

**MINUTES OF THE HOUSE
NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENT
STANDING COMMITTEE**

Room 445, State Capitol

February 24, 2016

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

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

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

Chair Pro Tem Noel called the meeting to order at 8:08 a.m.

MOTION: Rep. Brown moved to approve the minutes of the February 19, 2016 and February 22, 2016 meetings. The motion passed unanimously with Rep. Briscoe, Rep. Duckworth, Rep. Perry, Rep. Sagers, and Rep. Sandall absent for the vote.

H.B. 250 Air Quality Amendments (*Rep. E. Redd*)

Rep. Redd explained the bill to the committee and provided an overhead presentation, "HB 250 Ultra-Low Nox Water Heaters and Air Quality." Bryce Bird, Director, Division of Air Quality, answered questions from the committee.

Spoke for the bill: Bryce Bird, Director, Division of Air Quality
Taz Biesinger, Utah Home Builders Association

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

1. *Page 1, Lines 12 through 16:*

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 ~~{installation}~~ purchase of a natural gas-fired
water heater that is manufactured after July 1, 2018 with the intent to
install the natural gas-fired water heater in Utah if the natural gas-fired
water heater ~~{that}~~ exceeds the
16 limits set by the Air Quality Board ~~{, beginning July 1, 2018}~~ ;

2. *Page 2, Lines 46 through 52:*

- 46 (c) the installed cost of an appliance to ensure that the cost is reasonable compared
to
47 other strategies to reduce air pollutants.
48 ~~{(3) Beginning July 1, 2018, no person shall sell or install any natural~~
~~gas-fired water~~
49 ~~heater manufactured after July 1, 2018, with a nitrogen oxide emission rate~~
~~exceeding the limit~~
50 ~~set by the board by rule.}~~ =
(3) 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.
51 (4) A manufacturer in Utah shall display the model number and nitrogen oxide
52 emission rate of a water heater complying with this section on:

The motion to amend passed unanimously with Rep. Duckworth, Rep. Sagers, and Rep. Sandall absent for the vote.

Chair Perry assumed the chair.

MOTION: Rep. Powell moved to pass H.B. 250 out favorably as amended. The motion passed with Rep. Brown, Rep. Noel, and Rep. Sagers voting in opposition and Rep. Duckworth and Rep. McKell absent for the vote.

H.B. 391 Law Enforcement Revisions (Rep. M. Noel)

Rep. Noel explained the bill to the committee.

MOTION: Rep. Brown moved to pass the bill out favorably. The motion passed unanimously with Rep. Briscoe absent for the vote.

S.B. 144 Dead Domestic Animal Disposal Amendments (*Sen. R. Okerlund*)

Sen. Okerlund explained the bill to the committee.

MOTION: Rep. Sandall moved to pass the bill out favorably. The motion passed unanimously with Rep. Briscoe, Rep. Chew, and Rep. Noel absent for the vote.

H.J.R. 4 Joint Resolution on Water Infrastructure Transfer (*Rep. M. McKell*)

Rep. McKell explained the resolution to the committee.

MOTION: Rep. McKell moved to replace H.J.R. 4 with 1st Sub. H.J.R. 4. The motion passed unanimously with Rep. Briscoe, Rep. Noel, and Rep. Powell absent for the vote.

MOTION: Rep. McKell moved to amend 1st Sub. H.J.R. 4 as follows:

1. Page 2, Line 45:

45 WHEREAS, transferring title to the Strawberry Valley project , Moon Lake,
Emery County,

The motion to amend passed with Rep. Sandall voting in opposition and Rep. Briscoe, Rep. Noel, and Rep. Powell absent for the vote.

MOTION: Rep. Sandall moved to pass 1st Sub. H.J.R. 4 out favorably as amended. The motion passed unanimously with Rep. Briscoe, Rep. Noel, and Rep. Powell absent for the vote.

MOTION: Rep. McKell moved to place 1st Sub. H.J.R. 4 on the Consent Calendar. The motion passed unanimously with Rep. Briscoe, Rep. Noel, and Rep. Powell absent for the vote.

1st Sub. H.B. 284 Injured Wildlife Amendments (*Rep. D. Lifferth*)

Rep. Lifferth explained the bill to the committee. Questions from the committee were answered by Greg Sheehan, Director, Division of Wildlife Resources; Rep. Lee Perry, Utah Highway Patrol; and Michael Curtis, Associate General Counsel, Office of Legislative Research and General Counsel.

MOTION: Rep. Schultz moved to replace 1st Sub. H.B. 284 with 3rd Sub. H.B. 284. The motion passed unanimously with Rep. Briscoe, Rep. McKell, Rep. Noel, and Rep. Powell absent for the vote.

MOTION: Rep. Chew moved to replace 3rd Sub. H.B. 284 with 4th Sub. H.B. 284.

SUBSTITUTE

MOTION: Rep. Sandall moved to hold 3rd Sub. H.B. 284. The motion passed with Rep. Brown and Rep. Perry voting in opposition and Rep. Briscoe, Rep. McKell, Rep. Noel, and Rep. Powell absent for the vote.

MOTION: Rep. Sandall moved to adjourn the meeting. The motion passed unanimously with Rep. Briscoe, Rep. McKell, Rep. Noel, and Rep. Powell absent for the vote.

Chair Perry adjourned the meeting at 9:46 a.m.

Lee B. Perry, Chair