rules Committee ......................... 262
Assigned to standing committee ................................................................. 279
Committee report adopted and placed on calendar ......................................... 390
Read the second time ................................................................................ 468
Circled ...................................................................................................... 468
Uncircled .................................................................................................. 658
Amendments ............................................................................................ 659
Tabled ...................................................................................................... 659
Lifted from Table ...................................................................................... 699
Read the third time ................................................................................... 699
Returned to the House .............................................................................. 700
Signed by the President and returned to the House ........................................ 723

H.B. 118 — PUBLIC ACCESS OF ADMINISTRATIVE ACTION AMENDMENTS (B. Greene)
Read the first time by short title and referred to Rules Committee ......................... 310
Assigned to standing committee ................................................................. 351
Read the second time ................................................................................ 843
Read the third time ................................................................................... 839
Signed by the President and returned to the House ........................................ 839

H.B. 120 — DUI ENFORCEMENT FUNDING AMENDMENTS (S. Eliason)
Read the first time by short title and referred to Rules Committee ......................... 310
<table>
<thead>
<tr>
<th>Bill Number</th>
<th>Description</th>
<th>Action Comments</th>
</tr>
</thead>
<tbody>
<tr>
<td>H.B. 124</td>
<td>MONITORING EQUIPMENT IN A CARE FACILITY (T. Hawkes)</td>
<td>Read the first time by short title and referred to Rules Committee. 294 Committee report adopted and placed on calendar. 347 Read the second time. 466 Amendments. 466 Read the third time. 483 Circled. 483 Uncircled. 495 Returned to the House. 495 Signed by the President and returned to the House. 526</td>
</tr>
<tr>
<td>H.B. 126</td>
<td>UNMANNED AIRCRAFT REVISIONS (K. Powell)</td>
<td>Read the first time by short title and referred to Rules Committee. 410 Assigned to standing committee. 445 Committee report adopted and placed on calendar. 487 Read the second time. 656 Read the third time. 683 Substituted. 683, 773 Returned to the House. 683 Refuse to Recede. 724, 739 Before the Senate. 744 Returned to the House. 774 Signed by the President and returned to the House. 786</td>
</tr>
<tr>
<td>H.B. 127</td>
<td>LICENSE PLATE OPTIONS (V. Peterson)</td>
<td>Read the first time by short title and referred to Rules Committee. 299 Assigned to standing committee. 329 Committee report adopted and placed on calendar. 411 Read the second time. 499 Read the second and third times. 859 Tabled. 859 Placed on calendar. 829 Signed by the President and returned to the House. 859</td>
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<tr>
<td>H.B. 128</td>
<td>ALIMONY AMENDMENTS (K. Stratton)</td>
<td>Read the first time by short title and referred to Rules Committee. 294 Assigned to standing committee. 316 Committee report adopted and placed on calendar. 651 Enacting Clause Stricken. 1010</td>
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<tr>
<td>H.B. 129</td>
<td>TOWING SURCHARGE AMENDMENTS (K. Stratton)</td>
<td>Read the first time by short title and referred to Rules Committee. 285 Assigned to standing committee. 317 Committee report adopted and placed on calendar. 487 Read the second time. 646 Read the third time. 682 Circled. 682 Uncircled. 685 Signed by the President and returned to the House. 685</td>
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<tr>
<td>H.B. 130</td>
<td>ELECTRIC VEHICLE INFRASTRUCTURE AMENDMENTS (P. Arent)</td>
<td>Read the first time by short title and referred to Rules Committee. 439 Assigned to standing committee. 491 Read the second time. 962 Amendments. 962 Read the second time and placed on Consent Calendar. 962 Read the second and third times. 963 Placed on calendar. 928 Returned to the House. 963 Signed by the President and returned to the House. 1007</td>
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<tr>
<td>1st Sub. H.B. 132</td>
<td>LOCAL GOVERNMENT LICENSING AMENDMENTS (J. Anderegg)</td>
<td>Read the first time by short title and referred to Rules Committee. 418 Assigned to standing committee. 463 Committee report adopted and placed on calendar. 728 Enacting Clause Stricken. 1010</td>
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<tr>
<td>H.B. 134</td>
<td>STATE WORK OF ART (R. Edwards)</td>
<td>Read the first time by short title and referred to Rules Committee. 262 Assigned to standing committee. 280, 562 Committee report adopted and placed on calendar. 740 Returned to Rules. 740 Placed on calendar. 988 Signed by the President and returned to the House. 1010</td>
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<td>Bill Number</td>
<td>Title</td>
<td>Status</td>
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<td>H.B. 135</td>
<td>STATE PARKS FEE EXEMPTION AMENDMENTS (L. Hemingway)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>Assigned to standing committee</td>
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<td>Read the second time and placed on Consent Calendar</td>
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<td>Read the third time</td>
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<td>Signed by the President and returned to the House</td>
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<tr>
<td>H.B. 136</td>
<td>HUMAN TRAFFICKING AMENDMENTS (P. Ray)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>Enacting Clause Stricken</td>
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<td>H.B. 138</td>
<td>CONSUMER ELECTRONIC DEVICE RECYCLING REPORT AMENDMENTS (L. Perry)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>H.B. 139</td>
<td>TRANSPARENCY ADVISORY BOARD MODIFICATIONS (D. Owens)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>Signed by the President and returned to the House</td>
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<td>H.B. 140</td>
<td>PUBLIC UTILITIES AND TECHNOLOGY COMMITTEE NAME CHANGE (S. Handy)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>Signed by the President and returned to the House</td>
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<td>H.B. 142</td>
<td>AGENCY AUDITING PROCEDURES FOR EDUCATION (B. R. Cutler)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>Signed by the President and returned to the House</td>
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<td>H.B. 143</td>
<td>VEHICLE SAFETY INSPECTION AMENDMENTS (K. Powell)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>Committee report adopted and placed on calendar</td>
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<td>Enacting Clause Stricken</td>
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<td>H.B. 146</td>
<td>DISCLOSURE OF LOCAL CANDIDATES (P. Ray)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>Signed by the President and returned to the House</td>
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<td>H.B. 147</td>
<td>STATE BOARD OF EDUCATION REVISIONS (B. R. Cutler)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>H.B. 148</td>
<td>PROTECTIVE ORDER AMENDMENTS (A. Romero)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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H.B. 149 — DEATH REPORTING AND INVESTIGATION INFORMATION REGARDING
CONTROLLED SUBSTANCES *(B. Daw)*
Read the first time by short title and referred to Rules Committee ........................................ 285
Assigned to standing committee ........................................................................... 316
Substituted ........................................................................................................ 651,870
Amendments .................................................................................................. 652
Committee report adopted and placed on calendar .................................................. 652
Read the second time ......................................................................................... 862
Circled .............................................................................................................. 862
Uncircled ........................................................................................................... 870
Read the second and third times ........................................................................ 870
Returned to the House ...................................................................................... 871
Signed by the President and returned to the House ................................................ 900

H.B. 150 — CONTROLLED SUBSTANCE PRESCRIPTION NOTIFICATION *(B. Daw)*
Read the first time by short title and referred to Rules Committee .............................. 239
Assigned to standing committee .......................................................................... 262
Committee report adopted and placed on calendar ............................................... 312
Read the second time ......................................................................................... 336
Tabled .............................................................................................................. 336
Placed on calendar .............................................................................................. 911
Read the third time ............................................................................................ 911
Signed by the President and returned to the House .............................................. 911

H.B. 151 — ACUPUNCTURE LICENSING BOARD AMENDMENTS *(S. DiCenso)*
Read the first time by short title and referred to Rules Committee ................................ 211
Assigned to standing committee ........................................................................ 232
Read the second time and placed on Consent Calendar ........................................... 272
Read the third time ............................................................................................. 318
Signed by the President and returned to the House ................................................ 318

H.B. 154 — COUNTY PERSONNEL REQUIREMENTS *(B. Dee)*
Read the first time by short title and referred to Rules Committee .............................. 199
Assigned to standing committee ........................................................................ 222
Read the second time and placed on Consent Calendar ........................................... 272
Read the third time ............................................................................................. 318
Signed by the President and returned to the House ................................................ 319

H.B. 155 — REPORTING OF CHILD PORNOGRAPHY *(C. Hall)*
Read the first time by short title and referred to Rules Committee ................................ 328
Assigned to standing committee ........................................................................ 351
Committee report adopted and placed on calendar ............................................... 390
Substituted ........................................................................................................ 469
Read the third time ............................................................................................. 484
Returned to the House ....................................................................................... 485

H.B. 156 — PERSONALIZED LICENSE PLATES AMENDMENT *(V. L. Snow)*
Read the first time by short title and referred to Rules Committee .............................. 220
Assigned to standing committee ........................................................................ 248
Read the second time and placed on Consent Calendar ........................................... 314
Read the third time ............................................................................................. 396
Signed by the President and returned to the House ................................................ 396

H.B. 158 — CAMPAIGN FUNDS RESTRICTIONS FOR COUNTY AND LOCAL
SCHOOL BOARD OFFICES *(P. Arent)*
Read the first time by short title and referred to Rules Committee ................................ 311
Assigned to standing committee ........................................................................ 351
Read the second time and placed on Consent Calendar ........................................... 419
Read the third time ............................................................................................. 511
Signed by the President and returned to the House ................................................ 512

H.B. 159 — LINE-OF-DUTY DEATH BENEFITS AMENDMENTS *(M. McKell)*
Read the first time by short title and referred to Rules Committee .............................. 418
Assigned to standing committee ........................................................................ 463
Amendments ..................................................................................................... 652,993
Committee report adopted and placed on calendar .................................................. 652
Placed on calendar .............................................................................................. 988,992
Read the second time ......................................................................................... 993
Read the second and third times ....................................................................... 993
Returned to the House ....................................................................................... 993
Signed by the President and returned to the House ................................................ 1007

H.B. 160 — JUSTICE COURT AMENDMENTS *(C. Hall)*
Read the first time by short title and referred to Rules Committee .............................. 361
Assigned to standing committee ........................................................................ 414
Substituted ........................................................................................................ 652
Amendments ..................................................................................................... 653,908
Committee report adopted and placed on calendar .................................................. 653
H.B. 161 — AGRICULTURE PARCEL AMENDMENTS (M. McKell)
Read the first time by short title and referred to Rules Committee 225
Assigned to standing committee .......................................................... 280
Committee report adopted and placed on calendar .............................. 349
Read the second time ........................................................................ 468
Circled ............................................................................................... 702
Uncircled ........................................................................................... 697
Read the second and third times .......................................................... 908
Returned to the House ....................................................................... 929
Sign by the President and returned to the House ................................. 929

H.B. 162 — MOTION PICTURE INCENTIVES AMENDMENTS (J. Peterson)
Read the first time by short title and referred to Rules Committee 225
Assigned to standing committee .......................................................... 315
Read the third time ............................................................................ 512
Signed by the President and returned to the House ............................. 513

H.B. 163 — TITLE INSURANCE AMENDMENTS (R. C. Webb)
Read the first time by short title and referred to Rules Committee 225
Assigned to standing committee .......................................................... 311
Assigned to standing committee .......................................................... 351
Read the second time and placed on Consent Calendar ....................... 392
Read the third time ............................................................................ 479
Signed by the President and returned to the House ............................. 479

H.B. 165 — GARNISHMENT AMENDMENTS (B. Dee)
Read the first time by short title and referred to Rules Committee 225
Assigned to standing committee .......................................................... 280
Returned to Rules Committee ............................................................. 811
Placed on calendar ............................................................................ 897
Read the second and third times .......................................................... 917
Signed by the President and returned to the House ............................. 918

H.B. 167 — UTAH LAW ENFORCEMENT MEMORIAL SPECIAL GROUP LICENSE PLATE (L. Perry)
Read the first time by short title and referred to Rules Committee 225
Assigned to standing committee .......................................................... 311
Assigned to standing committee .......................................................... 352
Committee report adopted and placed on calendar .............................. 411
Read the second time ........................................................................ 500
Read the third time ............................................................................ 515
Signed by the President and returned to the House ............................. 515

H.B. 168 — TRANSPORTATION FUNDING MODIFICATIONS (Johnny Anderson)
Read the first time by short title and referred to Rules Committee 225
Assigned to standing committee .......................................................... 270
Assigned to standing committee .......................................................... 295
Committee report adopted and placed on calendar .............................. 313
Read the second time ........................................................................ 337
Circled ............................................................................................... 337
Uncircled ........................................................................................... 341
Read the third time ............................................................................ 402
Signed by the President and returned to the House ............................. 402

H.B. 169 — LITTLE SAHARA STATE PARK DESIGNATION (S. Elishon)
Read the first time by short title and referred to Rules Committee 225
Assigned to standing committee .......................................................... 509
Amendments ..................................................................................... 530
Enacting Clause Stricken ................................................................... 591
Committee report adopted and placed on calendar .............................. 1010

H.B. 170 — MEDICAL CARE SAVINGS ACCOUNT TAX CREDIT REPEAL (J. Peterson)
Read the first time by short title and referred to Rules Committee 225
Assigned to standing committee .......................................................... 285
Assigned to standing committee .......................................................... 317
Read the second time and placed on Consent Calendar ....................... 387
Read the second time ........................................................................ 500
Read the third time ............................................................................ 516
Substituted ......................................................................................... 516
Returned to the House ....................................................................... 517
Signed by the President and returned to the House ............................. 560

H.B. 172 — PUBLIC ASSISTANCE BENEFITS AMENDMENTS (A. Romeri)
Read the first time by short title and referred to Rules Committee 225
Assigned to standing committee .......................................................... 344
Committee report adopted and placed on calendar .............................. 414
Read the second time ........................................................................ 473
Read the second time ........................................................................ 644
Read the third time ............................................................................ 681
Signed by the President and returned to the House ............................. 681
H.B. 175 — PUBLIC EDUCATION EMPLOYMENT AMENDMENTS (K. Powell)
Read the first time by short title and referred to Rules Committee ........................................ 633
Assigned to standing committee ................................................................. 693
Committee report adopted and placed on calendar .................................. 741
Placed on calendar .................................................................................. 960
Read the second time ............................................................................... 976
Substituted ............................................................................................. 976
Circled ..................................................................................................... 976
Uncircled ............................................................................................... 986
Read the second and third times ............................................................. 987
Returned to the House ........................................................................... 987
Signed by the President and returned to the House ................................. 1007

H.B. 177 — MORTGAGE LENDING AMENDMENTS (J. Stanard)
Read the first time by short title and referred to Rules Committee ................. 390
Assigned to standing committee ................................................................. 444
Committee report adopted and placed on calendar .................................. 532
Read the second time ............................................................................... 665
Read the third time .................................................................................. 694
Signed by the President and returned to the House ................................. 695

H.B. 179 — CONSENSUAL SEXUAL ACTIVITY OF A MINOR (M. Nelson)
Read the first time by short title and referred to Rules Committee ................. 418
Assigned to standing committee ................................................................. 463
Committee report adopted and placed on calendar .................................. 927
Read the second time ............................................................................... 932
Circled ..................................................................................................... 938
Uncircled ............................................................................................... 938
Amendments .......................................................................................... 938
Read the second and third times ............................................................. 940
Returned to the House ........................................................................... 940
Signed by the President and returned to the House ................................. 955

H.B. 180 — SALES AND USE TAX EXEMPTION AMENDMENTS (B. Wilson)
Read the first time by short title and referred to Rules Committee ................. 439
Assigned to standing committee ................................................................. 491
Substituted ............................................................................................. 671
Committee report adopted and placed on calendar .................................. 671
Enacting Clause Stricken ........................................................................ 1010

H.B. 182 — CONCURRENT ENROLLMENT EDUCATION AMENDMENTS (V. Peterson)
Read the first time by short title and referred to Rules Committee ................. 285
Assigned to standing committee ................................................................. 315
Committee report adopted and placed on calendar .................................. 391
Read the second time ............................................................................... 470
Read the third time .................................................................................. 496
Signed by the President and returned to the House ................................. 497

H.B. 183 — COUNTY OPTION SALES AND USE TAX FOR HIGHWAYS AND PUBLIC TRANSIT AMENDMENTS (J. Draxler)
Read the first time by short title and referred to Rules Committee ................. 345
Assigned to standing committee ................................................................. 394
Committee report adopted and placed on calendar .................................. 459
Read the second time ............................................................................... 642
Read the third time .................................................................................. 679
Signed by the President and returned to the House ................................. 679

H.B. 184 — UNLICENSED DIRECT-ENTRY MIDWIFERY (C. Moss)
Read the first time by short title and referred to Rules Committee ................. 361
Assigned to standing committee ................................................................. 414
Amendments .......................................................................................... 473
Committee report adopted and placed on calendar .................................. 645
Read the second time ............................................................................... 654
Circled ..................................................................................................... 667
Uncircled ............................................................................................... 696
Read the third time ............................................................................... 724
Returned to the House ........................................................................... 724
Before the Senate .................................................................................... 724
Signed by the President and returned to the House ................................. 724

H.B. 185 — DECEPTION DETECTION EXAMINERS LICENSING AMENDMENTS (F. Gibson)
Read the first time by short title and referred to Rules Committee ................. 211
Assigned to standing committee ................................................................. 232
Committee report adopted and placed on calendar .................................. 270
Read the second time ............................................................................... 313
Signed by the President and returned to the House ................................. 332
H.B. 186 — VOLUNTEER HEALTH CARE CONTINUING EDUCATION CREDIT (D. Lifferth)

Read the first time by short title and referred to Rules Committee ........................................ 311
Assigned to standing committee .............................................................................................. 351
Committee report adopted and placed on calendar ................................................................. 469
Read the second time .............................................................................................................. 494
Read the third time ................................................................................................................. 494
Returned to the House ............................................................................................................ 526
Before the Senate ................................................................................................................... 541
Signed by the President and returned to the House ............................................................... 541

H.B. 189 — MOTOR VEHICLE IMPOUND AMENDMENTS (S. Handy)

Read the first time by short title and referred to Rules Committee ........................................ 231
Assigned to standing committee .............................................................................................. 248
Committee report adopted and placed on calendar ................................................................. 313
Read the second time .............................................................................................................. 338
Read the third time ................................................................................................................. 338
Signed by the President and returned to the House ............................................................... 399

H.B. 190 — TAXATION OF FOREIGN INCOME AMENDMENTS (B. Wilson)

Read the first time by short title and referred to Rules Committee ........................................ 769
Assigned to standing committee .............................................................................................. 784
Placed on calendar .................................................................................................................. 828
Read the second time .............................................................................................................. 834
Substituted .............................................................................................................................. 834
Read the second and third times ............................................................................................ 835
Returned to the House ............................................................................................................ 835
Signed by the President and returned to the House ............................................................... 878

H.B. 191 — INTERLOCK RESTRICTED DRIVER AMENDMENTS (E. Redd)

Read the first time by short title and referred to Rules Committee ........................................ 328
Assigned to standing committee .............................................................................................. 415
Committee report adopted and placed on calendar ................................................................. 487
Read the second time .............................................................................................................. 647
Read the third time ................................................................................................................. 682
Signed by the President and returned to the House ............................................................... 683

H.B. 192 — OPIATE OVERDOSE RESPONSE ACT — PILOT PROGRAM AND OTHER AMENDMENTS (M. McKell)

Read the first time by short title and referred to Rules Committee ........................................ 439
Assigned to standing committee .............................................................................................. 490
Committee report adopted and placed on calendar ................................................................. 553
Circled ..................................................................................................................................... 804
Uncircled .................................................................................................................................. 809
Substituted ............................................................................................................................... 809
Read the second and third times ............................................................................................ 835
Returned to the House ............................................................................................................ 836
Signed by the President and returned to the House ............................................................... 878

H.B. 193 — CHARTER SCHOOL FUNDING AMENDMENTS (K. Powell)

Read the first time by short title and referred to Rules Committee ........................................ 739
Assigned to standing committee .............................................................................................. 784
Committee report adopted and placed on calendar ................................................................. 847
Amendments ............................................................................................................................ 847
Enacting Clause Stricken ........................................................................................................ 1010

H.B. 194 — MILK SALES AMENDMENTS (J. Anderegg)

Read the first time by short title and referred to Rules Committee ........................................ 220
Assigned to standing committee .............................................................................................. 248
Committee report adopted and placed on calendar ................................................................. 286
Read the second time .............................................................................................................. 325
Read the third time ................................................................................................................. 325
Signed by the President and returned to the House ............................................................... 333

H.B. 196 — UNLAWFUL DETAINER REVISIONS (K. Grover)

Read the first time by short title and referred to Rules Committee ........................................ 608
Assigned to standing committee .............................................................................................. 737
Placed on calendar .................................................................................................................. 897
Read the second time .............................................................................................................. 917
Amendments ............................................................................................................................ 920
Circled ..................................................................................................................................... 917
Uncircled .................................................................................................................................. 919
Read the second and third times ............................................................................................ 921
Returned to the House ............................................................................................................ 921
Returned to Rules Committee ................................................................................................. 881

H.B. 198 — BALLOT PROPOSITION AMENDMENTS (J. Fausett)

Read the first time by short title and referred to Rules Committee ........................................ 311
Assigned to standing committee .............................................................................................. 351
Read the second time and placed on Consent Calendar ................................................................. 419
Read the third time .................................................................................................................... 510
Signed by the President and returned to the House ................................................................. 511

H.B. 200 — STUDENT ASSESSMENT MODIFICATIONS (M. Poulson)
Read the first time by short title and referred to Rules Committee .............................................. 472
Assigned to standing committee ............................................................................................. 529
Committee report adopted and placed on calendar ................................................................. 555
Read the second time .............................................................................................................. 809
Read the third time ................................................................................................................. 892
Signed by the President and returned to the House ............................................................... 893

H.B. 201 — STUDENT TESTING AMENDMENTS (M. Poulson)
Read the first time by short title and referred to Rules Committee .............................................. 633
Assigned to standing committee ............................................................................................. 736
Committee report adopted and placed on calendar ................................................................. 816
Placed on calendar .................................................................................................................. 987
Read the second and third times ............................................................................................. 991
Signed by the President and returned to the House ............................................................... 991

H.B. 206 — HUMAN TRAFFICKING SAFE HARBOR AMENDMENTS (A. Romero)
Read the first time by short title and referred to Rules Committee .............................................. 418
Assigned to standing committee ............................................................................................. 463
Committee report adopted and placed on calendar ................................................................. 554
Read the second time .............................................................................................................. 804
Read the third time ................................................................................................................. 888
Signed by the President and returned to the House ............................................................... 889

H.B. 207 — FOURTH DISTRICT JUVENILE COURT JUDGE (D. Sanpei)
Read the first time by short title and referred to Rules Committee .............................................. 331
Assigned to standing committee ............................................................................................. 352
Committee report adopted and placed on calendar ................................................................. 653
Read the second and third times ............................................................................................. 836
Signed by the President and returned to the House ............................................................... 836

H.B. 208 — TAX ISSUES AMENDMENTS (S. Ellison)
Read the first time by short title and referred to Rules Committee .............................................. 231
Assigned to standing committee ............................................................................................. 248
Read the second time and placed on Consent Calendar ......................................................... 300
Read the third time ................................................................................................................. 365
Signed by the President and returned to the House ............................................................... 365

H.B. 209 — PUBLIC TRANSIT DISTRICT BOARD COUNTY APPOINTMENT AMENDMENTS (Johnny Anderson)
Read the first time by short title and referred to Rules Committee .............................................. 472
Assigned to standing committee ............................................................................................. 530
Committee report adopted and placed on calendar ................................................................. 590
Read the second time .............................................................................................................. 820
Amendments .......................................................................................................................... 821
Read the third time ................................................................................................................. 894
Returned to the House ............................................................................................................ 894
Signed by the President and returned to the House ............................................................... 914

H.B. 210 — SIMULATED EMERGENCY VEHICLE EXEMPTION (D. McCoy)
Read the first time by short title and referred to Rules Committee .............................................. 294
Assigned to standing committee ............................................................................................. 317
Substituted ............................................................................................................................... 350
Read the second time and placed on Consent Calendar ......................................................... 350
Read the third time ................................................................................................................. 423
Returned to the House ............................................................................................................ 423
Signed by the President and returned to the House ............................................................... 461

H.B. 211 — AGRICULTURAL EXEMPTION AMENDMENTS (L. Perry)
Read the first time by short title and referred to Rules Committee .............................................. 300
Assigned to standing committee ............................................................................................. 329
Read the second time and placed on Consent Calendar ......................................................... 412
Read the third time ................................................................................................................. 480
Signed by the President and returned to the House ............................................................... 481

H.B. 213 — AGRICULTURAL MODIFICATIONS (S. Sandall)
Read the first time by short title and referred to Rules Committee .............................................. 362
Assigned to standing committee ............................................................................................. 414
Committee report adopted and placed on calendar ................................................................. 441
Read the second time .............................................................................................................. 642
Read the third time ................................................................................................................. 678
Signed by the President and returned to the House ............................................................... 679

H.B. 216 — UTAH EDUCATIONAL SAVINGS PLAN AMENDMENTS (S. Barlow)
Read the first time by short title and referred to Rules Committee .............................................. 390
Assigned to standing committee ............................................................................................. 444
Read the second time and placed on Consent Calendar ......................................................... 474
Read the third time ................................................................................................................. 593
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<td>SMALL SCHOOL FUNDING (K. Meff)</td>
<td>Assigned to standing committee 393</td>
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<td>Read the second and third times 837</td>
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<td>Returned to the House 837</td>
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<td>Signed by the President and returned to the House 878</td>
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<tr>
<td>H.B. 219</td>
<td>RESOURCE MANAGEMENT PLANNING (K. Stratum)</td>
<td>Assigned to standing committee 625</td>
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<td>Committee report adopted and placed on calendar 693</td>
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<td>Placed on calendar 896</td>
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<td>Read the second time 904</td>
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<td>Read the second and third times 905</td>
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<td>Signed by the President and returned to the House 941</td>
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<td>H.B. 220</td>
<td>LEGISLATIVE ORGANIZATION AMENDMENTS (L. Christensen)</td>
<td>Assigned to standing committee 472</td>
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<td>Committee report adopted and placed on calendar 529</td>
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<td>Placed on calendar 896</td>
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<td>Read the second time 904</td>
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<td>Substituted 905</td>
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<td>Read the second and third times 905</td>
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<td>Returned to the House 905</td>
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<td>Signed by the President and returned to the House 930</td>
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<td>H.B. 221</td>
<td>IMMUNIZATION OF STUDENTS AMENDMENTS (C. Moss)</td>
<td>Read the first time by short title and referred to Rules Committee 739</td>
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<td>Placed on calendar 829</td>
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<td>Read the second time 863</td>
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<td>Substituted 863</td>
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<td>Amendments 863, 864</td>
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<td>Read the second and third times 865</td>
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<td>Returned to the House 865</td>
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<td>H.B. 222</td>
<td>NONUSE APPLICATION AMENDMENTS (T. Hawkes)</td>
<td>Read the first time by short title and referred to Rules Committee 294</td>
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<td>Assigned to standing committee 316</td>
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<td>Read the second time 350</td>
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<td>Read the third time 423</td>
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<td>Signed by the President and returned to the House 424</td>
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<tr>
<td>H.B. 223</td>
<td>LOCAL HISTORIC DISTRICT AMENDMENTS (B. Wilson)</td>
<td>Read the first time by short title and referred to Rules Committee 527</td>
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<td>Assigned to standing committee 528</td>
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<td>Placed on calendar 964</td>
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<td>Read the second time 964</td>
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<td>Substituted 964</td>
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<td>Amendments 964</td>
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<td>Read the second and third times 966</td>
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<td>Reconsidered 985</td>
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<td>Returned to the House 986</td>
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<td>Signed by the President and returned to the House 1007</td>
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<tr>
<td>H.B. 225</td>
<td>CYBERCRIME AMENDMENTS (D. Lifferth)</td>
<td>Read the first time by short title and referred to Rules Committee 608</td>
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<td>Assigned to standing committee 738</td>
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<td>Committee report adopted and placed on calendar 771</td>
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<td>Enacting Clause Stricken 1010</td>
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H.B. 227 — ELECTRONIC DRIVER LICENSE AMENDMENTS (C. Hall)
Read the first time by short title and referred to Rules Committee ........................................... 418
Assigned to standing committee .......................................................... 464
Committee report adopted and placed on calendar ........................................... 590
Read the second time .............................................................................. 824
Read the third time .............................................................................. 895
Signed by the President and returned to the House ........................................... 895

H.B. 228 — ALCOHOL MODIFICATIONS (G. Froerer)
Read the first time by short title and referred to Rules Committee ........................................... 428
Assigned to standing committee .......................................................... 490
Amendments ......................................................................................... 556, 810
Committee report adopted and placed on calendar ........................................... 556
Read the second time .............................................................................. 810
Read the third time .............................................................................. 893
Returned to the House ............................................................................ 914
Signed by the President and returned to the House ........................................... 914

H.B. 229 — SYSTEM OF CARE DEVELOPMENT (E. Redd)
Read the first time by short title and referred to Rules Committee ........................................... 439
Assigned to standing committee .......................................................... 490
Committee report adopted and placed on calendar ........................................... 631
Enacting Clause Stricken ........................................................................... 1010

H.B. 230 — WORKERS’ COMPENSATION FUND AMENDMENTS (V. Peterson)
Read the first time by short title and referred to Rules Committee ........................................... 279
Assigned to standing committee .......................................................... 295
Read the second time and placed on Consent Calendar ........................................... 314
Read the third time .............................................................................. 396
Circled ................................................................................................. 396
Uncircled ............................................................................................. 478
Signed by the President and returned to the House ........................................... 479

H.B. 232 — SCENIC BYWAY AMENDMENTS (M. Noel)
Read the first time by short title and referred to Rules Committee ........................................... 418
Assigned to Standing Committee .......................................................... 445
Read the second time and placed on Consent Calendar ........................................... 534
Read the second time .............................................................................. 804
Read the third time .............................................................................. 888
Signed by the President and returned to the House ........................................... 888

H.B. 233 — TAX CREDIT FOR MILITARY SURVIVOR BENEFITS (P. Ray)
Read the first time by short title and referred to Rules Committee ........................................... 633
Assigned to standing committee .......................................................... 693
Placed on calendar ............................................................................... 828
Read the second and third times .......................................................... 856
Signed by the President and returned to the House ........................................... 857

H.B. 236 — CHARITABLE PRESCRIPTION DRUG RECYCLING PROGRAM (G. Froerer)
Read the first time by short title and referred to Rules Committee ........................................... 390
Assigned to standing committee .......................................................... 444
Committee report adopted and placed on calendar ........................................... 474
Read the second time .............................................................................. 645
Circled ................................................................................................. 645
Uncircled ............................................................................................. 657
Substituted ........................................................................................... 684
Read the third time .............................................................................. 684
Returned to the House ............................................................................ 684
Signed by the President and returned to the House ........................................... 723

H.B. 237 — INCOME TAX CONTRIBUTION FOR CLEAN AIR (P. Arent)
Read the first time by short title and referred to Rules Committee ........................................... 509
Assigned to standing committee .......................................................... 530
Read the second time and placed on Consent Calendar ........................................... 673
Read the third time .............................................................................. 801
Circled ................................................................................................. 801
Uncircled ............................................................................................. 802
Signed by the President and returned to the House ........................................... 803

H.B. 238 — OPIATE OVERDOSE RESPONSE ACT — OVERDOSE OUTREACH PROVIDERS
AND OTHER AMENDMENTS (C. Moss)
Read the first time by short title and referred to Rules Committee ........................................... 461
Assigned to standing committee .......................................................... 490
Committee report adopted and placed on calendar ........................................... 554
Read the second time .............................................................................. 805
Read the third time .............................................................................. 889
Substituted ........................................................................................... 889
Returned to the House ............................................................................ 889
Signed by the President and returned to the House ........................................... 914

H.B. 239 — ACCESS TO OPIOID PRESCRIPTION INFORMATION VIA PRACTITIONER
DATA MANAGEMENT SYSTEMS (M. McKell)
Read the first time by short title and referred to Rules Committee ........................................ 440
Assigned to standing committee ......................................................................................... 490
Committee report adopted and placed on calendar ............................................................... 554
Read the second time ........................................................................................................ 805
Read the second and third times ......................................................................................... 856
Signed by the President and returned to the House ................................................................. 890
H.B. 240 — OPIATE OVERDOSE RESPONSE ACT — STANDING ORDERS AND OTHER AMENDMENTS (S. Eliason)
Read the first time by short title and referred to Rules Committee ........................................ 440
Assigned to standing committee ......................................................................................... 490
Committee report adopted and placed on calendar ............................................................... 554
Read the second time ........................................................................................................ 806
Read the third time ........................................................................................................... 890
Signed by the President and returned to the House ................................................................. 890
H.B. 241 — COMPUTER ABUSE AND DATA RECOVERY ACT (R. Chavez–Houck)
Read the first time by short title and referred to Rules Committee ........................................ 509
Assigned to standing committee ......................................................................................... 530
Committee report adopted and placed on calendar ............................................................... 590
Read the second time ........................................................................................................ 824
Read the third time ........................................................................................................... 895
Signed by the President and returned to the House ................................................................. 896
H.B. 242 — ALTERNATIVE ENERGY DEVELOPMENT TAX AMENDMENTS (S. Handy)
Read the first time by short title and referred to Rules Committee ........................................ 786
Placed on calendar ............................................................................................................... 829
Read the second time ........................................................................................................ 867
Circled ................................................................................................................................. 867
Uncircled ............................................................................................................................ 868
Read the second and third times ......................................................................................... 868
Signed by the President and returned to the House ................................................................. 868
H.B. 243 — PUBLIC TRANSIT DISTRICT OFFICERS AMENDMENTS (E. Redd)
Read the first time by short title and referred to Rules Committee ........................................ 345
Assigned to standing committee ......................................................................................... 394
Committee report adopted and placed on calendar ............................................................... 441
Read the second time ........................................................................................................ 642
Circled ................................................................................................................................. 642
Uncircled ............................................................................................................................ 657
Read the third time ........................................................................................................... 684
Signed by the President and returned to the House ................................................................. 684
H.B. 244 — INDEPENDENT ENERGY PRODUCER AMENDMENTS (P. Gibson)
Read the first time by short title and referred to Rules Committee ........................................ 418
Assigned to standing committee ......................................................................................... 463
Committee report adopted and placed on calendar ............................................................... 487
Read the second time ........................................................................................................ 658
Circled ................................................................................................................................. 658, 694
Uncircled ............................................................................................................................ 661, 695
Read the third time ........................................................................................................... 694
Signed by the President and returned to the House ................................................................. 696
H.B. 245 — LOCAL HEALTH DEPARTMENT AMENDMENTS (B. Dee)
Read the first time by short title and referred to Rules Committee ........................................ 345
Assigned to standing committee ......................................................................................... 393
Read the second time and placed on Consent Calendar ......................................................... 442
Read the third time ........................................................................................................... 538
Signed by the President and returned to the House ................................................................. 538
H.B. 247 — MEDICAID VISION AMENDMENTS (P. Ray)
Read the first time by short title and referred to Rules Committee ........................................ 410
Assigned to standing committee ......................................................................................... 444
Committee report adopted and placed on calendar ............................................................... 474
Read the second time ........................................................................................................ 645
Read the third time ........................................................................................................... 681
Signed by the President and returned to the House ................................................................. 682
H.B. 248 — MUNICIPAL DISCONNECTION AMENDMENTS (M. Brown)
Read the first time by short title and referred to Rules Committee ........................................ 311
Assigned to standing committee ......................................................................................... 351
Read the second time and placed on Consent Calendar ......................................................... 419
Read the third time ........................................................................................................... 511
Signed by the President and returned to the House ................................................................. 511
H.B. 249 — GENERAL CONTRACTORS LICENSE AMENDMENTS (M. Schultz)
Read the first time by short title and referred to Rules Committee ........................................ 390
Assigned to standing committee ......................................................................................... 444
Committee report adopted and placed on calendar ............................................................... 532
Read the second time ........................................................................................................ 665
Circled 665
Uncircled 668
Amendments 668
Read the third time 697
Returned to the House 698
Signed by the President and returned to the House 723

H.B. 250 — AIR QUALITY AMENDMENTS (E. Redd)
Read the first time by short title and referred to Rules Committee 671
Assigned to standing committee 737
Committee report adopted and placed on calendar 770
Placed on calendar 902
Read the second time 932
Circled 932
Uncircled 941
Amendments 941
Read the second and third times 943
Returned to the House 944
Signed by the President and returned to the House 955

H.B. 251 — POST-EMPLOYMENT RESTRICTIONS AMENDMENTS (M. Schultz)
Read the first time by short title and referred to Rules Committee 589
Assigned to standing committee 655
Substituted 770, 832, 896
Committee report adopted and placed on calendar 830
Circled 830, 896
Uncircled 832, 897
Read the third time 896
Amendments 897
Returned to the House 898
Signed by the President and returned to the House 914

H.B. 252 — INTELLECTUAL DISABILITY TERMINOLOGY AMENDMENTS (P. Ray)
Read the first time by short title and referred to Rules Committee 390
Assigned to standing committee 444
Committee report adopted and placed on calendar 554
Read the second time 806
Read the third time 890
Signed by the President and returned to the House 890

H.B. 254 — RESIDENT STUDENT TUITION AMENDMENTS (M. Poulson)
Read the first time by short title and referred to Rules Committee 428
Assigned to standing committee 490
Read the second time and placed on Consent Calendar 559
Read the third time 676
Signed by the President and returned to the House 676

H.B. 255 — CONDOMINIUM AND COMMUNITY OWNERSHIP ACT AMENDMENTS (M. Schultz)
Read the first time by short title and referred to Rules Committee 428
Assigned to standing committee 491
Substituted 609
Committee report adopted and placed on calendar 690
Placed on calendar 901
Read the first, second and third times 924
Returned to the House 924

H.B. 258 — SOLID WASTE AMENDMENTS (C. Oda)
Read the first time by short title and referred to Rules Committee 311
Assigned to standing committee 352
Substituted 411
Committee report adopted and placed on calendar 411
Read the second time 497
Read the third time 513
Returned to the House 514
Signed by the President and returned to the House 560

H.B. 259 — SUBSTANCE ABUSE TREATMENT FRAUD (E. Hutchings)
Read the first time by short title and referred to Rules Committee 560
Assigned to standing committee 623
Committee report adopted and placed on calendar 690
Read the second time 837
Circled 837
Uncircled 850
Read the second and third times 850
Signed by the President and returned to the House 851

H.B. 260 — SEXUAL EXPLOITATION OF A MINOR AMENDMENTS (F. Gibson)
Read the first time by short title and referred to Rules Committee 294
Assigned to standing committee 316
Committee report adopted and placed on calendar ......................................................... 488
Read the second time ................................................................................................. 660
Circled ....................................................................................................................... 660
Uncircled ................................................................................................................. 661
Read the third time .................................................................................................... 687
Signed by the President and returned to the House .................................................... 687

H.B. 263 — FRAUD AMENDMENTS (C. Hall)
Read the first time by short title and referred to Rules Committee ......................... 294
Assigned to standing committee ............................................................................... 316
Read the second time and placed on Consent Calendar ............................................ 654
Read the third time .................................................................................................... 742
Signed by the President and returned to the House .................................................... 743

H.B. 265 — MENTAL HEALTH PRACTITIONER AMENDMENTS (S. Eliason)
Read the first time by short title and referred to Rules Committee ......................... 560
Assigned to standing committee ............................................................................... 623
Committee report adopted and placed on calendar .................................................... 689
Read the second and third times ............................................................................... 858
Signed by the President and returned to the House .................................................... 858

H.B. 266 — UNCLAIMED CAPITAL CREDITS AMENDMENTS (M. Noel)
Read the first time by short title and referred to Rules Committee ......................... 294
Assigned to standing committee ............................................................................... 316
Committee report adopted and placed on calendar .................................................... 349
Read the second time .................................................................................................. 468
Read the third time ..................................................................................................... 484
Signed by the President and returned to the House .................................................... 484

H.B. 267 — CHARITABLE SOLICITATION ACT AMENDMENTS (P. Arent)
Read the first time by short title and referred to Rules Committee ......................... 311
Assigned to standing committee ............................................................................... 351
Read the second time and placed on Consent Calendar ............................................ 392
Read the third time ..................................................................................................... 479
Signed by the President and returned to the House .................................................... 480

H.B. 269 — RECYCLING OF COPPER WIRE (F. Cox)
Read the first time by short title and referred to Rules Committee ......................... 561
Assigned to standing committee ............................................................................... 623
Read the second time and placed on Consent Calendar ............................................ 729
Read the third time ..................................................................................................... 883
Signed by the President and returned to the House .................................................... 883

H.B. 270 — CONSTITUTIONAL DEFENSE RESTRICTED ACCOUNT AMENDMENTS (M. Noel)
Read the first time by short title and referred to Rules Committee ......................... 561
Assigned to standing committee ............................................................................... 623
Read the second time and placed on Consent Calendar ............................................ 801
Read the third time ..................................................................................................... 802
Signed by the President and returned to the House .................................................... 802

H.B. 273 — CONDOMINIUM ASSOCIATION AMENDMENTS (K. Powell)
Read the first time by short title and referred to Rules Committee ......................... 390
Assigned to standing committee ............................................................................... 444
Committee report adopted and placed on calendar .................................................... 652
Read the second time .................................................................................................. 665
Read the third time ..................................................................................................... 695
Signed by the President and returned to the House .................................................... 695

H.B. 276 — UTAH PUBLIC LAND MANAGEMENT ACT (M. Noel)
Read the first time by short title and referred to Rules Committee ......................... 561
Assigned to standing committee ............................................................................... 623
Amendments ............................................................................................................. 726
Committee report adopted and placed on calendar .................................................... 725
Placed on calendar ..................................................................................................... 990
Returned to the House .............................................................................................. 990
Signed by the President and returned to the House .................................................... 1007

H.B. 277 — PERSONALIZED LEARNING AND TEACHING AMENDMENTS (J. Knotwell)
Read the first time by short title and referred to Rules Committee ......................... 509
Assigned to standing committee ............................................................................... 529
Substituted ................................................................................................................ 630
Committee report adopted and placed on calendar .................................................... 630
Read the second time .................................................................................................. 838
Amendments ............................................................................................................. 838
Read the second and third times ............................................................................... 841
Returned to the House .............................................................................................. 841
Reconsidered ............................................................................................................. 853
Before the Senate ...................................................................................................... 853
Returned to the House .............................................................................................. 854
Signed by the President and returned to the House .................................................... 900
H.B. 279 — STATUTE OF LIMITATIONS REFORM AMENDMENTS (K. Ivory)
Read the first time by short title and referred to Rules Committee ................................. 527
Assigned to standing committee ................................................................. 528
Committee report adopted and placed on calendar ........................................... 540
Placed on calendar .................................................................................. 960
Read the second and third times .............................................................. 992
Signed by the President and returned to the House .......................................... 992

H.B. 280 — AUTONOMOUS VEHICLE STUDY (R. Spendlove)
Read the first time by short title and referred to Rules Committee ......................... 509
Assigned to standing committee ................................................................. 530
Committee report adopted and placed on calendar ........................................... 591
Placed on calendar .................................................................................. 928
Read the second and third times .............................................................. 954
Signed by the President and returned to the House .......................................... 954

H.B. 281 — BIGAMY OFFENSE AMENDMENTS (M. Noel)
Read the first time by short title and referred to Rules Committee ......................... 688
Assigned to standing committee ................................................................. 737
Returned to Rules Committee ................................................................. 881
Placed on calendar .................................................................................. 987
Read the second time ............................................................................. 991
Circled ................................................................................................. 991
Enacting Clause Stricken ........................................................................ 1011

H.B. 282 — STATE CONTRACTOR EMPLOYEE HEALTH COVERAGE AMENDMENTS (J. Dunnigan)
Read the first time by short title and referred to Rules Committee ......................... 311
Assigned to standing committee ................................................................. 351
Committee report adopted and placed on calendar ........................................... 419
Read the second time ............................................................................. 641
Read the third time ................................................................................. 677
Signed by the President and returned to the House .......................................... 678

H.B. 283 — PUBLIC UTILITY EASEMENT AMENDMENTS (M. Nelson)
Read the first time by short title and referred to Rules Committee ......................... 440
Assigned to standing committee ................................................................. 491
Committee report adopted and placed on calendar ........................................... 591
Enacting Clause Stricken ........................................................................ 1011

H.B. 285 — BOARD OF EXAMINERS MEETING NOTICE AMENDMENTS (R. Chavez−Houck)
Read the first time by short title and referred to Rules Committee ......................... 428
Assigned to standing committee ................................................................. 490
Read the second time and placed on Consent Calendar ................................... 612
Read the third time ................................................................................. 709
Signed by the President and returned to the House .......................................... 709

H.B. 286 — LAW ENFORCEMENT TRAFFIC SAFETY AMENDMENTS (M. McKell)
Read the first time by short title and referred to Rules Committee ......................... 561
Assigned to standing committee ................................................................. 623
Committee report adopted and placed on calendar ........................................... 771
Enacting Clause Stricken ........................................................................ 1011

H.B. 287 — COMMISSION FOR THE STEWARDSHIP OF PUBLIC LANDS AND PRIVATE DONATIONS FOR PUBLIC LANDS LITIGATION (K. Christofferson)
Read the first time by short title and referred to Rules Committee ......................... 472
Assigned to standing committee ................................................................. 530
Committee report adopted and placed on calendar ........................................... 591
Placed on calendar .................................................................................. 901
Read the second time ............................................................................. 925
Circled ................................................................................................. 925
Uncircled .............................................................................................. 927
Enacting Clause Stricken ........................................................................ 1011

H.B. 288 — EDUCATIONAL RECORDS PROTECTION AMENDMENTS (C. Hall)
Read the first time by short title and referred to Rules Committee ......................... 428
Assigned to standing committee ................................................................. 463
Committee report adopted and placed on calendar ........................................... 532
Read the second time ............................................................................. 700
Read the third time ................................................................................. 713
Substituted ............................................................................................. 714
Returned to the House ............................................................................. 714
Signed by the President and returned to the House .......................................... 768

H.B. 289 — CHARTER SCHOOL CLOSURE AMENDMENTS (S. DiCaro)
Read the first time by short title and referred to Rules Committee ......................... 509
Assigned to standing committee ................................................................. 529
Committee report adopted and placed on calendar ........................................... 631
Placed on calendar .................................................................................. 928
Read the second and third times .............................................................. 950
Signed by the President and returned to the House .......................................... 950
<p>| Bill Number | Bill Title | Assigned to Standing Committee | Committee Report Adopted and Placed on Calendar | Read the First Time by Short Title and Referred to Rules Committee | Enacting Clause Stricken | Signed by the President and Returned to the House | Read the Second Time | Read the Third Time | Uncircled | Circled | Amended by | Placed on Calendar | Read the Second and Third Times | Returned to the House | Read the Third Time | Signed by the President and Returned to the House | Committee Report Adopted and Placed on Calendar | Read the First Time by Short Title and Referred to Rules Committee | Read the Second Time | Committee Report Adopted and Placed on Calendar | Assigned to Standing Committee |
|-------------|------------|-------------------------------|-----------------------------------------------|------------------------------------------------|---------------------------|-----------------------------------------------|-------------------|------------------|-----------|---------|------------|----------------|----------------------|-----------------|-----------------|------------------------------------------------|------------------------------------------------|-------------------|----------------|-----------------------------------------------|------------------------------------------------|-------------------|----------------|-----------------------------------------------|
| H.B. 290    | Campaign Finance Reform Amendments (R. Spenlove) | 530                | 589                                         | 812                                            | 893                        | 903                                           | 904                                           | 1011          | 812        | 893        | 893           | 1011             | 1011                      | 1011                       | 1011                       | 1011                        | 1011                       | 904                                           | 904                                        | 1011                           | 1011                           | 1011                           | 1011                           | 1011                        | 1011                        | 1011                        | 1011                        | 1011                        | 1011                   |
| H.B. 292    | Deferred Deposit Lending Amendments (B. Dow) | 528                | 554                                         | 807                                            | 891                        | 894                                           | 895                                           | 1011          | 812        | 893        | 893           | 1011             | 1011                      | 1011                       | 1011                       | 1011                        | 1011                       | 904                                           | 904                                        | 1011                           | 1011                           | 1011                           | 1011                           | 1011                        | 1011                        | 1011                        | 1011                        | 1011                        | 1011                   |
| H.B. 295    | Obesity Report (E. Hutchings) | 711                | 789                                         | 973                                            | 973                        | 973                                           | 973                                           | 1011          | 812        | 893        | 893           | 1011             | 1011                      | 1011                       | 1011                       | 1011                        | 1011                       | 904                                           | 904                                        | 1011                           | 1011                           | 1011                           | 1011                           | 1011                        | 1011                        | 1011                        | 1011                        | 1011                        | 1011                   |
| H.B. 296    | Transportation Funding Revisions (Johnny Anderson) | 694                | 771                                         | 1011                                           | 1011                        | 1011                                           | 1011                                           | 1011          | 812        | 893        | 893           | 1011             | 1011                      | 1011                       | 1011                       | 1011                        | 1011                       | 904                                           | 904                                        | 1011                           | 1011                           | 1011                           | 1011                           | 1011                        | 1011                        | 1011                        | 1011                        | 1011                        | 1011                   |
| H.B. 297    | Bail Bond Amendments (E. Hutchings) | 737                | 789                                         | 1011                                           | 1011                        | 1011                                           | 1011                                           | 1011          | 812        | 893        | 893           | 1011             | 1011                      | 1011                       | 1011                       | 1011                        | 1011                       | 904                                           | 904                                        | 1011                           | 1011                           | 1011                           | 1011                           | 1011                        | 1011                        | 1011                        | 1011                        | 1011                        | 1011                   |
| H.B. 298    | Lawful Commerce in Arms (J. Fawson) | 692                | 770                                         | 973                                            | 973                        | 973                                           | 973                                           | 1007          | 812        | 893        | 893           | 1011             | 1011                      | 1011                       | 1011                       | 1011                        | 1011                       | 904                                           | 904                                        | 1011                           | 1011                           | 1011                           | 1011                           | 1011                        | 1011                        | 1011                        | 1011                        | 1011                        | 1011                   |
| H.B. 300    | Body-Worn Cameras for Law Enforcement Officers (D. McCay) | 693                | 771                                         | 901                                            | 901                        | 901                                           | 901                                           | 1007          | 812        | 893        | 893           | 1011             | 1011                      | 1011                       | 1011                       | 1011                        | 1011                       | 904                                           | 904                                        | 1011                           | 1011                           | 1011                           | 1011                           | 1011                        | 1011                        | 1011                        | 1011                        | 1011                        | 1011                   |
| H.B. 301    | School Bus Route Grant Program (J. Starnard) | 528                | 589                                         | 869                                            | 869                        | 869                                           | 869                                           | 1007          | 812        | 893        | 893           | 1011             | 1011                      | 1011                       | 1011                       | 1011                        | 1011                       | 904                                           | 904                                        | 1011                           | 1011                           | 1011                           | 1011                           | 1011                        | 1011                        | 1011                        | 1011                        | 1011                        | 1011                   |</p>
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S.B. 7  **National Guard, Veterans’ Affairs, and Legislature Base Budget**  L. Hillyard
Governor Signed on 2/16/2016
Effective Date:  7/1/2016

S.B. 8  **State Agency and Higher Education Compensation Appropriations**  J. Stevenson
Governor Signed on 3/30/2016
Effective Date:  7/1/2016

S.B. 11  **Cancellation of Auto Insurance Coverage**  W. Harper
Governor Signed on 3/21/2016
Effective Date:  5/10/2016

S.B. 12  **Passenger Carrier Requirements**  K. Mayne
Governor Signed on 3/28/2016
Effective Date:  5/10/2016
S.B. 13  **State Facility Energy Efficiency Fund Amendments**  S. Jenkins
Governor Signed on 3/28/2016
Effective Date:  5/10/2016

S.B. 14  **American Indian and Alaskan Native Amendments**  K. Van Tassell
Governor Signed on 3/18/2016
Effective Date:  3/18/2016

S.B. 15  **Apportionment of Business Income Amendments**  D. Henderson
Governor Signed on 3/28/2016
Effective Date:  5/10/2016

S.B. 16  **Tax Credit Amendments**  D. Henderson
Governor Signed on 3/18/2016
Effective Date:  5/10/2016

S.B. 17  **Revenue and Taxation Amendments**  K. Van Tassell
Governor Signed on 3/28/2016
Effective Date:  3/28/2016

S.B. 18  **Workforce Services Job Listings Amendments**  P. Knudson
Governor Signed on 3/23/2016
Effective Date:  5/10/2016

S.B. 19  **Phased Retirement**  T. Weiler
Governor Signed on 3/25/2016
Effective Date:  1/1/2017

S.B. 20  **Retirement Systems Audit Recommendations Amendments**  T. Weiler
Governor Signed on 3/25/2016
Effective Date:  5/10/2016

S.B. 21  **Repeal of Health and Human Services Reports and Programs**  E. Vickers
Governor Signed on 3/22/2016
Effective Date:  5/10/2016

S.B. 22  **Foreclosure of Residential Rental Property**  W. Harper
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S.B. 43 **Firearm Safety and Violence Prevention in Public Schools**
Governor Signed on 3/22/2016
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T. Weiler

S.B. 44 **Construction Code Amendments**
Governor Signed on 3/25/2016
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M. Dayton

S.B. 45 **Compulsory Education Revisions**
Senate/ filed on 3/10/2016
A. Jackson

S.B. 46 **State Education Governance Revisions**
Senate/ filed on 3/10/2016
A. Jackson

S.B. 47 **College Credit for Public Safety Officers**
Senate/ filed on 3/10/2016
K. Mayne

S.B. 48 **Board Membership Restrictions**
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L. Escamilla

S.B. 49 **Statute of Limitations on Environmental Code Violations**
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Effective Date: 5/10/2016
L. Escamilla

S.B. 50 **Health Code Repealer**
Governor Signed on 3/22/2016
Effective Date: 5/10/2016
E. Vickers

S.B. 51 **Teacher Leader Role**
Governor Signed on 3/28/2016
Effective Date: 5/10/2016
A. Millner

S.B. 52 **Rate Committee Modifications**
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D. Hinkins
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S.B. 63 **Survey Monument Replacement**  
Governor Signed on 3/22/2016  
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R. Okerlund

S.B. 64 **Special Group License Plate Modifications**  
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L. Escamilla

S.B. 65 **Sales and Use Tax Reporting Requirements**  
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W. Harper

S.B. 66 **Environmental Code Fines**  
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L. Escamilla

S.B. 67 **Partnerships for Student Success**  
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A. Millner

S.B. 68 **Property Tax Amendments**  
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W. Harper

S.B. 69 **Children’s Heart Disease Special Group License Plates**  
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D. Hinkins

S.B. 70 **Insurance Modifications**  
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R. Okerlund

S.B. 71 **Children’s Justice Center Amendments**  
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R. Okerlund

S.B. 72 **School and Institutional Trust Lands Management Act Amendments**  
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M. Dayton
S.B. 73  Medical Cannabis Act  
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S.B. 74  Aviation Amendments  
W. Harper
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S.B. 75  Water Rights Adjudication Amendments  
M. Dayton
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S.B. 76  Workers’ Compensation for Volunteers  
K. Mayne
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S.B. 77  Medicaid Expansion Proposal  
G. Davis
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S.B. 78  State Board of Education Candidate Selection  
A. Millner
Governor Signed on 3/17/2016
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S.B. 79  Child Welfare Revisions  
A. Jackson
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S.B. 80  Infrastructure Funding Amendments  
J. Adams
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S.B. 81  Redistricting Advisory Commission  
J. Iwamoto
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S.B. 82  Child Welfare Modifications  
W. Harper
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S.B. 83  Alcoholic Beverage Control Budget  
K. Mayne
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S.B. 106  **Assault Offense Amendments**  
Governor Signed on 3/28/2016  
Effective Date:  5/10/2016  
B. Shiozawa

S.B. 107  **Hate Crimes Amendments**  
Senate/ filed on 3/10/2016  
S. Urquhart

S.B. 108  **Birthing Center Amendments**  
Governor Signed on 3/18/2016  
Effective Date:  5/10/2016  
D. Henderson

S.B. 109  **School and Institutional Trust Lands Amendments**  
Governor Signed on 3/22/2016  
Effective Date:  7/1/2017  
A. Millner

S.B. 110  **Water Quality Amendments**  
Governor Signed on 3/28/2016  
Effective Date:  5/10/2016  
D. Hinkins

S.B. 111  **Guardianship – Right of Association**  
Governor Signed on 3/25/2016  
Effective Date:  5/10/2016  
T. Weiler

S.B. 112  **Property Tax Assessment Amount Amendments**  
Governor Signed on 3/29/2016  
Effective Date:  5/10/2016  
H. Stephenson

S.B. 113  **Subjecting a Minor to Sexual Material**  
Senate/ filed on 3/10/2016  
T. Weiler

S.B. 114  **Municipal Utilities Amendments**  
Governor Signed on 3/30/2016  
Effective Date:  5/10/2016  
J. Stevenson

S.B. 115  **Sustainable Transportation and Energy Plan Act**  
Governor Signed on 3/29/2016  
Effective Date:  5/10/2016  
J. Adams

S.B. 116  **Water Law – Nonprofit Corporation Amendments**  
Senate/ filed on 3/10/2016  
C. Bramble
S.B. 117  **Commercial Interior Design Certification Modifications**  
Governor Signed on 3/25/2016  
Effective Date: 5/10/2016  
L. Escamilla

S.B. 118  **Uintah Basin Air Quality Research Project**  
Governor Signed on 3/21/2016  
Effective Date: 5/10/2016  
K. Van Tassell

S.B. 119  **Debt Collection Amendments**  
Governor Signed on 3/21/2016  
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L. Hillyard

S.B. 120  **Property Tax Notice Amendments**  
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Effective Date: 5/10/2016  
H. Stephenson

S.B. 121  **Electric Assisted Bicycle Amendments**  
Governor Signed on 3/22/2016  
Effective Date: 5/10/2016  
T. Weiler

S.B. 122  **Wildland Fire Policy Updates**  
Governor Signed on 3/22/2016  
Effective Date: 1/1/2017  
E. Vickers

S.B. 123  **Office of Licensing Amendments**  
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K. Mayne

S.B. 124  **Gang Enhancement Provision Amendments**  
Governor Signed on 3/21/2016  
Effective Date: 5/10/2016  
D. Thatcher

S.B. 125  **After-school Programs Amendments**  
Governor Signed on 3/28/2016  
Effective Date: 5/10/2016  
L. Escamilla

S.B. 126  **Committee Authority Amendments**  
Governor Signed on 3/18/2016  
Effective Date: 5/10/2016  
D. Henderson

S.B. 127  **Labor Commission Amendments**  
Governor Signed on 3/23/2016  
Effective Date: 5/10/2016  
K. Mayne
S.B. 128  **Taxing Entities’ Tax Rate Amendments**  
D. Henderson  
Senate/ filed on 3/10/2016

S.B. 129  **Driving Privilege Card Amendments**  
C. Bramble  
Governor Signed on 3/17/2016  
Effective Date:  5/10/2016

S.B. 130  **Tattoo Removal**  
J. Adams  
Governor Signed on 3/18/2016  
Effective Date:  5/10/2016

S.B. 131  **Utah College of Applied Technology Governance Amendments**  
S. Urquhart  
Governor Signed on 3/23/2016  
Effective Date:  5/10/2016

S.B. 132  **Commercial Driver License Amendments**  
K. Van Tassell  
Governor Signed on 3/22/2016  
Effective Date:  5/10/2016

S.B. 133  **Small Employer Retirement Amendments**  
T. Weiler  
Senate/ filed on 3/10/2016

S.B. 134  **Oil and Gas Conservation Account Amendments**  
R. Okerlund  
Governor Signed on 3/30/2016  
Effective Date:  5/10/2016

S.B. 135  **Administrative Law Judge Amendments**  
W. Harper  
Governor Signed on 3/23/2016  
Effective Date:  5/10/2016

S.B. 136  **Division of Occupational and Professional Licensing Amendments**  
E. Vickers  
Governor Signed on 3/23/2016  
Effective Date:  5/10/2016

S.B. 137  **County Option Funding for Botanical, Cultural, Recreational, and Zoological Organizations and Facilities**  
B. Shiozawa  
Governor Signed on 3/28/2016  
Effective Date:  1/1/2017
S.B. 138 **Health Insurance Coverage for Emergency Care**  
K. Mayne  
Governor Signed on 3/25/2016  
Effective Date: 5/10/2016

S.B. 139 **Board of Education Approval Amendments**  
H. Stephenson  
Governor Signed on 3/23/2016  
Effective Date: 5/10/2016

S.B. 140 **Home and Community–based Services Amendments**  
J. Iwamoto  
Governor Signed on 3/28/2016  
Effective Date: 5/10/2016

S.B. 141 **Alcohol Amendments**  
J. Dabakis  
Senate/ filed on 3/10/2016

S.B. 142 **Improvement District Amendments**  
T. Weiler  
Governor Signed on 3/28/2016  
Effective Date: 5/10/2016

S.B. 143 **Competency–based Learning Amendments**  
H. Stephenson  
Governor Signed on 3/28/2016  
Effective Date: 5/10/2016

S.B. 144 **Dead Domestic Animal Disposal Amendments**  
R. Okerlund  
Governor Signed on 3/17/2016  
Effective Date: 5/10/2016

S.B. 145 **Property Taxes on Former Prison Property**  
L. Fillmore  
Senate/ filed on 3/10/2016

S.B. 146 **Workers’ Compensation Amendments**  
S. Urquhart  
Governor Signed on 3/17/2016  
Effective Date: 5/10/2016

S.B. 147 **Revisor’s Technical Corrections to Utah Code**  
R. Okerlund  
Governor Signed on 3/28/2016  
Effective Date: 5/10/2016

S.B. 148 **Workforce Services Revisions**  
T. Weiler  
Governor Signed on 3/25/2016  
Effective Date: 7/1/2016
S.B. 149 **School Grading Modifications**  
Governor Signed on 3/28/2016  
Effective Date: 5/10/2016

S.B. 150 **Metro Township Amendments**  
Governor Signed on 3/22/2016  
Effective Date: 5/10/2016

S.B. 151 **Community Development and Renewal Agencies Act Revisions**  
Governor Signed on 3/28/2016  
Effective Date: 5/10/2016

S.B. 152 **Accelerated Foreign Language Course Amendments**  
Governor Signed on 3/18/2016  
Effective Date: 5/10/2016

S.B. 153 **Self–reliance Training for Public Assistance Recipients**  
Governor Signed on 3/25/2016  
Effective Date: 5/10/2016

S.B. 154 **Medicaid Accountable Care Organizations**  
Governor Signed on 3/29/2016  
Effective Date: 5/10/2016

S.B. 155 **Indigent Defense**  
Governor Signed on 3/22/2016  
Effective Date: 5/10/2016

S.B. 156 **State Facilities Amendments**  
Governor Signed on 3/25/2016  
Effective Date: 5/10/2016

S.B. 157 **Pawnshop Amendments**  
Governor Signed on 3/30/2016  
Effective Date: 5/10/2016

S.B. 158 **Juvenile Court and Child Abuse Amendments**  
Governor Signed on 3/28/2016  
Effective Date: 5/10/2016
S.B. 159  **Severance Tax Exemption Extension**  K. Van Tassell
  Governor Signed on 3/28/2016
  Effective Date:  5/10/2016

S.B. 160  **Federal Funds Budget Reserve Account**  W. Harper
  Senate/ filed on 3/10/2016

S.B. 161  **Highway Signage Amendments**  J. Adams
  Governor Signed on 3/25/2016
  Effective Date:  5/10/2016

S.B. 162  **Crime Victims Council Amendments**  K. Van Tassell
  Governor Signed on 3/17/2016
  Effective Date:  5/10/2016

S.B. 163  **Kindergarten Amendments**  H. Stephenson
  Senate/ filed on 3/10/2016

S.B. 164  **Local Government Modifications**  D. Henderson
  Governor Signed on 3/28/2016
  Effective Date:  5/10/2016

S.B. 165  **Public Education Appointment and Hiring**  H. Stephenson
  Senate/ filed on 3/10/2016

S.B. 166  **Utah Science, Technology, and Research Modifications**  A. Millner
  Governor Signed on 3/23/2016
  Effective Date:  5/10/2016

S.B. 167  **Dental Managed Care Amendments**  A. Christensen
  Senate/ filed on 3/10/2016

S.B. 168  **Property Tax Revisions**  C. Bramble
  Senate/ filed on 3/10/2016

S.B. 169  **Olene Walker Housing Loan Fund Amendments**  T. Weiler
  Governor Signed on 3/21/2016
  Effective Date:  3/21/2016
S.B. 170  **Indigenous Peoples Day**  
Senate/ filed on 3/10/2016  

J. Dabakis

S.B. 171  **Economic Development Tax Credits Amendments**  
Governor Signed on 3/28/2016  
Effective Date:  5/10/2016  

C. Bramble

S.B. 172  **Utah State Developmental Center Amendments**  
Governor Signed on 3/25/2016  
Effective Date:  5/10/2016  

M. Dayton

S.B. 173  **State Fair Park Revisions**  
Governor Signed on 3/25/2016  
Effective Date:  5/10/2016  

K. Van Tassell

S.B. 174  **Salvage Vehicle Purchaser Amendments**  
Senate/ filed on 3/10/2016  

C. Bramble

S.B. 175  **Fair Housing Act Option Amendments**  
Senate/ filed on 3/10/2016  

M. Dayton

S.B. 176  **Office of the State Board of Education Employment Amendments**  
Senate/ filed on 3/10/2016  

H. Stephenson

S.B. 177  **Nighttime Highway Construction Noise Amendments**  
Governor Signed on 3/22/2016  
Effective Date:  5/10/2016  

K. Van Tassell

S.B. 178  **Economic Development Revisions**  
Senate/ filed on 3/10/2016  

C. Bramble

S.B. 179  **Uniform Parentage Act Amendments**  
Senate/ filed on 3/10/2016  

L. Hillyard
S.B. 180 **Optional Tax Increase Amendments**
Senate/ filed on 3/10/2016

S.B. 181 **Judiciary Amendments**
Governor Signed on 3/17/2016
Effective Date: 5/10/2016

S.B. 182 **Sales and Use Tax Revisions**
Senate/ filed on 3/10/2016

S.B. 183 **Department of Public Safety Amendments**
Governor Signed on 3/25/2016
Effective Date: 5/10/2016

S.B. 184 **Procurement Code Modifications**
Governor Signed on 3/28/2016
Effective Date: 3/28/2016

S.B. 185 **Labor Remedy Amendments**
Governor Signed on 3/21/2016
Effective Date: 5/10/2016

S.B. 186 **Air Quality Incentives**
Governor Signed on 3/17/2016
Effective Date: 5/10/2016

S.B. 187 **Reclassification of Misdemeanors**
Governor Signed on 3/25/2016
Effective Date: 5/10/2016

S.B. 188 **Higher Education Capital Facilities**
Senate/ filed on 3/10/2016

S.B. 189 **Death Penalty Amendments**
Senate/ filed on 3/10/2016

S.B. 190 **Open and Public Meetings Law Revisions**
Governor Signed on 3/18/2016
Effective Date: 3/18/2016
S.B. 191 School Turnaround and Leadership Development Act Amendments  
Governor Signed on 3/23/2016  
Effective Date: 5/10/2016  
A. Millner

S.B. 192 Study on Claims Exceeding Statutory Limit  
Governor Signed on 3/18/2016  
Effective Date: 5/10/2016  
J. Iwamoto

S.B. 193 Utah Communications Authority Act Amendments  
Governor Signed on 3/22/2016  
Effective Date: 5/10/2016  
W. Harper

S.B. 194 Vehicle Registration and Insurance Amendments  
Governor Signed on 3/28/2016  
Effective Date: 5/10/2016  
C. Bramble

S.B. 195 Highway Bridge Designation Amendments  
Governor Signed on 3/18/2016  
Effective Date: 5/10/2016  
D. Hinkins

S.B. 196 Retail Bag Impact Reduction Program  
Senate/ filed on 3/10/2016  
J. Iwamoto

S.B. 197 Resale of Procurement Item Amendments  
Governor Signed on 3/22/2016  
Effective Date: 5/10/2016  
K. Mayne

S.B. 198 Amendments Related to Deferred Deposit Lending  
Senate/ filed on 3/10/2016  
J. Dabakis

S.B. 199 Skilled Nursing Facility Amendments  
Governor Signed on 3/28/2016  
Effective Date: 5/10/2016  
B. Shiozawa

S.B. 200 Compensatory Mitigation Program for Sage Grouse  
Governor Signed on 3/28/2016  
Effective Date: 5/10/2016  
K. Van Tassell
S.B. 201  Transportation Network Company Amendments  C. Bramble
   Governor Signed on 3/28/2016
   Effective Date:  5/10/2016

S.B. 202  Pre−trial Release Amendments  L. Hillyard
   Senate/ filed on 3/10/2016

S.B. 203  Immunity Amendments  J. Adams
   Governor Signed on 3/22/2016
   Effective Date:  5/10/2016

S.B. 204  Free Market Protection and Privatization Board
          Act Amendments  H. Stephenson
   Governor Signed on 3/22/2016
   Effective Date:  5/10/2016

S.B. 205  Ethics Revisions  R. Okerlund
   Governor Signed on 3/28/2016
   Effective Date:  5/10/2016

S.B. 206  Cohabitant Abuse Procedures Act Revisions  L. Hillyard
   Governor Signed on 3/30/2016
   Effective Date:  5/10/2016

S.B. 207  Government Ethics – Post−employment Restrictions  J. Dabakis
   Senate/ filed on 3/10/2016

S.B. 208  Retirement Amendments  T. Weiler
   Governor Signed on 3/25/2016
   Effective Date:  3/25/2016

S.B. 209  Fifth District Court Judge  S. Urquhart
   Senate/ filed on 3/10/2016

S.B. 210  Unmanned Vehicle Revisions  W. Harper
   Senate/ filed on 3/10/2016

S.B. 211  Private Use of Drones  H. Stephenson
   Senate/ filed on 3/10/2016
S.B. 212  Wildland Fire Suppression Fund  E. Vickers
Governor Signed on 3/22/2016
Effective Date:  5/10/2016

S.B. 213  Small Claims Court Amendments  T. Weiler
Senate/ filed on 3/10/2016

S.B. 214  Workplace Abusive Conduct Amendments  A. Jackson
Senate/ filed on 3/10/2016

S.B. 215  Motor Vehicle Insurance Amendments  S. Urquhart
Governor Signed on 3/28/2016
Effective Date:  5/10/2016

S.B. 216  Workers’ Compensation Related Amendments  K. Mayne
Governor Signed on 3/23/2016
Effective Date:  5/10/2016

S.B. 217  Alcoholic Beverage Control Act Licensing Amendments  J. Stevenson
Governor Signed on 3/18/2016
Effective Date:  5/10/2016

S.B. 218  Department of Corrections Amendments  L. Fillmore
Governor Signed on 3/23/2016
Effective Date:  5/10/2016

S.B. 219  Fair Housing Act Amendments  T. Weiler
Governor Signed on 3/23/2016
Effective Date:  5/10/2016

S.B. 220  Non–judicial Foreclosure Amendments  W. Harper
Governor Signed on 3/25/2016
Effective Date:  5/10/2016

S.B. 221  Capitol Protocol Amendments  M. Madsen
Governor Signed on 3/23/2016
Effective Date:  5/10/2016

S.B. 222  Professional Licensing Amendments  J. Adams
Senate/ filed on 3/10/2016
S.B. 223  Adoption Amendments  T. Weiler
        Senate/ filed on 3/10/2016

S.B. 224  Student Assessments  H. Stephenson
        Senate/ filed on 3/10/2016

S.B. 225  Notice of Pendency of Action Amendments  T. Weiler
        Governor Signed on 3/25/2016
        Effective Date:  5/10/2016

S.B. 226  Civil Actions Involving Law Enforcement
        Officers or Emergency Vehicle Operators  M. Madsen
        Senate/ filed on 3/10/2016

S.B. 227  Private Security Licensing Board Amendments  M. Dayton
        Senate/ filed on 3/10/2016

S.B. 228  Multicounty Assessing and Collecting Levy
        Amendments  H. Stephenson
        Governor Signed on 3/25/2016
        Effective Date:  5/10/2016

S.B. 229  Unlawful Detainer Amendments  T. Weiler
        Senate/ filed on 3/10/2016

S.B. 230  Civil Stalking Offense Amendments  T. Weiler
        Senate/ filed on 3/10/2016

S.B. 231  Waste Management Amendments  J. Adams
        Senate/ filed on 3/10/2016

S.B. 232  Rescue Medication in Schools  S. Urquhart
        Governor Signed on 3/30/2016
        Effective Date:  5/10/2016
S.B. 233  **Collection Process Amendments**  T. Weiler
    Senate/ filed on 3/10/2016

S.B. 234  **Protecting Unborn Children Amendments**  C. Bramble
    Governor Signed on 3/28/2016
    Effective Date:  5/10/2016

S.B. 235  **Local District Tax Revisions**  L. Fillmore
    Senate/ filed on 3/10/2016

S.B. 236  **Utah Communications Authority Governance Amendments**  K. Van Tassell
    Senate/ filed on 3/10/2016

S.B. 237  **Immigration and Alien Related Amendments**  H. Stephenson
    Governor Signed on 3/18/2016
    Effective Date:  5/10/2016

S.B. 238  **Safety Net Initiative Amendments**  C. Bramble
    Governor Signed on 3/21/2016
    Effective Date:  7/1/2016

S.B. 239  **School Governance Amendments**  H. Stephenson
    Governor Signed on 3/28/2016
    Effective Date:  5/10/2016

S.B. 240  **Public Accommodations Amendments**  J. Dabakis
    Senate/ filed on 3/10/2016

S.B. 241  **Public Accommodation Fairness Act**  J. Dabakis
    Senate/ filed on 3/10/2016

S.B. 242  **Special Education Intensive Needs Fund Amendments**  L. Fillmore
    Governor Signed on 3/23/2016
    Effective Date:  5/10/2016
S.B. 243  Indigent Counsel in Private Parental Termination Cases  
T. Weiler  
Senate/ filed on 3/10/2016

S.B. 244  School Funding Provisions  
L. Fillmore  
Senate/ filed on 3/10/2016

S.B. 245  Personal Property Amendments  
D. Henderson  
Governor Signed on 3/25/2016  
Effective Date:  1/1/2017

S.B. 246  Funding for Infrastructure Revisions  
J. Adams  
Governor Signed on 3/22/2016  
Effective Date:  7/1/2016

S.B. 247  Sale of State Land Act  
G. Davis  
Senate/ filed on 3/10/2016

S.B. 248  Public Notice of Unclaimed Property  
C. Bramble  
Senate/ filed on 3/10/2016

S.B. 249  Utah Small Business Jobs Act Amendments  
C. Bramble  
Senate/ filed on 3/10/2016

S.B. 250  Alcoholic Beverage Policy Amendments  
J. Stevenson  
Governor Signed on 3/18/2016  
Effective Date:  3/18/2016

S.B. 251  Water Infrastructure Funding Amendments  
J. Adams  
Governor Signed on 3/25/2016  
Effective Date:  5/10/2016

S.B. 252  Joint Tenancy Amendments  
C. Bramble  
Senate/ filed on 3/10/2016

S.B. 253  Animal Shelter Revisions  
G. Davis  
Senate/ filed on 3/10/2016
S.B. 254  Administrative Subpoena Amendments  M. Madsen
Senate/ filed on 3/10/2016

S.B. 255  Building Inspector Licensing Amendments  E. Vickers
Senate/ filed on 3/10/2016

S.B. 256  Judgment Interest Rate Amendments  C. Bramble
Senate/ filed on 3/10/2016

S.B. 257  Public–private Partnership Amendments  R. Okerlund
Senate/ filed on 3/10/2016

S.B. 258  Distribution of Local Sales Tax Revenue  R. Okerlund
Governor Signed on 3/28/2016
Effective Date:  5/10/2016

S.B. 259  Amendments Related to Alcoholic Beverages  J. Stevenson
Senate/ filed on 3/10/2016

S.C.R. 1  Concurrent Resolution Encouraging Universal Metering of Water Systems  S. Jenkins
Governor Signed on 2/24/2016
Effective Date:  2/24/2016

S.C.R. 2  Concurrent Resolution in Support of Sales and Use Tax Transactional Equity  W. Harper
Governor Signed on 3/17/2016
Effective Date:  3/17/2016

S.C.R. 3  Concurrent Resolution Supporting American Indian and Alaskan Native Education State Plan K. Van Tassell
Governor Signed on 3/1/2016
Effective Date:  3/1/2016

S.C.R. 4  Concurrent Resolution – Old Spanish Trail Designation  R. Okerlund
Governor Signed on 3/1/2016
Effective Date:  3/1/2016
S.C.R. 5  **Concurrent Resolution in Support of Law Enforcement Officers**
Governor Signed on 3/17/2016
Effective Date: 3/17/2016
A. Jackson

S.C.R. 6  **Concurrent Resolution Recognizing the 20th Anniversary of the Utah Educational Savings Plan**
Governor Signed on 3/4/2016
Effective Date: 3/4/2016
E. Vickers

S.C.R. 7  **Concurrent Resolution Honoring Those Who Have Assisted Korean War Veterans**
Governor Signed on 2/12/2016
Effective Date: 2/12/2016
J. Iwamoto

S.C.R. 8  **Concurrent Resolution Approving the Test and Training Range Land Exchange**
Governor Signed on 3/10/2016
Effective Date: 3/10/2016
J. Stevenson

S.C.R. 9  **Concurrent Resolution on the Public Health Crisis**
Governor Signed on 3/29/2016
Effective Date: 3/29/2016
T. Weiler

S.C.R. 10  **Communications Spectrum Translator System Concurrent Resolution**
Governor Signed on 3/10/2016
Effective Date: 3/10/2016
R. Okerlund

S.C.R. 11  **Concurrent Resolution Urging the Rescheduling of Marijuana**
Governor Signed on 3/17/2016
Effective Date: 3/17/2016
B. Shiozawa

S.C.R. 12  **Concurrent Resolution Recognizing the Importance of Utah Sport and Olympic Legacy Efforts**
Senate/ filed on 3/10/2016
J. Adams

S.C.R. 13  **Concurrent Resolution Honoring Randy Horiuchi**
Governor Signed on 3/28/2016
Effective Date: 3/28/2016
J. Iwamoto
S.C.R. 14 Concurrent Resolution Designating Utah Broadcasters Awareness Week
Governor Signed on 3/18/2016
Effective Date: 3/18/2016
R. Okerlund

S.C.R. 15 Concurrent Resolution Urging Congress to Enact the Dinè College Act
Governor Signed on 3/18/2016
Effective Date: 3/18/2016
D. Hinkins

S.C.R. 16 Concurrent Resolution on Utah’s Vision for Enduring Contribution to the Common Defense
Governor Signed on 3/18/2016
Effective Date: 3/18/2016
J. Stevenson

S.C.R. 17 Concurrent Resolution Recognizing Utah’s Ten Year Relationship with Liaoning, China
Governor Signed on 2/26/2016
Effective Date: 2/26/2016
W. Niederhauser

S.C.R. 18 Concurrent Resolution Designating Official Hashtag for the State of Utah
Senate/ filed on 3/10/2016
T. Weiler

S.C.R. 19 Concurrent Resolution on Education
Governor Signed on 3/22/2016
Effective Date: 3/22/2016
J. Adams

S.J.R. 1 Proposal to Amend Utah Constitution — State Board of Education Changes
Senate/ filed on 3/10/2016
A. Jackson

S.J.R. 2 Joint Resolution Calling for the Repeal of the 17th Amendment
Senate/ to Lieutenant Governor on 3/15/2016
Effective Date: 3/2/2016
A. Jackson

S.J.R. 3 Proposal to Amend Utah Constitution— Property Tax Exemptions
Senate/ to Lieutenant Governor on 3/16/2016
Effective Date: 1/1/2017
W. Harper
S.J.R. 4  Proposal to Amend Utah Constitution –
Education Funding  J. Dabakis
Senate/ filed on 3/10/2016

S.J.R. 5  Joint Resolution Authorizing Pay of In–session
Employees  R. Okerlund
Senate/ to Lieutenant Governor on 2/19/2016
Effective Date:  2/3/2016

S.J.R. 6  Joint Resolution Recognizing the 100th Anniversary
of the JROTC Program  M. Dayton
Senate/ to Lieutenant Governor on 3/15/2016
Effective Date:  3/2/2016

S.J.R. 7  Joint Rules Resolution on Committee Bills  G. Davis
Senate/ to Lieutenant Governor on 2/29/2016
Effective Date:  2/25/2016

S.J.R. 8  Joint Rules Resolution on Performance Notes  L. Hillyard
Senate/ to Lieutenant Governor on 2/29/2016
Effective Date:  2/25/2016

S.J.R. 9  Joint Rules Resolution on Request for
Appropriations Process Change  L. Hillyard
Senate/ filed on 3/10/2016

S.J.R. 10  Joint Resolution on Education for Law
Enforcement Professionals  K. Mayne
Senate/ to Lieutenant Governor on 2/23/2016
Effective Date:  2/18/2016

S.J.R. 11  Joint Resolution — Potential Interim Study Items  R. Okerlund
Senate/ filed on 3/10/2016

S.J.R. 12  Proposal to Amend Utah Constitution —
Changes to School Funds  A. Millner
Senate/ to Lieutenant Governor on 3/16/2016
Effective Date:  7/1/2017
S.J.R. 13 Joint Resolution Amending Rules of Evidence  
S. Urquhart  
Senate/ filed on 3/10/2016

S.J.R. 14 Joint Resolution on Teacher Licensure Standards for the Twenty-first Century  
L. Fillmore  
Senate/ filed on 3/10/2016

S.J.R. 15 Joint Rules Resolution — Conference Committees  
K. Van Tassell  
Senate/ to Lieutenant Governor on 3/15/2016  
Effective Date: 3/2/2016

S.R. 01 Senate Resolution Changing a Standing Committee Name  
D. Hinkins  
Senate/ to Lieutenant Governor on 2/23/2016  
Effective Date: 2/18/2016

S.R. 02 Senate Rules Resolution — Rules Committee Notice  
K. Van Tassell  
Senate/ to Lieutenant Governor on 3/1/2016  
Effective Date: 2/25/2016
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CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Second Special Session of the Sixty–First Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the Second Special Session convening on Wednesday, May 18, 2016, and adjourning sine die the same day.

Leslie McLean
Secretary of the Senate

Mary B. Andrus
Journal Clerk
Pursuant to the proclamation of His Excellency, Governor Gary R. Herbert, the Senate of the Sixty-first Legislature of the State of Utah met in the Senate Chamber of the State Capitol in a Special Session at 4:00 p.m. on Wednesday, May 18, 2016.

The Senate was called to order at 4:12 p.m., with President Wayne Niederhauser presiding.

Prayer – Senator Karen Mayne
Pledge of Allegiance – Senator Alvin Jackson
Roll Call – All Senators present except Senator Millner, excused.

Leslie McLean read the following Proclamation and Certification:

PROCLAMATION

WHEREAS, since the adjournment of the 2016 General Session of the Sixty-first Legislature of the State of Utah, certain matters have arisen that 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 Legislature into Special 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 the laws of the State of Utah, call the Sixty-first Legislature of the State of Utah into a Second Special Session at the Utah State Capitol, in Salt Lake City, Utah, on the 18th day of May 2016, at 4:00 p.m., for the following purposes:

1. To consider the appropriation of the following:
   To State Board of Education – Utah State Office of Education Initiative Programs
From Education Fund 998,900
From Education Fund, One-time 3,775,000

Schedule of Programs:
Electronic High School (1,001,100)
Upstart Early Childhood Education 1,500,000
ProStart Culinary Arts Program 275,000
Electronic Elementary Reading Tool 500,000
Early Intervention 3,000,00 (sic)
IT Academy 500,000

2. To adopt the following intent language:

   The Legislature intends that the Department of Workforce Services (DWS) authorize Temporary Assistance for Needy Families (TANF) funds for one year for the UPSTART program ($500,000). This TANF funding is dependent upon availability of TANF funding and expenditures meeting the necessary requirements to qualify for the federal TANF program. The Legislature further intends that DWS report to the Office of the Legislative Fiscal Analyst no later than September 1, 2016, regarding the status of these efforts.

3. To consider a concurrent resolution expressing opposition to the unilateral use of the Antiquities Act by the President to create a national monument in Utah and encouraging the President to include the State of Utah in any decision making or designation process.
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 20th day
of April, 2016.
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 20th day of April, 2016,
signed by Governor Gary R. Herbert, is a true and correct copy of the original
Proclamation calling the Sixty-First Legislature of the State of Utah into the
Second Special Session at the Capitol Complex at Salt Lake City, Utah, on the
18th day of May, 2016, at 4:00 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 2016 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 17th day
of May, 2016

Spencer J. Cox
Lieutenant Governor

* * *

On motion of Senator Van Tassell, the Senate voted to adopt the Senate Rules
of the 2016 General Session of the Sixty-First Legislature as the rules for the
Second Special Session.

President Niederhauser appointed a committee comprised of Senators
Henderson, Shiozawa, and Iwamoto to join with a like committee from the House
to notify the Governor that the Senate is convened in the Second Special Session in accordance with his proclamation and is organized and ready to receive any communication from him.

President Niederhauser appointed a committee comprised of Senators Stephenson, Christensen, and Dabakis to notify the House of Representatives that the Senate is organized and ready to do business.

Representatives Dee, Fawson, and Hollins reported that the House of Representatives is organized and ready to do business.

Senator Henderson reported that the Governor has been notified.

Senator Stephenson reported that the House has been notified.

On motion of Senator Van Tassell, 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 Consent 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.

On motion of Senator Okerlund, the Senate voted to suspend the rules requiring placing bills on the Third Reading Calendar until the next day and that bills and resolutions be read the first time and placed on the Second Reading Calendar for immediate consideration.

**INTRODUCTION OF BILLS**

**S.B. 2001, Public Education Appropriation Restorations** (J. S. Adams), was read the first time by short title and placed on the Second Reading 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, **S.B. 2001, PUBLIC EDUCATION APPROPRIATION RESTORATIONS**, was considered read the second and third times. Senator Adams explained the bill. Senator Stephenson commented. The bill passed on the following roll call:
Yeas, 27; Nays, 1; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Davis
Dayton  Escamilla  Fillmore  Harper
Henderson  Hillyard  Hinkins  Iwamoto
Jackson  Jenkins  Knudson  Madsen
Mayne  Okerlund  Shiozawa  Stephenson
Stevenson  Thatcher  Urquhart  Van Tassell
Vickers  Weiler  Niederhauser

Voting in the negative was: Senator
Dabakis

Absent or not voting was: Senator
Millner

S.B. 2001 was transmitted to the House.

ADVISE AND CONSENT

Mr. President: April 19, 2016

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

Great Salt Lake Advisory Council:
Dave Livermore is reappointed as a member of the Great Salt Lake Advisory Council, a term to expire June 1, 2020. See Utah Code 73−30−201.

Jeff Richards is reappointed as a member of the Great Salt Lake Advisory Council, a term to expire June 1, 2020. See Utah Code 73−30−201.

Todd Ryan Bingham is reappointed as a member of the Great Salt Lake Advisory Council, a term to expire June 1, 2020. See Utah Code 73−30−201.

Water Quality Board:
James Albert VanDerslice is appointed to replace Hugo Rodier as a member of the Water Quality Board, the remaining portion of the term to expire March 1, 2017. See Utah Code 19−5−103.

Crime Victims Reparations and Assistance Board:
David Jay Fowers is reappointed as a member of the Crime Victim Reparations and Assistance Board, a term to expire April 15, 2020. See Utah Code 63M−7−504.

Permanent Community Impact Fund Board:
James Leigh Matson is reappointed as a member of the Permanent Community Impact Fund Board, a term to expire July 1, 2020. See Utah Code 35A–8–304.

Garth “Tooter” Ogden is appointed to replace Claudia Jarrett as a member of the Permanent Community Impact Fund Board, a term to expire July 1, 2020. See Utah Code 35A–8–304.

**State Tax Commission:**
Robert P. Pero is reappointed as a member of the State Tax Commission, a term to expire June 30, 2020. See Utah Code 59–1–201.

**State Money Management Council:**
G. Mark Hill is appointed to replace Mark Watkins as a member of the State Money Management Council, the remaining portion of the term to expire March 1, 2019. See Utah Code 51–7–16.

K. Wayne Cushing is appointed to replace John Bond as a member of the State Money Management Council, the remaining portion of the term to expire March 1, 2017. See Utah Code 51–7–16.

**Real Estate Appraiser Licensing and Certification Board:**
John E. Ulibarri II is reappointed as a member of the Real Estate Appraisers Licensing and Certification Board, a term to expire July 1, 2020. See Utah Code 61–2g–204.

**Real Estate Commission:**
Russell K. Booth is reappointed as a member of the Real Estate Commission, a term to expire June 30, 2020. See Utah Code 61–2f–103.

**Transportation Commission:**
Lew W. Cramer is appointed to replace Jeffrey Holt as a member of the Transportation Commission, the remaining portion of the term to expire April 1, 2021. See Utah Code 72–1–301.

**Utah Digital Health Service Commission:**
Todd Robert Bailey is appointed to replace Lisa Marie Nichols, the remaining portion of the term to expire October 1, 2018. See Utah Code 26–9f–103.

**Health Facility Committee:**
Douglas L. Banks is appointed to replace Jerry Nichols as a member of the Health Facility Committee, a term to expire July 1, 2020. See Utah Code 26–21–3.
**Health Data Committee:**

Lynda F. Jeppesen is appointed to replace George Myers as a member of the Health Data Committee, the remaining portion of the term to expire June 30, 2018. See Utah Code 26–33a–103.

David Vaughn Holbrook is reappointed as a member of the Health Data Committee, a term to expire June 30, 2020. See Utah Code 26–33a–103.

Kevin Joseph Potts is reappointed as a member of the Health Data Committee, a term to expire June 30, 2020. See Utah Code 26–33a–103.

Sharon Hunter Donnelly is reappointed as a member of the Health Data Committee, a term to expire June 30, 2020. See Utah Code 26–33a–103.

Mark Nielsen Bair is reappointed as a member of the Health Data Committee, a term to expire June 30, 2020. See Utah Code 26–33a–103.

Lynette G. Hansen is reappointed as a member of the Health Data Committee, a term to expire June 30, 2020. See Utah Code 26–33a–103.

James Albert VanDerslice is reappointed as a member of the Health Data Committee, a term to expire June 30, 2020. See Utah Code 26–33a–103.

Justin Darrel Jones is reappointed as a member of the Health Data Committee, a term to expire June 30, 2020. See Utah Code 26–33a–103.

**Utah State Developmental Center Board:**

Scott L. Smith is appointed as a public member of the Utah State Developmental Center Board, a term to expire May 10, 2020. See Utah Code 62A–5–202.5(2) e (i) SB 172.

J. Fred Jex is appointed as a public member of the Utah State Developmental Center Board, a term to expire May 10, 2018. See Utah Code 62A–5–202.5(2) e (i). SB 172.

Carmen Boyden Pingree is appointed to represent parents of individuals who receive services at the developmental center as a member of the Utah State Developmental Center Board, a term to expire May 10, 2020. See Utah Code 62A–5–202.5(2) e (ii). SB 172.

Bill Exeter is appointed to represent parents of individuals who receive services at the developmental center as a member of the Utah State Developmental Center Board, a term to expire May 10, 2018. See Utah Code 62A–5–202.5(2) e (ii). SB 172.
School and Institutional Trust Lands Board of Trustees (SITLA):
    Donald G. Foot Jr. is appointed to replace Louie Cononelos as a member of the School Institutional Trust Lands Administration, a term to expire June 30, 2022. See Utah Code 53C−1−202.

State Council for Military Children:
    Benjamin C. Rasmussen is appointed to replace Brad Smith as the Compact Commissioner on the State Council for Military Children. See Utah Code 53A−1−1002 (2)(h), 1003.

Southern Utah University Board of Trustees:
    Marshall Erb is reappointed as a member of the Southern Utah University Board of Trustees, a term to expire June 30, 2019. See Utah Code 53B−2−104.

    Sherrie Hansen is reappointed as a member of the Southern Utah University Board of Trustees, a term to expire June 30, 2019. See Utah Code 53B−2−104.

    Eric Okerlund Leavitt is reappointed as a member of the Southern Utah University Board of Trustees, a term to expire June 30, 2019. See Utah Code 53B−2−104.

    David H. Nakken is reappointed as a member of the Southern Utah University Board of Trustees, a term to expire June 30, 2019. See Utah Code 53B−2−104.

    Shannon Kay Dulaney is reappointed as a member of the Southern Utah University Board of Trustees, a term to expire June 30, 2019. See Utah Code 53B−2−104.

Snow College Board of Trustees:
    Rick Carl Robinson is appointed to replace W. Brent Davis as a member of the Snow College Board of Trustees, the remaining portion of the term to expire June 30, 2017. See Utah Code 53B−2−104.

Utah College of Applied Technology Board of Trustees:
    Dave Ulery is appointed to replace Thomas Bingham as a member of the Utah College of Applied Technology Board of Trustees the remaining portion of the term to expire June 30, 2017. See Utah Code 53B−2a−103. SB 131.

    Scott L. Theurer is appointed to replace Michael J. Madsen as a member of the Utah College of Applied Technology Board of Trustees the remaining portion of the term to expire June 30, 2017. See Utah Code 53B−2a−103. SB 131.
Thank you for your timely consideration and confirmation of the above appointments.

Gary R. Herbert  
Governor

Mr. President:  
May 9, 2016

The Senate Education Confirmation Committee met on May 9, 2016, and reports a favorable recommendation for Dr. Scott L. Theurer as a member of the Utah College of Applied Technology Board of Trustees; and

The Senate Education Confirmation Committee met on May 9, 2016, and reports a favorable recommendation for Mr. Donald G. Foot Jr. as a member of the School and Institutional Trust Lands Board of Trustees; and

The Senate Education Confirmation Committee met on May 9, 2016, and reports a favorable recommendation for Mr. Dave Ulery as a member of the Utah College of Applied Technology Board of Trustees.

Stephen H. Urquhart, Chair

***

Mr. President:  
May 11, 2016

At its meeting today, the Senate Transportation, Public Utilities, Energy, and Technology Confirmation Committee recommended that the Utah Senate approve the nomination of the following as a member of the Transportation Commission:

Lew W. Cramer  
Alvin B. Jackson, Chair

***

Mr. President:  
May 18, 2016

At its meeting today, the Senate Revenue and Taxation Confirmation Committee recommends that the Utah Senate approve the nomination of the following as Tax Commissioner of the Utah State Tax Commission:

Mr. Robert P. Pero

Senator Hillyard moved to consent to the appointments as read by Leslie McLean. The motion passed 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  Escamilla  Fillmore
Harper  Henderson  Hillyard  Hinkins
Iwamoto  Jackson  Jenkins  Knudson
Madsen  Mayne  Okerlund  Shiozawa
Stephenson  Stevenson  Thatcher  Urquhart
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator
Millner

* * *

Mr. President:  May 18, 2016

Pursuant to the authorization granted in Senate Bill 173, “State Fairpark Revisions” which was passed by the Utah State Legislature during the 2016 General Session, as Mayor of Salt Lake City, I hereby appoint former State Representative Jennifer M. Seelig, who is a resident of the neighborhood located adjacent to the Fair Park, to the Board of Directors of the Utah State Fair Corporation.

Salt Lake City is proud to host the Utah State Fair at the historic Fairgrounds property, and is excited to partner with the State to revitalize this remarkable community asset.

Jacqueline M. Biskupski
Salt Lake City Mayor

Senator Van Tassell moved to consent to the appointment of Jennifer M. Seelig. Senators Weiler, Escamilla, Bramble, Madsen, Mayne and Thatcher 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

Adams  Bramble  Christensen  Dabakis
Davis  Dayton  Escamilla  Fillmore
Harper  Henderson  Hillyard  Hinkins
Iwamoto  Jackson  Jenkins  Knudson
Madsen  Mayne  Okerlund  Shiozawa
Stephenson  Thatcher  Urquhart  Van Tassell
Vickers  Weiler  Niederhauser
Absent or not voting were: Senators
Millner  Stephenson

On motion of Senator Okerlund, and at 5:00 p.m., the Senate sauntered.

The Senate was called to order at 6:00 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President:       May 18, 2016

The House passed, as amended, H.C.R. 201, CONCURRENT RESOLUTION OPPOSING UNILATERAL USE OF THE ANTIQUITIES ACT, by Representative K. Stratton, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bill was read the first time by short title and placed on the Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Hinkins, under suspension of the rules, H.C.R. 201, CONCURRENT RESOLUTION OPPOSING UNILATERAL USE OF THE ANTIQUITIES ACT, was considered read the second and third times. Senators Davis, Dabakis, Henderson, Okerlund, Harper, Escamilla, and 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
Adams        Bramble        Christensen   Dayton
Fillmore     Harper         Henderson     Hillyard
Hinkins      Jackson        Jenkins       Knudson
Madsen       Okerlund       Shiozawa      Stephenson
Stevenson    Thatcher       Van Tassell   Vickers
Weiler       Niederhauser

Voting in the negative were: Senators
Dabakis      Davis          Escamilla     Iwamoto
Mayne

Absent or not voting were: Senators
Millner      Urquhart
H.C.R. 201 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: May 18, 2016

the House passed, S.B. 2001, PUBLIC EDUCATION APPROPRIATION RESTORATIONS, by 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.

***

President Niederhauser appointed Senators Henderson, Shiozawa, and Iwamoto 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.

President Niederhauser appointed Senators Stephenson, Christensen, and Dabakis to notify the House of Representatives that the Senate has concluded its business and is ready to adjourn sine die.

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

Senator Christensen 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 Okerlund, and at 6:40 p.m., the Senate adjourned sine die.
SENATE AND HOUSE BILLS AND RESOLUTIONS

SIXTY–FIRST LEGISLATURE
SECOND SPECIAL SESSION

Convened and Adjourned on
Wednesday, May 18, 2016
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