STATE OF UTAH

SENATE JOURNAL

ELEVENTH EXTRAORDINARY SESSION OF THE SIXTY−FIRST LEGISLATURE

Convened and Adjourned on Wednesday, June 15, 2016
CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Eleventh 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 Eleventh Extraordinary Session convening on Wednesday, June 15, 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 Eleventh Extraordinary Session at 11:00 a.m. on Wednesday, June 15, 2016.

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

Prayer – Senator Mark Madsen
Pledge of Allegiance – Senator Jani Iwamoto

* * *

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

PROCLAMATION

WHEREAS, since the close of the 2016 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 in Extraordinary Session;

NOW, THEREFORE, I, GARY R. HERBERT, Governor of the State of Utah, by virtue of the authority vested in me by the Constitution and Laws of the State of Utah, do by this Proclamation call the Senate only of the 61st Legislature into the Eleventh Extraordinary Session at the State Capitol in Salt Lake City, Utah, on the 15th day of June 2016, at 11:00 a.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 2016 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 June 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 13th day of June, 2016, 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 Eleventh Extraordinary Session at the Capitol Complex at Salt Lake City, Utah, on the 15th day of June, 2016, at 11:00 a.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 2016 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 June, 2016.

Spencer J. Cox
Lieutenant Governor

Roll call – All Senators present except Senators Bramble, Urquhart, and Dayton, excused.
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 Eleventh Extraordinary Session.

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

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

COMMUNICATIONS FROM THE GOVERNOR

Mr. President: May 5, 2016
I am pleased to inform you that I have appointed Jill Pohlman as a Judge of the Utah Court of Appeals, pursuant to Article VIII, Section 8 of the Utah Constitution and Utah Code Section 78A–10–101.

Gary R. Herbert
Governor

Mr. President: June 3, 2016
The Senate Judicial Confirmation Committee met on June 3, 2016, and reports a favorable recommendation that Ms. Jill Pohlman be confirmed to the position of Judge of the Utah Court of Appeals.

Scott K. Jenkins, Chair

Senator Jenkins moved to consent to the appointment of Ms. Jill Pohlman. The motion passed 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
Escamilla Fillmore Harper Henderson
Hillyard Hinkins Iwamoto Jenkins
Knudson Madsen Mayne Millner
Okerlund Shiozawa Stevenson Thatcher
Van Tassell Vickers Weiler Niederhauser

Absent or not voting were: Senators
Bramble Dayton Jackson Stephenson
Urquhart
Mr. President: May 5, 2016

I am pleased to inform you that I have appointed David Mortensen as a Judge of the Utah Court of Appeals, pursuant to Article VIII, Section 8 of the Utah Constitution and Utah Code Section 78A–10–101.

Gary R. Herbert
Governor

Mr. President: June 3, 2016

The Senate Judicial Confirmation Committee met on June 3, 2016, and reports a favorable recommendation that Mr. David Mortensen be confirmed to the position of Judge of the Utah Court of Appeals.

Scott K. Jenkins, Chair

Senator Jenkins moved to consent to the appointment of Mr. David Mortensen. The motion passed on the following roll call vote:

**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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Mr. President: May 5, 2016

I am pleased to inform you that I have appointed Matthew Bates 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: June 10, 2016

The Senate Judicial Confirmation Committee met on June 10, 2016, and reports a favorable recommendation that Mr. Matthew Bates 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 Mr. Matthew Bates. The motion passed on the following roll call vote:

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

**Voting in the affirmative were:** Senators

Adams
Christensen
Dabakis
Davis

Escamilla
Fillmore
Harper
Henderson

Hillyard
Hinkins
Iwamoto
Jenkins

Knudson
Madsen
Mayne
Millner

Okerlund
Shiozawa
Stephenson
Stevenner

Thatcher
Van Tassell
Vickers
Weiler

**Absent or not voting were:** Senators

Bramble
Dayton
Jackson
Urquhart

**COMMITTEE OF THE WHOLE**

On motion of Senator Okerlund, Judge Jill Pohlman, Judge David Mortensen, and Judge Matthew Bates spoke in Committee of the Whole.

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

**ADVISE AND CONSENT**

Mr. President: June 3, 2016

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


Mary Corporon is appointed as the practicing criminal defense attorney recommended by the Utah Association of Criminal Defense Lawyers on the Utah Indigent Defense Commission, a term to expire June 15, 2018. See Utah Code 77–32–802(1)(a)(i).

Samuel Alba is appointed as the attorney representing minority interests recommended by the Utah Minority Bar Association on the Utah Indigent Defense Commission, a term to expire June 15, 2020. See Utah Code 77–32–802(1)(a)(ii).

David C. Wilson is appointed as the member recommended by the Utah Association of Counties from a county of the first or second class on the Utah Indigent Defense Commission, a term to expire June 15, 2018. See Utah Code 77–32–802(1)(a)(iii).

Claudia Jarrett is appointed as the member recommended by the Utah Association of Counties from a county of the third through sixth class on the Utah Indigent Defense Commission, a term to expire June 15, 2020. See Utah Code 77–32–802(1)(a)(iv).


Nicole Cottle is appointed as the member recommended by the Utah League of Cities and Towns from its membership on the Utah Indigent Defense Commission, a term to expire June 15, 2018. See Utah Code 77–32–802(1)(a)(vi).


Todd Weiler is appointed as the member of the Utah Legislature selected jointly by the Speaker of the House and President of the Senate on the Utah

**Utah State Fair Corporation Board of Directors:**

Ginger Ann Casper is appointed as the agricultural representative on the Utah State Fair Corporation Board of Directors, a term to expire December 1, 2018. See Utah Code 63H–6–104(2)(e)(i).

Paula H. Martin is appointed as the agricultural representative on the Utah State Fair Corporation Board of Directors, a term to expire December 1, 2020. See Utah Code 63H–6–104(2)(e)(i).

Roger L. Beattie is appointed as the business representative on the Utah State Fair Corporation Board of Directors, a term to expire December 1, 2018. See Utah Code 63H–6–104(2)(e)(ii).

Ted D. Lewis is appointed as the business representative on the Utah State Fair Corporation Board of Directors, a term to expire December 1, 2020. See Utah Code 63H–6–104(2)(e)(ii).

**Utah State Developmental Center Board:**


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

Gary R. Herbert  
Governor

Mr. President: June 10, 2016

The Senate Judiciary Confirmation Committee met on June 10, 2016, and reports a favorable recommendation for the following individuals to be confirmed as members of the Utah Indigent Defense Commission: Mary Corporon, David C. Wilson, Patrick L. Anderson, Ryan W. Loose, Nicole Cottle, Michael D. Zimmerman, Sen. Todd Weiler.

Todd Weiler, Chair

Mr. President: June 14, 2016

The Senate Judiciary Confirmation Committee met on June 14, 2016, and reports a favorable recommendation for the following individuals to be confirmed

Todd Weiler, Chair

***

President Niederhauser notified the Senate that the President, Majority Leader and Minority Leader agreed to waive the 15 day notification requirement for the above appointments.

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

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

**Voting in the affirmative were:** Senators
Adams Christensen Dabakis Davis
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
Bramble Dayton Stephenson Urquhart

Senator Harper 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 12:00 p.m., the Senate adjourned sine die.
STATE OF UTAH

SENATE JOURNAL

THIRD SPECIAL SESSION
OF THE
SIXTY−FIRST LEGISLATURE

Convened and Adjourned on Wednesday, July 13, 2016
CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Third 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 Third Special Session convening on Wednesday, July 13, 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 3:00 p.m. on Wednesday, July 13, 2016.

The Senate was called to order at 3:23 p.m., with President Wayne Niederhauser presiding.

Prayer – Senator Stuart Adams
Pledge of Allegiance – Senator Luz Escamilla
Roll Call – All Senators present except Senator Davis, Hillyard, and Urquhart 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, do by this Proclamation call the Sixty–first Legislature of the State of Utah into a Third Special Session at the Utah State Capitol, in Salt Lake City, Utah, on the 13th day of July 2016, at 3:00 p.m., to consider the following:

1. An appropriation of funds and related legislation for the purpose of constructing an arena at the State Fair Park;
2. Legislation related to the use of unmanned aircrafts over restricted wildfire airspaces;
3. Legislation related to the Utah Justice Reinvestment Initiative;
4. Amendments to the code provisions regarding Judicial Nominating Commissions;

5. Legislation related to the ability of grandparents to visit grandchildren adopted by a family member of the child

6. A clarification to the statutory exception to the warrant requirement for access to the controlled substance database by probation or parole officers;

7. To consider economic development legislation that would provide certain sales and use tax exemptions for a qualifying enterprise data center;

8. Amendments to the code provisions regarding continuing care retirement communities;

9. Legislation related to the Legislature’s review of tax credits, similar to 2016 House Bill 310, Tax Credit Review Amendments; and

10. For the Senate to consent to appointments made by the Governor.

IN TESTIMONY WHEREOF,
I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done at the Utah State Capitol in Salt Lake City, Utah, this 11th day of July, 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 11th day of July, 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 a Third Special Session at the Capitol Complex at Salt Lake City, Utah, on the 13th day of July, 2016, 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 of the 2016 General Session with the following exception:
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 11th day
of July, 2016

Spencer J. Cox
Lieutenant Governor

* * *

President Niederhauser appointed a committee comprised of Senators
J. Stevenson, Hinkins, and Dabakis to join with a like committee from the House
to notify the Governor that the Senate is convened in the Third 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
Weiler, Millner, and Mayne to notify the House of Representatives that the Senate
is organized and ready to do business.

Representatives J. Peterson, Stanard, and Chavez–Houck reported that the
House of Representatives is organized and ready to do business.

Senator Stevenson reported that the Governor has been notified.

Senator Weiler 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. 3001, Controlled Substance Database Modifications (T. Weiler), was read the first time by short title and placed on the Second Reading Calendar.

S.B. 3002, Economic Development Revisions (C. Bramble), was read the first time by short title and placed on the Second Reading Calendar.

S.B. 3003, Judicial Nominating Commissions – Amendments (P. Knudson), was read the first time by short title and placed on the Second Reading Calendar.

S.B. 3004, Continuing Care Retirement Community Amendments (D. Henderson), was read the first time by short title and placed on the Second Reading 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, S.B. 3001, CONTROLLED SUBSTANCE DATABASE MODIFICATIONS, was considered read the second and third times. Senator Weiler explained the bill. The bill passed on the following roll call:

Yeas, 23; Nays, 2; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dabakis
Dayton  Escamilla  Fillmore  Harper
Henderson  Hinkins  Iwamoto  Jenkins
Knudson  Mayne  Millner  Okerlund
Shiozawa  Stevenson  Thatcher  Van Tassell
Vickers  Weiler  Niederhauser

Voting in the negative were: Senators
Madsen  Stephenson

Absent or not voting were: Senators
Davis  Hillyard  Urquhart

S.B. 3001 was transmitted to the House.
S.B. 3002, ECONOMIC DEVELOPMENT REVISIONS, was read the second time. Senator Bramble explained the bill.

Senator Stephenson proposed a verbal amendment as follows:

1. Page 77, Line 2356:
   Delete “three” and insert “one”

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

Senators Hinkins, Dabakis, Jenkins, Mayne, and Harper commented.

On motion of Senator Bramble, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Bramble, under suspension of the rules, S.B. 3002, ECONOMIC DEVELOPMENT REVISIONS, was considered read the second and third times. Senator Bramble explained the bill. The bill passed on the following roll call:

**Yeas, 24; Nays, 1; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Voting in the negative was:** Senator Dabakis

**Absent or not voting were:** Senators

| Davis | Hillyard | Urquhart |

S.B. 3002 was transmitted to the House.

**Yeas, 24; Nays, 1; Absent or not voting, 3.**

On motion of Senator Knudson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.
On motion of Senator Knudson, under suspension of the rules, **S.B. 3003**, JUDICIAL NOMINATING COMMISSIONS – AMENDMENTS, was considered read the second and third times. Senator Knudson explained the bill. Senator Jenkins commented. The bill passed on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

Adams  Bramble  Christensen  Dabakis 
Dayton  Escamilla  Fillmore  Harper 
Henderson  Hinkins  Iwamoto  Jenkins 
Knudson  Madsen  Mayne  Millner 
Okerlund  Shiozawa  Stephenson  Stevenson 
Thatcher  Van Tassell  Vickers  Weiler 
Niederhauser

**Absent or not voting were:** Senators

Davis  Hillyard  Urquhart

**S.B. 3003** 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. 3004**, CONTINUING CARE RETIREMENT COMMUNITY AMENDMENTS, was considered read the second and third times. Senator Henderson explained the bill. The bill passed on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

Adams  Bramble  Christensen  Dabakis 
Dayton  Escamilla  Fillmore  Harper 
Henderson  Hinkins  Iwamoto  Jenkins 
Knudson  Madsen  Mayne  Millner 
Okerlund  Shiozawa  Stephenson  Stevenson 
Thatcher  Van Tassell  Vickers  Weiler 
Niederhauser

**Absent or not voting were:** Senators

Davis  Hillyard  Urquhart
S.B. 3004 was transmitted to the House.

COMMUNICATIONS FROM THE GOVERNOR

Mr. President: June 3, 2016
I am pleased to inform you that I have appointed Craig Bunnell as a Judge of the Seventh District Juvenile Court, pursuant to Article VIII, Section 8 of the Utah Constitution and Utah Code Section 78A–10–101.

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

Gary R. Herbert
Governor

Mr. President: July 6, 2016
The Senate Judicial Confirmation Committee met on July 6, 2016, and reports a favorable recommendation that Mr. Craig Bunnell be confirmed to the position of Judge of the Seventh District Juvenile Court.

Scott K. Jenkins, Chair

On motion of Senator Jenkins the Senate voted to approve the confirmation of Mr. Craig Bunnell on the following roll call vote:

Yeas, 25; Nays, 0; Absent or not voting, 3.

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

Absent or not voting were: Senators
Davis      Hillyard     Urquhart

COMMITTEE OF THE WHOLE

On motion of Senator Okerlund, Judge Craig Bunnell spoke in Committee of the Whole.

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

Mr. President:  
June 14, 2016

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

Board of Tourism Development:
Shayne Royden Wittwer (U) is appointed to replace Russell Clove (D) as the representative of Washington, Iron, Beaver, Sanpete, Sevier or Millard counties on the Board of Tourism Development, the remaining portion of the term to expire June 30, 2019. See Utah Code 63N–7–102(4)(b)(vi).

Utah Arts Council Board of Directors:
Krista Sorenson is appointed to replace John T. Nielsen as a community representative of the Utah Arts Council Board of Directors, a term to expire July 1, 2020. See Utah Code 9–6–204(2)(d).

Sheryl Snow is appointed to replace Philipp Malzl as a community representative of the Utah Arts Council Board of Directors, the remaining portion of the term to expire July 1, 2018. See Utah Code 9–6–204(2)(d).

State Money Management Council:
Corrie Forsling (D) is appointed to replace Kirt Slaugh (R) 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.

Securities Commission:
Brent A. Cochran is appointed to replace David A. Russon as a member of the Securities Commission, the remaining portion of the term to expire May 12, 2017. See Utah Code 61–1–18.5.

Great Salt Lake Advisory Council:
Kerry W. Gibson is appointed to replace Jan Zogmaister as the Weber County representative on the Great Salt Lake Advisory Council, a term to expire June 1, 2020. See Utah Code 73–30–201(2)(a)(vi)(E).

Carlton J. Christensen is appointed to replace Julie Peck–Dabling as the Salt Lake County representative on the Great Salt Lake Advisory Council, a term to expire June 1, 2020. See Utah Code 73–30–201(2)(a)(vi)(C).

Real Estate Commission:
Lerron E. Little is reappointed as a member of the Real Estate Commission, a term to expire June 30, 2020. See Utah Code 61–2F–103.
Real Estate Appraiser Licensing and Certification Board:
Jeffrey T. Morley is appointed to replace Paul W. Thronson as a member of the Real Estate Appraiser Licensing and Certification Board, a term to expire July 1, 2020. See Utah Code 61–2g–204.

Jim Bringhurst is reappointed as a member of the Real Estate Appraiser Licensing and Certification Board, a term to expire July 1, 2020. See Utah Code 61–2g–204.

University of Utah Board of Trustees:
James “Jim” Lee Sorenson is appointed to replace Michele Mattsson as a member of the University of Utah Board of Trustees, a term to expire June 30, 2019. See Utah Code 53B–2–104.

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

Gary R. Herbert
Governor

* * *

President Niederhauser informed the Senate that he and the Majority Leader and the Minority Leader voted to waive the 15–day requirement for the appointment of Mr. Sorenson.

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

Yeas, 23; Nays, 0; Absent or not voting, 5.

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

Absent or not voting were: Senators
Dabakis  Davis  Fillmore  Hillyard
Urquhart

COMMUNICATIONS FROM THE HOUSE

Mr. President: July 13, 2016

The House passed H.B. 3001, TAX CREDIT REVIEW AMENDMENTS, by Representative J. Peterson, and it is transmitted for consideration; and
The House passed **H.B. 3002**, STATE FAIR PARK AMENDMENTS, by Representative S. Hollins, and it is transmitted for consideration; and

The House passed **H.B. 3003**, UNMANNED AIRCRAFT AMENDMENTS, by Representative D. Ipson, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

Communications filed. The bills were read the first time by short title and placed on the Second Reading Calendar.

**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. 3001**, TAX CREDIT REVIEW AMENDMENTS, was considered read the second and third times and passed on the following roll call:

**Yeas, 25; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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<td>Niederhauser</td>
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</tbody>
</table>

**Absent or not voting were:** Senators

<table>
<thead>
<tr>
<th>Davis</th>
<th>Hillyard</th>
<th>Urquhart</th>
</tr>
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</table>

**H.B. 3001** 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 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, **H.B. 3002**, STATE FAIR PARK AMENDMENTS, was considered read the second and third times. Senators Van Tassell, Bramble, Dabakis, Jenkins, Okerlund, and Hinkins commented and the bill passed on the following roll call:
Yeas, 25; Nays, 0; Absent or not voting, 3.

**Voting in the affirmative were:** Senators

Adams  Bramble  Christensen  Dabakis  
Dayton  Escamilla  Fillmore  Harper  
Henderson  Hinkins  Iwamoto  Jenkins  
Knudson  Madsen  Mayne  Millner  
Okerlund  Shiozawa  Stephenson  Stevenson  
Thatcher  Van Tassell  Vickers  Weiler  
Niederhauser

**Absent or not voting were:** Senators

Davis  Hillyard  Urquhart  

**H.B. 3002** 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. 3003**, UNMANNED AIRCRAFT AMENDMENTS, was considered read the second and third times. Senators Weiler, Harper, Madsen, and Bramble commented and the bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 3.

**Voting in the affirmative were:** Senators

Adams  Bramble  Christensen  Dabakis  
Dayton  Escamilla  Fillmore  Harper  
Henderson  Hinkins  Iwamoto  Jenkins  
Knudson  Madsen  Mayne  Millner  
Okerlund  Shiozawa  Stephenson  Stevenson  
Thatcher  Van Tassell  Vickers  Weiler  
Niederhauser

**Absent or not voting were:** Senators

Davis  Hillyard  Urquhart  

**H.B. 3003** 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: July 13, 2016

The House passed, as amended, **H.B. 3004, CRIMINAL JUSTICE REINVESTMENT AMENDMENTS**, by Representative E. Hutchings, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

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

SECOND READING CALENDAR

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. 3004, CRIMINAL JUSTICE REINVESTMENT AMENDMENTS**, was considered read the second and third times and passed on the following roll call:

**Yeas, 22; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators

- Adams
- Bramble
- Christensen
- Dayton
- Escamilla
- Fillmore
- Harper
- Henderson
- Hinkins
- Iwamoto
- Jenkins
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Van Tassell
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Dabakis
- Davis
- Hillyard
- Madsen
- Urquhart
- Vickers

**H.B. 3004** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Okerlund, and at 5:25 p.m., the Senate sauntered.

The Senate was called to order at 5:35 p.m., with President Niederhauser presiding.
COMMUNICATIONS FROM THE HOUSE

Mr. President: July 13, 2016

The House passed, S.B. 3001, CONTROLLED SUBSTANCE DATABASE MODIFICATIONS, 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. 3002, ECONOMIC DEVELOPMENT REVISIONS, 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. 3003, JUDICIAL NOMINATING COMMISSIONS – 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. 3004, CONTINUING CARE RETIREMENT COMMUNITY 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.

* * *

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

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

Representatives Hall, Thurston, and Briscoe reported that the House has concluded its business and is ready to adjourn sine die.

Senator Stevenson reported that his 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 Weiler 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 5:40 p.m., the Senate adjourned sine die.
<table>
<thead>
<tr>
<th>Bill Number</th>
<th>Title</th>
<th>Action and Details</th>
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<tbody>
<tr>
<td>H.B. 3001</td>
<td>TAX CREDIT REVIEW AMENDMENTS (J. Peterson)</td>
<td>Read at 21st, 22nd</td>
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<tr>
<td>H.B. 3002</td>
<td>STATE FAIR PARK AMENDMENTS (S. Hollins)</td>
<td>Read at 21st, 22nd</td>
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<tr>
<td>H.B. 3003</td>
<td>UNMANNED AIRCRAFT AMENDMENTS (D. Ipson)</td>
<td>Read at 21st, 22nd</td>
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<td>Signed at 23rd.</td>
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<tr>
<td>H.B. 3004</td>
<td>CRIMINAL JUSTICE REINVESTMENT AMENDMENTS (E. Hutchings)</td>
<td>Read at 24th.</td>
</tr>
<tr>
<td>S.B. 3001</td>
<td>CONTROLLED SUBSTANCE DATABASE MODIFICATIONS (T. Weiler)</td>
<td>Read at 16th.</td>
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<td></td>
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<td>Signed at 25th.</td>
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<tr>
<td>S.B. 3002</td>
<td>ECONOMIC DEVELOPMENT REVISIONS (C. Bramble)</td>
<td>Read at 16th.</td>
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<td>Signed at 25th.</td>
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<tr>
<td>S.B. 3003</td>
<td>JUDICIAL NOMINATING COMMISSIONS – AMENDMENTS (P. Knudson)</td>
<td>Read at 18th.</td>
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<td>Signed at 25th.</td>
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<tr>
<td>S.B. 3004</td>
<td>CONTINUING CARE RETIREMENT COMMUNITY AMENDMENTS (D. Henderson)</td>
<td>Read at 18th.</td>
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<td>Signed at 25th.</td>
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STATE OF UTAH

SENATE JOURNAL

TWELFTH EXTRAORDINARY SESSION
OF THE
SIXTY–FIRST LEGISLATURE

Convened and Adjourned on
Wednesday, September 21, 2016
CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Twelfth 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 Twelfth Extraordinary Session convening on Wednesday, September 21, 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 Twelfth Extraordinary Session at 4:00 p.m. on Wednesday, September 21, 2016.

The Senate was called to order at 4:00 p.m. with President Wayne L. Niederhauser presiding.

Prayer – Senator Todd Weiler
Pledge of Allegiance – Senator Jani Iwamoto

* * *

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

PROCLAMATION

WHEREAS, since the close of the 2016 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 in Extraordinary Session;

NOW, THEREFORE, I, GARY R. HERBERT, Governor of the State of Utah, by virtue of the authority vested in me by the Constitution and Laws of the State of Utah, do by this Proclamation call the Senate only of the 61st Legislature into the Twelfth Extraordinary Session at the Utah State Capitol in Salt Lake City, Utah, on the 21st day of September 2016, 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 2016 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 September 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 19th day of September, 2016, 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 Twelfth Extraordinary Session at the Capitol Complex at Salt Lake City, Utah, on the 21st day of September, 2016, 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 2016 General Legislative Session with the following exceptions:

Daniel Hemmert
District 14
Roll call – All Senators present except Senator Dabakis, excused.

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 Twelfth Extraordinary Session.

President Niederhauser appointed a committee comprised of Senators Fillmore, Hemmert, and Escamilla to notify the Governor’s representative that the Senate is convened in the Twelfth Extraordinary Session in accordance with his proclamation.

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

COMMUNICATIONS FROM THE GOVERNOR

Mr. President: July 22, 2016

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

Thank you for you timely consideration and confirmation of Mr. Nielsen.

Gary R. Herbert
Governor
Mr. President: September 16, 2016

The Senate Judicial Confirmation Committee met on September 16, 2016, and reports a favorable recommendation that Mr. Douglas Nielsen be confirmed to the position of Judge of the Fourth District Juvenile Court.

Scott K. Jenkins, Chair

Senator Jenkins moved to consent to the appointment of Mr. Douglas Nielsen. Senators Bramble and Weiler commented. The motion passed on the following roll call vote:

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

**Voting in the affirmative were:** Senators

<table>
<thead>
<tr>
<th>Adams</th>
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<td>Van Tassell</td>
<td>Vickers</td>
<td>Weiler</td>
<td>Niederhauser</td>
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</table>

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

* * *

**COMMITTEE OF THE WHOLE**

On motion of Senator Okerlund, Judge Douglas Nielsen spoke in Committee of the Whole.

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

**ADVISE AND CONSENT**

Mr. President: August 16, 2016

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

**Weber State University Board of Trustees:**

Kearston Cutrubus is appointed to replace Alan Hall as a member of the Weber State University Board of Trustees, a term to expire June 30, 2019. See Utah Code 53B–2–104.
Child Care Center Licensing Committee:
  Jody Zabriskie is appointed to replace Lynne Tilley as a member of the Child Care Center Licensing Committee, a term to expire June 30, 2020. See Utah Code 26–39–200(1)(b)(i).

  Dr. Laura L. Brown is appointed to replace Julie H. Shakib as the pediatrician licensed in the state as a member of the Child Care Center Licensing Committee, a term to expire June 30, 2020. See Utah Code 26–39–200(1)(c)(i)(C).

Judicial Conduct Commission:
  Neal LaVau Cox (R) is appointed to replace Robert Behunin (R) as a public member on the Judicial Conduct Commission, a term to expire June 30, 2020. See Utah Code 78A–11–103.

Diné Advisory Committee (Navajo Trust Fund):
  Daron Yellowhorse is appointed to replace Melinda Farley as the representative from the Teec Nos Pos Chapter of the Navajo Nation who resides in San Juan County, the remaining portion of the term to expire, June 30, 2019. See Utah Code 51–10–206(2)(b)(vii).

State Records Committee:
  Chad G. Lambourne is appointed to replace Marie Cornwall as the citizen member on the State Records Committee, the remaining portion of the term to expire September 30, 2017. See Utah Code 63G–2–501(1)(d).

  Holly Joy Richardson is reappointed as a citizen member on the State Records Committee, a term to expire September 30, 2020. See Utah Code 63G–2–501(1)(d).

  David M. Fleming is reappointed as a member of the State Records Committee, a term to expire September 30, 2020. See Utah Code 63G–2–501(1)(a).

Great Salt Lake Advisory Council:
  Thomas K. Ward is appointed to replace Caitlyn Gochnour as the municipal representative on the Great Salt Lake Advisory Council, the remaining portion of the term to expire June 1, 2018. See Utah Code 73–30–201(2)(a)(v).

Waste Management and Radiation Control Board:
  Nathan Browning Rich is appointed to replace Dwayne Woolley as a member of the Waste Management and Radiation Control Board, the remaining portion of the term to expire August 31, 2019. See Utah Code 19–6–103(1)(b)(ii).
Labor Commission Appeals Board:

Patricia Kay Abbott (R) is appointed to replace Colleen Colton (R) as a member of the Labor Commission Appeals Board, a term to expire February 28, 2021. See Utah Code 34A–1–205.

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

Gary R. Herbert  
Governor

* * *

Mr. President: September 20, 2016

The Senate Business and Labor Confirmation Committee met on September 20, 2016, and reports a favorable recommendation for Ms. Patricia Kay Abbott as a member of the Labor Commission Appeals Board.

Curtis S. Bramble, Chair

Senator Hillyard moved to consent to the appointment as read by Leslie McLean. Senator Bramble commented. 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  Davis
Dayton  Escamilla  Fillmore  Harper
Hemmert  Henderson  Hillyard  Hinkins
Ipson  Iwamoto  Jenkins  Knudson
Madsen  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Stevenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator

Dabakis

SPECIAL ORDER OF BUSINESS

A citation was read honoring the late Kent Hart, Executive Director Utah Association of Criminal Defense Lawyers. Senators Weiler, Hillyard, and Madsen commented.
Senator Fillmore 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.
CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Thirteenth 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 Thirteenth Extraordinary Session convening on Wednesday, October 19, 2016, and adjourning sine die on the same day.

Leslie McLean
Secretary of the Senate

Mary B. Andrus
Journal Clerk
STATE OF UTAH

SENATE JOURNAL

THIRTEENTH 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 Capital Complex in the Thirteenth Extraordinary Session at 4:00 p.m. on Wednesday, October 19, 2016.

The Senate was called to order at 4:20 p.m. with President Wayne L. Niederhauser presiding.

Prayer – Senator Wayne Harper
Pledge of Allegiance – Senator Karen Mayne

* * *

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

PROCLAMATION

WHEREAS, since the close of the 2016 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 Thirteenth Extraordinary Session at the Utah State Capitol in Salt Lake City, Utah, on the 19th day of October 2016, 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 2016 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 17th day of October 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 17th day of October, 2016, 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 Thirteenth Extraordinary Session at the Capitol Complex at Salt Lake City, Utah, on the 19th day of October, 2016, 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 2016 General Legislative Session with the following exceptions:

Daniel Hemmert  District 14
Don L. Ipson  District 29

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 October, 2016.

Spencer J. Cox
Lieutenant Governor

* * *

Roll call – Senator Dayton excused.
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 Thirteenth Extraordinary Session.

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

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

COMMUNICATIONS FROM THE GOVERNOR

ADVISE AND CONSENT

Mr. President:

September 20, 2016

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

Alcoholic Beverage Control Commission

Olivia Vela Agraz is reappointed as a member of the Alcoholic Beverage Control Commission, a term to expire July 1, 2020. See Utah Code 32B–2–201.

Board of Pardons and Parole:

Donald E. Blanchard is appointed to replace Jennifer Yim as a pro-tempore member of the Board of Pardons and Parole, the remaining portion of the term to expire February 28, 2020. See Utah Code 77–27–2.

Youth Parole Authority:

Beatrice Martinez is appointed to replace David M. Caron as a full-time member of the Youth Parole Authority, the remaining portion of the term to expire April 1, 2019. See Utah Code 62A–7–501.

Utah Communications Authority:

Tina L. Mathieu is reappointed as Chair of the Utah Communications Authority, a term to expire October 31, 2018. See Utah Code 63H–7a–203(5)(a).

State Board of Financial Institutions:

Ronald J. Ostler is appointed to replace Louise Kelly as a member of the State Board of Financial Institutions, a term to expire July 1, 2020. See Utah Code 7–1–203.

Governor’s Economic Development Coordinating Council:

Cydni Rogers Tetro is appointed to replace Randy Shumway as a member of the Governor’s Economic Development Coordinating Council, a term to expire June 30, 2019. See Utah Code 63N–1–501.
Mr. President: October 4, 2016

Utah College of Applied Technology:
David R. Woolstenhulme is forwarded to the Senate with the approval of the Governor for Senate confirmation to replace Robert Brems as the Commissioner of Technical Education of the Utah College of Applied Technology. See Utah Code 53B–2–102.

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

Gary R. Herbert
Governor

Mr. President: October 14, 2016

The Senate Education Confirmation Committee met on October 14, 2016, and reports a favorable recommendation for Dr. David Woolstenhulme as the Utah College of Applied Technology Commissioner of Technical Education.

Don L. Ipson, Chair

Mr. President: October 18, 2016

The Senate Business and Labor Confirmation Committee met on October 18, 2016, and reports a favorable recommendation for Ms. Olivia Vela Agraz as a member of the Alcoholic Beverage Control Commission.

Curtis S. Bramble, Chair

Mr. President: October 18, 2016

The Senate Business and Labor Confirmation Committee met on October 18, 2016, and reports a favorable recommendation for Mr. Ronald J. Ostler to the State Board of Financial Institutions.

Curtis S. Bramble, Chair

Mr. President: July 17, 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 pro–tempore member of the Board of Pardons and Parole:

Donald E. Blanchard

Daniel Hemmert, Chair

Mr. President: October 19, 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 Chair of the Utah Communications Authority:

**Tina L. Mathieu**

Wayne A. Harper, Chair

Senator Hillyard moved to consent to the appointment as read by Leslie McLean. Senators Bramble, Harper, Hemmert, Ipson, Stephenson, and Vickers commented. The motion passed on the following roll call vote:

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

**Voting in the affirmative were:** Senators

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<tr>
<td>Weiler</td>
<td>Niederhauser</td>
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**Absent or not voting were:** Senators

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<tr>
<th>Dayton</th>
<th>Jenkins</th>
<th>Stevenson</th>
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**COMMITTEE OF THE WHOLE**

On motion of Senator Okerlund, Commissioner David R. Woolstenhulme spoke in Committee of the Whole.

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

***

Senator Shiozawa 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 4:41 p.m., the Senate adjourned sine die.
CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Fourth 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 Fourth Special Session convening on Wednesday, November 16, 2016, and adjourning sine die the same day.

Leslie McLean
Secretary of the Senate

Mary B. Andrus
Journal Clerk
FOURTH SPECIAL SESSION  
of the  
SIXTY–FIRST LEGISLATURE  

November 16, 2016  

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, November 16, 2016.

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

Prayer  – Senator Curtis Bramble
Pledge of Allegiance  – Senator Karen Mayne
Roll Call  – All Senators present except Senators Hinkins, Shiozawa, and Davis, 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, do by this Proclamation call the Sixty–first Legislature of the State of Utah into a Fourth Special Session at the Utah State Capitol, in Salt Lake City, Utah, on the 16th day of November 2016, at 4:00 p.m., to consider the following:
1. Funding for class B and C roads; and

2. Legislation related to the regulation of solid waste similar to 2016 House Bill 258; and

3. 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 November 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 14th day of November, 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 a Fourth Special Session at the Capitol Complex at Salt Lake City, Utah, on the 16th day of November, 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 of the 2016 Thirteenth Extraordinary 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 14th day of November, 2016

Spencer J. Cox
Lieutenant Governor

* * *

President Niederhauser appointed a committee comprised of Senators Henderson, Weiler, and Dabakis to join with a like committee from the House in notifying the Governor the Legislature is convened in the Fourth Special Session and is organized and ready to receive communications from him.

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

Representatives Cutler, Stanard, and Duckworth reported that the House of Representatives is organized and ready to do business.

Senator Henderson reported that the Governor has been notified.

Senator Vickers 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.
SPECIAL ORDER OF BUSINESS

A citation was read honoring Officer Cody Brotherson of the West Valley Police Department who was killed in the line of duty.

COMMUNICATIONS FROM THE GOVERNOR

Mr. President: October 4, 2016

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

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

Gary R. Herbert
Governor

Mr. President: November 10, 2016

The Senate Judicial Confirmation Committee met on November 10, 2016, and reports a favorable recommendation that Mr. Robert Neill be confirmed to the position of Judge of the Second District Juvenile Court.

Scott K. Jenkins, Chair

On motion of Senator Jenkins the Senate voted to approve the confirmation of Mr. Robert Neill on the following roll call vote:

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

Voting in the affirmative were: Senators

Adams    Bramble    Christensen    Dabakis
Dayton   Escamilla  Fillmore      Harper
Hemmert  Henderson  Hillyard      Ipson
Iwamoto  Jenkins    Knudson       Mayne
Millner  Okerlund   Stephenson    Stevenson
Thatcher Van Tassell Vickers       Weiler
Niederhauser

Absent or not voting were: Senators

Davis    Hinkins    Madsen    Shiozawa

***

Mr. President: October 19, 2016

I am pleased to inform you that I have appointed Kraig Powell as a Judge of the Fourth District Court, pursuant to Article VIII, Section 8 of the Utah Constitution and Utah Code Section 78A−10−101.
Day 1  Wednesday, November 16, 2016

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

Gary R. Herbert  
Governor

Mr. President:  November 14, 2016

The Senate Judicial Confirmation Committee met on November 14, 2016, and reports a favorable recommendation that Mr. Kraig Powell be confirmed to the position of Judge of the Fourth District Court.

Scott K. Jenkins, Chair

On motion of Senator Jenkins the Senate voted to approve the confirmation of Mr. Kraig Powell on the following roll call vote:

**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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* * *

Mr. President:  October 19, 2016

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

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

Gary R. Herbert  
Governor

Mr. President:  November 10, 2016

The Senate Judicial Confirmation Committee met on November 10, 2016, and reports a favorable recommendation that Mr. Anthony Howell be confirmed to the position of Judge of the Fourth District Court.

Scott K. Jenkins, Chair

On motion of Senator Jenkins the Senate voted to approve the confirmation of Mr. Anthony Howell on the following roll call vote:
Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Dayton Fillmore Harper Hemmert
Henderson Hillyard Ipson Iwamoto
Jenkins Knudson Mayne Millner
Okerlund Stephenson Stevenson Thatcher
Van Tassell Vickers Weiler Niederhauser

Absent or not voting were: Senators
Davis Escamilla Hinkins Madsen
Shiozawa

* * *

Mr. President: October 19, 2016
I am pleased to inform you that I have appointed Robert Lunnen as a Judge of the Fourth District Court, pursuant to Article VIII, Section 8 of the Utah Constitution and Utah Code Section 78A–10–101.

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

Gary R. Herbert
Governor

Mr. President: November 14, 2016
The Senate Judicial Confirmation Committee met on November 14, 2016, and reports a favorable recommendation that Mr. Robert Lunnen be confirmed to the position of Judge of the Fourth District Court.

Scott K. Jenkins, Chair

On motion of Senator Jenkins the Senate voted to approve the confirmation of Mr. Robert Lunnen on the following roll call vote:

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

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Dayton Fillmore Harper Hemmert
Henderson Hillyard Ipson Iwamoto
Jenkins Knudson Mayne Millner
Okerlund Stephenson Stevenson Thatcher
Van Tassell Vickers Weiler Niederhauser
Absent or not voting were: Senators
Davis  Escamilla  Hinkins  Madsen
Shiozawa

COMMITTEE OF THE WHOLE


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

ADVISE AND CONSENT

COMMUNICATIONS FROM THE GOVERNOR

Mr. President: November 15, 2016
In accordance with Utah Code 67–1–1 and 67–1–2, I propose and transmit the following appointment:

Department of Alcoholic Beverage Control:
Sal Petilos is reappointed as Director of the Department of Alcoholic Beverage Control, a term to expire September 30, 2020. See Utah Code 32B–2–205.

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

Gary R. Herbert

President Niederhauser informed the Senate that he and the Majority Leader and the Minority Leader voted to waive the 15–day requirement for the appointment of Mr. Petilos.

Mr. President: November 15, 2016
The Senate Business and Labor Confirmation Committee met on November 15, 2016, and reports a favorable recommendation for Mr. Sal Petilos as the Executive Director of the Department of Alcoholic Beverage Control.

Curtis S. Bramble, Chair

On motion of Senator Hillyard, the Senate voted to confirm the appointment of Sal Petilos in the following roll call vote:

Yeas, 24; Nays, 1; Absent or not voting, 4.
Voting in the affirmative were: Senators
Adams  Bramble  Christensen  Dayton
Escamilla  Fillmore  Harper  Hemmert
Henderson  Hillyard  Ipson  Iwamoto
Jenkins  Knudson  Mayne  Millner
Okerlund  Stephenson  Stevenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser

Voting in the negative was: Senator
Dabakis

Absent or not voting were: Senators
Davis  Hinkins  Madsen  Shiozawa

Mr. President:

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:
Sarah G. Lehman is appointed to replace Natalie Gochnour as a member of the Governor’s Economic Development Coordinating Council, a term to expire June 30, 2019. See Utah Code 63N–1–501.

Private Activity Bond Review Board:
K. Wayne Cushing is reappointed as a member of the Private Activity Bond Review Board, a term to expire October 31, 2020. See Utah Code 63N–5–103.

Utah State Developmental Center Board:
Don Gordon is appointed to replace Bill Exeter as a member of the Utah State Developmental Center Board, the remaining portion of the term to expire May 10, 2018. See Utah Code 62A–5–202.5.

Board of Pardons and Parole:
Chyleen Arbon is reappointed as a member of the Board of Pardons and Parole, a term to expire, February 28, 2022. See Utah Code 77–27–2.

Jordan Valley Water Conservancy District Board of Trustees:
Karen D. Lang is appointed to replace Kent Winder as a member of the Jordan Valley Water Conservancy District Board of Trustees, the remaining portion of the term to expire January 31, 2020. See Utah Code 17B–2a–1005.
Thank you for your timely consideration and confirmation of the above appointments.

Gary R. Herbert
Governor

On motion of Senator Hillyard, the Senate voted to confirm the appointments as read my Leslie McLean on the following roll call vote:

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

**Voting in the affirmative were:** Senators
Adams    Bramble    Christensen    Dabakis
Dayton   Escamilla  Fillmore     Harper
Hemmert  Henderson  Hillyard    Ipson
Iwamoto  Jenkins    Knudson     Mayne
Millner  Okerlund   Stephenson  Stevenson
Thatcher Van Tassell Vickers    Niederhauser

**Absent or not voting were:** Senators
Davis    Hinkins    Madsen     Shiozawa
Weiler

**COMMUNICATIONS FROM THE HOUSE**

Mr. President: November 16, 2016

The House passed **H.B. 4001**, SOLID WASTE AMENDMENTS, by Representative C. Oda, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 4002**, CLASS B AND C ROAD FUND AMENDMENTS, by Representative J. 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 placed on the Second Reading Calendar.

**SECOND READING CALENDAR**

On motion of Senator Okerlund, **H.B. 4001**, SOLID WASTE AMENDMENTS, was read the second time and circled.

***

On motion of Senator Harper, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.
On motion of Senator Harper, under suspension of the rules, **1st Sub. H.B. 4002**, CLASS B AND CLASS C ROAD FUND AMENDMENTS, was considered read the first, second and third times. Senator Weiler 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

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**Absent or not voting were:** Senators

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**1st Sub. H.B. 4002** 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. 4001**, SOLID WASTE AMENDMENTS, and it was before the Senate.

On motion of Senator Bramble, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Bramble, under suspension of the rules, **H.B. 4001**, SOLID WASTE AMENDMENTS, was considered read the second and third times and passed on the following roll call:

**Yeas, 23; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators

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</table>
Absent or not voting were: Senators
Dabakis    Davis    Hinkins    Madsen
Millner    Shiozawa

H.B. 4001 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 Bramble, the Senate voted to include the following intent language in the Senate Journal:

It is the intent of the Legislature that the facilities in sections 19–6–502(A&B) solely accept recycled products and does not impede the Utah Department of Environmental Quality (DEQ) administration and waste facilities fee.

***

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

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

Representatives Hawkes, Kennedy, and Hemingway reported that the House 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 Vickers 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 6:00 p.m., the Senate adjourned sine die.
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SENATE AND HOUSE BILLS AND RESOLUTIONS

SIXTY–FIRST LEGISLATURE
FOURTH SPECIAL SESSION

Convened and Adjourned on
Wednesday, November 16, 2016
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- Read the first, second and third times .......................................................... 57
- Signed by the President and returned to the House ....................................... 57
CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Fourteenth 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 Fourteenth Extraordinary Session convening on Tuesday, December 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 Fourteenth Extraordinary Session at 2:00 p.m. on Tuesday, December 13, 2016.

The Senate was called to order at 2:10 p.m. with President Wayne L. Niederhauser presiding.

Prayer – Senator Scott Jenkins
Pledge of Allegiance – Senator Luz Escamilla

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

PROCLAMATION

WHEREAS, since the close of the 2016 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; and

NOW, THEREFORE, I, GARY R. HERBERT, Governor of the State of Utah, by virtue of the authority vested in me by the Constitution and Laws of the State of Utah, do by this Proclamation call the Senate only of the 61st Legislature of the State of Utah into the Fourteenth Extraordinary Session at the Utah State Capitol in Salt Lake City, Utah, on the 13th day of December 2016, at 2:00 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 2016 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 9th day of December 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 9th day of December, 2016, 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 Fourteenth Extraordinary Session at the Capitol Complex at Salt Lake City, Utah, on the 13th day of December, 2016, at 2:00 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 2016 General Legislative Session with the following exceptions:
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 2016 General Session of the Sixty-First Legislature as the rules for the Fourteenth Extraordinary Session.

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

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

COMMUNICATIONS FROM THE GOVERNOR

ADVISE AND CONSENT

Mr. President: November 2, 2016

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

**Board of Water Resources:**

Charles W. Holmgren (U) is reappointed as a member of the Board of Water Resources, a term to expire January 1, 2021. See Utah Code 73–10–2.

Juliette Tennert (U) is appointed to replace Stew Paulick (D) as a member of the Board of Water Resources, a term to expire January 1, 2021. See Utah Code 73–10–2.

Randy Crozier (R) is appointed to replace N. Gawain Snow (R) as a member of the Board of Water Resources, a term to expire January 1, 2021. See Utah Code 73–10–2.
Kyle R. Stephens (R) is appointed to replace David Humphreys (R) as a member of the Board of Water Resources, a term to expire January 1, 2021. See Utah Code 73–10–2.

**Utah Indigent Defense Commission:**
Richard P. Mauro is appointed to replace Patrick Anderson as a member of the Utah Indigent Defense Commission, the remaining portion of the term to expire June 15, 2020. See Utah Code 77–32–802 (1)(v).

**Utah Science Technology and Research Governing Authority (USTAR):**
Susan D. Opp is appointed to replace Greg Bell as the Chair of the Utah Science Technology and Research Governing Authority, a term to expire November 30, 2017. See Utah Code 63M–2–301(5)(a).

Mr. President: November 14, 2016

**Department of Administrative Services:**
Tani Downing is appointed as Executive Director of the Department of Administrative Services. See Utah Code 63A–1–105.

**Department of Heritage and Arts:**
Jill Remington Love is appointed as Executive Director of the Department of Heritage and Arts. See Utah Code 9–1–2–201.1.

**Utah Conservation Commission:**
Scott Mower is appointed to replace Don R. Probert as the Zone 4 representative, the remaining portion of the term to expire May 8, 2017. See Utah Code 4–18–104 (f).

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

Gary R. Herbert
Governor

Mr. President: November 29, 2016

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

**Ms. Tani Downing**

Wayne A. Harper, Chair

Mr. President: December 9, 2016

The Senate Economic Development and Workforce Services Confirmation Committee met on December 9, 2016, and recommends to the full Senate
confirmation of Susan D. Opp as Chair of the Utah Science Technology and Research Governing Authority.

Brian E. Shiozawa, Chair

Mr. President: December 9, 2016

The Senate Economic Development and Workforce Services Confirmation Committee met on December 9, 2016, and recommends to the full Senate confirmation of Jill Remington Love as Executive Director of the Department of Heritage and Arts.

Brian E. Shiozawa, Chair

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

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

**COMMITTEE OF THE WHOLE**

On motion of Senator Okerlund, Tani Downing and Jill Remington Love spoke in Committee of the Whole.

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

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

On motion of Senator Okerlund, and at 2:30 p.m., the Senate adjourned sine die.
CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the 2017 General Session of the Sixty-Second 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 23, 2017, and adjourning sine die on Thursday, March 9, 2017.

Leslie McLean
Secretary of the Senate

Mary B. Andrus
Journal Clerk
PRESIDENT OF THE SENATE
Wayne L. Niederhauser
2017 General Session
Sixty–Second Legislature
SENATE LEADERSHIP

MAJORITY LEADERSHIP (Republican)

Ralph Okerlund
Majority Leader

Stuart Adams
Majority Whip

Peter Knudson
Asst. Majority Whip

MINORITY LEADERSHIP (Democrat)

Gene Davis
Minority Leader

Karen Mayne
Minority Whip

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) .................... Jani Iwamoto

HOUSE LEADERSHIP
Speaker of the House (R) ......................... Gregory Hughes
Majority Leader (R) .............................. Brad Wilson
Majority Whip (R) ............................... Francis Gibson
Assistant Majority Whip (R) ...................... John Knotwell
Minority Leader (D) .............................. Brian King
Minority Whip (D) ............................... Joel Briscoe
Assistant Minority Whip (D) .................... Angela Romero
Minority Caucus Manager (D) .................... Sandra Hollins

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

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 ........................................... Constandinos Himonas
Justice ........................................... John A. Pearce
# MEMBERS OF THE SENATE
## Sixty–Second Legislature

<table>
<thead>
<tr>
<th>Senator</th>
<th>District</th>
<th>County(ies)</th>
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<tr>
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<td>1</td>
<td>Salt Lake</td>
<td>(D)</td>
<td>1004 N Morton Dr</td>
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<td>Carbon, Emery, Grand, San Juan, Utah, Wasatch</td>
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 STATES OF UTAH

SENATE JOURNAL
2017 GENERAL SESSION
of the
SIXTY-SECOND LEGISLATURE

FIRST DAY
MORNING SESSION

January 23, 2017

Pursuant to the provisions of the Constitution of the State of Utah, the Senators of the Sixty-Second Legislature of the State of Utah convened in General Session in the Senate Chamber on Monday, January 23, 2017, at ten o’clock a.m.

The Senate was called to order at 10:09 a.m., by former Senate President Al Mansell.

PRAYER BY SISTER JOY D. JONES, GENERAL PRIMARY PRESIDENT OF THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS

Our Father in Heaven. We are humbled to be in this special setting, so grateful to thee, so grateful to thee for thy glorious blessings upon each and every one of us. We are mindful of thy goodness to this wonderful country we live in, the land of America, and we thank thee so very much for our freedom. We thank thee for those who have gone before us, who have laid the path for the blessings, the opportunities and privileges we enjoy. We are very mindful of the new leadership of our country. We pray for them. We pray for our President. We pray for all who will work with him to serve this great nation. We thank thee for the wonderful men and women in this room, these marvelous Senators who bring such wisdom and experience from their lives to serve and bless the people of this wonderful state of Utah. We are grateful for them, and we pray Father, that thou will bless them that their abilities and attitudes will align with thy holy mind and will, that they will seek guidance from thee in the important decisions that they will make and the important work that will be done here. We are so grateful for their sacrifices. We recognize what they are giving and are thankful and ask for a special blessing to be upon them and upon their family for this sacrifice, for this devotion that they have
to doing good and making wonderful changes in areas that are needful of change. We pray that thou will bless the men and women, the youth, and the children of Utah. We know that there are many needs, but that there are many wonderful things happening, and we feel thy love resting upon each of us, and we are grateful for that. We are confident in the hope that we have, the faith that we have, for good things to come. We feel thy love, we feel thy caring, we feel thy tender mercy continually with us. We pray now that thy spirit to rest upon this group to bring a feeling of unity, a feeling of peace, a feeling of dedication to doing what is needful, what is best. Again thank thee. Thank thee for thy Son and for his sacrifice in our behalf and pray that we can emulate Him in all that we do and say. We humbly pray in the name of Jesus Christ, Amen.

BOY SCOUT OF AMERICA TROOPS 1262, 1524, 0068, 1566

TROOP MEMBERS

Troop 1262: Boo Rah, The Reh, Min Htet, and Kyaw Nay
Troop 1524: Ashis Dhakal and Kiwas Mangar
Troop 0068: Mekel Matsui
Troop 1566: Omar Liban

Pledge of Allegiance – Ashis Dhakal

Musical number – Members of the Salt Lake School for the Performing Arts performed “The Star Spangled Banner,” “God Bless America,” and “Non Nobis.” The Choir is under the direction of Holly Banfield.

* * *

On motion of Senator Ralph Okerlund, the Senate thanked Sister Joy Jones for delivering the invocation and requested her words to be spread upon the pages of the Senate Journal. He also expressed appreciation to Ashis Dhakal for leading the Pledge of Allegiance, and to the Salt Lake School of the Performing Arts and their director Holly Banfield for their participation in the opening of the Utah State Senate.

* * *

Leslie McLean read the following Certification of Membership of the 2017 General Session of the Sixty–Second Legislature.
CERTIFICATE OF MEMBERSHIP OF THE 2017
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 8, 2016, 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 23, 2017, 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 M. Henderson
EIGHTH DISTRICT: County of Salt Lake
   Brian E. Shiozawa
TENTH DISTRICT: County of Salt Lake
   Lincoln Fillmore
THIRTEENTH DISTRICT: Counties Salt Lake, Utah
   Jacob L. Anderegg
FOURTEENTH DISTRICT: County of Utah
   Daniel Hemmert
SIXTEENTH DISTRICT: Counties of Utah, Wasatch
   Curtis S. Bramble
NINTEENTH DISTRICT: Counties of Morgan, Summit, Weber
   Allen M. Christensen
TWENTIETH DISTRICT: Counties of Davis, Weber
   Gregg D. Buxton
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

Don L. Ipson

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

   IN TESTIMONY WHEREOF,
   I have here unto set my hand,
   and affixed the Great Seal of the
   State of Utah this 20th day of
   January, 2017 at Salt Lake City,
   Utah
   Spencer J. Cox
   Lieutenant Governor

   ***

   Former Senate President Al Mansell administered the Oath of Office to all newly elected/appointed, and reelected members.

   Roll Call – All Senators present

   On motion of Senator Okerlund the Senate voted to proceed with its organization and elect its president.

   Former Senate President Al Mansell declared nominations for the office of President of the Senate were in order.

   On motion of Senator Ralph Okerlund, and seconded by Senator Gene Davis, Senator Wayne L. Niederhauser was nominated to serve as President of the Utah State Senate.

   On motion of Senator Stuart Adams, and seconded by Senator Karen Mayne, the nominations were closed and Senator Wayne L. Niederhauser was elected President of the Senate by acclamation. Senators Okerlund and Davis escorted President Niederhauser to the podium.

   Former Senate President Al Mansell administered the Oath of Office to the President of the Senate, Wayne L. Niederhauser.

   On motion of Senator Okerlund, the Senate expressed appreciation to former Senate President Al Mansell for taking time from his busy schedule to participate in the opening of the Utah State Senate.
WELCOMING REMARKS BY PRESIDENT NIEDERHAUSER

I want to thank:

− My good friend Al Mansell who persuaded me to run for office in the first place. I would like to recognize Marguerite his wife. Thank you for being here today.

It is Al’s birthday today. Best wishes to you on your birthday.

− Sister Joy D. Jones, General Primary President, Church of Jesus Christ of Latter-day Saints, for offering the prayer.

− Refuge Scout Troops 1262, 1524, 0068 and 1566 for the flag ceremony and pledge.

Thank you
Ashis Dhakal
Boo Rah 1262 Karenni
Min Htet 1262 Karenni
The Reh 1262 Karenni
Ashis Dhakal 1524 Nepali
Diwas Mangar 1524 Nepali
Mekel Matsui 0068 Thailand
Omar Liban 1566 Somali

Currently, there are twelve Scout troops consisting of Karen & Karenni from Myanmar, Nepali from Bhutan, Thai/Lao, Swahili–speaking from East Africa, Tibetan, Vietnamese and Muslim from Africa, the Middle–East, Mexico and Bosnia. Utah Refugee Scouts will number approximately 500 young men by the end of this year.

The Utah Refugee Scout Program was established in 2008 to promote the Boy Scouts of America to young men who have legally resettled from distant lands now living in the Salt Lake Valley. Scouting is our nation’s largest and most prominent values-based youth development organization with the objective to build character, citizenship and personal fitness.

These Young Men face extreme challenges in relocating to a new land, a new country, language and culture. What better program than the Boys Scouts of America to help them in their transition.

− Salt Lake School of Performing Arts, Holly Banfield, their Director.
The Salt Lake School for the Performing Arts is a charter school that focuses on theater, dance, and music.

The Madrigal group with us today has performed for numerous events and most recently, they have been invited to sing at Carnegie Hall in New York City.

− Senate full time and session staff that make all this possible.

− My sincere thanks to each of my Senate colleagues for their support and friendship.

− Lastly, I want to recognize Melissa for her patience and support and ability to keep me humble and for my children who also put up with me.

For the last two years, we have been hearing a lot about “Making America Great Again”. Last Friday, it culminated in the inauguration of our 45th President, Donald Trump.

This phrase has sparked a lot of discussion and debate. It has raised questions like:

What does this phrase mean?

Isn’t America great today?

When did America lose its greatness?

What does a great America look like and how does it feel?

I think there are as many answers to these questions as there are people in our country.

For me “Making America Great Again” means rebalancing the power of the States and the Federal Government.

The Constitutional Convention was convened to address the failing “Articles of Confederation.” The union of the states was in trouble due to the overwhelming power of the states. The Constitution that followed preserved our nation. Now, over two centuries has pasted and we have seen this balance tilt the other way. Now, our nation is threatened by the overwhelming power of the Federal Government.

This is evidenced by: Our budgets (Money is Power)

The combined total of all the State’s Spending for FY2015 according to the National Association of State Budget Officers was: $1.3 Trillion without Federal Funding. ($1.9 Trillion with Federal Funding)
Total Federal Spending for FY2015 according to the Congressional Budget Office: $3.7 Trillion

Almost triple that of the combined states.

It is evidenced by the Intense Partisanship and Inability of Washington to Effectively Pass and Deal with Issues.

This is because the Federal Government was never intended to be so comprehensive. It has become an example of top down one size fits all government. The vision of the founders was to spread power over multiple layers of government in order to prevent any concentration of power. Most issues should be dealt with in our state houses and our city halls, not Washington DC.

History shows us that the centralization of power is controlling and corrupting.

Centralized Government was the very thing the Founding Fathers were trying to eliminate. It was, in essence, what they saw in the British government. They saw it is a threat to the power of the people.

Thomas Jefferson, wrote in a letter to C. Hammond in 1821:

“whenever all government, domestic and foreign, in little as in great things, shall be drawn to Washington as the center of all power, it will render powerless the checks provided of one government on another, and will become as venal (veenl) and oppressive as the government from which we separated.”

Federalist Paper #46 is titled “The Influence of the State and Federal Governments Compared,” and speaks extensively to the fact that the States were a safeguard to protect against an over–extended influence of the Federal Government.

So “Making America Great Again” means for me a period of decentralization of power. Send the power back to the states and the people as contemplated by the 10th Amendment.

I am encouraged by the word’s of President Trump in his inaugural address. He said:

“Today’s ceremony, however, has very special meaning. Because today we are not merely transferring power from one administration to another, or from one party to another — but we are transferring power from Washington, D.C. and giving it back to you, the American People.”
For too long, a small group in our nation’s Capital has reaped the rewards of government while the people have borne the cost. Washington flourished – but the people did not share in its wealth – The time for empty talk is over. Now arrives the hour of action.”

The proof will be in the results. Every administration for decades whether Democrat or Republican has been centralizing power and diminishing the jurisdiction of the states.

On a recent visit to Washington DC, several members of our federal delegation challenged me to prepare a list of grievances regarding unfunded mandates, regulations and the over-reaching policies of the Federal Government, for them to address in the coming months. The Speaker and I want to accommodate their request.

Therefore, we are going to authorize meetings during the session for our Commission on Federalism to meet and create a list for us to send back to Washington for consideration and action. Senator Christensen and Representative Ivory are the co–chairs of the Commission.

Today, I am challenging the legislature and staff, our State Divisions and Departments, our local governments and foremost the people of this state to send us your ideas.

The Republicans have bemoaned the past eight years of Democratic control of the White House. Now, I am hearing extreme concern from my Democratic friends over the prospects of the next 2 to 8 years. The shoe is on the other foot.

So, I want to suggest to all no matter your affiliation or party that Instead of dealing with this cycle of trouble from Washington over and over again, let’s join together to bring power back to the States.

I call upon my legislative colleagues across this country to join together and build a barrier around state jurisdiction and guard it jealously. Even though I am encouraged by the talk coming from Washington DC now, I don’t think they will give up the power on their own. We will need to hold their feet to fire.

Another example of overreaching power is the designation of “Bears Ears” as a National Monument. The nature of the overreach is a little different than I have discussed previously today, but nonetheless it is an example of unchecked power; a top down, run–over, process lacking decision. It begs the question: Should one person be allowed to make decisions of that magnitude unilaterally? I am not going discuss the merits of the decision. There are people and arguments on both
sides. My concern is with the process and the unbridled power of the office of President in these situations.

I understand that the Antiquities Act has been deemed legal, but is it wise? For those in favor of the new monument, I ask: what if our new President acts with unilateral executive power to change policy you don’t like, how would you feel about that? I suspect you would be as angry as those who oppose the monument designation. Therefore, let us all join together and make sure that no one person has that kind of power going forward without the representatives of the people. It is dictatorial and tyrannical. Congress and the President are suppose to be a check and balance on each other to make sure that the people are heard and represented in these decisions.

I personally question the ability of Congress to give such power to a president in the first place. Should Congress be able by any act or legislation give up their constitutional authority?

The US Constitution Article IV Section 3 gives Congress the power to “make all needful Rules and Regulation respecting the Territory or other Property belonging to the United States.”

It is a right explicitly given to Congress and should stay with Congress.

Federalist Papers #51 States:

“It is equally evident, that the members of each department should be as little dependent as possible on those of the others— the great security against a gradual concentration of the several powers in the same department, consists in giving to those who administer each department the necessary constitutional means and personal motives to resist encroachments of the others. The provision for defense must in this, as in all other cases, be made commensurate to the danger of attack. Ambition must be made to counteract ambition.”

When the Constitution was written, this right was delegated to Congress along with the power necessary to fulfill it. I don’t believe that they should be able to delegate such power or any power like it. We need fewer executive orders and more acts of Congress and the President working together for the good of all people and interests.

Shifting gears, I want to begin an awareness of a significant celebration to come.

As this decade nears its end, we here in Utah will lay the foundation for celebrating two significant anniversaries. First, the year 2020 marks the 150th
anniversary of women first voting in Utah. This was the place where women first voted in the United States or its territories. On February 14, 1870, Seraph Young cast a ballot in a municipal election, marking a new era for women in this country and around the world. This event is depicted in a mural on the ceiling of our House chamber.

Secondly, the year 2020 marks the 100th anniversary of the passing of the 19th amendment regarding women’s right to vote nationally. Utah women such as Emmeline B Wells and Martha Hughes Cannon worked with Susan B Anthony and Elizabeth Cady Stanton to ensure the rights of all American women.

Highlighting these two corresponding events now is intended to create anticipation and common knowledge of the celebration ahead and to acknowledge Utah’s participation and leadership in women’s suffrage.

A Utah organization, named Better Days, is dedicated to making sure Utah does take a lead in 2020. Through a range of legislative, educational, and creative projects, Better Days will make popular the past to inspire conversations about our future. Telling the stories of our women in creative and communal ways will open doors to conversations about how we can continue these legacies. As state legislators, we need to support and participate in this important work and celebration of Utah’s history.

An obviously debated issue in its day, Women’s Suffrage had many proponents.

Heber M. Wells, first governor of the state of Utah stated in 1902:

“The lawmakers seem to be afraid of enfranchising women because of the deteriorating effect which politics might have on womankind. If this be true let the experience of Utah speak. For six years—women in this State have had the right to vote and hold office. Have the wheels of progress stopped? Instead we have bounded forward with seven—league boots. Have the fears and predictions of the local opponents of woman suffrage been verified? Have women degenerated into low politicians, neglecting their homes and stifling the noblest emotions of womanhood? On the contrary women are respected quite as much as they were before Statehood.”

“The plain facts are that in this State the influence of woman in politics has been distinctly elevating. In the primary, in the convention and at the polls her very presence inspires respect for law and order. Experience has shown that women have voted their intelligent convictions. They understand the questions at issue and they vote conscientiously and fearlessly.”
“For one I am proud of Utah’s record in dealing with her female citizens – and I look forward with eager hope to the day when woman suffrage shall become universal.”


(Seven-league boots are an element in European folklore. The boot allows the person wearing them to take strides of seven leagues per step resulting in great speed.)

Orson F. Whitney, prominent leader and historian, and champion of woman’s suffrage said:

“It is woman’s destiny to have a voice in the affairs of government. She was designed for it. She has a right to it. This great social upheaval, this woman’s movement that is making itself heard and felt, means something more than that certain women are ambitious to vote and hold office. I regard it as one of the great levers by which the Almighty is lifting up this fallen world, lifting it nearer to the throne of its Creator”

(Utah, Constitutional Convention, 1895, Official Report of the Proceedings and Debates (2 vols., Salt Lake City, 1898))

Lastly, I want to highlight one of our own. Martha Hughes Cannon.

Dr. Martha Hughes Cannon, affectionately called “Mattie,” is one of the most prominent female politicians in Utah’s history. By the age of 25, she had graduated from the University of Deseret, the University of Michigan, and the University of Pennsylvania with her degrees in medicine. She returned to Utah to establish a private medical practice, and served as a resident physician at Deseret Hospital.

In the beginning of statehood, the new Utah Constitution once again gave women the right to vote which ironically had been suppressed by federal law and they were also given the added right of holding office. The Constitution was adopted and Statehood granted in January of 1896.

Dr. Cannon would become the first first female state senator in Utah and the in the United States. We honor her with a statue in the North Plaza.

In November of 1896, she participated in an “At–Large” election for State Senate, one of her principle contenders being her husband Angus along with Emmeline B. Wells. She won one of the five seats, beating her husband, and becoming the first woman in the United States to hold the office of State Senator.
During the race, the Salt Lake Herald joked that “Mrs. Mattie Hughes Cannon, his wife (speaking of Angus), is the better man of the two. Send Mrs. Cannon to the State Senate”

The Second General Session for the State of Utah convened on January 11th 1897, just a little over 120 years ago today, where Martha Hughes Cannon along with other new Senators took the Oath of Office administered by Utah Supreme Court Chief Justice Charles Zane.

Mattie Cannon was an ardent Democrat committed to issues that affected women and children. She established Utah’s State Board of Health, the Utah State School for the Deaf, the first training school for nurses in the state, and introduced legislation that would protect the health of women and children, and provide education for the deaf. During her third year as a state senator, while expecting her third child, Senator Cannon served as chairman of the Public Health Committee. She was an active voice in Utah’s suffrage movement, and spoke in conferences and councils in Chicago, Washington D.C., New York, and Utah, advocating for woman’s suffrage throughout the nation.

(Madsen, Carol Cornwall: Battle for the Ballot; Essays on Woman Suffrage in Utah, 1870–1896; Utah, Utah State University Press; 1997)

She served two terms, and then later in life moved to Los Angeles for her health. She passed away in California in 1932.

This years Senate Coin highlights Martha Hughes Cannon as the first woman state senator. Unfortunately, the coins are not here, but a depiction of the coin is displayed on the screen. The coins will be here later this week.

Front: Senate Seal

Back: Martha Hughes Cannon and this quote from her: “No privileged class either of sex, wealth or descent should be allowed to arise or exist. All persons should have the legal right to be the equal of every other.”

We will make sure that each of you get one after they arrive.

This ends my remarks this morning. Thank you for your attention and indulgence and may God Bless us and this session for the benefit of the people of Utah.

***

On motion of Senator Adams, the Senate voted to have President Niederhauser’s remarks spread upon the pages of the 2017 Senate Journal.
President Niederhauser appointed Senators Curtis Bramble, Gregg Buxton, and Jim Dabakis to join with a like committee from the House to notify Governor Herbert that the Legislature is organized for the 2017 General Session of the Sixty-Second Legislature and ready to do business.

President Niederhauser appointed Senators Daniel Thatcher, Daniel Hemmert, and Jani Iwamoto as a committee to notify the House of Representatives that the Senate is organized and ready to do business.

Representatives Dunnigan, Edwards, and Wheatley 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 2017 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 – Jani Iwamoto

***

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

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

**Business and Labor**
Curtis Bramble, *Chair*
Gene Davis
Dan Hemmert
Don Ipson
Karen Mayne
Ralph Okerlund
Todd Weiler

**Education**
Ann Millner, *Chair*
Stuart Adams
Deidre Henderson
Lyle Hillyard
Jani Iwamoto
Wayne Niederhauser
Howard Stephenson

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

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

**Economic Development and Workforce Services**
Jacob Anderegg
Gregg Buxton, *Chair*
Karen Mayne
Ann Millner
Wayne Niederhauser
Ralph Okerlund
Jerry Stevenson

**Judiciary, Law Enforcement and Criminal Justice**
Todd Weiler, *Chair*
Gene Davis
Luz Escamilla
Lyle Hillyard
Wayne Niederhauser
Ralph Okerlund
Daniel Thatcher
Revenue and Taxation
Howard Stephenson, Chair
Curt Bramble
Jim Dabakis
Gene Davis
Lincoln Filmore
Wayne Harper
Dan Hemmert
Deidre Henderson

Government Operations and Political Subdivisions
Don Ipson, Chair
Stuart Adams
Margaret Dayton
Luz Escamilla
David Hinkins
Jani Iwamoto
Peter Knudson
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
Gregg Buxton, Chair
Stuart Adams
Jacob Anderegg
Jim Dabakis
Wayne Harper
Karen Mayne
Kevin Van Tassell

Retirement and Independent Entities
Dan Hemmert, Chair
Gene Davis
Lincoln Fillmore
Wayne Harper
Karen Mayne
Todd Weiler

Senate Rules
Deidre Henderson, Chair
Dan Hemmert, Vice Chair
Wayne Harper
David Hinkins
Jani Iwamoto
Karen Mayne
Ann Millner
Evan Vickers
Todd Weiler
SENATE MEMBERS JOINT APPROPRIATIONS SUBCOMMITTEES

EXECUTIVE APPROPRIATIONS COMMITTEE
Jerry Stevenson, Chair
Kevin Van Tassell, Vice Chair
Wayne Niederhauser
Ralph Okerlund
Stuart Adams
Peter Knudson
Gene Davis
Karen Mayne
Luz Escamilla
Jani Iwamoto

BUSINESS, ECONOMIC DEVELOPMENT & LABOR
Brian Shiozawa Co-Chair
Jacob Anderegg
Curtis Bramble
Gregg Buxton
Gene Davis
Wayne Harper
Deidre Henderson

EXECUTIVE OFFICES AND CRIMINAL JUSTICE
Daniel Thatcher, Co-Chair
Curtis Bramble
Margaret Dayton
Lincoln Fillmore
Jani Iwamoto
Peter Knudson
Ralph Okerlund

HIGHER EDUCATION
Evan Vickers, Co-Chair
Jim Dabakis
Deidre Henderson
Don Ipson
Ann Millner
Howard Stephenson
Jerry Stevenson

INFRASTRUCTURE & GENERAL GOVERNMENT
Wayne Harper, Co-Chair
Stuart Adams
Jacob Anderegg
Gregg Buxton
Lyle Hillyard
David Hinkins
Karen Mayne
On motion of Senator Henderson, the 2017 Senate Rules, Joint Rules and Interim Rules adopted by the 2016 Fourth Special Session of the Sixty–First Legislature were adopted with the understanding that changes to these rules for the Sixty–Second Legislature will be considered and adopted as soon as possible.

On motion of Senator Henderson, 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 Escamilla introduced the Senate Interns for the 2017 General Session.

Sen. Stuart Adams                Nicole Christensen
Sen. Jacob Anderegg             Francesca Bruno
Sen. Curtis Bramble             Stephen Lockhart
Sen. Gregg Buxton               Aaron Pentico
Sen. Allen Christensen          Spencer Lindsay
Sen. Jim Dabakis                Nick Uremovich
Sen. Gene Davis                 Allyson Berri
Sen. Margaret Dayton           Devin Earl
Sen. Luz Escamilla              Gabrielle Hutchinson
Sen. Lincoln Fillmore           Jesse Dowdle
Sen. Wayne Harper               Samuel Burge
Sen. Dan Hemmert                Hope Collins
Sen. Deidre Henderson           Spencer Wright
Sen. Lyle Hillyard              Jack Darrington
Sen. David Hinkins              John Fuller
Sen. Don Ipson                  Ryan Robinson
Sen. Jani Iwamoto               Naomi Dorsey
Sen. Peter Knudson              Jeremy Moore
Sen. Karen Mayne                Michael Scott
Sen. Ann Millner                Ryan Sarlo
Sen. Ralph Okerlund             Saren Winter
Sen. Brian Shiozawa             Nicolaus Nielsen
Sen. Howard Stephenson          Dylan Young
Sen. Jerry Stevenson            Ryan Tosadori
Sen. Daniel Thatcher            Justin Zohner
Sen. Kevin Van Tassell          Jennifer Ainsworth
Sen. Evan Vickers               Eric Davis
Sen. Todd Weiler                Diana Merino
Pres. Wayne Niederhauser        Joshua Menden
EMPLOYEE COMMITTEE REPORT

Senator Dayton introduced the Senate Staff.

<table>
<thead>
<tr>
<th>Name</th>
<th>Position</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ric Cantrell</td>
<td>Chief of Staff</td>
</tr>
<tr>
<td>Leslie McLean</td>
<td>Secretary of the Senate</td>
</tr>
<tr>
<td>Bryan Smith</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>Mark Stevenson</td>
<td>IT Assistant</td>
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<tr>
<td>Sylvie Wanlass</td>
<td>Constituent Services</td>
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<tr>
<td>Jason Gould</td>
<td>Constituent Services</td>
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<tr>
<td>Jeff Hastings</td>
<td>Constituent Services</td>
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<tr>
<td>Carolyn Mishler</td>
<td>Constituent Services</td>
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<tr>
<td>Paula Tew</td>
<td>Docket Clerk</td>
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<tr>
<td>Georgianna Knudson</td>
<td>Docket Clerk Aide</td>
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<tr>
<td>Mary Andrus</td>
<td>Journal Clerk</td>
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<tr>
<td>Nancy Candrian</td>
<td>Reading Clerk</td>
</tr>
<tr>
<td>Kim Lott</td>
<td>System Operator</td>
</tr>
<tr>
<td>Lucy Daynes</td>
<td>Rules Committee Secretary/Amending</td>
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<tr>
<td>Lori Poole</td>
<td>Amending Clerk</td>
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<tr>
<td>Kristen Hopson</td>
<td>Hostess</td>
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<tr>
<td>Shelly Robinson</td>
<td>Senate Receptionist</td>
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<tr>
<td>MacKenzie Symes</td>
<td>Videographer</td>
</tr>
<tr>
<td>Britany Rich</td>
<td>Videographer</td>
</tr>
<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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<td>Jewel Doxey</td>
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<td>Claudette Eastman</td>
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<td>Deanne Evans</td>
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<tr>
<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>Bruce Betts</td>
<td>Security</td>
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<tr>
<td>Dennis Bird</td>
<td>Security</td>
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<td>Lou Carroll</td>
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<td>Clark Gessel</td>
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<td>Darrell Griggs</td>
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<td>Glenn Hildebrand</td>
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<td>Scott Lawrence</td>
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<td>Jerry Peterson</td>
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<tr>
<td>Glenn Thomas</td>
<td>Security</td>
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<tr>
<td>Larry Volk</td>
<td>Security</td>
</tr>
</tbody>
</table>
INTRODUCTION OF BILLS

S.B. 1, Public Education Base Budget Amendments (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

S.B. 5, Natural Resources, Agriculture, and Environmental Quality Base Budget (D. Hinkins), was read the first time by short title and referred to the Rules Committee.

S.B. 6, Executive Offices and Criminal Justice Base Budget (D. Thatcher), was read the first time by short title and referred to the Rules Committee.

S.B. 7, Social Services Base Budget (A. Christensen), was read the first time by short title and referred to the Rules Committee.

S.B. 8, State Agency Fees and Internal Service Fund Rate Authorization and Appropriations (K. Van Tassell), was read the first time by short title and referred to the Rules Committee.

S.B. 10, Veterans’ and Military Affairs Commission Amendments (P. Knudson), was read the first time by short title and referred to the Rules Committee.

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

S.B. 12, Expungement Amendments (D. Thatcher), was read the first time by short title and referred to the Rules Committee.

S.B. 13, Amendments to Election Law (M. Dayton), was read the first time by short title and referred to the Rules Committee.

S.B. 14, Emergency Telephone Service Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 15, Agriculture Protection Area and Industrial Protection Area Amendments (M. Dayton), was read the first time by short title and referred to the Rules Committee.

S.B. 16, Sales and Use Tax Exemption Changes (C. Bramble), was read the first time by short title and referred to the Rules Committee.
S.B. 17, Tax Commission Amendments (D. Hemmert), was read the first time by short title and referred to the Rules Committee.

S.B. 18, Firefighters’ Disability Retirement Benefit Amendments (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.B. 19, Retirement Systems Payments to Survivors Amendments (M. Dayton), was read the first time by short title and referred to the Rules Committee.

S.B. 20, Phased Retirement Amendments (D. Hemmert), was read the first time by short title and referred to the Rules Committee.

S.B. 21, Retirement Systems Amendments (D. Hemmert), was read the first time by short title and referred to the Rules Committee.

S.B. 22, Utah Commission on Aging Sunset Amendments (B. Shiozawa), was read the first time by short title and referred to the Rules Committee.

S.B. 23, Sales Tax Exemption for Guides and Outfitters (M. Dayton), was read the first time by short title and referred to the Rules Committee.

S.B. 24, Natural Gas Heavy Duty Tax Credit Amendments (D. Hemmert), was read the first time by short title and referred to the Rules Committee.

S.B. 25, Motor Carrier Amendments (K. Van Tassell), was read the first time by short title and referred to the Rules Committee.

S.B. 26, Transportation Divisions and Structure Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 27, Motor Vehicle Accident Cost Recovery (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 28, Repeal of Health and Human Services Reports (E. Vickers), was read the first time by short title and referred to the Rules Committee.

S.B. 29, Utah Marriage Commission Amendments (A. Christensen), was read the first time by short title and referred to the Rules Committee.

S.B. 30, Insurance Premium Tax Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.
S.B. 31, Protection of Law Enforcement Officers’ Personal Information (D. Ipson), was read the first time by short title and referred to the Rules Committee.

S.B. 32, Child Welfare Auditing Amendments (G. Davis), was read the first time by short title and referred to the Rules Committee.

S.B. 33, Consumer Protection Revisions (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 34, Competency–based Education Funding (A. Millner), was read the first time by short title and referred to the Rules Committee.

S.B. 35, Veterans Tuition Gap Program Act Amendments (L. Escamilla), was read the first time by short title and referred to the Rules Committee.

S.B. 36, Department of Transportation Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 37, Statewide Crisis Line (D. Thatcher), was read the first time by short title and referred to the Rules Committee.

S.B. 38, Specialized License Plate Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 39, Road Classification Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 40, School Bus Inspection Revisions (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 41, State Highway System Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 42, DUI Impound Fee Refund Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 43, Property Assessment Amendments (D. Henderson), was read the first time by short title and referred to the Rules Committee.

S.B. 44, Dental Insurance Amendments (A. Christensen), was read the first time by short title and referred to the Rules Committee.

S.B. 45, Retail Water Line Disclosure Amendments (K. Mayne), was read the first time by short title and referred to the Rules Committee.
S.B. 46, **Medicaid Expansion Amendments** (G. Davis), was read the first time by short title and referred to the Rules Committee.

S.B. 47, **Continuing Education for Contractors** (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.B. 48, **Nurse Licensure Compact** (E. Vickers), was read the first time by short title and referred to the Rules Committee.

S.B. 49, **Purpose of Minimum School Program** (L. Fillmore), was read the first time by short title and referred to the Rules Committee.

S.B. 50, **Automobile Insurance Registry Amendments** (L. Fillmore), was read the first time by short title and referred to the Rules Committee.

S.B. 51, **Dental Managed Care Amendments** (A. Christensen), was read the first time by short title and referred to the Rules Committee.

S.B. 52, **Rental Amendments** (L. Fillmore), was read the first time by short title and referred to the Rules Committee.

S.B. 53, **LIS Pendens Amendments** (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 54, **Adoption Revisions** (T. Weiler), was read the first time by short title and referred to the Rules Committee.

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

S.B. 56, **Animal Shelter Amendments** (P. Knudson), was read the first time by short title and referred to the Rules Committee.

S.B. 57, **Workers’ Compensation Related Premium Assessments** (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.B. 58, **Uniform Voidable Transactions Act** (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

S.B. 59, **Students with Disabilities Evaluation Amendments** (G. Davis), was read the first time by short title and referred to the Rules Committee.

S.B. 60, **School District Amendments** (G. Davis), was read the first time by short title and referred to the Rules Committee.
S.B. 61, Students with Disabilities Accommodations Funding (G. Davis), was read the first time by short title and referred to the Rules Committee.

S.B. 62, Workers’ Compensation Waivers (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.B. 63, Nonprofit Corporation Amendments – Water Companies (M. Dayton), was read the first time by short title and referred to the Rules Committee.

S.B. 64, Student Scholarship Amendments (L. Fillmore), was read the first time by short title and referred to the Rules Committee.

S.B. 65, Postal Facilities and Government Services (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.B. 66, Administrative Law Judge Amendments (M. Dayton), was read the first time by short title and referred to the Rules Committee.

S.B. 67, Hunting Mentor Program (A. Christensen), was read the first time by short title and referred to the Rules Committee.

S.B. 68, Imputed Income Amendments (J. Anderegg), was read the first time by short title and referred to the Rules Committee.

S.B. 69, Notification Requirements for Ballot Proposals (J. Anderegg), was read the first time by short title and referred to the Rules Committee.

S.B. 70, Asset Forfeiture Transparency Amendments (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

S.B. 71, Criminal Accounts Receivable Amendments (D. Thatcher), was read the first time by short title and referred to the Rules Committee.

S.B. 72, Victim Selection Penalty Enhancements (D. Thatcher), was read the first time by short title and referred to the Rules Committee.

S.B. 73, Acupuncture Licensing Act Amendments (D. Hinkins), was read the first time by short title and referred to the Rules Committee.

S.B. 74, Medical Interpreter Amendments (L. Escamilla), was read the first time by short title and referred to the Rules Committee.

S.B. 75, Child Welfare Amendments (L. Fillmore), was read the first time by short title and referred to the Rules Committee.
S.B. 76, Post-conviction DNA Testing Amendments (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

S.B. 77, Vehicle Safety Inspection Amendments (D. Ipson), was read the first time by short title and referred to the Rules Committee.

S.B. 78, Teacher Pedagogical Assessment (A. Millner), was read the first time by short title and referred to the Rules Committee.

S.B. 79, Waste Management Amendments (J. S. Adams), was read the first time by short title and referred to the Rules Committee.

S.B. 80, School Funding Amendments (L. Fillmore), was read the first time by short title and referred to the Rules Committee.

S.B. 81, Local Government Licensing Amendments (J. Anderegg), was read the first time by short title and referred to the Rules Committee.

S.B. 82, Library Technology Use Amendments (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 83, Sales Tax Notification Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 84, Legislative Procedure Amendments (J. Anderegg), was read the first time by short title and referred to the Rules Committee.

S.B. 85, Amendments to Child Welfare (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 86, Education – Accreditation Amendments (L. Fillmore), was read the first time by short title and referred to the Rules Committee.

S.B. 87, Civil Asset Forfeiture Revisions (D. Thatcher), was read the first time by short title and referred to the Rules Committee.

S.B. 88, Medicaid Housing Coordinator (J. Iwamoto), was read the first time by short title and referred to the Rules Committee.

S.B. 89, Adoption Agency Amendments (L. Escamilla), was read the first time by short title and referred to the Rules Committee.

S.B. 90, Vehicle Inspection and Registration Amendments (J. Anderegg), was read the first time by short title and referred to the Rules Committee.
S.B. 91, Native American Child Welfare Amendments (K. Van Tassell), was read the first time by short title and referred to the Rules Committee.

S.B. 92, Workers’ Compensation Fund Revisions (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 93, Property Tax Assessment Notice Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 94, Local District Revisions (L. Fillmore), was read the first time by short title and referred to the Rules Committee.

S.B. 95, Air Ambulance Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 96, Unsecured Load Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 97, Public Meeting Minutes Amendments (K. Van Tassell), was read the first time by short title and referred to the Rules Committee.

S.C.R. 1, Concurrent Resolution on Increasing Pay for Certain Public Safety Officers and Firefighters (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.C.R. 2, Concurrent Resolution on Air Ambulance Providers (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.C.R. 3, Concurrent Resolution Requesting the Department of Energy Adequately Fund the Uranium Mill Tailings Remedial Action Project (D. Hinkins), was read the first time by short title and referred to the Rules Committee.

S.C.R. 4, Concurrent Resolution Honoring Colonel Gail Seymour Halvorsen (D. Henderson), was read the first time by short title and referred to the Rules Committee.

S.J.R. 1, Joint Rules Resolution on Funding Mix Determinations (J. Stevenson), was read the first time by short title and referred to the Rules Committee.

S.J.R. 2, Joint Resolution Encouraging the Employment of Utah Workers for Airport Redevelopment Efforts (K. Mayne), was read the first time by short title and referred to the Rules Committee.
S.J.R. 3, Joint Resolution on Commercial Driving (K. Van Tassell), was read the first time by short title and referred to the Rules Committee.

S.J.R. 4, Joint Resolution Amending Rules of Evidence – Victim Selection (D. Thatcher), was read the first time by short title and referred to the Rules Committee.

S.J.R. 5, Joint Resolution Supporting Proposed Federal Changes to Distributions to Utah Navajo Trust Fund (D. Hinkins), was read the first time by short title and referred to the Rules Committee.

* * *

On motion of Senator Okerlund, and at 11:50 a.m., the Senate recessed.

AFTERNOON SESSION

The Senate was called to order by President Wayne Niederhauser at 2:10 p.m.

RULES COMMITTEE REPORTS

To the Members of the Senate: January 23, 2017

The Rules Committee recommends the following bills to standing committees:

BUSINESS AND LABOR COMMITTEE

S.B. 44 Dental Insurance Amendments Sen. Christensen, A.
S.B. 48 Nurse Licensure Compact Sen. Vickers, E.
S.B. 50 Automobile Insurance Registry Amendments Sen. Fillmore, L.
S.B. 52 Rental Amendments Sen. Fillmore, L.
S.B. 57 Workers’ Compensation Related Premium Assessments Sen. Mayne, K.
S.B. 62 Workers’ Compensation Waivers Sen. Mayne, K.
S.B. 73 Acupuncture Licensing Act Amendments Sen. Hinkins, D.
S.B. 74 Medical Interpreter Amendments Sen. Escamilla, L.

ECONOMIC DEVELOPMENT AND WORKFORCE SERVICES COMMITTEE

S.J.R. 2 Joint Resolution Encouraging the Employment of Utah Workers for Airport Redevelopment Efforts Sen. Mayne, K.
EDUCATION COMMITTEE
S.B. 35 Veterans Tuition Gap Program Act Amendments
   Sen. Escamilla, L.
S.B. 49 Purpose of Minimum School Program Sen. Fillmore, L.
S.B. 59 Students with Disabilities Evaluation Amendments
   Sen. Davis, G.
S.B. 60 School District Amendments Sen. Davis, G.
S.B. 61 Students with Disabilities Accommodations Funding
   Sen. Davis, G.
S.B. 64 Student Scholarship Amendments Sen. Fillmore, L.
S.B. 78 Teacher Pedagogical Assessment Sen. Millner, A.
S.B. 80 School Funding Amendments Sen. Fillmore, L.,
   Rep. Last, B.
S.B. 86 Education – Accreditation Amendments
   Sen. Fillmore, L.

GOVERNMENT OPERATIONS AND POLITICAL SUBDIVISIONS
COMMITTEE
S.B. 10 Veterans’ and Military Affairs Commission Amendments
S.B. 45 Retail Water Line Disclosure Amendments
   Sen. Mayne, K.
S.B. 56 Animal Shelter Amendments Sen. Knudson, P.
S.B. 65 Postal Facilities and Government Services
   Sen. Mayne, K.
S.B. 69 Notification Requirements for Ballot Proposals
   Sen. Anderegg, J.
S.B. 77 Vehicle Safety Inspection Amendments Sen. Ipson, D.
S.B. 81 Local Government Licensing Amendments
   Sen. Anderegg, J.
S.B. 82 Library Technology Use Amendments Sen. Weiler, T.
S.C.R. 4 Concurrent Resolution Honoring Colonel Gail Seymour
   Halvorsen Sen. Henderson, D.
S.J.R. 1 Joint Rules Resolution on Funding Mix Determinations
   Sen. Stevenson, J.
S.J.R. 5 Joint Resolution Supporting Proposed Federal Changes to
   Distributions to Utah Navajo Trust Fund Sen. Hinkins, D.

HEALTH AND HUMAN SERVICES COMMITTEE
S.B. 51 Dental Managed Care Amendments Sen. Christensen, A.
S.B. 75 Child Welfare Amendments Sen. Fillmore, L.,
Rep. Spendlove, R.

JUDICIARY, LAW ENFORCEMENT, AND CRIMINAL JUSTICE COMMITTEE
S.B. 29 Utah Marriage Commission AmendmentsSen. Christensen, A.
S.B. 53 LIS Pendens Amendments Sen. Weiler, T.
S.B. 54 Adoption Revisions Sen. Weiler, T.
S.B. 58 Uniform Voidable Transactions Act Sen. Hillyard, L.
S.B. 68 Imputed Income Amendments Sen. Anderegg, J.
S.B. 70 Asset Forfeiture Transparency Amendments Sen. Stephenson, H.
S.B. 71 Criminal Accounts Receivable Amendments Sen. Thatcher, D.
S.B. 76 Post–conviction DNA Testing Amendments Sen. Hillyard, L.
S.C.R. 1 Concurrent Resolution on Increasing Pay for Certain Public Safety Officers and Firefighters Sen. Weiler, T.

NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENT COMMITTEE
S.B. 11 Water Development Commission Amendments Sen. Dayton, M.
S.B. 15 Agriculture Protection Area and Industrial Protection Area Amendments Sen. Dayton, M.
S.B. 63 Nonprofit Corporation Amendments – Water Companies Sen. Dayton, M.
S.B. 66 Administrative Law Judge Amendments Sen. Dayton, M.
S.B. 67 Hunting Mentor Program Sen. Christensen, A.
S.B. 79 Waste Management Amendments Sen. Adams, J. S.
S.C.R. 3 Concurrent Resolution Requesting the Department of Energy Adequately Fund the Uranium Mill Tailings Remedial Action Project Sen. Hinkins, D.
REVENUE AND TAXATION COMMITTEE
S.B. 23 Sales Tax Exemption for Guides and Outfitters Sen. Dayton, M.
S.B. 43 Property Assessment Amendments Sen. Henderson, D.

TRANSPORTATION, PUBLIC UTILITIES, ENERGY, AND TECHNOLOGY COMMITTEE
S.J.R. 3 Joint Resolution on Commercial Driving Sen. Van Tassell, K.

Deidre M. Henderson
Rules Committee Chair

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

RULES COMMITTEE REPORTS

To the Members of the Senate: January 23, 2017

The Rules Committee recommends the following bills be placed on the Second Reading Calendar:

S.B. 12 Expungement Amendments Sen. Thatcher, D.
S.B. 13 Amendments to Election Law Sen. Dayton, M.
S.B. 14 Emergency Telephone Service Amendments Sen. Harper, W.
S.B. 18 Firefighters’ Disability Retirement Benefit Amendments Sen. Mayne, K.
S.B. 19 Retirement Systems Payments to Survivors Amendments Sen. Dayton, M.
S.B. 20 Phased Retirement Amendments Sen. Hemmert, D.
S.B. 21 Retirement Systems Amendments Sen. Hemmert, D.
S.B. 22 Utah Commission on Aging Sunset Amendments Sen. Shiozawa, B.
S.B. 25 Motor Carrier Amendments Sen. Van Tassell, K.
S.B. 28  Repeal of Health and Human Services Reports  
        Sen. Vickers, E.
        Rep. Peterson, V.
S.B. 31  Protection of Law Enforcement Officers’ Personal  
        Information  Sen. Ipson, D.
S.B. 33  Consumer Protection Revisions  Sen. Bramble, C.  
        Rep. Peterson, V.
S.B. 34  Competency–based Education Funding  Sen. Millner, A.
S.B. 36  Department of Transportation Amendments  
        Sen. Harper, W.
S.B. 37  Statewide Crisis Line  Sen. Thatcher, D.
S.B. 38  Specialized License Plate Amendments  Sen. Harper, W.
S.B. 39  Road Classification Amendments  Sen. Harper, W.
S.B. 42  DUI Impound Fee Refund Amendments  Sen. Harper, W.

Deidre M. Henderson  
Rules Committee Chair  
Report filed. On motion of Senator Henderson, the committee report was adopted.

ADVICE AND CONSENT

Mr. President:  
November 14, 2016  

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

Utah Labor Commission:  
Jaceson R. Maughan is appointed as Executive Director of the Utah Labor Commission.

Thank you for your timely consideration for the appointment of Mr. Maughan.

Gary R. Herbert  
Governor
Mr. President:

The Senate Business and Labor Confirmation Committee met on January 20, 2017, and reports a favorable recommendation for Mr. Jaceson Maughan as the Commissioner of the Utah Labor Commission.

Curtis S. Bramble, Chair

On motion of Senator Hillyard, the Senate voted to approve the appointment of Mr. Jaceson Maughan on the following roll call vote:

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

Voting in the affirmative were: Senators

Adams  Anderegg  Bramble  Buxton
Dabakis  Davis  Dayton  Fillmore
Harper  Hemmert  Henderson  Hillyard
Hinkins  Ipson  Iwamoto  Knudson
Mayne  Millner  Okerlund  Shiozawa
Thatcher  Van Tassell  Vickers  Weiler
Niederhauser

Absent or not voting were: Senators

Christensen  Escamilla  Stephenson  Stevenson

COMMITTEE OF THE WHOLE

On motion of Senator Okerlund, Jaceson Maughan spoke in Committee of the Whole.

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

SECOND READING CALENDAR

S.B. 12, EXPUNGEMENT AMENDMENTS, was read the second time. Senator Thatcher explained the bill. Senators Hillyard, Davis, 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

Anderegg  Bramble  Buxton  Christensen
Davis  Dayton  Escamilla  Fillmore
Harper  Hemmert  Henderson  Hillyard
Hinkins  Ipson  Iwamoto  Knudson
Mayne       Millner   Okerlund       Shiozawa
Stephenson  Stevenson Thatcher       Van Tassell
Vickers     Weiler       Niederhauser

Absent or not voting were: Senators
Adams       Dabakis

* * *

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, S.B. 13, AMENDMENTS TO ELECTION LAW, was considered read the second and third times. Senator Dayton 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
Anderegg  Bramble  Buxton       Christensen
Davis      Dayton    Escamilla    Fillmore
Harper     Hemmert   Henderson    Hillyard
Hinkins    Ipson      Iwamoto     Knudson
Mayne      Millner   Okerlund     Shiozawa
Stephenson Stevenson Thatcher       Van Tassell
Vickers    Weiler     Niederhauser

Absent or not voting were: Senators
Adams       Dabakis

S.B. 13 was transmitted to the House.

* * *

On motion of Senator Harper, S.B. 14, EMERGENCY TELEPHONE SERVICE AMENDMENTS, was read the second time and circled.

* * *

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. 18, FIREFIGHTERS’ DISABILITY RETIREMENT BENEFIT AMENDMENTS,
was considered read the second and third times. Senator Mayne 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 Dabakis

S.B. 18 was transmitted to the House.

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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, **S.B. 19, RETIREMENT SYSTEMS PAYMENTS TO SURVIVORS AMENDMENTS,** was considered read the second and third times. Senator Dayton 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

Dabakis Stevenson

S.B. 19 was transmitted to the House.
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

I always count it a great privilege to stand before this body. Seeing you reminds me it is no accident that Utah is widely regarded as the best−managed state in the country. And it is an opportunity to thank you for the sacrifice of time and money you make to serve the citizens of our great state.

I’m here with my colleagues, Associate Chief Justice Thomas Lee, Justice Christine Durham, Justice Deno Himonas, and Justice John Pearce. It is my good fortune to serve with four individuals whom I respect deeply not only as jurists, but as human beings. And we are pleased to be joined by members of our judicial council, who are sitting in the gallery along with Elaine Becker, the lovely wife of Dan Becker, our state court administrator. Dan is retiring this May after 22 years of service. That means he has assisted in preparing 21 state of the judiciary addresses, and this is his last.

This observation caused us both to become a bit nostalgic as we discussed my comments to you today, and he dug up a copy of a state of the judiciary address that Chief Justice Michael Zimmerman gave early in Dan’s tenure. The year was 1997, twenty years ago. That speech was memorable in that the chief justice spoke to you wearing only a business suit, not his judicial robe. He did it to illustrate that as chief justice he served in two distinct roles, one a judicial role as the chief justice of the supreme court, and the other an administrative role as chair of the judicial council, the role he assumed that day. I considered doing the same and speaking before you without my robe, but thought better of it when I realized that I’m still wearing the same cheap suit I was wearing twenty years ago. It’s a suit that looks much better when covered by a robe. Also, I’m told that the robe flatters my figure.

Dan’s retirement after over two decades of service, has caused me to reflect on just how much things have changed in that time—in the legislature, in our culture, and in our courts.

As for the legislature, two decades ago, in 1997, only seven of you were serving in this body – Senators Hillyard and Howard Stephenson, and then
Representatives Arent, Davis, Dayton, Harper and Knudson. That was so long ago that even Orrin Hatch had only just begun his service as a United States Senator. No, check that... he was just beginning his third decade in the Senate. And I guess there goes my shot at that open U.S. Supreme Court appointment.

As for our culture, it was about twenty years ago that Michael Jordan pushed off to vault the Chicago Bulls to an NBA championship over the Jazz. I know there are some who argue that he did not push off, but after much consideration I am now prepared to rule. He pushed off. And if you think I don’t have the power to decide that, you haven’t read the Utah Constitution.

And there have been so many technological changes. For instance, today you can meet your future wife or husband through a computer. Twenty years, ago you had to meet him or her at a church dance or in a bar. In my case, it was a bar—the salad bar at the BYU cafeteria.

Our courts have changed just as much as our broader culture. In 1997, we were just beginning to undertake non-traditional responsibilities. We were asked to do work previously done by social service organizations or not done at all. Clerks were charged with assisting parties in filling out domestic violence protective orders, the courts became responsible for the Office of the Guardian ad Litem, and judges were starting to look at a person’s underlying behavioral health problem, not just the charge that brought them into court. Our first drug courts began in 1996. At that time we were just initiating alternative dispute resolution, but only in a few civil cases.

And we were piloting a new information case management system, called CORIS. We were also piloting an education program for divorcing parents. We took pride in the services we provided unrepresented parties through our Quick Court Kiosks. They met a real need, even though back then most cases had attorneys on both sides. And twenty years ago, the juvenile justice task force was working on juvenile justice reform in response to a surge in gang violence.

Now fast forward twenty years. The dispassionate magistrate model of judging, in which, as described by Chief Justice John Roberts, judges call balls and strikes, has in part been replaced by a model where our trial court judges, in addition to calling balls and strikes, also in some case—such as those in our drug, mental health, and veterans courts—take on the role of coaches, encouraging success and supervising the delivery of supportive services.

The management of our court system has moved to one driven by data-based decisions, accountability, and transparency, with our performance posted on-line for all to see. We have gone from piloting CORIS to becoming a completely
electronic system in our justice, juvenile, and district courts statewide, the first state in the country to achieve this.

Twenty years ago, both the public and attorneys were required to drive to the courthouse to do their work, which, particularly in rural areas, was a significant burden. Now they can simply file and access court records and documents remotely.

Those drug courts that were a pilot project in one district and in one juvenile court back in 1997 are now in every judicial district for both adults and juveniles. And the success of drug courts has led to mental health courts and veterans courts. Divorce education is now mandatory in all divorce cases where children are involved, and we also offer a divorce orientation program, and a program that focuses on children in divorce.

The number of self-represented parties has grown exponentially in the last twenty years. Now, cases with attorneys on both sides are the exception. In the majority of cases we see parties without lawyers on at least one side, and often both parties are unrepresented. Back then, mediation was limited to civil cases. Now we also routinely use mediation in child welfare, domestic, landlord–tenant, victim–offender, truancy, and debt collection cases.

Those kiosks that we used to have in our courthouses have been replaced by an internet-based service, our Online Court Assistance Program. And we have dramatically increased the services available for self-represented parties, including a court-based self-help center that assisted over 20,000 people last year.

Twenty years ago, justice courts worked largely in isolation. Now our centralized administrative office provides them with training, audit, legal, and technology services. We have made all of our courts more transparent to the public through video coverage of court proceedings. And our juvenile courts have moved from hearings that were entirely closed to the public to proceedings that are presumed open to the media and the public. During these twenty years, we have moved from using court reporters to an all-digital court recording environment, which has saved considerable cost and sped the process of generating transcripts. Further, with your support, twenty-two new courthouses have opened and many others have been remodeled, ensuring that the work of justice can be done in surroundings reflecting its importance.

One overarching change that we have made in our court system over the past twenty years is that rather than simply being guided by tradition (that is, by the notion that we ought to simply keep doing what we have always done), we have
tried to see our court system and our responsibility as judges in a different way. Instead of being guided by tradition, anecdote, or “gut instinct,” we are guided by research, data, and evidence about what works. This new evidence–based way of approaching our jobs as judges and of discharging our obligations as a court system permeates every aspect of what we do. We have earnestly sought to make all of our services and our administrative and judicial practices, including sentencing, evidence based.

The Justice Reinvestment Initiative is a reflection of this evidence–based approach. It is founded upon the consensus research that tells us the best way to rehabilitate most offenders, and thereby better protect society, is to substitute treatment for incarceration. In our state’s current efforts to reform our juvenile justice system, and as we reevaluate our pre–trial release practices, once more we look to the data, to the research, to what we know works.

We also know that sometimes what works for the public is easier and more timely access to our judicial system. Two ways in which we have addressed access to the courts are the online court assistance program and self-help center that I’ve already mentioned, but we are also developing two other initiatives intended to increase the availability of legal assistance and access to our courts. In three areas where the lack of affordable legal assistance is especially acute—domestic cases, landlord–tenant disputes, and eviction cases—we are developing a very promising market–based solution, effectively creating a new profession—Licensed Paralegal Practitioners.

These LPP’s will be non–lawyers authorized to offer certain legal services that to this point only a lawyer could provide. They will be required to be specially trained and certified, which will involve an extensive curriculum of course work, and they will also be required to pass a test in each of the practice areas I mentioned. These individuals will provide, on a more limited basis than a lawyer, legal services at a substantially reduced cost. So more people will be able to afford and receive the legal assistance they need.

We are also very excited about the progress we have made in another innovative initiative, Online Dispute Resolution. Here again, we are a national leader. When operational later this year, this new process will allow citizens to evaluate, negotiate, and, if necessary, litigate their small claims case completely on the internet. They will be able to have settlement discussions, exchange documents, and in those cases where it is required, enlist the services of a mediator or a judge. All on–line, and on their schedule, not the court’s.

The courts have taken the initiative on these issues, but let me now address a few topics that will be before the legislature this session. As I mentioned earlier, in
1997 we were focused on juvenile justice reform. Well, the state is again focused on that issue. That earlier reform movement was driven by gang violence. Now the effort is driven by data, data that informs us as to how we can best address the problem of juvenile delinquency. A study committee, through CCJJ, is advancing a number of reforms, and we support the concepts underlying these reforms. We will have suggestions on how this proposal can be improved, but my chief concern in this respect is funding. And I would put it this way, if the juvenile justice reform proposal cannot be adequately funded, and we sincerely hope that is possible, I think the better course would be to defer it to next year so that the reforms can be matched to the resources.

This is a lesson I think that we have all learned from the Justice Reinvestment Initiative. JRI was and remains the right policy decision, an evidence-based policy decision, and I commend this body for its wisdom in passing that initiative. But it was predicated on the idea that in appropriate cases, the far better response to criminal behavior is treatment rather than incarceration, the idea that in the long run our society is safer and the cost savings are significant if we can somehow shut the revolving door that leads those addicted to drugs to end up back in jail or prison time and time again.

But the treatment side of JRI has yet to be adequately addressed. I encourage you to find a way to complete the entire JRI package and allow this significant reform to cross the finish line. The successes that all of us are hoping for depend on this last critical piece of the puzzle being in place.

One final request, this one for our budget. I urge you to create a new district court judgeship in our fifth judicial district—the rapidly growing southwest part of our state. For several years our workload has been such in that district that it is essential to add an additional judge. And for the first time in decades, our projections show this as the last hotspot that can’t be addressed in other ways. We believe this will be the last new judge we request for a number of years to come.

Now, finally, just a word about our retiring court administrator, Dan Becker. In Utah we are fortunate to have a court system that has become a national exemplar. During my tenure as chief I have seized upon every opportunity to brag about our judges and our court system. I often make the case that we are the best judiciary in the country. I did this recently at our annual judicial conference, which was attended by the President of the National Center for State Courts, the sister organization to your National Conference of State Legislatures.

As I spoke, I wondered if, in her eyes, I was overstating my case. And in fact when she stood up, my fear seemed to be realized. She began by saying, “Chief Justice Durrant has it wrong.” But then she went on to say that Utah’s judiciary is
not just regarded as the best in the nation, but as a model internationally. She added that when people ask her which judicial system is the best organized, most efficient, and best managed among all the states, the answer is easy—it’s Utah. She said that who might be second or third is more difficult to say, but never who is the best.

Now, one of the reasons for this is that we have extraordinarily talented and qualified judges, largely because of the foresight and wisdom of this body over three decades ago. It was then that you adopted a process for the selection of judges that is focused on merit, a process that yields the best and brightest from among the legal profession to serve as our judges. And for that I thank you.

As I mentioned, many things have changed in the last 20 years—in the legislature, in our culture, and in our courts. But one constant for the judiciary, and another significant reason for our remarkable national reputation, is that during those years we have had as our court administrator a man who is a true visionary. A man who has earnestly worked each day of the last 22 years to effect the changes in Utah’s courts that I have described, and many more. And he has done all this so that the judicial branch of our government could better fulfill its constitutional role and better serve the citizens of Utah. We all owe an enormous debt of gratitude to Dan Becker for his dedicated service. In conclusion, I wish you a productive session, and I hope you will join me in thanking Dan for his extraordinary contribution.

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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.

SECOND READING CALENDAR

On motion of Senator Hemmert, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Hemmert, under suspension of the rules, S.B. 20, PHASED RETIREMENT AMENDMENTS, was considered read the second and third times. Senator Hemmert 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

Anderegg | Bramble | Buxton | Christensen
Davis | Dayton | Fillmore | Harper
S.B. 20 was transmitted to the House.

* * *

S.B. 21, RETIREMENT SYSTEMS AMENDMENTS, was read the second time. Senator Hemmert explained the bill.

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

1st Sub. S.B. 21 Retirement System Amendments (Sen. Hemmert)

Senator Davis commented. The bill passed second reading on the following roll call:

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

Voting in the affirmative were: Senators
Anderegg  Buxton  Christensen  Davis
Dayton  Fillmore  Harper  Hemmert
Henderson  Hillyard  Hinkins  Ipson
Knudson  Millner  Okerlund  Shiozawa
Stevenson  Thatcher  Van Tassell  Weiler
Niederhauser

Absent or not voting were: Senators
Adams  Bramble  Dabakis  Escamilla
Iwamoto  Mayne  Stephenson  Vickers

* * *

S.B. 22, UTAH COMMISSION ON AGING SUNSET AMENDMENTS, 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
Adams  Buxton  Christensen  Davis
Dayton  Fillmore  Harper  Hemmert
Henderson  Hillyard  Hinkins  Ipson
Knudson  Millner  Okerlund  Shiozawa
Stevenson  Thatcher  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Anderegg  Bramble  Dabakis  Escamilla
Iwamoto  Mayne  Stephenson

* * *

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, S.B. 25, MOTOR CARRIER AMENDMENTS, was considered read the second and third times. Senator Van Tassell 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  Anderegg  Buxton  Christensen
Davis  Dayton  Fillmore  Harper
Hemmert  Henderson  Hillyard  Hinkins
Knudson  Millner  Okerlund  Shiozawa
Stevenson  Thatcher  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Bramble  Dabakis  Escamilla  Ipson
Iwamoto  Mayne  Stephenson

S.B. 25 was transmitted to the House.

* * *

On motion of Senator Harper, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.
On motion of Senator Harper, under suspension of the rules, S.B. 26, TRANSPORTATION DIVISIONS AND STRUCTURE AMENDMENTS, was considered read the second and third times. Senator Harper 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. 26 was transmitted to the House.

***

On motion of Senator Harper, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Harper, under suspension of the rules, S.B. 27, MOTOR VEHICLE ACCIDENT COST RECOVERY, was considered read the second and third times. Senator Harper 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. 27 was transmitted to the House.

***

On motion of Senator Vickers, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Vickers, under suspension of the rules, S.B. 28, REPEAL OF HEALTH AND HUMAN SERVICES REPORTS, was considered read the second and third times. Senator Vickers 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. 28 was transmitted to the House.

***

On motion of Senator Henderson, S.B. 30, INSURANCE PREMIUM TAX AMENDMENTS, was read the second time and circled.

***

On motion of Senator Ipson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Ipson, under suspension of the rules, S.B. 31, PROTECTION OF LAW ENFORCEMENT OFFICERS’ PERSONAL INFORMATION, was considered read the second and third times. Senator Ipson explained the bill. Senator Hilyard commented. The bill passed on the following roll call:
Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams       Anderegg       Buxton       Christensen
Davis       Dayton         Fillmore      Harper
Hemmert     Henderson      Hillyard     Hinkins
Ipson       Iwamoto        Mayne        Millner
Okerlund    Shiozawa       Stevenson    Thatcher
Van Tassell  Vickers       Weiler       Niederhauser

Absent or not voting were: Senators
Bramble     Dabakis        Escamilla    Knudson
Stephenson  

S.B. 31 was transmitted to the House.

***

On motion of Senator Okerlund, S.B. 33, CONSUMER PROTECTION REVISIONS, was read the second time and circled.

***

On motion of Senator Millner, S.B. 34, COMPETENCY–BASED EDUCATION FUNDING, was read the second time and circled.

***

On motion of Senator Harper, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Harper, under suspension of the rules, S.B. 36, DEPARTMENT OF TRANSPORTATION AMENDMENTS, was considered read the second and third times. Senator Harper explained the bill. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams       Anderegg       Buxton       Christensen
Davis       Dayton         Escamilla    Fillmore
Harper      Hemmert        Henderson    Hillyard
Hinkins     Ipson          Iwamoto      Knudson
Millner     Okerlund       Shiozawa     Stevenson
Thatcher    Van Tassell    Vickers      Weiler
Niederhauser
Absent or not voting were: Senators
Bramble Dabakis Mayne Stephenson

S.B. 36 was transmitted to the House.

* * *

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, S.B. 37, STATEWIDE CRISIS LINE, was considered read the second and third times. Senator Thatcher explained the bill. Senator Okerlund commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams Anderegg Buxton Christensen
Davis Dayton Escamilla Fillmore
Harper Hemmert Henderson Hillyard
Hinkins Ipson Iwamoto Knudson
Mayne Millner Okerlund Shiozawa
Stevenson Thatcher Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Bramble Dabakis Stephenson

S.B. 37 was transmitted to the House.

* * *

On motion of Senator Harper, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Harper, under suspension of the rules, S.B. 38, SPECIALIZED LICENSE PLATE AMENDMENTS, was considered read the second and third times. Senator Harper explained the bill. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams Anderegg Buxton Christensen
Davis Dayton Escamilla Fillmore
S.B. 38 was transmitted to the House.

* * *

On motion of Senator Harper, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Harper, under suspension of the rules, S.B. 39, ROAD CLASSIFICATION AMENDMENTS, was considered read the second and third times. Senator Harper explained the bill. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams  Anderegg  Buxton  Christensen
Davis  Dayton  Escamilla  Fillmore
Harper  Hemmert  Henderson  Hillyard
Hinkins  Ipson  Iwamoto  Knudson
Mayne  Okerlund  Shiozawa  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Bramble  Dabakis  Millner  Stephenson
Stevenson

S.B. 39 was transmitted to the House.

* * *

S.B. 41, STATE HIGHWAY SYSTEM AMENDMENTS, was read the second time. Senator Harper explained the bill.

On motion of Senator Harper, the following substitute bill replaced the original bill:
1st Sub. S.B. 41 State Highway System Amendments (Sen. Harper)

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

- Adams
- Anderegg
- Buxton
- Christensen
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hemmert
- Henderson
- Hillyard
- Hinkins
- Ipson
- Iwamoto
- Knudson
- Mayne
- Okerlund
- Shiozawa
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Bramble
- Dabakis
- Millner
- Stephenson
- Stevenson

* * *

On motion of Senator Harper, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Harper, under suspension of the rules, **S.B. 42, DUI IMPOUND FEE REFUND AMENDMENTS**, was considered read the second and third times. Senator Harper explained the bill. The bill passed on the following roll call:

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

**Voting in the affirmative were:** Senators

- Adams
- Anderegg
- Buxton
- Christensen
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hemmert
- Henderson
- Hillyard
- Hinkins
- Ipson
- Iwamoto
- Knudson
- Mayne
- Okerlund
- Shiozawa
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Bramble
- Dabakis
- Millner
- Stephenson
- Stevenson

S.B 42 was transmitted to the House.
COMMUNICATIONS FROM THE HOUSE

Mr. President: January 23, 2017

The House passed **H.B. 31**, UTAH HEALTH CARE WORKFORCE FINANCIAL ASSISTANCE PROGRAM REAUTHORIZATION, by Representative E. Redd, and it is transmitted for consideration; and

The House passed **H.B. 33**, MERCURY SWITCH REMOVAL ACT REAUTHORIZATION, by Representative L. Perry, and it is transmitted for consideration; and

The House passed **H.B. 34**, EMPLOYMENT SECURITY ACT SUNSET EXTENSION, by Representative R. Edwards, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 38**, STATUTORY REQUIRED REPORTS 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.

***

On motion of Senator Okerlund, and at 4:15 p.m., the Senate adjourned until 11:00 a.m., Tuesday, January 24, 2017.
SECOND DAY
January 24, 2017

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

Prayer – Pastor Rob Bruendl, Trinity Methodist Church
Pledge of Allegiance – Senator Lincoln Fillmore
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 100)

INTRODUCTION OF BILLS

S.B. 98, Excess Damages Claims (J. Iwamoto), was read the first time by short title and referred to the Rules Committee.

S.B. 99, Consumer Protection Action Amendments (D. Hemmert), was read the first time by short title and referred to the Rules Committee.

S.B. 100, Early Childhood Services Coordination Amendments (A. Millner), was read the first time by short title and referred to the Rules Committee.

S.B. 101, Sales and Use Tax Modifications (W. Harper), was read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

S.B. 12, EXPUNGEMENT AMENDMENTS, was read the third time and explained by Senator Thatcher.

Senator Thatcher proposed the following amendment:

1. Page 1, Lines 15 through 16:
   15 prevents the dissemination of information regarding pardons and expungements by a person authorized to view expunged records pursuant to statute;
provides for the sealing of records of certain court cases; 

2. Page 1, Lines 20 through 22:

expungement; and 

{ decreases the waiting period after the petition for expungement is filed; and } 

allows the court during sentencing in a criminal prosecution to take into account if 

3. Page 11, Lines 311 through 328:

If no objection is received within [60 days from the date the petition for expungement was filed with the court] 35 days after receipt by the prosecutor, the expungement may be granted without a hearing. 

Receipt by the prosecutor may be established by verification of electronic transmittal by the court to the prosecutor’s inbox, post office mailing stamp, certificate of delivery, or personal service. 

c) The time period may be extended for 28 additional days upon the filing of a motion and a finding of the court that good cause exists to extend the time period. 

The court shall issue an order of expungement if it finds by clear and convincing evidence that: 

(a) the petition and certificate of eligibility are sufficient; 

(b) the statutory requirements have been met; 

(c) if the petitioner seeks expungement of drug possession offenses allowed under Subsection 77–40–105[(5)](6), the petitioner is not illegally using controlled substances and is
successfully managing any substance addiction; and
(d) it is not contrary to the interests of the public to grant the expungement.

A court may not expunge a conviction of an offense for which a certificate of eligibility may not be or should not have been issued under Section 77–40–104 or 77–40–105.

4. Page 12, Line 364 through Page 13, Line 378:

(d) prevent

an agency from maintaining, sharing, or distributing any record required by law.

Notwithstanding any other provision of the Utah Code, any agency that maintains an administrative record relating to an incident for which an order of expungement was issued may file with the court an objection to an order of expungement if:

(a) the agency files the objection to the order of expungement within 60 days of the agency receiving the order of expungement;

(b) at the time the petition for expungement was filed with the court, the agency did not receive a copy of the petition for expungement that resulted in the issuance of the order of expungement;

(c) enforcement of the order of expungement would adversely interfere with the agency’s ability to perform its regular duties in relation to the incident for which the order of expungement was issued;

(9) A court shall vacate an order of expungement if the court determines that an agency’s objection meets the requirements set out in Subsection (8).}
5. Page 14, Lines 416 through 420:


417 Any person authorized to view expunged records pursuant to Section 77–40–109 who [willfully violates any prohibition in this chapter] knowingly or

418 intentionally discloses any identifying information from any record of conviction that has been

419 pardoned or expunged, unless allowed by law, is guilty of a class A misdemeanor [unless the

420 prohibition specifically indicates a different penalty].

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

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

**Voting in the affirmative were:** Senators

Adams
Dabakis
Harper
Hinkins
Mayne
Stevenson
Niederhauser
Anderegg
Davis
Hemmert
Ipson
Millner
Thatcher
Bramble
Dayton
Henderson
Iwamoto
Okerlund
Van Tassell
Buxton
Escamilla
Hillyard
Knudson
Shiozawa
Weiler

**Absent or not voting were:** Senators

Christensen
Fillmore
Stephenson
Vickers

S.B. 12 was transmitted to the House for consideration.

***

**1st Sub. S.B. 21, RETIREMENT SYSTEMS AMENDMENTS,** was read the third time, explained by Senator Hemmert, and passed on the following roll call:

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

**Voting in the affirmative were:** Senators

Adams
Dabakis
Harper
Hinkins
Mayne
Stevenson
Niederhauser
Anderegg
Davis
Hemmert
Ipson
Millner
Thatcher
Bramble
Dayton
Henderson
Iwamoto
Okerlund
Van Tassell
Buxton
Escamilla
Harper  Hemmert  Henderson  Hillyard
Ipson  Iwamoto  Knudson  Mayne
Millner  Okerlund  Shiozawa  Stevenson
Thatcher  Van Tassell  Weiler  Niederhauser

Absent or not voting were: Senators
Christensen  Fillmore  Hinkins  Stephenson
Vickers

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

***

On motion of Senator Shiozawa, S.B. 22, UTAH COMMISSION ON AGING SUNSET AMENDMENTS, was read the third time and circled.

***

1st Sub. S.B. 41, STATE HIGHWAY SYSTEM AMENDMENTS, was read the third time, explained by Senator Harper, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Hemmert
Henderson  Hillyard  Hinkins  Ipson
Iwamoto  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Thatcher  Van Tassell  Weiler  Niederhauser

Absent or not voting was: Senator
Vickers

1st Sub. S.B. 41 was transmitted to the House for consideration.

SECOND READING CALENDAR

On motion of Senator Bramble, the circle was removed from S.B. 30, INSURANCE PREMIUM TAX AMENDMENTS, and it was before the Senate. Senator Bramble explained the bill. Senator Davis commented. The bill passed second reading, under suspension of the rules, on the following roll call:
Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams    Anderegg    Bramble    Buxton
Christensen  Dabakis   Davis    Dayton
Escamilla   Fillmore   Harper    Hemmert
Henderson   Hillyard   Hinkins   Iwamoto
Knudson     Mayne     Millner   Shiozawa
Stephenson  Stevenson  Thatcher  Van Tassell
Weiler      Niederhauser

Absent or not voting were: Senators
Ipson       Okerlund  Vickers

* * *

On motion of Senator Bramble, the circle was removed from S.B. 33, CONSUMER PROTECTION REVISIONS, and it was before the Senate. Senator Bramble explained the bill.

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

1st Sub. S.B. 33 Consumer Protection Revisions (C. Bramble)

On motion of Senator Bramble, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Bramble, under suspension of the rules, 1st Sub. S.B. 33, CONSUMER PROTECTION REVISIONS, was considered read the second and third times. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams    Anderegg    Bramble    Buxton
Christensen  Dabakis   Davis    Dayton
Escamilla   Fillmore   Harper    Hemmert
Henderson   Hillyard   Hinkins   Iwamoto
Iwamoto    Knudson    Mayne     Millner
Shiozawa   Stephenson  Stevenson  Thatcher
Van Tassell  Weiler    Niederhauser

Absent or not voting were: Senators
Okerlund  Vickers
1st Sub. S.B. 33 was transmitted to the House.

***

On motion of Senator Henderson, S.C.R. 4, CONCURRENT RESOLUTION HONORING COLONEL GAIL SEYMOUR HALVORSEN, will be considered Friday, February 3, 2017 at 11:30 a.m.

***

On motion of Senator Millner, the circle was removed from S.B. 34, COMPETENCY–BASED EDUCATION FUNDING, and it was before the Senate. Senator Millner explained the bill. Senator Stephenson commented.

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, S.B. 34, COMPETENCY–BASED EDUCATION FUNDING, was considered read the second and third times. The bill passed on the following roll call:

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

**Voting in the affirmative were:** Senators

Adams  Anderegg  Bramble  Buxton  
Christensen  Dabakis  Davis  Dayton  
Escamilla  Fillmore  Harper  Hemmert  
Henderson  Hillyard  Hinkins  Iwamoto  
Knudson  Mayne  Millner  Okerlund  
Shiozawa  Stephenson  Stevenson  Thatcher  
Van Tassell  Weiler  Niederhauser  

**Absent or not voting were:** Senators

Ipson  Vickers  

S.B. 34 was transmitted to the House.

**THIRD READING CALENDAR**

On motion of Senator Shiozawa, the circle was removed from S.B. 22, UTAH COMMISSION ON AGING SUNSET AMENDMENTS, and it was before the Senate.

On motion of Senator Shiozawa, the following substitute bill replaced the original bill:
1st Sub. S.B. 22 Utah Commission on Aging Sunset Amendments (B. Shiozawa)

Senator Shiozawa explained the bill. The bill passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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<th>Vickers</th>
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1st Sub. S.B. 22 was transmitted to the House for consideration.

* * *

On motion of Senator Okerlund, and at 11:55 a.m., the Senate adjourned until 11:00 a.m., Wednesday, January 25, 2017.
The Senate was called to order at 11:12 a.m., with President Wayne Niederhauser presiding.

Prayer – Kathleen Anderson  
Pledge of Allegiance – Senator Daniel Hemmert  
Roll Call – All Senators present except Senator Bramble, excused.

READING OF TITLES OF BILLS AND RESOLUTIONS  
(Please refer to Day 1, Page 100)

COMMUNICATIONS FROM THE HOUSE  

Mr. President: January 24, 2017  
The House passed H.B. 12, Disposition of Ballots Amendments, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed H.B. 18, Motor Vehicle Business Licensing 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.

RULES COMMITTEE REPORTS  

To the Members of the Senate: January 24, 2017  
The Rules Committee recommends assignment of the following bills to standing committees:

BUSINESS AND LABOR COMMITTEE  
S.B. 92 Workers’ Compensation Fund Revisions Sen. Bramble, C.

ECONOMIC DEVELOPMENT AND WORKFORCE SERVICES COMMITTEE  
S.B. 90 Vehicle Inspection and Registration Amendments  
Sen. Anderegg, J.
GOVERNMENT OPERATIONS AND POLITICAL SUBDIVISIONS
COMMITTEE
S.B. 97 Public Meeting Minutes Amendments
Sen. Van Tassell, K.

HEALTH AND HUMAN SERVICES COMMITTEE
S.B. 88 Medicaid Housing Coordinator Sen. Iwamoto, J.
S.B. 89 Adoption Agency Amendments Sen. Escamilla, L.
S.B. 91 Native American Child Welfare Amendments
Sen. Van Tassell, K.
S.B. 95 Air Ambulance Amendments Sen. Harper, W.

JUDICIARY, LAW ENFORCEMENT, AND CRIMINAL JUSTICE
COMMITTEE
S.B. 87 Civil Asset Forfeiture Revisions Sen. Thatcher, D.

REVENUE AND TAXATION COMMITTEE
S.B. 93 Property Tax Assessment Notice Amendments
Sen. Harper, W.
S.B. 94 Local District Revisions Sen. Fillmore, L.,
Rep. Eliason, S.

TRANSPORTATION, PUBLIC UTILITIES, ENERGY, AND
TECHNOLOGY COMMITTEE

Deidre M. Henderson
Rules Committee Chair

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

STANDING COMMITTEE REPORTS

Mr. President: January 24, 2017

The Education Committee reports a favorable recommendation on S.B. 49,
PURPOSE OF MINIMUM SCHOOL PROGRAM, by Senator L. Fillmore; and

The Education Committee reports a favorable recommendation on S.B. 59,
STUDENTS WITH DISABILITIES EVALUATION AMENDMENTS, by
Senator G. Davis; and

The Education Committee reports a favorable recommendation on S.B. 60,
SCHOOL DISTRICT AMENDMENTS, by Senator G. Davis; and
The Education Committee reports a favorable recommendation on **S.B. 61**, STUDENTS WITH DISABILITIES ACCOMMODATIONS FUNDING, by Senator G. Davis; and

The Education Committee reports a favorable recommendation on **S.B. 64**, STUDENT SCHOLARSHIP AMENDMENTS, by Senator L. Fillmore; and

The Education Committee reports a favorable recommendation on **S.B. 80**, SCHOOL FUNDING AMENDMENTS, by Senator L. Fillmore, with the following amendments:

1. **Page 15, Lines 433 through 435:**

   433 accordance with this section by a local school board.

   434 (2) (a) A local school board shall impose or modify a voted local levy on \{- real \} property

   435 located in the school district of the local school board if a majority of the electors of the school

Ann Millner, Chair

Mr. President: January 24, 2017

The Health and Human Services Committee reports a favorable recommendation on **S.B. 85**, AMENDMENTS TO CHILD WELFARE, by Senator W. A. Harper; and

The Health and Human Services Committee reports a favorable recommendation on **S.C.R. 2**, CONCURRENT RESOLUTION ON AIR AMBULANCE PROVIDERS, by Senator W. A. Harper.

Lincoln Fillmore, Chair

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

**INTRODUCTION OF BILLS**

**S.B. 102, Utah Student Privacy Act** (K. Mayne), was read the first time by short title and referred to the Rules Committee.

**S.B. 103, Public Transit District Amendments** (K. Mayne), was read the first time by short title and referred to the Rules Committee.
S.B. 104, Labor Commission Enforcement Amendments (D. G. Buxton), was read the first time by short title and referred to the Rules Committee.

S.B. 105, Sale of State Lands Act (G. Davis), was read the first time by short title and referred to the Rules Committee.

S.B. 106, Psychology Interjurisdictional Compact (B. Shiozawa), was read the first time by short title and referred to the Rules Committee.

S.B. 107, Health Care Malpractice Act Amendments (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.B. 108, Emergency Administration of Epinephrine Amendments (B. Shiozawa), was read the first time by short title and referred to the Rules Committee.

S.B. 109, Small Employer Retirement Program (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 110, Sales Tax Collection Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.C.R. 5, Concurrent Resolution Recognizing Snow Removal Crews Throughout Utah (R. Okerlund), was read the first time by short title and referred to the Rules Committee.

STANDING COMMITTEE REPORTS

Mr. President: January 24, 2017

The Education Committee reports a favorable recommendation on S.B. 35, VETERANS TUITION GAP PROGRAM ACT AMENDMENTS, by Senator L. Escamilla, with the following amendments:

1. Page 2, Line 47 through 66:
   47 (2) “Institution of higher education” or “institution” means [a]:
   48 [(a) credit-granting higher education institution within the state system of higher education; or]
   49 education; or]
   50 [(b) an institution of higher learning, as defined in the federal program, that is located in the state.]
(a) an institution of higher education listed in Subsection 53B–2–101(1); or

(b) a private, nonprofit, postsecondary institution headquartered located in Utah that is accredited by a recognized accrediting organization recognized by the United States Department of Education.

(3) “Program” means the Veterans Tuition Gap Program created in this chapter.

(4) (a) “Qualifying military veteran” means a veteran, as defined in Section 68–3–12.5, who:

(i) is a resident student under Section 53B–8–102 and rules of the board;

(ii) is accepted into an institution and enrolled in a program leading to a bachelor’s degree;

[(iii) has qualified for the federal program;
]

[(iv)] (iii) (A) has exhausted the federal benefit under a federal program; or

(B) demonstrates that the veteran does not qualify to receive federal benefits under any federal program; and

[(v)] (iv) has not completed a bachelor’s degree.

2. Page 3, Line 70 through 74:

There is established a Veterans Tuition Gap Program to serve qualifying military veterans with tuition assistance at institutions of higher education when:

(1) federal benefits under the federal program have been exhausted or

are not available; and
(2) a qualifying military veteran has not finished a bachelor’s degree and is in the final year of a bachelor’s degree program.

Ann Millner, Chair

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

* * *

On motion of Senator Iwamoto, H.J.R. 5, JOINT RESOLUTION RECOGNIZING THE LUNAR NEW YEAR, will be considered January 27, 2017 at 11:30.

THIRD READING CALENDAR

On motion of Senator Henderson, S.B. 30, INSURANCE PREMIUM TAX AMENDMENTS, was read the third time and circled.

SECOND READING CALENDAR

On motion of Senator Fillmore, S.B. 49, PURPOSE OF MINIMUM SCHOOL PROGRAM, was read the second time and circled.

* * *

On motion of Senator Harper, the circle was removed from S.B. 14, EMERGENCY TELEPHONE SERVICE AMENDMENTS, and it was before the Senate.

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

1st Sub. S.B. 14 Emergency Telephone Service Amendments (W. Harper)

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 Buxton Dabakis Davis
Dayton Escamilla Fillmore Harper
Hemmert Henderson Hillyard Hinkins
Ipson Iwamoto Knudson Mayne
S.B. 59, STUDENTS WITH DISABILITIES EVALUATION AMENDMENTS, was read the second time. Senator Davis 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
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hemmert
- Henderson
- Hillyard
- Hinkins
- Ipson
- Iwamoto
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

** Absent or not voting were: ** Senators

- Anderegg
- Bramble
- Christensen
- Knudson

** On motion of Senator Davis, S.B. 60, SCHOOL DISTRICT AMENDMENTS, was read the second time and circled. **

** S.B. 61, STUDENTS WITH DISABILITIES ACCOMMODATIONS FUNDING, was read the second time. Senator Davis explained the bill. Senators Stephenson and Hillyard commented. The bill passed second reading on the following roll call: **

** Yeas, 24; Nays, 3; Absent or not voting, 2. **

** Voting in the affirmative were: ** Senators

- Anderegg
- Buxton
- Christensen
- Dabakis
- Davis
- Escamilla
- Fillmore
- Harper
- Weiler
- Niederhauser
Henderson  Hillyard  Hinkins  Ipson  
Iwamoto  Knudson  Mayne  Millner  
Okerlund  Shiozawa  Stephenson  Stevenson  
Thatcher  Van Tassell  Weiler  Niederhauser  

Voting in the negative were: Senators  
Adams  Dayton  Vickers  

Absent or not voting were: Senators  
Bramble  Hemmert  

* * *  

S.B. 64, STUDENT SCHOLARSHIP AMENDMENTS, was read the second time. Senator Fillmore explained the bill. The bill passed second reading on the following roll call:  

Y eas, 28; Nays, 0; Absent or not voting, 1.  

Voting in the affirmative were: Senators  
Adams  Anderegg  Buxton  Christensen  
Dabakis  Davis  Dayton  Escamilla  
Fillmore  Harper  Hemmert  Henderson  
Hillyard  Hinkins  Ipson  Iwamoto  
Knudson  Mayne  Millner  Okerlund  
Shiozawa  Stephenson  Stevenson  Thatcher  
Van Tassell  Vickers  Weiler  Niederhauser  

Absent or not voting was: Senator  
Bramble  

* * *  

On motion of Senator Fillmore, S.B. 80, SCHOOL FUNDING AMENDMENTS, was read the second time and circled.  

* * *  

S.B. 85, AMENDMENTS TO CHILD WELFARE, was read the second time. Senator Harper explained the bill. Senator Henderson commented. The bill passed second reading on the following roll call:  

Y eas, 27; Nays, 0; Absent or not voting, 2.  

* * *
Voting in the affirmative were:  Senators
Adams  Anderegg  Buxton  Christensen
Dabakis  Davis  Dayton  Escamilla
Harper  Hemmert  Henderson  Hillyard
Hinkins  Ipson  Iwamoto  Knudson
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Stevenson  Thatcher  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were:  Senators
Bramble  Fillmore

On motion of Senator Okerlund, and at 11:55 a.m., the Senate recessed.

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 Gene Davis, and Representatives Brad Wilson, Francis Gibson, and Brian King to notify Governor Gary R. Herbert that the 2017 General Session of the Sixty-Second 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, Utah’s First Lady, Lieutenant Governor and
Mrs. Cox, other constitutional officers, and my fellow Utahns: It is an honor to address you in this historic State Capitol that serves as a symbol of our collective dreams and aspirations.

Three weeks ago, at our state inauguration, we had the privilege of hearing the Mormon Tabernacle Choir. And I am very pleased to report that in spite of the choir’s decision to sing at my inauguration, not one choir member has resigned.

You’ll remember that the choir performed “Climb Every Mountain.” As they sang, I reflected on all the mountains that we must climb and conquer in our personal lives, as a people, and as a state.

When I first took office, Utah was climbing out of the Great Recession. Recognizing that so many of our challenges required a robust economy, we made economic recovery our primary objective.

Our climb has been arduous, but the height that Utah’s economy now occupies is remarkable. (I truly could spend all evening simply listing the national accolades that have come our way — and I know you wish I would.) But let me simply note these meaningful, bottom-line facts: last year, Utah had one of the fastest growing technology sectors in the nation, and Utah businesses added more than 43,000 jobs to our economy.

Thanks to the collective efforts of the lawmakers and officials gathered here tonight, and primarily thanks to the hard work and cooperation of the people of Utah, I can say emphatically that the state of our state is truly exceptional.

But we haven’t come this far to only go this far. There are several important summits for us to climb together over the next four years.

But before we talk about those peaks, let me say a few words about two of the very deep and shadowy valleys in our state’s current landscape: drug addiction and homelessness.

I firmly believe that those closest to such issues will typically have the most informed answers. And I have been encouraged to see our local elected officials, our local law enforcement agencies, and our local charities working together to alleviate the suffering of those seeking treatment and those needing shelter.

But I also recognize that the state has a role in addressing this problem.

Speaker Hughes, I am particularly grateful for your willingness to address this issue head on. I look forward to your assessment and recommendations about what further state support is needed as you and the legislature engage with — and monitor — local efforts.
And let us, as a state, be absolutely clear that we will no longer tolerate the unconscionable drug trade that victimizes the most vulnerable in our community. Let us all agree tonight that this absolutely must stop!

I wish we had time to talk through every challenge we face, but let’s direct our gaze to a few of the more significant summits ahead of us.

Among the most important is that of educational excellence. If we will unite and focus, Utah can be at the top of the nation in student achievement.

And we have already come quite some distance. Since 2009, Utah’s high school graduation rate has climbed from 75 to 85 percent, the 4th largest such increase in the nation.

In the most recent National Assessment of Educational Progress — known as the nation’s report card — Utah’s fourth graders ranked 8th in the nation in Math, 7th in Reading and 5th in Science. And Utah’s eighth graders ranked 8th in Math, 6th in Reading AND were ranked 1st in the nation in Science.

Thanks to the dedication and hard work of Utah’s teachers, parents and students we can confidently say that Utah is getting a superior return on its investment in education.

I am gratified by our progress, but we still have work to do. Our strong aggregate statistics mask the challenges faced by some of our students. But I remain hopeful because I know of Utah’s innovative and can-do spirit. Therefore, I truly believe that Utah can be number one in the nation on meaningful, measurable milestones of student achievement.

I am pleased that business leaders, parents and educators from across the state are very close to uniting on an innovative 10-year plan for kindergarten through post-high school that will take education in Utah from where we are — which is pretty darn good — to where we need to go — which is to be at the very top.

Governance of our public education system is complex. Our state Board of Education has the “general control and supervision” of public education. Our constitution tasks you, the Legislature, with the “establishment and maintenance” of our public education system. And we recognize that the most important work is accomplished by educators, parents and students at the local level in our 41 school districts and in our 119 charter schools, all designed to make students college and career ready.

Structurally, my role as Governor, is the power to convene and the power of this bully pulpit. And I can assure you that I will continue to do all that I can to push
for support of our frontline educators, for appropriate accountable funding and for innovative alignment between our classrooms and our diverse and dynamic marketplace.

For example, jobs in Utah’s aerospace industry are growing faster than there are trained workers to fill them. To address this, in 2015, I announced a pilot program — called Utah Aerospace Pathways.

Aerospace Pathways provides high school students with early training, internships and a head start in entering the workforce with world-class aerospace companies in Utah such as Boeing, Hexcel, and Orbital ATK.

Colton Winters was one of the first to enroll in Aerospace Pathways. Recently, Colton’s father, Luke Winters wrote to me about the great experience his son had in the program. Even better, Hexcel’s experience with Colton during his internship was so positive that the company hired him right out of high school.

The Pathways model assures parents that their children will find meaningful employment here in Utah. It gives confidence to Utah businesses that they will have a qualified workforce. And it supports our schools by optimizing engagement between business and education.

Therefore, I am pleased to announce tonight a major collaboration called Talent Ready Utah that will accelerate these mutually reinforcing successes. Led by the Governor’s Office of Economic Development and my education advisor Tami Pyfer, and in partnership with the State Board of Education, Talent Ready Utah will expand career opportunities statewide by increasing the number of business and education partnerships.

Over the next four years — for pathway–like programs alone — Talent Ready Utah will recruit hundreds of businesses across Utah to partner with and invest in local education.

And we anticipate that Talent Ready Utah will help fill 40,000 new high–skill, high–paying jobs over the next four years.

Working together, we have invested $1.8 billion of new money in education over the past 5 years — and I thank you for your wisdom, foresight and commitment.

As you know, however, because Utah has had the fastest growing student population in the nation, we have significant funding needs just to accommodate the growth. And in order to push our way to the top, we need to invest more money into education.
But at the same time I am very concerned about altering our tax policies in any way that could damage our robust economic engine. In fact, the very best way to ensure ongoing growth of education funding is to continue to grow our economy. Failure to take into account how tax rates affect business investment won’t help us make good policy decisions.

Look, I get it. And I know that you get it. No one likes to pay taxes. But everyone agrees that the state requires sufficient revenue to perform the essential public functions that we the people need.

Utah has benefitted from a sound and diversified revenue policy that has helped us to weather economic shocks better than any other state in America. But over the years, Utah’s base that produces tax revenue has, in fact, narrowed.

Utah has required payment of a use tax on out-of-state purchases since 1937. Back when out-of-state purchases were few and far between, collection of the use tax was not a big deal. Today, however, we purchase more and more goods out of state because of the convenience of online shopping. And collection of the use tax on those purchases is cumbersome.

Our Legislative Fiscal Analyst, our Office and Management and Budget and the Utah State Tax Commission now estimate that the owed but unpaid use tax is approximately $150 to $200 million per year and rising.

In addition, our tax system has become complicated. For example, in 1996 there were 48 sales tax exemptions; today, there are 89. In that same period, income tax credits have more than tripled — from 12 to 38. This narrowing of the base is now creating pressure to raise tax rates.

We all know that Congress needs to resolve the issue of how to effectively collect our owed but unpaid use tax. But if Congress won’t do its job, then you, the Legislature, must act to provide our own state solution.

I also urge a thorough legislative review of each and every tax exemption and tax credit to examine whether it has outlived its usefulness. That means making our taxes fairer by eliminating loopholes and broadening the base.

I look forward to working with President Niederhauser, Speaker Hughes, Senator Henderson, Representative Eliason, and others in the legislature and with members of the private sector to improve significantly the fairness and equity of our tax system — while maintaining Utah’s number-one business friendly environment.

I believe that government regulations are designed to level playing fields and to protect the public. An example of effective state regulation can be found with
how Utah governs alcohol. The results have been strong, as attested by Utah’s low 
DUI fatalities, our low underage consumption, our low binge drinking rate and our 
enviable public safety record. But there is room for improvement.

Therefore, I appreciate the good work being done by Rep. Brad Wilson and 
Sen. Jerry Stevenson to improve our alcohol policy. For the past several months, 
we have been working closely together to evaluate our existing laws governing 
alcohol dispensing, licensing, prevention, education, and enforcement.

I know that many in the media have focused narrowly on the issue of 
dispensing restrictions — but that would be merely one aspect of this updating. 
This is about public health and public safety. We will ensure that our regulations 
— coupled with additional state resources — focus on education, prevention, and 
enforcement practices that are proven to further reduce underage drinking, 
alcohol abuse and impaired driving.

I believe we can do this without stigmatizing how responsible adults purchase 
and consume alcoholic drinks in dining establishments, and I believe we can do 
this without blurring the important distinction between restaurants and bars. To 
that end, we will work together this legislative session to keep and enhance what 
works for Utah, and repeal what does not.

A year ago, I pledged we would not rest until all 29 counties and all 245 cities 
and towns in our state are full participants in Utah’s tremendous economic 
success.

We are making progress.

Tourism — now an $8.2 billion industry in Utah — is generating over a billion 
dollars in state and local taxes, and bringing jobs and more economic diversity to 
cities and towns in rural Utah. Moreover, visitation at our Mighty Five national 
parks, our state parks, and other areas of the state hit record levels over the past 
year. But tourism is only one piece of the puzzle.

Across rural Utah, many businesses are working with the state to innovate and 
to expand. One example is Houweling’s Tomatoes in Juab County, where 
state–of–the–art technology has helped them grow their business by some 280 
full–time jobs.

Still, the fact remains that parts of Utah outside the Wasatch Front are 
struggling.

Tonight, I would like us to unite behind a goal of creating 25,000 new jobs in 
the 25 counties off the Wasatch Front over the next four years. Reaching that goal
will require unprecedented partnerships to grow and diversify the economy in rural Utah. To that end, I will work with Lieutenant Governor Cox and the Rural Partnership Board, the private sector and you, the legislature, to ensure that all Utahns have the same economic opportunities. Let’s work together to create 25,000 new jobs in the rural and outlying parts of Utah.

Another issue that worries me — and I know concerns you, too — is our air quality. Utah is now the fastest growing state in America, which means more trucks and automobiles contributing to air pollution. As I have said before, there is no silver bullet for our pollution problems.

That is why I created the Utah Clean Air Partnership (UCAIR), a statewide nonprofit that empowers individuals and organizations to take proactive steps to reduce air pollution.

We will continue to fast-track the arrival of cleaner fuels, cleaner cars and to get people to drive less and to conserve more.

Utah will soon collect an estimated $35 million from the Volkswagen settlement to improve how diesel technologies affect air quality. I have asked our Department of Environmental Quality and our Division of Air Quality to convene stakeholders to analyze and identify how these valuable settlement dollars will give us the largest sustainable reduction of pollution possible. Those discussions should include replacing high-polluting diesel engines, including those in our older diesel-burning school buses.

We are already making a difference. While Utah’s population increased by more than 600,000 between 2002 and 2014, total statewide emissions declined by 30 percent. That’s a 46 percent reduction in per capita emissions.

We have been able to accomplish this:

- by requiring refineries and other large industries to invest hundreds of millions of dollars in the best available emission control technology;
- by expanding our transit system faster than any state in the country;
- by educating the public about things we all can do, such as carpooling and turning down our thermostats;
- by engaging with industry to encourage the construction of more energy efficient buildings;
- and by making inroads in alternative energy — Utah is now in the top 10 in the nation for electric vehicle adoption and number one for Compressed Natural Gas infrastructure.
Sometimes we fail to recognize our progress. So this year I will tour the state to highlight actions that are making a positive difference for air quality — such as the refineries that are accelerating the arrival of low-sulfur fuels to our market. And along the way, I will also visit those organizations that need a little extra encouragement to help us make measurable improvements to our air quality.

This is a shared responsibility, so let’s keep it up and redouble our collective efforts because we shouldn’t have to climb to a summit in order to breathe clean air.

Last week I was in Washington, D.C. Having just returned from the Inauguration, I can attest that if there is one message that is clear from the new administration it is that power will be returned to the people and to the states. I am confident that the new administration and Congress, working with the states, will enact major reforms that will enable us as a state to gain greater control and management over education, transportation, healthcare, natural resources, and our public lands.

There is a renewed appreciation for the Tenth Amendment and a realization that the states are truly the laboratories of democracy, the place where real solutions are developed to improve people’s lives. It is at the state level where innovation, tailored to the unique local demographics, is actually taking place. And Utah is at the forefront of that innovation and that effort.

Yes, there are challenges ahead. But we have a history of working together to accomplish what others say is too hard. Defying the odds to achieve greatness is part of our cultural DNA.

That quality is exemplified by Alpine resident and entrepreneur Greg Paul, the founder of the popular Momentum climbing gyms located in Salt Lake City, Sandy, and Lehi.

In 2003, when the doctor told Greg his knees were shot and advised him to take up croquet, he ignored the counsel and continued to dream the seemingly impossible dream to summit Mount Everest.

In 2008, Greg had his right knee replaced with an artificial knee system made by Draper–based Ortho Development.

His first attempt at Everest in 2012 ended when avalanches forced his team to cancel the climb.

Later that same year, Greg had his left knee replaced.
His second crack at Everest in 2014 fell short when a major avalanche killed more than a dozen people on the mountain.

Finally this last May, on his third attempt, confronted by severe weather, Greg’s climbing team paused just short of Everest’s summit, wondering whether to turn back once again.

Early on the morning of Friday the Thirteenth, Greg shrugged off all superstition, and seeing the weather improve over the summit, he took courage and he resumed the climb.

Accompanied only by his Sherpa guide, Greg ascended the summit, becoming the first American climber to conquer Everest in three years. And the first person ever to conquer Everest with artificial knees — high-tech replacements from Draper, Utah.

As a state, we have daunting summits ahead.

We need to get on top of intergenerational poverty, teen suicide, homelessness and addiction.

We need to be at the top of the nation in student achievement and align our training with marketplace demands.

We need to keep our tax system balanced and competitive while making it fairer and more inclusive.

We need to see that our economic opportunities are expanding statewide.

We need to continue to clean up our air.

And we need to reinvigorate principled federalism that will allow us to apply Utah solutions to Utah challenges.

Like Greg Paul, it may take years of planning and preparation to reach our goal.

Like Greg, we may face seemingly insurmountable obstacles on our first and second attempts.

Like Greg, we will likely need Utah innovation and technology to enhance our natural capacity.

But also like Greg, we need to keep our eye focused on our lofty objective, recognize when the momentary window of opportunity opens, and then seize the day and press on to the top.
Personally, I am committed to this trek, no matter how difficult the way.

I am exhilarated by the challenge because I have never been more optimistic about Utah’s prospects for success. I invite all of you to join with me in this effort. May God bless us as we, together, climb ever higher.

May God bless America. And may God continue to bless the Great State of Utah!

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On motion of Representative Wilson, the members 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 Wilson, the Committee of the Whole and Joint Convention were dissolved and the Legislature adjourned until Thursday, January 26, 2017 at 11:00 a.m.
FOURTH DAY

January 26, 2017

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

Prayer – Imam Muhammed Mehtar
Pledge of Allegiance – Senator Jani Iwamoto
Roll Call – All Senators present

SPECIAL MUSICAL NUMBER

Kurt Bestor performed “Prayer of the Children”

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 100)

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 25, 2017

The House passed H.B. 25, TAX INCENTIVE REVIEW AMENDMENTS, by Representative D. McCay, and it is transmitted for consideration; and

The House passed H.B. 39, LOCAL OFFICER AMENDMENTS, by Representative R. C. Webb, and it is transmitted for consideration; and

The House, as amended, H.B. 40, CHECK CASHING AND DEFERRED DEPOSIT LENDING AMENDMENTS, by Representative B. Daw, and it is transmitted for consideration; and

The House passed H.B. 44, DEPARTMENT OF FINANCIAL INSTITUTIONS RELATED AMENDMENTS, by Representative V. Peterson, and it is transmitted for consideration; and

The House passed H.J.R. 10, JOINT RESOLUTION AUTHORIZING PAY OF IN-SESSION EMPLOYEES, by Representative B. Wilson, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

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

Mr. President: January 24, 2017
The Business and Labor Committee reports a favorable recommendation on S.B. 44, DENTAL INSURANCE AMENDMENTS, by Senator A. M. Christensen; and

The Business and Labor Committee reports a favorable recommendation on S.B. 48, NURSE LICENSURE COMPACT, by Senator E. J. Vickers; and

The Business and Labor Committee reports a favorable recommendation on S.B. 57, WORKERS’ COMPENSATION RELATED PREMIUM ASSESSMENTS, by Senator K. Mayne; and

The Business and Labor Committee reports a favorable recommendation on S.B. 62, WORKERS’ COMPENSATION WAIVERS, by Senator K. Mayne; and

The Business and Labor Committee reports a favorable recommendation on S.B. 73, ACUPUNCTURE LICENSING ACT AMENDMENTS, by Senator D. P. Hinkins.

Daniel Hemmert,Chair

Mr. President: January 25, 2017
The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 53, LIS PENDENS AMENDMENTS, by Senator T. Weiler; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 54, ADOPTION REVISIONS, by Senator T. Weiler; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 87, CIVIL ASSET FORFEITURE REVISIONS, by Senator D. W. Thatcher; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 70, ASSET FORFEITURE TRANSPARENCY AMENDMENTS, by Senator H. A. Stephenson; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.C.R. 1, CONCURRENT RESOLUTION ON
INCREASING PAY FOR CERTAIN PUBLIC SAFETY OFFICERS AND FIREFIGHTERS, by Senator T. Weiler.

Todd Weiler, Chair

Mr. President: January 25, 2017

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on S.B. 66, ADMINISTRATIVE LAW JUDGE AMENDMENTS, by Senator M. Dayton; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on S.B. 67, HUNTING MENTOR PROGRAM, by Senator A. M. Christensen; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on S.B. 79, WASTE MANAGEMENT AMENDMENTS, by Senator J. Stuart Adams; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on S.C.R. 3, CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ENERGY ADEQUATELY FUND THE URANIUM MILL TAILINGS REMEDIAL ACTION PROJECT, by Senator D. P. Hinkins, with the following amendments:

1. Page 3, Line 65:

   65 WHEREAS, the fiscal year 2017 { --budget allocation-- } reduction cut of 3.86 million for the project

2. Page 4, Line 100:

   100 health, safety, and welfare of the citizens of Grand County, Utah, and all of the 27 million downstream

   Margaret Dayton, Chair

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

STANDING COMMITTEE REPORTS

Mr. President: January 24, 2017

The Business and Labor Committee reports a favorable recommendation on S.B. 55, INSURANCE AND SERVICE CONTRACT AMENDMENTS, by
Senator C. S. Bramble, and recommends it be considered read for the second time and placed on the Consent Calendar.

Daniel Hemmert, Chair

Mr. President: January 25, 2017

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on S.B. 15, AGRICULTURE PROTECTION AREA AND INDUSTRIAL PROTECTION AREA AMENDMENTS, by Senator M. Dayton, and recommends it be considered read for the second time and placed on the Consent Calendar.

Margaret Dayton, Chair

On motion of Senator Henderson, 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 25, 2017

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

BUSINESS AND LABOR COMMITTEE
S.B. 99 Consumer Protection Action Amendments
Sen. Hemmert, D., Rep. McKell, M.

H.B. 38 Statutory Required Reports Amendments

ECONOMIC DEVELOPMENT AND WORKFORCE SERVICES COMMITTEE
S.B. 100 Early Childhood Services Coordination Amendments
Sen. Millner, A.

H.B. 34 Employment Security Act Sunset Extension

HEALTH AND HUMAN SERVICES COMMITTEE
H.B. 31 Utah Health Care Workforce Financial Assistance Program Reauthorization

JUDICIARY, LAW ENFORCEMENT, AND CRIMINAL JUSTICE COMMITTEE
S.B. 98 Excess Damages Claims
Sen. Iwamoto, J.,
Rep. Snow, V. L.
NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENT COMMITTEE
H.B. 33 Mercury Switch Removal Act Reauthorization

RETIREMENT AND INDEPENDENT ENTITIES COMMITTEE
S.B. 109 Small Employer Retirement Program Sen. Weiler, T.

REVENUE AND TAXATION COMMITTEE
Deidre M. Henderson
Rules Committee Chair
Report filed. On motion of Senator Henderson, the committee report was adopted.

INTRODUCTION OF BILLS
S.B. 111, Unmanned Aircraft Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 112, Special Group License Plate Repeal (A. Christensen), was read the first time by short title and referred to the Rules Committee.

S.B. 113, Natural Resources Modifications (M. Dayton), was read the first time by short title and referred to the Rules Committee.

S.B. 114, Election Law Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 115, Compulsory Education Revisions (J. Anderegg), was read the first time by short title and referred to the Rules Committee.

S.B. 116, Polling Location Amendments (D. Thatcher), was read the first time by short title and referred to the Rules Committee.

S.J.R. 6, Joint Resolution Urging Legislative Approval for the Sale or Lease of Water Rights by the State Developmental Center (M. Dayton), was read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR
1st Sub S.B. 14, EMERGENCY TELEPHONE SERVICE 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Harper Hemmert Henderson
Hinkins Ipson Iwamoto Knudson
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Fillmore Hillyard

1st Sub. S.B. 14 was transmitted to the House for consideration.

* * *

S.B. 59, STUDENTS WITH DISABILITIES EVALUATION AMENDMENTS, was read the third time, explained by Senator Davis, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Harper Hemmert Henderson
Hinkins Ipson Iwamoto Knudson
Knudson Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Van Tassell
Vickers Weiler Niederhauser

Absent or not voting was: Senator
Fillmore

S.B. 59 was transmitted to the House for consideration.

* * *

S.B. 61, STUDENTS WITH DISABILITIES ACCOMMODATIONS FUNDING, was read the third time and explained by Senator Davis. Senators Stephenson, Escamilla, Okerlund, and Hillyard commented and the bill passed on the following roll call:
Yeas, 25; Nays, 1; Absent or not voting, 3.

Voting in the affirmative were: Senators
Anderegg  Bramble  Buxton  Christensen
Dabakis  Davis  Dayton  Escamilla
Fillmore  Harper  Hemmert  Henderson
Hillyard  Ipson  Iwamoto  Knudson
Mayne  Okerlund  Shiozawa  Stephenson
Thatcher  Van Tassell  Vickers  Weiler
Niederhauser

Voting in the negative was: Senator
Hinkins

Absent or not voting were: Senators
Adams  Millner  Stevenson

S.B. 61 was transmitted to the House for consideration.

***

On motion of Senator Fillmore, S.B. 64, STUDENT SCHOLARSHIP AMENDMENTS, was read the third time and circled.

***

S.B. 85, AMENDMENTS TO CHILD WELFARE, 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  Anderegg  Bramble  Buxton
Christensen  Davis  Dayton  Escamilla
Fillmore  Harper  Hemmert  Henderson
Hillyard  Hinkins  Ipson  Iwamoto
Knudson  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Dabakis  Stevenson  Thatcher

S.B. 85 was transmitted to the House for consideration.
STANDING COMMITTEE REPORTS

Mr. President: January 25, 2017

The Natural Resources, Agriculture, and Environment Committee recommends S.B. 11, WATER DEVELOPMENT COMMISSION AMENDMENTS, by Senator M. Dayton, be replaced and reports a favorable recommendation on 1st Sub. S.B. 11, WATER DEVELOPMENT COMMISSION AMENDMENTS with the following amendments:

1. Page 3, Line 58:

   58 (3) (a) {—Except as required by Subsection (3)(b), the—} The members appointed by the

2. Page 3, Line 60 through 65:

   60 or reappointed to a {—four-year—} two-year term.  
   61 {—(b) The [governor]—} {—legislative management committee—} {—shall, at the time of appointment —}  
   62 or reappointment, adjust the length of terms to ensure that the terms  
   63 members are staggered so that approximately half of the nonvoting members of the  
   64 commission are appointed every two years. }  
   65 {—(c)—} (b) When a vacancy occurs in the membership for any reason, the [governor] legislative

Margaret Dayton, Chair

Mr. President: January 25, 2017

The Judiciary, Law Enforcement, and Criminal Justice Committee recommends S.B. 71, CRIMINAL ACCOUNTS RECEIVABLE AMENDMENTS, by Senator D. W. Thatcher, be replaced and favorably recommends 1st Sub. S.B. 71, CRIMINAL ACCOUNTS RECEIVABLE AMENDMENTS.

Todd Weiler, Chair

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

* * *

On motion of Senator Okerlund, and at 12:00 p.m., the Senate adjourned until 11:00 a.m., Friday, January 27, 2017.
FIFTH DAY

January 27, 2017

The Senate was called to order at 11:03 a.m., with President Wayne Niederhauser presiding.

Prayer – Ardeth G. Kapp
Pledge of Allegiance – Eagle Mountain Scout Troop 1251
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(Please refer to Day 1, Page 100)

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 26, 2017

The House passed H.B. 16, VOTING REVISIONS, by Representative B. Daw, and it is transmitted for consideration; and

The House passed H.B. 28, PUBLIC EMPLOYEES LONG-TERM DISABILITY ACT AMENDMENTS, by Representative S. Duckworth, and it is transmitted for consideration; and

The House passed H.B. 32, ASSESSMENT AREA ACT AMENDMENTS, by Representative R. C. Webb, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 36, AFFORDABLE HOUSING AMENDMENTS, by Representative R. Edwards, and it is transmitted for consideration; and

The House passed H.B. 63, HOLE IN THE ROCK STATE PARK, by Representative K. Stratton, and it is transmitted for consideration; and

The House passed H.B. 69, CAPITAL FACILITIES REVISIONS, 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.
STANDING COMMITTEE REPORTS

Mr. President: January 26, 2017

The Revenue and Taxation Committee reports a favorable recommendation on S.B. 16, SALES AND USE TAX EXEMPTION CHANGES, by Senator C. S. Bramble.

Howard A. Stephenson, Chair

Mr. President: January 26, 2017

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on S.B. 10, VETERANS’ AND MILITARY AFFAIRS COMMISSION AMENDMENTS, by Senator P. C. Knudson; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on S.B. 45, RETAIL WATER LINE DISCLOSURE AMENDMENTS, by Senator K. Mayne, with the following amendments:

1. Page 2, Lines 38 through 39:

   38  (2) (a) { Each } Twice per calendar year, a public [owner] provider shall, in accordance with
   39  Subsection (2)(b), distribute a disclosure that:

2. Page 2, Lines 45 through 47:

   45  (b) A public [owner] provider may distribute the disclosure described in Subsection
   46  (2)(a) by:
   47  (i) { once each } twice per calendar year conspicuously placing the disclosure: ; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on S.B. 69, NOTIFICATION REQUIREMENTS FOR BALLOT PROPOSALS, by Senator J. L. Anderegg; and

The Government Operations and Political Subdivisions Committee recommends S.B. 77, VEHICLE SAFETY INSPECTION AMENDMENTS, by Senator D. L. Ipson, be replaced and favorably recommends 1st Sub. S.B. 77, VEHICLE SAFETY INSPECTION AMENDMENTS; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on S.C.R. 4, CONCURRENT RESOLUTION
HONORING COLONEL GAIL SEYMOUR HALVORSEN, by Senator D. M. Henderson; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on S.J.R. 1, JOINT RULES RESOLUTION ON FUNDING MIX DETERMINATIONS, by Senator J. W. Stevenson; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on S.J.R. 5, JOINT RESOLUTION SUPPORTING PROPOSED FEDERAL CHANGES TO DISTRIBUTIONS TO UTAH NAVAJO TRUST FUND, by Senator D. P. Hinkins.

Don L. Ipson, Chair

Mr. President: January 26, 2017

The Economic Development and Workforce Services Committee reports a favorable recommendation on H.B. 34, EMPLOYMENT SECURITY ACT SUNSET EXTENSION, by Representative R. P. Edwards; and

The Economic Development and Workforce Services Committee reports a favorable recommendation on S.B. 90, VEHICLE INSPECTION AND REGISTRATION AMENDMENTS, by Senator J. L. Anderegg; and

The Economic Development and Workforce Services Committee recommends S.B. 100, EARLY CHILDHOOD SERVICES COORDINATION AMENDMENTS, by Senator A. Millner, be replaced and favorably recommends 1st Sub. S.B. 100, EARLY CHILDHOOD SERVICES COORDINATION AMENDMENTS; and

The Economic Development and Workforce Services Committee recommends S.J.R. 2, JOINT RESOLUTION ENCOURAGING THE EMPLOYMENT OF UTAH WORKERS FOR AIRPORT REDEVELOPMENT EFForts, by Senator K. Mayne, be replaced and favorably recommends 1st Sub. S.J.R. 2, JOINT RESOLUTION ENCOURAGING THE EMPLOYMENT OF UTAH WORKERS FOR AIRPORT REDEVELOPMENT EFFORTS.

Jacob L. Anderegg, Chair

Mr. President: January 25, 2017

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 29, UTAH MARRIAGE COMMISSION AMENDMENTS, by Senator A. M. Christensen, with the following amendments:
1. Page 8, Lines 239 through 240:

239 (e) actively promote measures designed to maintain and strengthen marriage, family,

240 and the relationships between {—husband and wife—} spouses

and parents and children; [and]

Todd Weiler, Chair

Mr. President: January 25, 2017

The Transportation, Public Utilities, Energy, and Technology Committee recommends S.B. 40, SCHOOL BUS INSPECTION REVISIONS, by Senator W. A. Harper, be replaced and favorably recommends 1st Sub. S.B. 40, SCHOOL BUS INSPECTION REVISIONS; and

The Transportation, Public Utilities, Energy, and Technology Committee reports a favorable recommendation on S.B. 96, UNSECURED LOAD AMENDMENTS, by Senator W. A. Harper; and


D. Gregg Buxton, Chair

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

RULES COMMITTEE REPORTS

To the Members of the Senate: January 26, 2017

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

BUSINESS AND LABOR COMMITTEE
S.B. 104 Labor Commission Enforcement Amendments
   Sen. Buxton, D. G.
S.B. 107 Health Care Malpractice Act Amendments
   Sen. Mayne, K.
S.B. 114 Election Law Amendments Sen. Bramble, C.

EDUCATION COMMITTEE
S.B. 102 Utah Student Privacy Act Sen. Mayne, K.
GOVERNMENT OPERATIONS AND POLITICAL SUBDIVISIONS COMMITTEE


HEALTH AND HUMAN SERVICES COMMITTEE

S.B. 106  Psychology Interjurisdictional Compact Sen. Shiozawa, B.
S.B. 108  Emergency Administration of Epinephrine Amendments Sen. Shiozawa, B.

NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENT COMMITTEE

S.B. 105  Sale of State Lands Act Sen. Davis, G.

REVENUE AND TAXATION COMMITTEE

S.B. 110  Sales Tax Collection Amendments Sen. Bramble, C.

TRANSPORTATION, PUBLIC UTILITIES, ENERGY, AND TECHNOLOGY COMMITTEE

S.B. 103  Public Transit District Amendments Sen. Mayne, K.

Deidre M. Henderson
Rules Committee Chair

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

INTRODUCTION OF BILLS

S.B. 117, Higher Education Performance Funding (A. Millner), was read the first time by short title and referred to the Rules Committee.

S.B. 118, Criminal Law Amendments (D. Thatcher), was read the first time by short title and referred to the Rules Committee.

S.B. 119, Sales and Use Tax Changes (W. Harper), was read the first time by short title and referred to the Rules Committee.
S.B. 120, Workers’ Compensation Dependent Benefits (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.B. 121, Adoption Act Amendments (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

S.B. 122, Wildland Fire Suppression Fund Amendments (E. Vickers), was read the first time by short title and referred to the Rules Committee.

S.B. 123, State Developmental Center Dental Clinic (M. Dayton), was read the first time by short title and referred to the Rules Committee.

S.B. 124, Child Care Licensing Amendments (L. Fillmore), was read the first time by short title and referred to the Rules Committee.

S.B. 125, Authorization to Modify Charter School Charter Agreements (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

S.B. 126, Collection Process Amendments (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.J.R. 7, Joint Resolution Amending Rules of Criminal Procedure (T. Weiler), was read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

On motion of Senator Fillmore, the circle was removed from S.B. 64, STUDENT SCHOLARSHIP AMENDMENTS, and it was before the Senate.

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

1st Sub. S.B. 64 Student Scholarship Amendments (L. Fillmore)

Senator Fillmore explained the bill. Senator Davis commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla  Fillmore  Harper  Hemmert
Henderson  Hillyard  Hinkins  Ipson
Iwamoto  Knudson  Mayne  Millner
Okerlund  Stephenson  Stevenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator Shiozawa

1st Sub. S.B. 64 was transmitted to the House for consideration.

SECOND READING CALENDAR

S.C.R. 2, CONCURRENT RESOLUTION ON AIR AMBULANCE PROVIDERS, was read the second time. Senator Harper explained the bill. The bill passed second reading on the following roll call:

Y eas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Hemmert
Henderson  Hillyard  Hinkins  Ipson
Iwamoto  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator Stevenson

* * *

On motion of Senator Fillmore, the circle was removed from S.B. 49, PURPOSE OF MINIMUM SCHOOL PROGRAM, and it was before the Senate. Senator Fillmore explained the bill. Senator Hillyard commented. The bill passed second reading on the following roll call:

Y eas, 27; Nays, 2; Absent or not voting, 0.

Voting in the affirmative were: Senators
Adams  Anderegg  Bramble  Buxton
Christensen  Davis  Dayton  Escamilla
Fillmore  Harper  Hemmert  Henderson
Voting in the negative were: Senators
Dabakis    Iwamoto

* * *

S.B. 35, VETERANS TUITION GAP PROGRAM ACT AMENDMENTS, was read the second time. Senator Escamilla 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    Anderegg    Bramble    Buxton
Christensen    Dabakis    Davis    Dayton
Escamilla    Fillmore    Harper    Hemmert
Henderson    Hillyard    Hinkins    Ipson
Iwamoto    Knudson    Mayne    Millner
Okerlund    Shiozawa    Stevenson    Stevenson
Thatcher    Van Tassell    Vickers    Weiler
Niederhauser

* * *

S.B. 44, DENTAL INSURANCE AMENDMENTS, was read the second time.

Senator Christensen proposed the following amendment #2:

1. Page 2, Lines 42 through 46:

42    (3) A contract between a dental plan and a dentist to provide contracted services may
43 not:
44    (a) require, directly or indirectly, that a dentist provide dental services to a covered individual at a fee set by, or a fee subject to the approval of, the dental plan unless :
45    (i) the dental
services are covered services under the dental plan; or 
(ii)(A) the dental services are not reimbursed by the dental plan; 
(B) the dental services are discounted for individuals who are part 
of a discount dental rates plan; and 
(C) the dentist who provided the dental services has elected to 
participate in the discount dental rates plan; and 

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

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

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Dabakis Davis Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Knudson Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Van Tassell Vickers Weiler
Niederhauser

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 27, 2017

The House passed H.J.R. 5, JOINT RESOLUTION RECOGNIZING THE 
LUNAL NEW YEAR, by Representative K. Kwan, 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 placed 
on the Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Iwamoto, under suspension of the rules, H.J.R. 5, 
F0>JOINT RESOLUTION RECOGNIZING THE LUNAL NEW YEAR, 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Absent or not voting were: Senators
Fillmore                Stephenson           Vickers

H.J.R. 5 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

On motion of Senator Okerlund, S.B. 48, NURSE LICENSURE COMPACT, was read the second time and circled.

***

On motion of Senator Bramble, S.B. 114 was lifted from the Business and Labor Standing Committee and referred to the Judiciary, Law Enforcement and Criminal Justice Standing Committee.

***

On motion of Senator Weiler, S.B. 89 was lifted from the Health and Human Services Standing Committee and referred to the Judiciary, Law Enforcement and Criminal Justice Standing Committee.

***

S.B. 57, WORKERS’ COMPENSATION RELATED PREMIUM ASSESSMENTS, was read the second time. Senator Mayne explained the bill. The bill passed second reading on the following roll call:

Yea, 28; Nay, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams       Anderegg         Bramble         Buxton
Christensen Dabakis        Davis           Dayton
Escamilla   Fillmore       Harper          Hemmert
Henderson   Hillyard       Ipson           Iwamoto
Knudson     Mayne          Millner         Okerlund
Shiozawa    Stephenson     Stevenson       Thatcher
Van Tassell Vickers        Weiler          Niederhauser
Absent or not voting was: Senator Hinkins

***

On motion of Senator Mayne, S.B. 62, WORKERS’ COMPENSATION WAIVERS, was read the second time and circled.

***

On motion of Senator Vickers, the circle was removed from S.B. 48, NURSE LICENSURE COMPACT, and it was before the Senate. Senator Vickers explained the bill. Senator Shiozawa 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 Hinkins

***

On motion of Senator Okerlund, and at 12:00 p.m., the Senate adjourned until 10:00 a.m., Monday, January 30, 2017.
The Senate was called to order at 11:05 a.m., with President Wayne Niederhauser presiding.

Prayer – Senator Ralph Okerlund
Pledge of Allegiance – Senator Don Ipson
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 100)

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 27, 2017

The House passed, as amended, H.B. 27, INTERSTATE COMPACT ON MILITARY CHILDREN AMENDMENTS, by Representative M. Winder, and it is transmitted for consideration; and

The House passed, as amended, H.B. 30, HISTORIC PRESERVATION AMENDMENTS, by Representative R. C. Webb, and it is transmitted for consideration; and

The House passed, as amended, H.B. 41, UTAH REVISED BUSINESS CORPORATION ACT MODIFICATIONS, by Representative V. Peterson, and it is transmitted for consideration; and

The House passed H.B. 70, COMMON AREA ASSESSMENT AMENDMENTS, by Representative G. Froerer, and it is transmitted for consideration; and

The House passed H.B. 89, IMPACT FEE REPORTING REQUIREMENTS, by Representative J. Knotwell, 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, 2017

The Health and Human Services Committee reports a favorable recommendation on H.B. 31, UTAH HEALTH CARE WORKFORCE
FINANCIAL ASSISTANCE PROGRAM REAUTHORIZATION, by Representative E. H. Redd; and

The Health and Human Services Committee reports a favorable recommendation on S.B. 32, CHILD WELFARE AUDITING AMENDMENTS, by Senator G. Davis; and

The Health and Human Services Committee reports a favorable recommendation on S.B. 75, CHILD WELFARE AMENDMENTS, by Senator L. Fillmore, with the following amendments:

1. Page 15, Lines 437 through 439:


   437 (1) The division shall establish and operate, as funding allows, a child protection unit pilot program in any area of the state where a local government has established a child protection unit; and

The Health and Human Services Committee reports a favorable recommendation on S.B. 88, MEDICAID HOUSING COORDINATOR, by Senator J. Iwamoto; and

The Health and Human Services Committee reports a favorable recommendation on S.B. 91, NATIVE AMERICAN CHILD WELFARE AMENDMENTS, by Senator K. T. Van Tassell, with the following amendments:

1. Page 1, Lines 9 through 10:

   This bill amends provisions of law regarding the licensure of tribal foster homes and the sharing of information with a Utah Indian tribe.

2. Page 1, Lines 16 through 19:

   requires the division to cooperate and share relevant information with an Indian tribe;

   authorizes the division to provide an Indian tribe access to the Management Information System; and ; and
The Health and Human Services Committee recommends **S.B. 95**, AIR AMBULANCE AMENDMENTS, by Senator W. A. Harper, be replaced and favorably recommends **1st Sub. S.B. 95**, AIR AMBULANCE AMENDMENTS.

Lincoln Fillmore, Chair

Mr. President: January 27, 2017

The Business and Labor Committee reports a favorable recommendation on **S.B. 52**, RENTAL AMENDMENTS, by Senator L. Fillmore, with the following amendments:

1. Page 5, Lines 132 through 133:

   132 (7) In an action under this chapter, the court *may* award costs and reasonable attorney fees to the prevailing party.

   133 *;

2. Page 6, Lines 165 through 166:

   165 (5) In an action under this chapter, the court *may* award costs and reasonable attorney fees to the prevailing party.

   166 *;

The Business and Labor Committee reports a favorable recommendation on **S.B. 92**, WORKERS’ COMPENSATION FUND REVISIONS, by Senator C. S. Bramble; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 99**, CONSUMER PROTECTION ACTION AMENDMENTS, by Senator D. Hemmert.

Curtis S. Bramble, Chair

Mr. President: January 27, 2017

The Education Committee reports a favorable recommendation on **S.B. 78**, TEACHER PEDAGOGICAL ASSESSMENT, by Senator A. Millner; and

The Education Committee reports a favorable recommendation on **S.B. 102**, UTAH STUDENT PRIVACY ACT, by Senator K. Mayne.

Ann Millner, Chair

On motion of Senator Henderson, the committee reports were adopted. The bills were placed on Second Reading Calendar.
STANDING COMMITTEE REPORTS

Mr. President: January 27, 2017

The Business and Labor Committee reports a favorable recommendation on H.B. 38, STATUTORY REQUIRED REPORTS AMENDMENTS, by Representative V. L. Peterson, and recommends it be considered read for the second time and placed on the Consent Calendar.

Curtis S. Bramble, Chair

On motion of Senator Henderson, 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: January 27, 2017

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

BUSINESS AND LABOR COMMITTEE

EDUCATION COMMITTEE
S.B. 115 Compulsory Education Revisions Sen. Anderegg, J.

GOVERNMENT OPERATIONS AND POLITICAL SUBDIVISIONS COMMITTEE
S.B. 116 Polling Location Amendments Sen. Thatcher, D.

JUDICIARY, LAW ENFORCEMENT, AND CRIMINAL JUSTICE COMMITTEE
S.B. 126 Collection Process Amendments Sen. Weiler, T.

NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENT COMMITTEE
S.B. 113 Natural Resources Modifications Sen. Dayton, M.
S.J.R. 6  Joint Resolution Urging Legislative Approval for the Sale or Lease of Water Rights by the State Developmental Center Sen. Dayton, M.

TRANSPORTATION, PUBLIC UTILITIES, ENERGY, AND TECHNOLOGY COMMITTEE


S.B. 112  Special Group License Plate Repeal Sen. Christensen, A.

Deidre M. Henderson
Rules Committee Chair

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

INTRODUCTION OF BILLS

S.B. 127, State Board of Education Amendments (A. Millner), was read the first time by short title and referred to the Rules Committee.

S.B. 128, Election Day Notification Amendments (J. Iwamoto), was read the first time by short title and referred to the Rules Committee.

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

S.B. 130, Universal Service Fund Amendments (D. Hinkins), was read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

S.C.R. 2, CONCURRENT RESOLUTION ON AIR AMBULANCE PROVIDERS, 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

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Absent or not voting was: Senator Christensen

S.C.R. 2 was transmitted to the House for consideration.

* * *

S.B. 49, PURPOSE OF MINIMUM SCHOOL PROGRAM, was read the third time, explained by Senator Fillmore, and passed on the following roll call:

Yeas, 25; Nays, 2; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams Anderegg Bramble Davis
Dayton Escamilla Fillmore Harper
Hemmert Henderson Hillyard Hinkins
Ipson Knudson Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Van Tassell Vickers Weiler
Niederhauser

Voting in the negative were: Senators
Dabakis Iwamoto

Absent or not voting were: Senators
Buxton Christensen

S.B. 49 was transmitted to the House for consideration.

* * *

S.B. 35, VETERANS TUITION GAP PROGRAM ACT AMENDMENTS, 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 Anderegg Bramble Buxton
Dabakis Dayton Escamilla Fillmore
Harper Hemmert Henderson Hinkins
Ipson Iwamoto Knudson Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Van Tassell Vickers
Weiler Niederhauser
Absent or not voting were: Senators
Christensen    Davis    Hillyard

S.B. 35 was transmitted to the House for consideration.

***

On motion of Senator Adams, S.B. 44, DENTAL INSURANCE AMENDMENTS, was read the third time and circled.

***

S.B. 57, WORKERS’ COMPENSATION RELATED PREMIUM ASSESSMENTS, 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    Anderegg    Bramble    Buxton
Christensen    Dabakis    Davis    Dayton
Escamilla    Fillmore    Harper    Hemmert
Henderson    Hinkins    Ipson    Iwamoto
Knudson    Mayne    Millner    Okerlund
Shiozawa    Stephenson    Stevenson    Thatcher
Van Tassell    Vickers    Weiler    Niederhauser

Absent or not voting was: Senator
Hillyard

S.B. 57 was transmitted to the House for consideration.

***

S.B. 48, NURSE LICENSURE COMPACT, 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    Anderegg    Bramble    Buxton
Christensen    Dabakis    Davis    Dayton
Escamilla    Harper    Hemmert    Henderson
Hillyard    Hinkins    Ipson    Iwamoto
Knudson    Mayne    Millner    Okerlund
Shiozawa    Stephenson    Stevenson    Thatcher
Van Tassell    Vickers    Weiler

Absent or not voting were: Senators
Fillmore    Niederhauser

S.B. 48 was transmitted to the House for consideration.

SECOND READING CALENDAR

On motion of Senator Davis, the circle was removed from S.B. 60, SCHOOL DISTRICT AMENDMENTS, and it was before the Senate.

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

1st Sub. S.B. 60 School District Amendments (G. Davis)

Senator Davis explained the bill. Senator Henderson commented. The bill passed second reading on the following roll call:

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

Voting in the affirmative were: Senators
Bramble    Buxton    Christensen    Dabakis
Davis    Dayton    Escamilla    Fillmore
Harper    Hemmert    Henderson    Hillyard
Hinkins    Ipson    Iwamoto    Knudson
Mayne    Millner    Okerlund    Shiozawa
Stephenson    Stevenson    Thatcher    Van Tassell
Vickers    Weiler    Niederhauser

Voting in the negative were: Senators
Adams    Anderegg

***

S.B. 73, ACUPUNCTURE LICENSING ACT AMENDMENTS, was read the second time. Senator Hinkins 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 Anderegg Bramble Buxton
Dabakis Davis Dayton Escamilla
Fillmore Harper Hemmert Henderson
Hillyard Hinkins Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Van Tassell Vickers Weiler Niederhauser

Absent or not voting was: Senator Christensen

***

On motion of Senator Mayne, the circle was removed from S.B. 62, WORKERS’ COMPENSATION WAIVERS, and it was before the Senate.

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

1st Sub. S.B. 62 Worker’s Compensation Waivers (K. Mayne)

Senator Mayne 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Knudson Mayne Millner
Okerlund Shiozawa Stevenson Thatcher
Van Tassell Vickers Weiler Niederhauser

***

S.B. 53, LIS PENDENS AMENDMENTS, was read the second time. Senator Weiler explained the bill. Senator Adams commented. The bill passed second reading on the following roll call:

Yeas, 29; Nays, 0; Absent or not voting, 0.
Voting in the affirmative were: Senators
Adams  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Hemmert
Henderson  Hillyard  Hinkins  Ipson
Iwamoto  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Thatcher  Van Tassell  Vickers  Weiler
Niederhauser

***

S.B. 54, ADOPTION REVISIONS, 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. 54 Adoption Revisions (T. Weiler)

Senators Hillyard, Henderson, and Mayne commented. The bill passed second reading on the following roll call:

Yeas, 27; Nays, 1; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Hemmert
Henderson  Hillyard  Hinkins  Ipson
Iwamoto  Knudson  Millner  Okerlund
Shiozawa  Stevenson  Thatcher  Van Tassell
Vickers  Weiler  Niederhauser

Voting in the negative was: Senator
Mayne

Absent or not voting was: Senator
Stephenson

***

On motion of Senator Okerlund, and at 12:10 p.m., the Senate adjourned until 11:00 a.m., Tuesday, January 31, 2017.
NINTH DAY

January 31, 2017

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

Prayer – Senator Gregg Buxton
Pledge of Allegiance – Senator Allen Christensen
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 100)

SPECIAL ORDER OF BUSINESS

Senator Anderegg read a citation honoring the Search and Rescue Dog Handlers that participated in the search for Annie Schmidt.

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 30, 2017

The House passed H.B. 51, OFF–HIGHWAY VEHICLE AMENDMENTS, by Representative D. Owens, and it is transmitted for consideration; and

The House passed H.B. 64, PROPERTY TAX RELIEF AMENDMENTS, by Representative J. Peterson, and it is transmitted for consideration; and

The House passed H.B. 67, WILDLIFE AMENDMENTS, by Representative M. McKell, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 110, CONTROLLED SUBSTANCE AMENDMENTS, by Representative P. Ray, and it is transmitted for consideration; and

The House passed H.C.R. 3, CONCURRENT RESOLUTION RECOGNIZING AND REMEMBERING THE FORGOTTEN PATIENTS OF THE UTAH STATE HOSPITAL, by Representative E. Redd, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

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

Mr. President: January 30, 2017

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on S.B. 63, NONPROFIT CORPORATION AMENDMENTS – WATER COMPANIES, by Senator M. Dayton.

Margaret Dayton, Chair

Mr. President: January 30, 2017

The Transportation, Public Utilities, Energy, and Technology Committee reports a favorable recommendation on S.B. 112, SPECIAL GROUP LICENSE PLATE REPEAL, by Senator A. M. Christensen.

D. Gregg Buxton, Chair

Mr. President: January 30, 2017

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 58, UNIFORM VOIDABLE TRANSACTIONS ACT, by Senator L. W. Hillyard; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 76, POST–CONVICTION DNA TESTING AMENDMENTS, by Senator L. W. Hillyard; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 98, EXCESS DAMAGES CLAIMS, by Senator J. Iwamoto; and

The Judiciary, Law Enforcement, and Criminal Justice Committee recommends S.B. 114, ELECTION LAW AMENDMENTS, by Senator C. S. Bramble, be replaced and favorably recommends 1st Sub. S.B. 114, ELECTION LAW AMENDMENTS; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 126, COLLECTION PROCESS AMENDMENTS, by Senator T. Weiler.

Todd Weiler, Chair

On motion of Senator Henderson, the committee reports were adopted. The bills were placed on Second Reading Calendar.
STANDING COMMITTEE REPORTS

Mr. President: January 30, 2017

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on H.B. 33, MERCURY SWITCH REMOVAL ACT REAUTHORIZATION, by Representative L. B. Perry, and recommends it be considered read for the second time and placed on the Consent Calendar.

Margaret Dayton, Chair

On motion of Senator Henderson, 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: January 30, 2017

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

BUSINESS AND LABOR COMMITTEE
S.B. 120  Workers’ Compensation Dependent Benefits
Sen. Mayne, K.
S.B. 124  Child Care Licensing Amendments Sen. Fillmore, L.,
Rep. Pulsipher, S.

ECONOMIC DEVELOPMENT AND WORKFORCE SERVICES
COMMITTEE
1st Sub. H.B. 36  Affordable Housing Amendments Rep. Edwards, R.,
Sen. Weiler, T.

EDUCATION COMMITTEE
S.B. 117  Higher Education Performance Funding Sen. Millner, A.
S.B. 125  Authorization to Modify Charter School Charter
Agreements Sen. Stephenson, H.

GOVERNMENT OPERATIONS AND POLITICAL SUBDIVISIONS
COMMITTEE
H.B. 32  Assessment Area Act Amendments Rep. Webb, R. C.,
Sen. Thatcher, D.
H.B. 69  Capital Facilities Revisions Rep. Edwards, R.,
Sen. Stevenson, J.
HEALTH AND HUMAN SERVICES COMMITTEE
S.B. 123  State Developmental Center Dental Clinic  
Sen. Dayton, M.

JUDICIARY, LAW ENFORCEMENT, AND CRIMINAL JUSTICE COMMITTEE
S.B. 118  Criminal Law Amendments Sen. Thatcher, D.
S.B. 121  Adoption Act Amendments Sen. Hillyard, L.
S.J.R. 7  Joint Resolution Amending Rules of Criminal Procedure  
Sen. Weiler, T.

NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENT COMMITTEE
S.B. 122  Wildland Fire Suppression Fund Amendments  
Sen. Vickers, E.
H.B. 63  Hole in the Rock State Park Rep. Stratton, K.,  
Sen. Dayton, M.

RETIREMENT AND INDEPENDENT ENTITIES COMMITTEE
H.B. 28  Public Employees Long–term Disability Act  

REVENUE AND TAXATION COMMITTEE
S.B. 119  Sales and Use Tax Changes Sen. Harper, W.

Deidre M. Henderson  
Rules Committee Chair  
Report filed. On motion of Senator Henderson, the committee report was adopted.

INTRODUCTION OF BILLS

S.B. 131, Residential Vocational and Life Skills Programs Amendments (E. Vickers), was read the first time by short title and referred to the Rules Committee.

S.B. 132, Vehicle Manufacturers Tax Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 133, Procurement Process Amendments (K. Mayne), was read the first time by short title and referred to the Rules Committee.
S.B. 134, Indigent Defense Commission Amendments (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 135, Maternal and Child Health (L. Escamilla), was read the first time by short title and referred to the Rules Committee.

S.B. 136, Animal Shelter Revisions (G. Davis), was read the first time by short title and referred to the Rules Committee.

S.B. 137, Fiscal Requirements for Local Governments and Nonprofits (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 138, Metro Township Amendments (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.B. 139, Tax Increment Financing Revisions (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

S.B. 140, Annexation of Islands Within Cities (D. G. Buxton), was read the first time by short title and referred to the Rules Committee.

S.B. 141, Income Tax Amendments (J. Dabakis), was read the first time by short title and referred to the Rules Committee.

S.B. 142, Redevelopment Agency Amendments (L. Fillmore), was read the first time by short title and referred to the Rules Committee.

S.J.R. 8, Joint Resolution Encouraging Study to Reduce Fall-related Injuries (J. Iwamoto), was read the first time by short title and referred to the Rules Committee.

**CONSENT CALENDAR**

S.B. 55, INSURANCE AND SERVICE CONTRACT 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

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**Absent or not voting were:** Senators
Anderegg Christensen Escamilla Weiler

**S.B. 55** was transmitted to the House for consideration.

***

**S.B. 15. AGRICULTURE PROTECTION AREA AND INDUSTRIAL PROTECTION AREA 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
Adams Buxton Dabakis Davis
Dayton Escamilla Fillmore Harper
Hemmert Henderson Hillyard Hinkins
Ipson Knudson Mayne Millner
Okerlund Shiozawa Stevenson Thatcher
Van Tassell Vickers Weiler Niederhauser

**Absent or not voting were:** Senators
Anderegg Bramble Christensen Iwamoto
Stephenson

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

**SECOND READING CALENDAR**

On motion of Senator Okerlund, **H.J.R. 10** JOINT RESOLUTION AUTHORIZING PAY OF IN–SESSION EMPLOYEES was lifted from the Government Operations and Political Subdivisions Standing Committee and placed at the top of the Second Reading Calendar.

***

On motion of Senator Okerlund, under suspension of the rules, **H.J.R. 10,** JOINT RESOLUTION AUTHORIZING PAY OF IN–SESSION EMPLOYEES, 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

Anderegg Bramble Christensen

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.

**THIRD READING CALENDAR**

1st Sub. S.B. 60, SCHOOL DISTRICT AMENDMENTS, was read the third time and explained by Senator Davis. Senators Henderson and Dayton commented and the bill 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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**Voting in the negative were:** Senators

Adams Bramble Christensen Dayton

Harper

**Absent or not voting was:** Senator

Anderegg

1st Sub. S.B. 60 was transmitted to the House for consideration.

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On motion of Senator Bramble, the circle was removed from S.B. 30, INSURANCE PREMIUM TAX AMENDMENTS, and it was before the Senate. Senator Bramble explained the bill.
On motion of Senator Bramble, the following substitute bill replaced the original bill:


On motion of Senator Bramble, the bill was circled.

* * *

**S.B. 73, ACUPUNCTURE LICENSING ACT 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

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**Absent or not voting were:** Senators

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**S.B. 73** was transmitted to the House for consideration.

* * *

**1st Sub. S.B. 62, WORKERS’ COMPENSATION WAIVERS**, 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
Anderegg              Knudson              Vickers

1st Sub. S.B. 62 was transmitted to the House for consideration.

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S.B. 53, LIS PENDENS 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              Buxton              Christensen
Dabakis            Dayton              Escamilla            Fillmore
Harper             Hemmert             Henderson            Hillyard
Hinkins            Ipson               Iwamoto              Mayne
Millner            Okerlund            Shiozawa             Stephenson
Stevenson          Thatcher            Van Tassell          Vickers
Weiler             Niederhauser

Absent or not voting were: Senators
Anderegg            Davis                Knudson

S.B. 53 was transmitted to the House for consideration.

***

2nd Sub. S.B. 54, ADOPTION REVISIONS, was read the third time and explained by Senator Weiler.

On motion of Senator Weiler, the bill was circled.

SECOND READING CALENDAR

S.B. 87, CIVIL ASSET FORFEITURE REVISIONS, was read the second time. Senator Thatcher explained the bill.

Senator Thatcher proposed the following amendment #4:

1. Page 12, Lines 342 through 348:

342  {–(5) An innocent owner may recover possession of seized property that is subject to
(a) contacting the seizing agency or prosecuting attorney; and
(b) providing to the seizing agency or the prosecuting attorney:
(i) evidence that establishes proof of ownership; and
(ii) a brief description of the date, time, and place that the innocent owner mislaid or relinquished possession of the seized property.

(5) (a) An innocent owner may recover possession of seized property that is subject to forfeiture by contacting the seizing agency or prosecuting attorney within 30 days of the seizure and providing to the seizing agency or prosecuting attorney:
(i) evidence that establishes proof of ownership; and
(ii) a brief description of the date, time, and place that the innocent owner mislaid or relinquished possession of the seized property.

(b) A seizing agency or prosecuting attorney who receives a claim from a potentially innocent owner utilizing the procedure in Subsection (5)(a) shall issue a written response to that claim within 30 days of receipt, indicating whether the claim has been granted, denied on the merits, or denied for failure to provide the information required by statute subject to the following:
(i) if the claim is denied for failure to provide the information required by statute, the potentially innocent owner has 15 days from the date of denial to submit additional information before the prosecuting attorney may commence a civil action seeking to forfeit the property; and
(ii) failure of the seizing agency or prosecuting attorney to issue a written response within 30 days shall be considered a denial on the merits.

(c) Notwithstanding Subsection 24–4–110(2), an innocent owner who utilizes the procedures in Subsection (5)(a) and whose claim is denied on the merits by the seizing agency or prosecuting attorney, but who is later determined by a court of competent jurisdiction in a civil forfeiture action to be an innocent owner within the meaning of Section 24–4–107, may collect reasonable attorney fees and court costs from the date on which the seizing agency or prosecuting attorney denied the claim.

Senator Thatcher’s motion to amend passed on a voice vote. Senators Hemmert and Hillyard commented.
On motion of Senator Thatcher, the bill was circled.

***

On motion of Senator Okerlund, and at 12:07 p.m., the Senate adjourned until 11:00 a.m., Wednesday, February 1, 2017.
TENTH DAY
February 1, 2017

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

Prayer – Senator Karen Mayne
Pledge of Allegiance – Senator Jacob Anderegg
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 100)

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 31, 2017

The House passed H.C.R. 11, CONCURRENT RESOLUTION URGING THE PRESIDENT TO RESCIND THE BEARS EARS NATIONAL MONUMENT DESIGNATION, by Representative G. Hughes, and it is transmitted for consideration; and

The House passed H.C.R. 12, CONCURRENT RESOLUTION URGING FEDERAL LEGISLATION TO REDUCE OR MODIFY THE BOUNDARIES OF THE GRAND STAIRCASE–ESCALANTE NATIONAL MONUMENT, 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: January 31, 2017

The Business and Labor Committee reports a favorable recommendation on S.B. 104, LABOR COMMISSION ENFORCEMENT AMENDMENTS, by Senator D. Gregg Buxton; and

The Business and Labor Committee reports a favorable recommendation on S.B. 120, WORKERS’ COMPENSATION DEPENDENT BENEFITS, by Senator K. Mayne; and
The Business and Labor Committee reports a favorable recommendation on **S.B. 124**, CHILD CARE LICENSING AMENDMENTS, by Senator L. Fillmore.

Curtis S. Bramble, Chair

Mr. President: January 31, 2017

The Education Committee reports a favorable recommendation on **S.B. 125**, AUTHORIZATION TO MODIFY CHARTER SCHOOL CHARTER AGREEMENTS, by Senator H. A. Stephenson.

Ann Millner, Chair

Mr. President: January 31, 2017

The Health and Human Services Committee reports a favorable recommendation on **S.B. 51**, DENTAL MANAGED CARE AMENDMENTS, by Senator A. M. Christensen; and

The Health and Human Services Committee reports a favorable recommendation on **S.B. 106**, PSYCHOLOGY INTERJURISDICTIONAL COMPACT, by Senator B. E. Shiozawa; and

The Health and Human Services Committee reports a favorable recommendation on **S.B. 108**, EMERGENCY ADMINISTRATION OF EPINEPHRINE AMENDMENTS, by Senator B. E. Shiozawa; and

The Health and Human Services Committee reports a favorable recommendation on **S.B. 123**, STATE DEVELOPMENTAL CENTER DENTAL CLINIC, by Senator M. Dayton.

Lincoln Fillmore, Chair

Mr. President: January 31, 2017


Jacob L. Anderegg, Chair

Mr. President: January 31, 2017

The Government Operations and Political Subdivisions Committee recommends **H.B. 12**, DISPOSITION OF BALLOTS AMENDMENTS, by Representative S. Eliason, be replaced and favorably recommends **1st Sub. H.B. 12**, DISPOSITION OF BALLOTS AMENDMENTS; and
The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **S.B. 65**, POSTAL FACILITIES AND GOVERNMENT SERVICES, by Senator K. Mayne; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **S.B. 81**, LOCAL GOVERNMENT LICENSING AMENDMENTS, by Senator J. L. Anderegg, with the following amendments:

1. Page 2, Lines 30 through 35:

   30 (1) As used in this section:
   
   31 (a) “Business” means any enterprise carried on for the purpose of gain or economic profit, except that the acts of employees rendering services to employers are not included in
   
   33 this definition.
   
   34 (ii) “Business” does not include a nonprofit corporation as defined in Section 16−6a−102.
   
   35

2. Page 2, Lines 40 through 43:

   40 (2) Except as provided in Subsections (3) through (5) and (7)(a), and subject to Subsection (7)(b), the legislative body of a municipality may license for the purpose of regulation any business within the limits of the municipality, may regulate that business by ordinance, and may impose fees on businesses to recover the municipality’s costs of regulation.

3. Page 5, Line 149 through Page 6, Line 154:

   149 (1) As used in this section, “business” means any enterprise carried on for the purpose of gain or economic profit, except that the acts of employees rendering services to employers are not included in
(b) “Business” does not include a nonprofit corporation as defined in Section 16-6a-102; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on S.B. 82, LIBRARY TECHNOLOGY USE AMENDMENTS, by Senator T. Weiler; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on S.B. 97, PUBLIC MEETING MINUTES AMENDMENTS, by Senator K. T. Van Tassell, with the following amendments:

1. Page 2, Line 47:

    (b) {− The −} A public body may satisfy the requirement under Subsection (2)(a)(iii) or (vi) that minutes include the

2. Page 2, Line 49:

    comments {− is met if −} by maintaining a publicly available online version of the minutes that provides a link to the;


Don L. Ipson, Chair

Mr. President: January 31, 2017

The Revenue and Taxation Committee reports a favorable recommendation on H.B. 18, MOTOR VEHICLE BUSINESS LICENSING AMENDMENTS, by Representative K. F. Coleman; and

The Revenue and Taxation Committee reports a favorable recommendation on S.B. 24, NATURAL GAS HEAVY DUTY TAX CREDIT AMENDMENTS, by Senator D. Hemmert; and

The Revenue and Taxation Committee recommends S.B. 110, SALES TAX COLLECTION AMENDMENTS, by Senator C. S. Bramble, be replaced and
favourably recommends 1st Sub. S.B. 110, SALES TAX COLLECTION AMENDMENTS.

Howard A. Stephenson, Chair

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

STANDING COMMITTEE REPORTS

Mr. President: January 31, 2017

The Business and Labor Committee reports a favorable recommendation on H.B. 40, CHECK CASHING AND DEFERRED DEPOSIT LENDING AMENDMENTS, by Representative B. M. Daw, 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. 44, DEPARTMENT OF FINANCIAL INSTITUTIONS RELATED AMENDMENTS, by Representative V. L. Peterson, and recommends it be considered read for the second time and placed on the Consent Calendar.

Curtis S. Bramble, Chair

On motion of Senator Henderson, 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 31, 2017

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

BUSINESS AND LABOR COMMITTEE

S.B. 129 Salvage Vehicle Amendments Sen. Bramble, C.

EDUCATION COMMITTEE

S.B. 131 Residential Vocational and Life Skills Programs Amendments Sen. Vickers, E.
GOVERNMENT OPERATIONS AND POLITICAL SUBDIVISIONS COMMITTEE
S.B. 128 Election Day Notification Amendments Sen. Iwamoto, J.
S.B. 133 Procurement Process Amendments Sen. Mayne, K.

HEALTH AND HUMAN SERVICES COMMITTEE
S.B. 135 Maternal and Child Health Sen. Escamilla, L.
S.J.R. 8 Joint Resolution Encouraging Study to Reduce Fall–related Injuries Sen. Iwamoto, J.

JUDICIARY, LAW ENFORCEMENT, AND CRIMINAL JUSTICE COMMITTEE

REVENUE AND TAXATION COMMITTEE

TRANSPORTATION, PUBLIC UTILITIES, ENERGY, AND TECHNOLOGY COMMITTEE
S.B. 130 Universal Service Fund Amendments Sen. Hinkins, D.

Deidre M. Henderson
Rules Committee Chair

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

INTRODUCTION OF BILLS

S.B. 143, Local District Board Amendments (J. Stevenson), was read the first time by short title and referred to the Rules Committee.

S.B. 144, Carson Smith Scholarship Amendments (L. Fillmore), was read the first time by short title and referred to the Rules Committee.
S.B. 145, Nail Salon Amendments (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 146, Constable Amendments (L. Fillmore), was read the first time by short title and referred to the Rules Committee.

S.B. 147, Uniform Parentage Act Amendments (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

S.B. 148, School Leadership Task Force (A. Millner), was read the first time by short title and referred to the Rules Committee.

S.J.R. 9, Joint Resolution on Climate Change (J. Dabakis), was read the first time by short title and referred to the Rules Committee.

S.J.R. 10, Joint Resolution Ratifying the Equal Rights Amendment to the United States Constitution (J. Dabakis), 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 1st Sub. S.B. 30, INSURANCE PREMIUM TAX AMENDMENTS, and it was before the Senate. Senator Bramble explained the bill. Senator Hillyard commented.

On motion of Senator Bramble, the bill was circled.

SECOND READING CALENDAR

H.B. 34, EMPLOYMENT SECURITY ACT SUNSET EXTENSION, 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

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Absent or not voting were: Senators
Dabakis Escamilla Weiler

* * *

H.B. 31, UTAH HEALTH CARE WORKFORCE FINANCIAL ASSISTANCE PROGRAM REAUTHORIZATION, was read the second time. Senator Vickers 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 Buxton Christensen
Dabakis Dayton Escamilla Fillmore
Harper Hemmert Henderson Hillyard
Hinkins Ipson Iwamoto Knudson
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Anderegg Davis

* * *

1st Sub. H.B. 36, AFFORDABLE HOUSING AMENDMENTS, was read the second time. Senator Weiler explained the bill. Senators Henderson and Adams commented. 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
Adams Anderegg Bramble Buxton
Dabakis Davis Escamilla Fillmore
Harper Hemmert Henderson Hillyard
Ipson Iwamoto Knudson Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Van Tassell Vickers
Weiler Niederhauser

Voting in the negative were: Senators
Christensen Dayton Hinkins
On motion of Senator Van Tassell, **1st Sub. H.B. 36** was placed on Third Reading Table due to fiscal impact.

***

**1st Sub. H.B. 12, DISPOSITION OF BALLOTS 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

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

***

**H.B. 18, MOTOR VEHICLE BUSINESS LICENSING AMENDMENTS,** 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

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**Absent or not voting was:** Senator Bramble
On motion of Senator Thatcher, the circle was removed from S.B. 87, CIVIL ASSET FORFEITURE REVISIONS, and it was before the Senate. Senator Thatcher explained the bill.

Senator Thatcher proposed the following amendment #5:

1. Page 12, Lines 348g through 348r
   Senate 2nd Reading Amendments 1–31–2017:
   
   348g  (b) A seizing agency or prosecuting attorney who receives a claim from a potentially
   
   348h  innocent owner utilizing the procedure in Subsection (5)(a) shall issue a written response to
   
   348i  that claim within 45 days of receipt, indicating whether the claim has been granted, denied on
   
   348j  the merits, or denied for failure to provide the information required by statute subject to the
   
   348k  following:
   
   348l  (i) if the claim is denied for failure to provide the information required by statute, the
   
   348m  potentially innocent owner has 15 days from the date of denial to submit additional
   
   348n  information before the prosecuting attorney may commence a civil action seeking to forfeit the
   
   348o  property; and
   
   348p  (ii) if the seizing agency or prosecuting attorney fails to issue a written response
   
   348q  within 45 days the property shall be considered a denial on the merits.
   
   (c) Any property returned under Subsection (5)(b), either because the claim was granted or because the seizing agency or prosecuting attorney failed to respond within 45 days, may not include any expenses, costs, or attorney fees.
Senator Thatcher’s motion to amend passed on a voice vote. Senators Okerlund, Anderegg, and Harper commented. The bill passed second reading on the following roll call:

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

**Voting in the affirmative were:** Senators

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On motion of Senator Bramble, **1st Sub. S.B. 114, ELECTION LAW AMENDMENTS**, was moved to the top of the Second Reading Calendar.

**1st Sub. S.B. 114, ELECTION LAW AMENDMENTS**, was read the second time. Senator Bramble explained the bill.

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

**2nd Sub. S.B. 114 Election Law Amendments (C. Bramble)**

Senator Stephenson commented. The bill passed second reading on the following roll call:

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

**Voting in the affirmative were:** Senators

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**Absent or not voting was:** Senator

Hillyard
THIRD READING CALENDAR

On motion of Senator Christensen, the circle was removed from S.B. 44, DENTAL INSURANCE AMENDMENTS, and it was before the Senate.

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

1st Sub. S.B. 44 Dental Insurance Amendments

On motion of Senator Christensen, the bill was circled.

* * *

On motion of Senator Okerlund, and at 12:10 p.m., the Senate adjourned until 11:00 a.m., Thursday, February 2, 2017.
The Senate was called to order at 11:00 a.m., with President Wayne Niederhauser presiding.

Prayer – Former Senate President Michael G. Waddoups
Pledge of Allegiance – Senator David Hinkins
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 100)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 1, 2017

The House passed, as amended, S.B. 13, AMENDMENTS TO ELECTION LAW, 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 1, 2017

The House passed, 1st Sub. S.B. 21, RETIREMENT SYSTEMS AMENDMENTS, by Senator D. Hemmert, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 27, MOTOR VEHICLE ACCIDENT COST RECOVERY, 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. 36, DEPARTMENT OF TRANSPORTATION AMENDMENTS, 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: February 1, 2017
The House passed H.B. 46, PASS-THROUGH ENTITY TAX AMENDMENTS, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed H.B. 86, INACTIVE VOTER AMENDMENTS, by Representative C. Hall, and it is transmitted for consideration; and

The House passed H.B. 135, DEPOSIT OF PUBLIC FUNDS, by Representative A. Gardiner, 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, 2017
The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 16, VOTING REVISIONS, by Representative B. M. Daw; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 32, ASSESSMENT AREA ACT AMENDMENTS, by Representative R. Curt Webb, with the following amendments:

1. Page 7, Lines 186 through 190:

   186 (2) [The] Subject to Subsection (4) {− (d) −} , the assessment method a governing body uses

   187 to calculate an assessment may be according to frontage, area, taxable value, fair market value,

   188 lot, parcel, number of connections, equivalent residential unit, or any combination of these

   189 methods, or any other method as the governing body considers appropriate to comply with

   190 Subsections (1)(a) and (b).

2. Page 8, Lines 218 through 221:

   218 (4) A local entity that levies an assessment under this chapter for economic promotion
(a) shall:

(i) subject to Section 11–42–408, levy the assessment on each benefitted property; and

The Government Operations and Political Subdivisions Committee recommends S.B. 116, POLLING LOCATION AMENDMENTS, by Senator D. W. Thatcher, be replaced and favorably recommends 1st Sub. S.B. 116, POLLING LOCATION AMENDMENTS; and

The Government Operations and Political Subdivisions Committee recommends S.B. 128, ELECTION DAY NOTIFICATION AMENDMENTS, by Senator J. Iwamoto, be replaced and favorably recommends 1st Sub. S.B. 128, ELECTION DAY NOTIFICATION AMENDMENTS.

Don L. Ipson, Chair

Mr. President:

The Revenue and Taxation Committee recommends S.B. 17, TAX COMMISSION AMENDMENTS, by Senator D. Hemmert, be replaced and favorably recommends 2nd Sub. S.B. 17, TAX COMMISSION AMENDMENTS; and

The Revenue and Taxation Committee recommends S.B. 93, PROPERTY TAX ASSESSMENT NOTICE AMENDMENTS, by Senator W. A. Harper, be replaced and favorably recommends 1st Sub. S.B. 93, PROPERTY ASSESSMENT NOTICE AMENDMENTS; and

The Revenue and Taxation Committee reports a favorable recommendation on S.B. 132, VEHICLE MANUFACTURERS TAX AMENDMENTS, by Senator C. S. Bramble.

Howard A. Stephenson, Chair

Mr. President:

The Judiciary, Law Enforcement, and Criminal Justice Committee recommends S.B. 89, ADOPTION AGENCY AMENDMENTS, by Senator L. Escamilla, be replaced and reports a favorable recommendation on 1st Sub. S.B. 89, ADOPTION AGENCY AMENDMENTS with the following amendments:
1. Page 21, Line 633:

   633 (vi) gross negligence associated with care of the child, as described in Subsection 78B–6–134(3); and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 118, CRIMINAL LAW AMENDMENTS, by Senator D. W. Thatcher; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 134, INDIGENT DEFENSE COMMISSION AMENDMENTS, by Senator T. Weiler, with the following amendments:

1. Page 4, Lines 91 through 92:

   91 (5) A person who is currently employed solely as a criminal prosecuting attorney may not

   92 serve as a member of the commission.

2. Page 5, Lines 131 through 136:

   131 (a) one individual who is an active member of the Utah State Bar to serve as a full-time

   132 assistant director; and

   133 (b) one individual with data collection and analysis skills to carry out duties as outlined

   134 in Subsection 77–32–804(1)(a) {−and−}.

   135 {−(c) any additional professional and clerical staff necessary to enable the commission to

   136 carry out its responsibilities. −}

3. Page 6, Lines 157 through 1:

   157 [\(\phi\)] (v) Counsel shall be free to provide meaningful adversarial testing of the

   158 evidence, representation, including:

   159 (A) adequate access to defense resources; and

   160 (B) workloads that allow for time to meet with clients, investigate cases, and file

   161 appropriate motions.
4. Page 11, Lines 334 through 336:

334  (2) (a) For purposes of this part, “baseline budget” means an indigent defense system’s share of local funding, adjusted annually for growth in population and inflation. The baseline budget shall be adjusted for indigent defense case load fluctuations and inflation whenever subsequent grant requests are submitted to the commission.

336  annual expenditure for indigent defense services. The Judiciary, Law Enforcement, and Criminal Justice Committee recommends S.J.R. 7, JOINT RESOLUTION AMENDING RULES OF CRIMINAL PROCEDURE, by Senator T. Weiler, be replaced and reports a favorable recommendation on 1st Sub. S.J.R. 7, JOINT RESOLUTION AMENDING RULES OF CRIMINAL PROCEDURE with the following amendments:

1. Page 4, Lines 91 through 97:

91  (i) (3) In addition to the penalties under Subsection (h), a court may impose the following sanctions for a knowing and willful violation of Subsection (b):
92  (i) (3) (A) a public reprimand of the prosecutor;
93  (i) (3) (B) money damages to be paid by the prosecutor, and not the office for which the prosecutor works; or
94  (i) (3) (C) jail time under an order of contempt of court; or
95  (i) (3) (D) being tried for a class B misdemeanor.

97  Todd Weiler, Chair

Mr. President: February 1, 2017

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on H.B. 63, HOLE IN THE ROCK STATE PARK, by Representative K. J. Stratton; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on S.B. 113, NATURAL RESOURCES MODIFICATIONS, by Senator M. Dayton; and
The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.B. 122**, WILDLAND FIRE SUPPRESSION FUND AMENDMENTS, by Senator E. J. Vickers.

Margaret Dayton, Chair

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

**STANDING COMMITTEE REPORTS**

Mr. President: February 1, 2017

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **H.B. 39**, LOCAL OFFICER AMENDMENTS, by Representative R. Curt Webb, and recommends it be considered read for the second time and placed on the Consent Calendar.

Don L. Ipson, Chair

Mr. President: February 1, 2017

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 119**, SALES AND USE TAX CHANGES, by Senator W. A. Harper, and recommends it be considered read for the second time and placed on the Consent Calendar.

Howard A. Stephenson, Chair

Mr. President: February 1, 2017

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **S.B. 121**, ADOPTION ACT AMENDMENTS, by Senator L. W. Hillyard, with the following amendments and recommends it be considered read for the second time and placed on the Consent Calendar.

1. Page 8, Lines 216 through 218:

   216 Section 78B–6–131.
   217 (6) (a) An individual described in Subsection (2)(c) shall be licensed to
   218 practice under the laws of:

Todd Weiler, Chair

On motion of Senator Hemmert, 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 1, 2017

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

BUSINESS AND LABOR COMMITTEE
S.B. 137 Fiscal Requirements for Local Governments and Nonprofits Sen. Bramble, C.

GOVERNMENT OPERATIONS AND POLITICAL SUBDIVISIONS COMMITTEE
S.B. 140 Annexation of Islands Within Cities Sen. Buxton, D. G.

HEALTH AND HUMAN SERVICES COMMITTEE
H.C.R. 3 Concurrent Resolution Recognizing and Remembering the Forgotten Patients of the Utah State Hospital Rep. Redd, E., Sen. Bramble, C.

NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENT COMMITTEE

REVENUE AND TAXATION COMMITTEE
TRANSPORTATION, PUBLIC UTILITIES, ENERGY, AND TECHNOLOGY COMMITTEE


Deidre M. Henderson
Rules Committee Chair

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

INTRODUCTION OF BILLS

S.B. 149, Financial Education and Savings Plan to Benefit At–Risk Children (L. Fillmore), was read the first time by short title and referred to the Rules Committee.

S.B. 150, Local Government Bond Amendments (D. Henderson), was read the first time by short title and referred to the Rules Committee.

S.B. 151, Property Tax Relief Modifications (J. Dabakis), was read the first time by short title and referred to the Rules Committee.

S.B. 152, Municipal Mayoral Term Amendments (J. Iwamoto), was read the first time by short title and referred to the Rules Committee.

S.B. 153, Child Support Income Calculation Amendments (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

S.B. 154, Solar Access Amendments (L. Fillmore), was read the first time by short title and referred to the Rules Committee.

S.B. 155, Alcohol Beverage Control Budget Amendments (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.B. 156, Local Public Safety and Firefighter Surviving Spouse Trust Fund Amendments (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 157, Changes to Property Tax (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 158, Pass–through Entity Withholding Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.
S.B. 159, Helmet Requirement Amendments (B. Shiozawa), was read the first time by short title and referred to the Rules Committee.

S.B. 160, Homeless Youth Health Care Amendments (B. Shiozawa), was read the first time by short title and referred to the Rules Committee.

S.J.R. 11, Joint Resolution Urging Congress to Provide the Necessary Funding for Completion of the Central Utah Project (C. Bramble), was read the first time by short title and referred to the Rules Committee.

** * * *

On motion of Senator Okerlund, S.C.R. 5, CONCURRENT RESOLUTION RECOGNIZING SNOW REMOVAL CREWS THROUGHOUT UTAH, will be considered Friday, February 10, 2017 at 11:45.

CONSENT CALENDAR

H.B. 38, STATUTORY REQUIRED REPORTS 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

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**Absent or not voting were:** Senators

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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 Hemmert, H.B. 34, EMPLOYMENT SECURITY ACT SUNSET EXTENSION, was read the third time and circled.
H.B. 31, HEALTH CARE WORKFORCE FINANCIAL ASSISTANCE PROGRAM REAUTHORIZATION, 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

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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.

* * *

On motion of Senator Shiozawa, the circle was removed from H.B. 34, EMPLOYMENT SECURITY ACT SUNSET EXTENSION, and it was before the Senate. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

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Absent or not voting was: Senator 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 Christensen, the circle was removed from 1st Sub. S.B. 44, DENTAL INSURANCE AMENDMENTS, and it was before the Senate. Senator Christensen explained the bill. The bill passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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1st Sub. S.B. 44 was transmitted to the House for consideration.

On motion of Senator Bramble, the circle was removed from 1st Sub. S.B. 30, INSURANCE PREMIUM TAX AMENDMENTS, and it was before the Senate. Senator Bramble explained the bill.

Senator Bramble proposed the following amendment:

1. Page 2, Lines 41 through 46:

41 $13,600,000 plus, beginning with fiscal year 2019 (- and subject to review by the Executive

42 Appropriations—Committee—} an increase in the dollar amount described in this Subsection (1)(a)(i) in an amount equal to the greater of:

43 (A) {−$13,600,000—} the amount paid for the previous fiscal year under this Subsection (1)(a)(i) multiplied by the average percentage change in the annual tax

44 collected under Title 59, Chapter 9, Taxation of Admitted Insurers, upon premiums for

45 property insurance, as defined in Section 31A–1–301, in the five years previous to the date of the year in determined on or before April 30 of the year in
which the calculation is made, rounded to the nearest $100 increment; or

2. Page 4, Lines 101 through 108:

(5) [The percentage] Subject to review by the Executive Appropriations Committee,

The amount of the tax specified in Subsection (4)(b)(i) to be deposited into the account each fiscal year is [25%] to be increased, beginning with fiscal year 2019, by an amount equal to the greater of:

(a) [\$6,600,000] the amount paid for the previous fiscal year under Subsection (4)(b)(i) and this Subsection (5) multiplied by the average percentage change in the annual tax collected under Title 59, Chapter 9, Taxation of Admitted Insurers, upon premiums for property insurance, as defined in Section 31A−1301, in the five previous calendar years, determined on or before April 30 of the year in which the calculation is made, rounded to the nearest $100 increment; or

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

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

**Voting in the affirmative were:** Senators

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

1st Sub. S.B. 30 was transmitted to the House for consideration.
* * *

1st Sub. H.B 12, DISPOSITION OF BALLOTS AMENDMENTS, was read the third time and explained by Senator Dayton. Senator Mayne 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
Anderegg  Bramble  Buxton  Christensen
Dabakis  Davis  Dayton  Escamilla
Harper  Hemmert  Henderson  Hinkins
Iwamoto  Knudson  Mayne  Millner
Okerlund  Stephenson  Thatcher  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Adams  Fillmore  Hillyard  Ipson
Shiozawa  Stevenson

1st Sub. H.B. 12, as amended, was returned to the House for further consideration.

* * *

H.B. 18, MOTOR VEHICLE BUSINESS LICENSING AMENDMENTS, was read the third time, explained by Senator Harper, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Anderegg  Bramble  Buxton  Dabakis
Davis  Dayton  Escamilla  Fillmore
Harper  Hemmert  Henderson  Hinkins
Iwamoto  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Adams  Christensen  Hillyard  Ipson
Stevenson

H.B. 18 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
S.B. 87, CIVIL ASSET FORFEITURE REVISIONS, was read the third time and explained by Senator Thatcher.

Senator Anderegg proposed the following amendment #6:

1. Page 9, Lines 255 through 266:

255 (c) When the property subject to forfeiture is (cash or currency, or both,) valued at less than $10,000, the agency that
256 has custody of the property shall return the property to the claimant if (the property is valued at
257 less than $10,000 in United States currency, and)

258 (i) (A) the prosecuting attorney has filed a forfeiture complaint, and the claimant has
259 filed an answer through an attorney or pro se, in accordance with Subsections (3)(a) and (b);
260 and
261 (B) the prosecuting attorney has not filed an information or indictment for criminal
262 conduct giving rise to the forfeiture within 60 days after the date that service of the complaint
263 on the claimant was completed; or
264 (ii) the information or indictment for criminal conduct giving rise to the forfeiture was
265 dismissed and the prosecuting attorney has not refiled the information or indictment within
266 seven days of the dismissal.

Senator Anderegg’s motion to amend failed on a voice vote. Senators Bramble, Hillyard, and Stephenson 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
Anderegg  Bramble  Buxton  Christensen
Dabakis  Davis  Dayton  Escamilla
Fillmore  | Harper  | Hemmert  | Hillyard  
Hinkins  | Ipson   | Iwamoto  | Knudson   
Mayne    | Millner | Okerlund | Shiozawa  
Stephenson| Stevenson| Thatcher  | Van Tassell
Vickers  | Weiler  | Niederhauser  

**Absent or not voting were:** Senators
Adams  | Henderson  

*S.B. 87* was transmitted to the House for consideration.

* * *

**2nd Sub. S.B. 114**, *ELECTION LAW 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  | Davis  
Dayton  | Escamilla | Harper  | Hemmert  
Hinkins | Ipson  | Iwamoto  | Knudson  
Mayne  | Millner  | Okerlund  | Shiozawa  
Stephenson  | Stevenson  | Thatcher  | Van Tassell  
Vickers  | Weiler  | Niederhauser  

**Absent or not voting were:** Senators
Anderegg  | Buxton  | Dabakis  | Fillmore  
Henderson  | Hillyard  

**2nd Sub. S.B. 114** was transmitted to the House for consideration.

**INTRODUCTION OF BILLS**

*S.B. 161, Bullying and Hazing Amendments* (L. Escamilla), was read the first time by short title and referred to the Rules Committee.

*S.B. 162, Physician Assistant Amendments* (B. Shiozawa), was read the first time by short title and referred to the Rules Committee.

*S.B. 163, Student Data Protection Amendments* (J. Anderegg), was read the first time by short title and referred to the Rules Committee.

*S.B. 164, Utah First Economic Development Amendments* (K. Mayne), was read the first time by short title and referred to the Rules Committee.
On motion of Senator Okerlund, and at 12:18 p.m., the Senate adjourned until 11:00 a.m., Friday, February 3, 2017.
TWELFTH DAY

February 3, 2017

The Senate was called to order at 11:03 a.m., with President Wayne Niederhauser presiding.

Prayer – Steve Lockhart
Pledge of Allegiance – Senator Peter Knudson
Roll Call – All Senators present except Senator Van Tassell, excused.

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 100)

COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 2, 2017

The House passed, as substituted, 1st Sub. H.B. 113, NURSING CARE FACILITY AMENDMENTS, by Representative F. Gibson, and it is transmitted for consideration; and

The House passed, as amended, H.B. 136, BOARD OF EDUCATION REVISIONS, by Representative M. Kennedy, and it is transmitted for consideration; and

The House passed, as amended, H.B. 167, PODIATRIC PHYSICIAN LICENSING ACT AMENDMENTS, by Representative T. Hawkes, and it is transmitted for consideration; and

The House passed H.B. 190, TELECOMMUNICATIONS ADVISORY COUNCIL REPEAL, by Representative S. Handy, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.J.R. 4, JOINT RESOLUTION ON MAINTENANCE–OF–EFFORT REQUIREMENTS, by Representative E. Redd, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

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

Mr. President: February 2, 2017

The Transportation, Public Utilities, Energy, and Technology Committee recommends S.B. 103, PUBLIC TRANSIT DISTRICT AMENDMENTS, by Senator K. Mayne, be replaced and reports a favorable recommendation on 1st Sub. S.B. 103, PUBLIC TRANSIT DISTRICT AMENDMENTS with the following amendments:

1. Page 6, Line 163:

   163 a large public transit district, \{- four-fifths -\} three-fourths of the members of the board of trustees or; and


D. Gregg Buxton, Chair

Mr. President: February 2, 2017

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on H.C.R. 11, CONCURRENT RESOLUTION URGING THE PRESIDENT TO RESCIND THE BEARS EARS NATIONAL MONUMENT DESIGNATION, by Representative G. H. Hughes.

Margaret Dayton, Chair

Mr. President: February 2, 2017

The Health and Human Services Committee reports a favorable recommendation on H.C.R. 3, CONCURRENT RESOLUTION RECOGNIZING AND REMEMBERING THE FORGOTTEN PATIENTS OF THE UTAH STATE HOSPITAL, by Representative E. H. Redd; and

The Health and Human Services Committee recommends S.B. 135, MATERNAL AND CHILD HEALTH, by Senator L. Escamilla, be replaced and favorably recommends 1st Sub. S.B. 135, MATERNAL AND CHILD HEALTH; and
The Health and Human Services Committee reports a favorable recommendation on **S.J.R. 8**, JOINT RESOLUTION ENCOURAGING STUDY TO REDUCE FALL–RELATED INJURIES, by Senator J. Iwamoto.

Lincoln Fillmore, Chair

Mr. President: February 2, 2017

The Business and Labor Committee reports a favorable recommendation on **H.B. 41**, UTAH REVISED BUSINESS CORPORATION ACT MODIFICATIONS, by Representative V. L. Peterson, with the following amendments:

1. Page 13, Lines 387 through 388:
   House Committee Amendments
   1–26–2017

387 (b) that adopts an amendment to the corporation’s bylaws before May 9 December 31, 2017,

388 expressly electing not to be governed by this part; or ; and


Curtis S. Bramble, Chair

Mr. President: February 2, 2017

The Education Committee reports a favorable recommendation on **S.B. 127**, STATE BOARD OF EDUCATION AMENDMENTS, by Senator A. Millner, with the following amendments:

1. Page 43, Line 1305:

1305 (2) The amendments in this bill to Section 63G–6a–103 take effect on January 1, 2018. July 1, 2017

Ann Miller, 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 2, 2017

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on H.B. 67, WILDLIFE AMENDMENTS, by Representative M. K. McKell, and recommends it be considered read for the second time and placed on the Consent Calendar.

Margaret Dayton, Chair

Mr. President: February 2, 2017

The Business and Labor Committee reports a favorable recommendation on S.B. 137, FISCAL REQUIREMENTS FOR LOCAL GOVERNMENTS AND NONPROFITS, by Senator C. S. Bramble, and recommends it be considered read for the second time and placed on the Consent Calendar.

Curtis S. Bramble, Chair

Mr. President: February 2, 2017

The Education Committee reports a favorable recommendation on H.B. 27, INTERSTATE COMPACT ON MILITARY CHILDREN AMENDMENTS, by Representative M. Winder, and recommends it be considered read for the second time and placed on the Consent Calendar.

Ann Millner, Chair

On motion of Senator Henderson, 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, 2017

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

BUSINESS AND LABOR COMMITTEE
S.B. 145 Nail Salon Amendments Sen. Weiler, T.

EDUCATION COMMITTEE
S.B. 144 Carson Smith Scholarship Amendments Sen. Fillmore, L.

GOVERNMENT OPERATIONS AND POLITICAL SUBDIVISIONS COMMITTEE
S.B. 138 Metro Township Amendments Sen. Mayne, K.
S.B. 143  Local District Board Amendments Sen. Stevenson, J.

JUDICIARY, LAW ENFORCEMENT, AND CRIMINAL JUSTICE COMMITTEE
S.B. 146  Constable Amendments Sen. Fillmore, L.,
S.B. 147  Uniform Parentage Act Amendments Sen. Hillyard, L.,
          Rep. Snow, V. L.

REVENUE AND TAXATION COMMITTEE
S.B. 141  Income Tax Amendments Sen. Dabakis, J.
          
          Daniel Hemmert
          Rules Committee Vice Chair
          
          Report filed. On motion of Senator Henderson, the committee report was adopted.

INTRODUCTION OF BILLS

S.B. 165, Scholarships for Public Safety Officers (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.B. 166, Occupational and Professional Licensing Amendments (D. Henderson), was read the first time by short title and referred to the Rules Committee.

S.B. 167, Bail Amendments (J. S. Adams), was read the first time by short title and referred to the Rules Committee.

S.B. 168, Career and College Readiness Mathematics Competency Revisions (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

S.B. 169, Judiciary Amendments (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

S.B. 170, Workers’ Compensation Workgroup (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.B. 171, State Rock Art Designation (D. Hinkins), was read the first time by short title and referred to the Rules Committee.

S.B. 172, Barber Licensing Restriction Changes (T. Weiler), was read the first time by short title and referred to the Rules Committee.
S.B. 173, English Language Arts Amendments (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

S.B. 174, Public Transit and Transportation Governance Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 175, Uniform Unclaimed Property Act (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

S.B. 176, Public Transit Authority Collective Bargaining Amendments (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 177, Arthrogryposis Multiplex Congenita Awareness Day (D. Hinkins), was read the first time by short title and referred to the Rules Committee.

S.C.R. 6, Concurrent Resolution on Guarding the Civil Liberties and Freedoms for All People (B. Shiozawa), was read the first time by short title and referred to the Rules Committee.

CONCURRENCE CALENDAR

S.B. 13, AMENDMENTS TO ELECTION LAW, was before the Senate.

On motion of Senator Dayton, the bill was circled.

CONSENT CALENDAR

H.B. 33, MERCURY SWITCH REMOVAL ACT REAUTHORIZATION, was read the third time, explained by Senator Dayton, and passed on the following roll call:

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

Voting in the affirmative were: Senators

Bramble  Buxton  Christensen  Dabakis
Davis    Dayton  Escamilla  Fillmore
Harper   Hemmert Henderson Hillyard
Hinkins  Ipson  Iwamoto  Knudson
Mayne    Millner  Okerlund  Shiozawa
Stephenson    Stevenson  Thatcher  Vickers
Weiler    Niederhauser
Absent or not voting were: Senators
Adams Anderegg Van Tassell

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.

THIRD READING CALENDAR

On motion of Senator Weiler, the circle was removed from 2nd Sub. S.B. 54, ADOPTION REVISIONS, and it was before the Senate. Senator Weiler explained the bill.

Senator Weiler proposed the following amendment:

1. Page 8, Lines 237 through 240:

    237 78B–6–141. Court hearings may be closed — Petition, report, and documents sealed —
    238 Exceptions.
    239 (1) Notwithstanding Section 78A–6–114, court hearings in adoption cases may be closed to the public upon request of a party to the adoption petition and upon court approval. In a closed hearing, only the following
    240 individuals may be admitted:

    Senator Weiler’s motion to amend passed on a voice vote. Senator Mayne 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Knudson Mayne Millner
Okerlund Shiozawa Stevenson Thatcher
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Stephenson Van Tassell

2nd Sub. S.B. 54 was transmitted to the House for consideration.
TIME CERTAIN CALENDAR

On motion of Senator Henderson, under suspension of the rules, S.C.R. 4, CONCURRENT RESOLUTION HONORING COLONEL GAIL SEYMOUR HALVORSEN, was considered read the second and third times. Senator Henderson 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 Van Tassell

S.C.R. 4 was transmitted to the House.

On motion of Senator Henderson, the Senate voted to include the words of the resolution in the Senate Journal.

S.C.R. 4

Be it resolved by the Legislature of the state of Utah, the Governor concurring therein:

WHEREAS, Gail Halvorsen — also known as “Uncle Wiggly Wings,” “The Chocolate Flyer,” and the “Candy Bomber” — was born in Salt Lake City and grew up on small farms in Utah and Idaho;

WHEREAS, Halvorsen earned a private pilot license under the Civilian Pilot Training Program in September 1941 and joined the Civil Air Patrol as a pilot;

WHEREAS, during the Berlin Airlift from 1948 to 1949, Halvorsen, moved by the gratitude and resilience of the children living in that devastated city, dropped tiny handkerchief–sized parachutes filled with candy from his C–54 for the children of Berlin to chase down and collect — an act for which he was affectionately nicknamed the “candy bomber,” and, though he was nearly court–martialed for doing so, Halvorsen continued to make his candy drops for several months;
WHEREAS, in the decades following the airlift, having achieved the rank of Colonel in the United States Air Force, Halvorsen continued his service in the Civilian Air Patrol, returning to Germany as a commander of the Tempelhof Central Airport in Berlin and as the United States Air Force Representative to the city of Berlin; and

WHEREAS, almost 70 years later, Halvorsen’s service to the children of Berlin stands as one of the foremost examples of kindness and human compassion, bringing relief to a war−torn country and joy to children in need of a little bit of hope, and his continued participation in humanitarian air drops to children in Bosnia, Albania, Micronesia, and elsewhere has served as an inspiring example of dedicated service:

NOW, THEREFORE, BE IT RESOLVED that the Legislature of the state of Utah, the Governor concurring therein, honors Colonel Gail Seymour Halvorsen for his service to the people of Germany during the Berlin Airlift.

BE IT FURTHER RESOLVED that the Legislature and the Governor honor Colonel Gail Seymour Halvorsen for the hope and joy he brought to the children of Germany during the Berlin Airlift.

BE IT FURTHER RESOLVED that the Legislature and the Governor honor Colonel Gail Seymour Halvorsen for his unselfish acts that have brought honor to himself, his family, the United States Military, the citizens of the state of Utah, and the citizens of the United States.

BE IT FURTHER RESOLVED that a copy of this resolution be sent to Colonel Gail Seymour Halvorsen.

SECOND READING CALENDAR

On motion of Senator Okerlund, under suspension of the rules, the Senate voted to lift H.C.R. 11, CONCURRENT RESOLUTION URGING THE PRESIDENT TO RESCIND THE BEARS EARS NATIONAL MONUMENT DESIGNATION, to the top of the Second Reading Calendar.

H.C.R. 11, CONCURRENT RESOLUTION URGING THE PRESIDENT TO RESCIND THE BEARS EARS NATIONAL MONUMENT DESIGNATION, was read the second time.

On motion of Senator Okerlund, the bill was circled.

***

S.B. 70, ASSET FORFEITURE TRANSPARENCY AMENDMENTS, was read the second time. Senator Stephenson explained the bill.
Senator Stephenson proposed the following amendment #3:

1. Page 1, Lines 12 through 18:

   This bill:
   in addition to current reporting requirements, requires that law enforcement agencies reporting on a forfeiture action shall include:
   
   * * * Some lines not shown * * *

   • the agency’s costs incurred in making the required reports;

2. Page 2, Lines 31 through 32:

   AMENDS:
   
   24–4–115, as last amended by Laws of Utah 2014, Chapter 112
   24–4–118, as enacted by Laws of Utah 2015, Chapter 134

3. Page 2, Line 34:

   Be it enacted by the Legislature of the state of Utah:
   
   Section 1. Section 24–4–115 is amended to read:
   
   
   (1) Upon finding that property is subject to forfeiture under this chapter, the court shall order the property forfeited to the state.
   
   (2) (a) If the property is not currency, the seizing agency shall authorize a public or otherwise commercially reasonable sale of that property that is not required by law to be destroyed and that is not harmful to the public.
   
   (b) If the property forfeited is an alcoholic product as defined in Section 32B–1–102, it shall be disposed of as follows:
   
   (i) an alcoholic product shall be sold if the alcoholic product is:
   
   (A) unadulterated, pure, and free from any crude, unrectified, or impure form of ethylic alcohol, or any other deleterious substance or liquid; and
   
   (B) otherwise in saleable condition; or
   
   (ii) an alcoholic product and its package shall be destroyed if the alcoholic product is impure, adulterated, or otherwise unfit for sale.
   
   (c) If the property forfeited is a cigarette or other tobacco product as defined in Section 59–14–102, it shall be destroyed, except that prior to
the destruction of any cigarette or other tobacco product seized pursuant to this part, the lawful holder of the trademark rights in the cigarette or tobacco product brand shall be permitted to inspect the cigarette.

(d) The proceeds of the sale of forfeited property shall remain segregated from other property, equipment, or assets of the seizing agency until transferred to the state in accordance with this chapter.

(3) From the forfeited property, both currency and the proceeds or revenue from the sale of the property, the seizing agency shall:

(a) deduct the seizing agency’s direct costs and expenses of obtaining and maintaining the property pending forfeiture; and

(b) pay the office of the prosecuting attorney the legal costs associated with the litigation of the forfeiture proceeding, and up to 20% of the value of the forfeited property in attorney fees.

(4) If the forfeiture arises from any violation relating to wildlife resources, the remaining currency and the proceeds or revenue from the sale of the property shall be deposited in the Wildlife Resources Account created in Section 23–14–13.

(5) The remaining currency and the proceeds or revenue from the sale of the property shall then be transferred to the commission and deposited into the account.

Renumber remaining sections accordingly.

4. Page 2, Lines 37 through 41:

37 (1) On and after January 1, 2016, every state, county, municipal, or other law enforcement agency shall, when transferring the final disposition of any civil or criminal forfeiture matter to the Commission on Criminal and Juvenile Justice as required under this chapter, provide all reasonably available data described in Subsection (5), along with the transfer of any applicable forfeited property.

5. Page 3, Lines 59 through 83:

59 (5) The data for any civil or criminal forfeiture matter for which final disposition has been made under Subsection (1) shall include:
82 (m) the agency's direct costs, expense of reporting under this section, and expenses for obtaining and maintaining the seized property, as described in Subsection 24−4−115(3)(a):

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

On motion of Senator Stephenson, the bill was circled.

* ***

On motion of Senator Niederhauser, the circle was removed from H.C.R. 11, CONCURRENT RESOLUTION URGING THE PRESIDENT TO RESCIND THE BEARS EARS NATIONAL MONUMENT DESIGNATION, and it was before the Senate. Senators Dabakis, Weiler, Davis, Hillyard, Knudson, Mayne, Shiozawa, and Hinkins commented.

On motion of Senator Niederhauser, under suspension of the rules, H.C.R. 11, CONCURRENT RESOLUTION URGING THE PRESIDENT TO RESCIND THE BEARS EARS NATIONAL MONUMENT DESIGNATION, was considered read the second and third times and passed on the following roll call:

Yeas, 22; Nays, 6; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dayton Fillmore Harper
Hemmert Henderson Hillyard Hinkins
Ipson Knudson Millner Okerlund
Stephenson Stevenson Thatcher Vickers
Weiler Niederhauser

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

Absent or not voting was: Senator
Van Tassell

H.C.R. 11 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* ***

On motion of Senator Okerlund, and at 12:42 p.m., the Senate adjourned until 11:00 a.m., Monday, February 6, 2017.
FIFTEENTH DAY
MORNING SESSION
February 6, 2017

The Senate was called to order at 11:03 a.m., with President Wayne Niederhauser presiding.

Prayer – Ally Isom
Pledge of Allegiance – Senator Todd Weiler
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 100)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 3, 2017

The House passed H.B. 193, REVISOR’S TECHNICAL CORRECTIONS TO UTAH CODE, by Representative B. Wilson, and it is transmitted for consideration; and

The House passed H.J.R. 3, JOINT RESOLUTION CALLING FOR A CONVENTION TO AMEND THE CONSTITUTION OF THE UNITED STATES, 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 3, 2017

The Business and Labor Committee reports a favorable recommendation on S.B. 145, NAIL SALON AMENDMENTS, by Senator T. Weiler.

Curtis S. Bramble, Chair

Mr. President: February 3, 2017

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 30, HISTORIC PRESERVATION AMENDMENTS, by Representative R. Curt Webb; and

Don L. Ipson, Chair

Mr. President: February 3, 2017

The Education Committee recommends **S.B. 117**, HIGHER EDUCATION PERFORMANCE FUNDING, by Senator A. Millner, be replaced and favorably recommends **1st Sub. S.B. 117**, HIGHER EDUCATION PERFORMANCE FUNDING; and

The Education Committee reports a favorable recommendation on **S.B. 148**, SCHOOL LEADERSHIP TASK FORCE, by Senator A. Millner.

Ann Millner, 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 3, 2017

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **H.B. 69**, CAPITAL FACILITIES REVISIONS, by Representative R. P. Edwards, 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. 70**, COMMON AREA ASSESSMENT AMENDMENTS, by Representative G. Froerer, 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. 89**, IMPACT FEE REPORTING REQUIREMENTS, by Representative J. Knotwell, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Government Operations and Political Subdivisions Committee recommends **S.B. 143**, LOCAL DISTRICT BOARD AMENDMENTS, by Senator J. W. Stevenson, be replaced with and reports a favorable recommendation on **1st Sub. S.B. 143**, LOCAL DISTRICT BOARD
AMENDMENTS and that it be considered read for the second time and placed on the Consent Calendar.

Don L. Ipson, Chair

On motion of Senator Henderson, 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 3, 2017

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

BUSINESS AND LABOR COMMITTEE
S.B. 155 Alcohol Beverage Control Budget Amendments
  Sen. Mayne, K.
S.J.R. 11 Joint Resolution Urging Congress to Provide the Necessary Funding for Completion of the Central Utah Project Sen. Bramble, C.

ECONOMIC DEVELOPMENT AND WORKFORCE SERVICES COMMITTEE
S.B. 149 Financial Education and Savings Plan to Benefit At−Risk Children Sen. Fillmore, L.
S.B. 164 Utah First Economic Development Amendments Sen. Mayne, K.

EDUCATION COMMITTEE
S.B. 161 Bullying and Hazing Amendments Sen. Escamilla, L.
S.B. 163 Student Data Protection Amendments Sen. Anderegg, J.

GOVERNMENT OPERATIONS AND POLITICAL SUBDIVISIONS COMMITTEE
S.B. 152 Municipal Mayoral Term Amendments Sen. Iwamoto, J.

HEALTH AND HUMAN SERVICES COMMITTEE
S.B. 160 Homeless Youth Health Care Amendments Sen. Shiozawa, B.
S.B. 162 Physician Assistant Amendments Sen. Shiozawa, B.

JUDICIARY, LAW ENFORCEMENT, AND CRIMINAL JUSTICE COMMITTEE
S.B. 156 Local Public Safety and Firefighter Surviving Spouse Trust Fund Amendments Sen. Weiler, T.

NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENT COMMITTEE
S.B. 151 Property Tax Relief Modifications Sen. Dabakis, J.

REVENUE AND TAXATION COMMITTEE
S.B. 150 Local Government Bond Amendments Sen. Henderson, D.
S.B. 157 Changes to Property Tax Sen. Bramble, C.
S.B. 158 Pass-through Entity Withholding Amendments Sen. Bramble, C.

TRANSPORTATION, PUBLIC UTILITIES, ENERGY, AND TECHNOLOGY COMMITTEE
S.B. 159 Helmet Requirement Amendments Sen. Shiozawa, B.

Daniel Hemmert
Rules Committee Vice Chair

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

INTRODUCTION OF BILLS

S.B. 178, Military Installation Development Authority Amendments (J. Stevenson), was read the first time by short title and referred to the Rules Committee.

S.B. 179, Animal Care and Control Appreciation Week (J. S. Adams), was read the first time by short title and referred to the Rules Committee.
S.B. 180, Charter School Start–up Grants (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

S.C.R. 7, Concurrent Resolution Urging the Postmaster General to Issue a Commemorative Postage Stamp (J. Iwamoto), was read the first time by short title and referred to the Rules Committee.

* * *

On motion of Senator Iwamoto, S.C.R. 7, CONCURRENT RESOLUTION URGING THE POSTMASTER GENERAL TO ISSUE A COMMEMORATIVE POSTAGE STAMP, will be considered Friday, February 10, 2017 at 2:10 p.m.

* * *

On motion of Senator Knudson, legislative staff was authorized to draft a bill regarding the 150th Anniversary of the Union Pacific Railroad.

CONCURRENCE CALENDAR

On motion of Senator Dayton, the circle was removed from S.B. 13, AMENDMENTS TO ELECTION LAW, and it was before the Senate.

On motion of Senator Dayton, the Senate voted to concur in the House amendments to S.B. 13, AMENDMENTS TO ELECTION LAW. The bill, as amended, passed on the following roll call:

Voting in the affirmative were: Senators

Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Knudson Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Van Tassell Vickers Weiler
Niederhauser

S.B. 13 was returned to the House for the signature of the Speaker.

CONSENT CALENDAR

H.B. 40, CHECK CASHING AND DEFERRED DEPOSIT LENDING 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   Anderegg   Bramble   Buxton
Christensen   Davis   Dayton   Escamilla
Fillmore   Harper   Hemmert   Henderson
Hillyard   Hinkins   Ipson   Iwamoto
Knudson   Millner   Okerlund   Shiozawa
Stevenson   Thatcher   Van Tassell   Vickers
Weiler   Niederhauser

Absent or not voting were: Senators
Dabakis   Mayne   Stephenson

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. 44, DEPARTMENT OF FINANCIAL INSTITUTIONS RELATED AMENDMENTS, was read the third time, explained by Senator Bramble, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams   Anderegg   Bramble   Buxton
Christensen   Davis   Dayton   Escamilla
Fillmore   Harper   Hemmert   Henderson
Hillyard   Hinkins   Ipson   Iwamoto
Knudson   Mayne   Millner   Okerlund
Shiozawa   Stephenson   Stevenson   Thatcher
Van Tassell   Vickers   Weiler   Niederhauser

Absent or not voting was: Senator
Dabakis

H.B. 44 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 Stevenson, the Senate voted to lift the following bills from Rules and place them at the top of the Second Reading Calendar:
S.B. 1, Public Education Base Budget Amendments
S.B. 5, Natural Resources, Agriculture, and Environmental Quality Base Budget
S.B. 6, Executive Offices and Criminal Justice Base Budget
S.B. 7, Social Services Base Budget

* * *
S.B. 1, PUBLIC EDUCATION BASE BUDGET AMENDMENTS, was read the second time. Senator Hillyard explained the bill.

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

1st Sub. S.B. 1 Public Education Base Budget Amendments (L. Hillyard)

On motion of Senator Hillyard, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Hillyard, under suspension of the rules, 1st Sub. S.B. 1, PUBLIC EDUCATION BASE BUDGET AMENDMENTS, was considered read the second and third times. Senator Hillyard explained the bill. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Knudson Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Van Tassell Vickers Weiler
Niederhauser

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

* * *

S.B. 5, NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENTAL QUALITY BASE BUDGET, was read the second time.

On motion of Senator Hinkins, the following substitute bill replaced the original bill:
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. S.B. 5, NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENTAL QUALITY BASE BUDGET, was considered read the second and third times. Senator Hinkins explained the bill. The bill passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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1st Sub. S.B. 5 was transmitted to the House.

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S.B. 6, EXECUTIVE OFFICES AND CRIMINAL JUSTICE BASE BUDGET, was read the second time.

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

1st Sub. S.B. 6 Executive Offices and Criminal Justice Base Budget (D. Thatcher)

On motion of Senator Thatcher, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Thatcher, under suspension of the rules, 1st Sub. S.B. 6, EXECUTIVE OFFICES AND CRIMINAL JUSTICE BASE BUDGET, was considered read the second and third times. Senator Thatcher explained the bill. The bill passed on the following roll call:
Yeas, 29; Nays, 0; Absent or not voting, 0.

**Voting in the affirmative were:** Senators

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1st Sub. S.B. 6 was transmitted to the House.

* * *

S.B. 7, SOCIAL SERVICES BASE BUDGET, was read the second time.

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

1st Sub. S.B. 7 Social Services Base Budget (A. Christensen)

On motion of Senator Christensen, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Christensen, under suspension of the rules, 1st Sub. S.B. 7, SOCIAL SERVICES BASE BUDGET, was considered read the second and third times. Senator Christensen 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

Escamilla
1st Sub. S.B. 7 was transmitted to the House.

* * *

S.C.R. 1, CONCURRENT RESOLUTION ON INCREASING PAY FOR CERTAIN PUBLIC SAFETY OFFICERS AND FIREFIGHTERS, was read the second time. Senator Weiler explained the bill.

Senator Weiler proposed the following amendment #1:

1. Page 2, Lines 30 through 31:

   WHEREAS, public safety officers, including law enforcement officers, correctional officers, and special function officers, and firefighters perform vital roles in serving and
   protecting the public and property;

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

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

Voting in the affirmative were: Senators

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S.B. 66, ADMINISTRATIVE LAW JUDGE AMENDMENTS, was read the second time. Senator Dayton explained the bill. The bill passed second reading on the following roll call:

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

Voting in the affirmative were: Senators

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On motion of Senator Okerlund, the Senate recessed at 12:00 p.m.

AFTERNOON SESSION

The Senate reassembled at 2:04 p.m., with President Niederhauser presiding.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 6, 2017

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

BUSINESS AND LABOR COMMITTEE
S.B. 166 Occupational and Professional Licensing Amendments  
Sen. Henderson, D.
S.B. 170 Workers’ Compensation Workgroup Sen. Mayne, K.
S.B. 172 Barber Licensing Restriction Changes Sen. Weiler, T.
H.B. 167 Podiatric Physician Licensing Act Amendments  

ECONOMIC DEVELOPMENT AND WORKFORCE SERVICES COMMITTEE
S.B. 171 State Rock Art Designation Sen. Hinkins, D.

EDUCATION COMMITTEE
S.B. 165 Scholarships for Public Safety Officers Sen. Mayne, K.
S.B. 173 English Language Arts Amendments Sen. Stephenson, H.,  
Rep. Moss, C.

GOVERNMENT OPERATIONS AND POLITICAL SUBDIVISIONS COMMITTEE
S.B. 178 Military Installation Development Authority Amendments Sen. Stevenson, J.
S.B. 179 Animal Care and Control Appreciation Week  
Sen. Adams, J. S.

HEALTH AND HUMAN SERVICES COMMITTEE
S.B. 177  Arthrogryposis Multiplex Congenita Awareness Day Sen. Hinkins, D.

JUDICIARY, LAW ENFORCEMENT, AND CRIMINAL JUSTICE COMMITTEE
S.B. 167  Bail Amendments Sen. Adams, J. S.
S.B. 169  Judiciary Amendments Sen. Hillyard, L.
S.B. 175  Uniform Unclaimed Property Act Sen. Hillyard, L.

TRANSPORTATION, PUBLIC UTILITIES, ENERGY, AND TECHNOLOGY COMMITTEE
S.B. 176  Public Transit Authority Collective Bargaining Amendments Sen. Weiler, T.

Deidre M. Henderson
Rules Committee Chair

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

COMMUNICATIONS FROM THE HOUSE

Mr. President:  February 6, 2017

The Speaker of the House has signed S.B. 13, AMENDMENTS TO ELECTION LAW, by Senator M. Dayton, and it is transmitted for the signature of the President; and

The House passed, S.B. 28, REPEAL OF HEALTH AND HUMAN SERVICES REPORTS, 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. 33**, CONSUMER PROTECTION REVISIONS, 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. 55**, INSURANCE AND SERVICE CONTRACT 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. 57**, WORKERS’ COMPENSATION RELATED PREMIUM ASSESSMENTS, 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:

The House concurred in the Senate amendments and passed **1st Sub. H.B. 12**, DISPOSITION OF BALLOTS AMENDMENTS, by Representative S. Eliason, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

Communications filed. The bill was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker of the House.

Mr. President:

The House passed, as substituted, **1st Sub. H.B. 1**, HIGHER EDUCATION BASE BUDGET, by Representative K. Grover, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 4**, BUSINESS, ECONOMIC DEVELOPMENT, AND LABOR BASE BUDGET, by Representative R. C. Webb, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 5**, RETIREMENT AND INDEPENDENT ENTITIES BASE BUDGET, by Representative L. Christensen, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 6**, INFRASTRUCTURE AND GENERAL GOVERNMENT BASE BUDGET, by Representative G. Froerer, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 7**, NATIONAL GUARD, VETERANS’ AFFAIRS, AND LEGISLATURE BASE BUDGET, by Representative D. Sanpei, and it is transmitted for consideration; and
The House passed, as substituted, 3rd Sub. H.B. 11, STATE BOARDS AND COMMISSIONS AMENDMENTS, by Representative N. Thurston, and it is transmitted for consideration; and

The House passed H.B. 26, REVENUE AND TAXATION MODIFICATIONS, by Representative D. McCay, and it is transmitted for consideration; and

The House passed H.B. 106, UTAH UNIFORM SECURITIES ACT AMENDMENTS, by Representative C. Hall, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 109, PUBLIC UTILITY REGULATORY RESTRICTED ACCOUNT AMENDMENTS, by Representative D. Pitcher, and it is transmitted for consideration; and

The House passed H.B. 182, LABELING REQUIREMENTS FOR TYPES OF RETAIL GOODS, by Representative R. Edwards, and it is transmitted for consideration; and

The House passed H.B. 185, OFFICE OF LICENSING AMENDMENTS, by Representative D. Sanpei, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 196, DIVISION OF REAL ESTATE AMENDMENTS, by Representative G. Froerer, and it is transmitted for consideration; and

The House passed H.B. 210, FLASHING BRAKE LIGHT REVISIONS, by Representative S. Handy, and it is transmitted for consideration; and

The House passed H.B. 218, POLL LOCATION AMENDMENTS, by Representative C. Hall, 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. 181, High Priority Transportation Corridors Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 182, Public Transportation Safety Oversight Amendments (K. Mayne), was read the first time by short title and referred to the Rules Committee.
S.B. 183, High Load Motor Vehicles (W. Harper), was read the first time by short title and referred to the Rules Committee.

SECOND READING CALENDAR

S.B. 67, HUNTING MENTOR PROGRAM, was read the second time. Senator Christensen explained the bill. The bill passed second reading on the following roll call:

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

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stevenson Thatcher Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Hinkins Stephenson

***

On motion of Senator Adams, S.B. 79, WASTE MANAGEMENT AMENDMENTS, was read the second time and circled.

***

On motion of Senator Okerlund, S.C.R. 3, CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ENERGY ADEQUATELY FUND THE URANIUM MILL TAILINGS REMEDIAL ACTION PROJECT, was read the second time and circled.

***

1st Sub. S.B. 11, WATER DEVELOPMENT COMMISSION AMENDMENTS, was read the second time. Senator Dayton explained the bill.

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

2nd Sub. S.B. 11 Water Development Commission Amendments (M. Dayton)
Senators Dabakis and 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

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**Absent or not voting were:** Senators

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On motion of Senator Fillmore, the circle was removed from **S.B. 80, SCHOOL FUNDING AMENDMENTS**, and it was before the Senate. Senator Fillmore explained the bill.

Senator Fillmore proposed the following amendment #2:

1. Page 15, Lines 432 through 437
   Senate Committee Amendments 1–25–2017:

   432 (1) As used in this section, “voted local levy” means a local levy imposed in
   accordance with this section by a local school board.

   434 (2) (a) A local school board may impose or modify a voted local levy on property located in the school district of the local school board if a majority of the electors of the school district voting at an election in the manner set forth in Subsections (8) and (9) vote in favor of
   imposing or modifying the voted local levy.
2. Page 17, Line 511 through Page 18, Line 526:

511 [(40)] (9) If a local school [district] board determines that a majority of the school
512 district’s registered voters voting on the imposition of the voted local levy tax rate have voted
513 in favor of the imposition of the tax rate in accordance with Subsection [(9)] (8), the local
514 school [district may] board {shall} may impose the tax rate.
515 (10) { (a) Except as provided in Subsection (10)(b), in—} In order for a school district to
516 receive a state guarantee described in Section 53A–17a–133.5 the first year a voted local levy is
517 imposed, a local school board shall receive voter approval no later than December 1 of the year
518 before implementation.
519 { (b) Beginning on or after January 1, 2012, a local school board may, on behalf of the
520 school district, receive the state guarantee in accordance with Section 53A–17a–133.5 without
521 complying with the requirements of Subsection (10)(a) if the local school board imposed a tax
522 in accordance with this section during the taxable year beginning on January 1, 2011, and
523 ending on December 31, 2011— }
524 Section 5. Section 53A–17a–133.5 is enacted to read:
525 53A–17a–133.5. State guaranteed local levy increments — Appropriation to
526 increase number of guaranteed local levy increments — No effect of change of certified

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

###

Senator Davis proposed the following amendment #3:
1. Page 20, Lines 597 through 599:

597 (7) A local school board of a school district that receives funds described in this section shall budget and expend the funds for any public education purpose.

598 (8)(a) The Office of the Legislative Auditor General established under Section 36–12–15 shall on or before November 1, 2019:

(i) conduct an audit of money appropriated and allocated under Subsection (2)(b); and

(ii) prepare and submit a written report of the audit in accordance with Subsection 36–12–15(4)(b)(ii).

(b) The audit shall include:

(i) the annual amount of money appropriated under Subsection (2)(b)(i);

(ii)(A) which school districts received money under Subsection (2)(b)(ii); and

(B) what expenses each school district paid for with the money;

(iii) how the appropriation described in Subsection (2)(b)(i) affected differences in per student property tax revenue between school districts within the state; and

(iv) what effects, if any, the appropriation described in Subsection (2)(b)(i) has had on statewide education, including any discrepancies between the effect on school districts and charter schools.

599 Section 6. Section 53A–17a–134 is amended to read:

Senator Davis’ motion to amend passed on a voice vote. Senators Bramble, Stephenson, Hillyard, Dabakis, and Millner commented. The bill passed second reading on the following roll call:

**Yeas, 20; Nays, 8; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

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Absent or not voting was: Senator Anderegg

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On motion of Senator Okerlund, and at 3:06 p.m., the Senate adjourned until 11:00 a.m., Tuesday, February 7, 2017.
The Senate was called to order at 11:05 a.m., with President Wayne Niederhauser presiding.

Prayer – Reverend Patty Willis
Pledge of Allegiance – Senator Brian Shiozawa
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(please refer to Day 1, page 100)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 6, 2017

The House passed, as substituted, 1st Sub. H.B. 13, 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. 43, AMERICAN INDIAN AND ALASKAN NATIVE EDUCATION AMENDMENTS, by Representative M. Noel, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 49, SOCIAL SECURITY TAX CREDIT, by Representative J. Westwood, and it is transmitted for consideration; and

The House passed, as amended, H.B. 52, POLITICAL CONTRIBUTION REPORTING AMENDMENTS, by Representative B. Daw, and it is transmitted for consideration; and

The House passed H.B. 53, MISSING AND EXPLOITED CHILDREN’S DAY, by Representative S. Handy, and it is transmitted for consideration; and

The House passed H.B. 59, PUBLIC SERVICE COMMISSION AMENDMENTS, by Representative K. Christofferson, and it is transmitted for consideration; and
The House passed, as amended, **H.B. 65**, AIR CONSERVATION ACT AMENDMENTS, by Representative M. Schultz, and it is transmitted for consideration; and

The House passed **H.B. 77**, FIFTH DISTRICT COURT JUDGE, by Representative V. L. Snow, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 104**, MOTOR VEHICLE EMISSION, by Representative L. Wilde, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 114**, LOCAL SCHOOL ENTITY AMENDMENTS, by Representative B. R. Cutler, and it is transmitted for consideration; and

The House passed **H.B. 138**, PUBLIC SAFETY AMENDMENTS, by Representative E. Redd, and it is transmitted for consideration; and

The House passed **H.B. 143**, TAX ADVISORY BOARD AMENDMENTS, by Representative A. Gardiner, and it is transmitted for consideration; and

The House passed **H.J.R. 6**, JOINT RULES RESOLUTION ON LEGISLATIVE PROCEDURES, by Representative J. Dunnigan, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

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

**STANDING COMMITTEE REPORTS**

Mr. President: February 6, 2017

The Transportation, Public Utilities, Energy, and Technology Committee reports a favorable recommendation on **S.B. 159**, HELMET REQUIREMENT AMENDMENTS, by Senator B. E. Shiozawa.

D. Gregg Buxton, Chair

Mr. President: February 6, 2017

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **S.B. 147**, UNIFORM PARENTAGE ACT AMENDMENTS, by Senator L. W. Hillyard; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **S.B. 153**, CHILD SUPPORT INCOME CALCULATION AMENDMENTS, by Senator L. W. Hillyard; and
The Judiciary, Law Enforcement, and Criminal Justice Committee recommends **S.B. 156, LOCAL PUBLIC SAFETY AND FIREFIGHTER SURVIVING SPOUSE TRUST FUND AMENDMENTS**, by Senator T. Weiler, be replaced and favorably recommends **1st Sub. S.B. 156, LOCAL PUBLIC SAFETY AND FIREFIGHTER SURVIVING SPOUSE TRUST FUND AMENDMENTS**.

Todd Weiler, 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 6, 2017

The Transportation, Public Utilities, Energy, and Technology Committee reports a favorable recommendation on **H.B. 51, OFF−HIGHWAY VEHICLE AMENDMENTS**, by Representative D. R. Owens, and recommends it be considered read for the second time and placed on the Consent Calendar.

D. Gregg Buxton, Chair

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

**INTRODUCTION OF BILLS**

**S.B. 184, Division of Occupational and Professional Licensing** (D. Ipson), was read the first time by short title and referred to the Rules Committee.

**S.B. 185, Cause of Action for Minors Injured by Pornography** (T. Weiler), was read the first time by short title and referred to the Rules Committee.

**S.B. 186, Education Reporting Amendments** (L. Fillmore), was read the first time by short title and referred to the Rules Committee.

**CONSENT CALENDAR**

**H.B. 39, LOCAL OFFICER AMENDMENTS**, was read the third time, explained by Senator Thatcher, 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
Anderegg Fillmore Knudson Shiozawa

H.B. 39 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

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S.B. 119, SALES AND USE TAX CHANGES, 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 Buxton Christensen
Dabakis Davis Dayton Escamilla
Fillmore Harper Hemmert Henderson
Hillyard Hinkins Ipson Iwamoto
Mayne Millner Okerlund Stephenson
Stevenson Thatcher Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Anderegg Knudson Shiozawa

S.B. 119 was transmitted to the House for consideration.

* * *

S.B. 121, ADOPTION ACT 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 Buxton Christensen
Davis Dayton Escamilla Fillmore
Harper Hemmert Henderson Hillyard
Absent or not voting were: Senators
Anderegg  Dabakis  Iwamoto  Knudson
Shiozawa

S.B. 121 was transmitted to the House for consideration.

THIRD READING CALENDAR

S.C.R. 1, CONCURRENT RESOLUTION ON INCREASING PAY FOR CERTAIN PUBLIC SAFETY OFFICERS AND FIREFIGHTERS, was read the third time, explained by Senator Weiler, and passed on the following roll call:

Y eas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams  Anderegg  Bramble  Buxton
Christensen  Dabakis  Dayton  Escamilla
Fillmore  Harper  Hemmert  Hillyard
Hinkins  Ipson  Iwamoto  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Thatcher  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Davis  Henderson  Knudson

S.C.R. 1 was transmitted to the House for consideration.

* * *

S.B. 66, ADMINISTRATIVE LAW JUDGE AMENDMENTS, was read the third time, explained by Senator Dayton, and passed on the following roll call:

Y eas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Hemmert
Henderson  Hillyard  Hinkins  Ipson
Absent or not voting was: Senator Knudson

S.B. 66 was transmitted to the House for consideration.

* * *

S.B. 67, HUNTER MENTOR PROGRAM, was read the third time, explained by Senator Christensen, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Van Tassell Vickers Weiler Niederhauser

Absent or not voting was: Senator Knudson

S.B. 67 was transmitted to the House for consideration.

* * *

2nd Sub. S.B. 11, WATER DEVELOPMENT COMMISSION AMENDMENTS, was read the third time and explained by Senator Dayton. Senator Hillyard 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Van Tassell Vickers Weiler Niederhauser
Absent or not voting was: Senator Knudson

2nd Sub. S.B. 11 was transmitted to the House for consideration.

***

S.B. 80, SCHOOL FUNDING AMENDMENTS, was read the third time and explained by Senator Fillmore.

Senator Davis proposed the following amendment #4:

1. Page 20, Lines 597 through 598c
   Senate 2nd Reading Amendments 2–6–2017:

   597  (7) A local school board of a school district that receives funds described in this section
   598  shall budget and expend the funds for any public education purpose.

   598a  Š⇒ (8)(a)  {–The–} Subject to the prioritization of the Audit Subcommittee, the Office of the Legislative Auditor General established under Section 36–12–15
   598b  shall on or before November 1, 2019:
   598c  (i) conduct an audit of money appropriated and allocated under Subsection (2)(b); and

Senator Davis’ motion to amend passed on a voice vote. Senators Hillyard, Bramble, and Iwamoto commented. The bill passed on the following roll call:

Yeas, 19; Nays, 9; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams  Anderegg  Bramble  Buxton
Davis  Dayton  Fillmore  Harper
Hemmert  Henderson  Ipson  Mayne
Millner  Okerlund  Stephenson  Stevenson
Thatcher  Vickers  Weiler

Voting in the negative were: Senators
Christensen  Dabakis  Escamilla  Hillyard
Hinkins  Iwamoto  Shiozawa  Van Tassell
Niederhauser
Absent or not voting was: Senator Knudson

S.B. 80 was transmitted to the House for consideration.

SECOND READING CALENDAR

On motion of Senator Stevenson, the Senate voted to lift the following bills from Rules and place them at the top of the Second Reading Calendar:

1st Sub. H.B. 1   HIGHER EDUCATION BASE BUDGET
1st Sub. H.B. 4   BUSINESS, ECONOMIC DEVELOPMENT, AND LABOR BASE BUDGET
1st Sub. H.B. 5   RETIREMENT AND INDEPENDENT ENTITIES BASE BUDGET
1st Sub. H.B. 6   INFRASTRUCTURE AND GENERAL GOVERNMENT BASE BUDGET
1st Sub. H.B. 7   NATIONAL GUARD, VETERANS’ AFFAIRS, AND LEGISLATURE BASE BUDGET

* * *

On motion of Senator Vickers, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Vickers, under suspension of the rules, 1st Sub. H.B. 1, HIGHER EDUCATION BASE BUDGET, was considered read the second and third times and passed on the following roll call:

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

Voting in the affirmative were: Senators

Adams  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Hemmert
Henderson  Hillyard  Hinkins  Ipson
Iwamoto  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Stevenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator Knudson

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 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. H.B. 4, BUSINESS, ECONOMIC DEVELOPMENT, AND LABOR BASE BUDGET, was considered read the second and third times and passed on the following roll call:

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

**Voting in the affirmative were:** Senators

- Adams
- Anderegg
- Bramble
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hemmert
- Henderson
- Hillyard
- Hinkins
- Ipson
- Iwamoto
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting was:** Senator

Knudson

1st Sub. H.B. 4 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

On motion of Senator Hemmert, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Hemmert, under suspension of the rules, 1st Sub. H.B. 5, RETIREMENT AND INDEPENDENT ENTITIES 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

- Adams
- Anderegg
- Bramble
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Hillyard
- Hemmert
- Henderson
- Iwamoto
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser
Absent or not voting were: Senators
Fillmore Knudson

1st Sub. 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 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. 6, INFRASTRUCTURE AND GENERAL GOVERNMENT 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
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hinkins Ipson Iwamoto
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Hillyard Knudson

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 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. 7, NATIONAL GUARD, VETERANS’ AFFAIRS, AND LEGISLATURE 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

Adams
Anderegg
Bramble
Buxton
Christensen
Dabakis
Davis
Dayton
Escamilla
Fillmore
Harper
Hemmert
Henderson
Hinkins
Ipson
Iwamoto
Mayne
Millner
Okerlund
Shiozawa
Stephenson
Stevenson
Thatcher
Van Tassell
Vickers
Weiler
Niederhauser

**Absent or not voting were:** Senators

Hillyard
Knudson

*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.

***

On motion of Senator Weiler, **S.B. 176, PUBLIC TRANSIT AUTHORITY COLLECTIVE BARGAINING AMENDMENTS**, was lifted from the Transportation, Public Utilities & Technology Standing Committee and referred to the Government Operations and Political Subdivisions Standing Committee.

***

On motion of Senator Okerlund, the Senate recessed at 12:05 p.m.

**AFTERNOON SESSION**

The Senate reassembled at 2:09 p.m., with President Niederhauser presiding.

**RULES COMMITTEE REPORTS**

To the Members of the Senate: February 7, 2017

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

**BUSINESS AND LABOR COMMITTEE**


EDUCATION COMMITTEE
S.B. 168 Career and College Readiness Mathematics Competency Revisions Sen. Stephenson, H.

GOVERNMENT OPERATIONS AND POLITICAL SUBDIVISIONS COMMITTEE

HEALTH AND HUMAN SERVICES COMMITTEE

NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENT COMMITTEE
S.J.R. 9 Joint Resolution on Climate Change Sen. Dabakis, J.

REVENUE AND TAXATION COMMITTEE

TRANSPORTATION, PUBLIC UTILITIES, ENERGY, AND TECHNOLOGY COMMITTEE
S.B. 182 Public Transportation Safety Oversight Amendments Sen. Mayne, K.
S.B. 183 High Load Motor Vehicles Sen. Harper, W.
H.B. 210  Flashing Brake Light Revisions  Rep. Handy, S.,  
Sen. Adams, J. S.

Deidre M. Henderson  
Rules Committee Chair  

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

COMMUNICATIONS FROM THE HOUSE

Mr. President:  February 7, 2017

The House passed, 1st Sub. S.B. 1, PUBLIC EDUCATION BASE BUDGET AMENDMENTS, by Senator L. Hillyard, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, 1st Sub. S.B. 5, NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENTAL QUALITY BASE BUDGET, 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. 6, EXECUTIVE OFFICES AND CRIMINAL JUSTICE BASE BUDGET, by Senator D. Thatcher, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, 1st Sub. S.B. 7, SOCIAL SERVICES BASE BUDGET, by Senator A. Christensen, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

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

Mr. President:  February 7, 2017

The House passed, as substituted, 1st Sub. H.B. 37, STATE CONSTRUCTION CODE AMENDMENTS, by Representative M. Schultz, and it is transmitted for consideration; and

The House passed, as amended, H.B. 60, DEAF AND HARD OF HEARING AMENDMENTS, by Representative N. Thurston, and it is transmitted for consideration; and

The House passed, as amended, H.B. 96, PETROLEUM VAPOR RECOVERY AMENDMENTS, by Representative S. Eliason, and it is transmitted for consideration; and
The House passed, as amended, **H.B. 150. CUSTODY AMENDMENTS RELATED TO PARENTS WITH DISABILITIES**, by Representative P. Arent, 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. 187. Construction Trade Amendments** (D. G. Buxton), was read the first time by short title and referred to the Rules Committee.

**S.B. 188. Child Support Guidelines Advisory Committee Amendments** (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

**S.B. 189. Oil and Gas Operations Amendments** (D. Hinkins), was read the first time by short title and referred to the Rules Committee.

**S.B. 190. Education Computing Pathways** (R. Okerlund), was read the first time by short title and referred to the Rules Committee.

**S.B. 191. Oil and Gas Amendments** (R. Okerlund), was read the first time by short title and referred to the Rules Committee.

**S.C.R. 8. Health Care Freedom Concurrent Resolution** (D. Hemmert), was read the first time by short title and referred to the Rules Committee.

**S.J.R. 12. Joint Resolution Designating Post-traumatic Stress Injury Awareness Day** (P. Knudson), was read the first time by short title and referred to the Rules Committee.

**SECOND READING CALENDAR**

On motion of Senator Stephenson, the circle was removed from **S.B. 70. ASSET FORFEITURE TRANSPARENCY AMENDMENTS**, and it was before the Senate. Senator Stephenson 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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Ipson       Iwamoto  Mayne    Millner
Okerlund    Shiozawa Stephenson Thatcher
Van Tassell Weiler   Niederhauser

Absent or not voting were: Senators
Bramble  Harper  Hillyard  Knudson
Stevenson Vickers

***

On motion of Senator Hinkins, the circle was removed from S.C.R. 3, CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ENERGY ADEQUATELY FUND THE URANIUM MILL TAILINGS REMEDIAL ACTION PROJECT, and it was before the Senate. Senator Hinkins 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     Anderegg  Bramble           Buxton
Christensen Dabakis  Davis            Dayton
Escamilla  Fillmore  Harper           Hemmert
Henderson  Hillyard  Hinkins          Ipson
Iwamoto    Mayne    Millner           Okerlund
Shiozawa   Stephenson Stevenson       Thatcher
Van Tassell Weiler   Niederhauser

Absent or not voting were: Senators
Knudson Vickers

***

1st Sub. S.B. 71, CRIMINAL ACCOUNTS RECEIVABLE AMENDMENTS, was read the second time. Senator Thatcher explained the bill. The bill passed second reading on the following roll call:

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

Voting in the affirmative were: Senators
Adams     Anderegg  Bramble           Buxton
Christensen  Dabakis  Dayton          Escamilla
Fillmore   Harper    Hemmert          Henderson
Hinkins    Ipson     Iwamoto           Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Davis Hillyard Knudson

***

S.B. 16, SALES AND USE TAX EXEMPTION CHANGES, was read the second time. Senator Bramble explained the bill. Senators Dabakis, Adams, Weiler, Davis, and Hillyard commented. The bill passed second reading on the following roll call:

Yeas, 18; Nays, 9; Absent or not voting, 2.

Voting in the affirmative were: Senators
Anderegg Bramble Buxton Christensen
Fillmore Harper Hemmert Henderson
Hinkins Ipson Mayne Millner
Shiozawa Stephenson Stevenson Thatcher
Weiler Niederhauser

Voting in the negative were: Senators
Adams Dabakis Davis Dayton
Hillyard Iwamoto Okerlund Van Tassell Vickers

Absent or not voting were: Senators
Escamilla Knudson

***

On motion of Senator Hillyard, legislative staff was authorized to draft a bill regarding Utah Uniform Commercial Real Estate Receivership Act.

***

On motion of Senator Henderson, S.B. 10, VETERANS’ AND MILITARY AFFAIRS COMMISSION AMENDMENTS, was read the second time and circled.

***

S.B. 45, RETAIL WATER LINE DISCLOSURE 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
- Anderegg
- Bramble
- Buxton
- Christensen
- Dabakis
- Davis
- Fillmore
- Harper
- Hemmert
- Henderson
- Hillyard
- Hinkins
- Ipson
- Iwamoto
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

Absent or not voting were: Senators

- Dayton
- Escamilla

***

S.B. 69, NOTIFICATION REQUIREMENTS FOR BALLOT PROPOSALS, was read the second time. Senator Anderegg explained the bill.

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

1st Sub. S.B. 69 Notification Requirements for Ballot Proposals (J. Anderegg)

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
- Anderegg
- Bramble
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hillyard
- Henderson
- Ipson
- Iwamoto
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stevenson
- Stephenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

***

On motion of Senator Ipson, 1st Sub. S.B. 77, VEHICLE SAFETY INSPECTION AMENDMENTS, was read the second time and circled.
S.J.R. 1, JOINT RULES RESOLUTION ON FUNDING MIX DETERMINATIONS, was read the second time. Senator Stevenson 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
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hemmert
- Henderson
- Hillyard
- Hinkins
- Ipson
- Iwamoto
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

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

S.J.R. 5, JOINT RESOLUTION SUPPORTING PROPOSED FEDERAL CHANGES TO DISTRIBUTIONS TO UTAH NAVAJO TRUST FUND, was read the second time. Senator Hinkins explained the bill.

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

1st Sub. S.J.R. 5 Joint Resolution Supporting Proposed Federal Changes to Distributions to Utah Navajo Trust Fund (D. Hinkins)

Senators Dabakis, Christensen, and Van Tassell 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
- Anderegg
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hemmert
- Henderson
- Hillyard
- Hinkins
- Ipson
- Iwamoto
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser
Absent or not voting were: Senators
Bramble  Stephenson

* * *

On motion of Senator Okerlund, and at 3:01 p.m., the Senate adjourned until 11:00 a.m., Wednesday, February 8, 2017.
SEVENTEENTH DAY

MORNING SESSION

February 8, 2017

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

Prayer – Pastor Brad Kramer
Pledge of Allegiance – Bryan Smith
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 100)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 7, 2017

The House passed H.B. 61, PHARMACY SERVICE FOR DISCHARGED HOSPITAL PATIENTS, by Representative E. Redd, and it is transmitted for consideration; and

The House passed H.B. 62, EDUCATOR RIGHTS AMENDMENTS, by Representative K. Stratton, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 66, OPIATE OVERDOSE RESPONSE ACT AMENDMENTS, by Representative C. Moss, and it is transmitted for consideration; and

The House passed H.B. 80, STATE TECHNOLOGY GOVERNANCE AMENDMENTS, by Representative B. R. Cutler, and it is transmitted for consideration; and

The House passed H.B. 125, STUDENT RESIDENCY AMENDMENTS, by Representative D. Owens, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 130, CANNABINOYD RESEARCH, by Representative B. Daw, and it is transmitted for consideration; and
The House passed **H.B. 154**, TELEHEALTH AMENDMENTS, 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:

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **S.B. 56**, ANIMAL SHELTER AMENDMENTS, by Senator P. C. Knudson; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **S.B. 138**, METRO TOWNSHIP AMENDMENTS, by Senator K. Mayne, with the following amendments:

1. Page 7, Line 193:

   193 Subsection 17B–1–502(3)(a)(iii), the municipality shall only remit to the municipal services district; and


Don L. Ipson, Chair

Mr. President:

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 46**, PASS–THROUGH ENTITY TAX AMENDMENTS, by Representative S. Eliason; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 64**, PROPERTY TAX RELIEF AMENDMENTS, by Representative J. A. Peterson; and

The Revenue and Taxation Committee recommends **S.B. 150**, LOCAL GOVERNMENT BOND AMENDMENTS, by Senator D. M. Henderson, be replaced and favorably recommends **1st Sub. S.B. 150**, LOCAL GOVERNMENT BOND AMENDMENTS; and
The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 158**, PASS–THROUGH ENTITY WITHHOLDING AMENDMENTS, by Senator C. S. Bramble.

Howard A. Stephenson, Chair

Mr. President: February 7, 2017

The Economic Development and Workforce Services Committee reports a favorable recommendation on **S.B. 164**, UTAH FIRST ECONOMIC DEVELOPMENT AMENDMENTS, by Senator K. Mayne; and

The Economic Development and Workforce Services Committee reports a favorable recommendation on **S.B. 171**, STATE ROCK ART DESIGNATION, by Senator D. P. Hinkins.

Jacob L. Anderegg, 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 7, 2017

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **H.B. 86**, INACTIVE VOTER AMENDMENTS, by Representative C. Hall, 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. 135**, DEPOSIT OF PUBLIC FUNDS, by Representative A. Gardiner, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Government Operations and Political Subdivisions Committee recommends **S.B. 152**, MUNICIPAL MAYORAL TERM AMENDMENTS, by Senator J. Iwamoto, be replaced with and reports a favorable recommendation on **1st Sub. S.B. 152**, MUNICIPAL MAYORAL TERM AMENDMENTS and that 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. 178**, MILITARY INSTALLATION DEVELOPMENT AUTHORITY AMENDMENTS, by Senator J. W. Stevenson, with the following amendments and recommends it be considered read for the second time and placed on the Consent Calendar.
1. Page 9, Lines 258 through 262:

258 (d) with respect to the military installation development authority created in Section
259 63H–1–201, the aggregate average annual gross wages, not including health care benefits or
260 other paid or unpaid benefits of newly created full–time employment positions in a new
261 commercial project within {– the city or town closest to the location of –} the county where the authority project area and the
262 new commercial project are located

262 that are at least 110% of the average wages of the {– city or town
–} county ; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on S.B. 179, ANIMAL CARE AND CONTROL APPRECIATION WEEK, by Senator J. Stuart Adams, and recommends it be considered read for the second time and placed on the Consent Calendar.

Don L. Ipson, Chair

On motion of Senator Henderson, the committee reports were adopted. The bills were considered read the second time and placed on the Consent Calendar.

INTRODUCTION OF BILLS

S.B. 192, Boat Registration Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

H.B. 67, WILDLIFE AMENDMENTS, was read the third time, explained by Senator Dayton, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams        Anderegg    Bramble       Buxton
Dabakis      Davis       Dayton       Escamilla
Fillmore     Harper       Hemmert      Henderson
Hillyard     Hinkins      Ipson        Iwamoto
Mayne        Okerlund     Shiozawa     Stephenson
Thatcher      Van Tassell  Vickers      Weiler
Niederhauser
Absent or not voting were: Senators
Christensen  Knudson  Millner  Stevenson

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.

***

S.B. 137, FISCAL REQUIREMENTS FOR LOCAL GOVERNMENTS AND NONPROFITS, was read the third time, explained by Senator Bramble, and passed on the following roll call:

Y eas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams  Anderegg  Bramble  Buxton
Dabakis  Davis  Dayton  Escamilla
Fillmore  Harper  Hemmert  Henderson
Hillyard  Hinkins  Ipson  Iwamoto
Knudson  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Stevenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator
Christensen

S.B. 137 was transmitted to the House for consideration.

***

On motion of Senator Knudson, H.B. 27, INTERSTATE COMPACT ON MILITARY CHILDREN AMENDMENTS, was read the third time and circled.

THIRD READING CALENDAR

S.B. 70, ASSET FORFEITURE TRANSPARENCY AMENDMENTS, was read the third time and explained by Senator Stephenson. Senator Hillyard commented and the bill passed on the following roll call:

Y eas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams  Anderegg  Bramble  Buxton
Dabakis  Davis  Dayton  Escamilla
Fillmore    Harper    Hemmert    Henderson
Hillyard    Hinkins    Ipson    Iwamoto
Knudson     Mayne     Millner    Okerlund
Shiozawa    Stephenson Stevenson    Thatcher
Van Tassell  Vickers    Weiler    Niederhauser

Absent or not voting was: Senator Christensen

S.B. 70 was transmitted to the House for consideration.

* * *

S.C.R. 3, CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ENERGY ADEQUATELY FUND THE URANIUM MILL TAILINGS REMEDIAL ACTION PROJECT, 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    Anderegg    Bramble    Buxton
Dabakis  Davis     Dayton     Escamilla
Fillmore  Harper    Hemmert    Henderson
Hillyard  Hinkins    Ipson     Iwamoto
Knudson   Mayne     Millner    Okerlund
Shiozawa  Stephenson Stevenson    Thatcher
Van Tassell  Vickers    Weiler    Niederhauser

Absent or not voting was: Senator Christensen

S.C.R. 3 was transmitted to the House for consideration.

SECOND READING CALENDAR

On motion of Senator Okerlund, the Senate voted to lift H.C.R. 12, CONCURRENT RESOLUTION URGING FEDERAL LEGISLATION TO REDUCE OR MODIFY THE BOUNDARIES OF THE GRAND STAIRCASE−ESCALANTE NATIONAL MONUMENT, to the top of the Second Reading Calendar.

On motion of Senator Okerlund, under suspension of the rules, H.C.R. 12, CONCURRENT RESOLUTION URGING FEDERAL LEGISLATION TO
REDUCE OR MODIFY THE BOUNDARIES OF THE GRAND STAIRCASE–ESCALANTE NATIONAL MONUMENT, was considered read the second and third times. Senators Dabakis, Adams, Shiozawa, Anderegg, Weiler, Escamilla, Van Tassell, Davis, and Hinkins commented and the bill passed on the following roll call:

**Yeas, 25; Nays, 4; 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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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.

***

On motion of Senator Okerlund, the Senate recessed at 12:08 p.m.

**AFTERNOON SESSION**

The Senate reassembled at 2:04 p.m., with President Niederhauser presiding.

**RULES COMMITTEE REPORTS**

To the Members of the Senate: February 8, 2017

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

**BUSINESS AND LABOR COMMITTEE**

**S.B. 184** Division of Occupational and Professional Licensing  
*Sen. Ipson, D.*

**S.B. 187** Construction Trade Amendments *Sen. Buxton, D. G.*

EDUCATION COMMITTEE
S.B. 186  Education Reporting Amendments Sen. Fillmore, L.

GOVERNMENT OPERATIONS AND POLITICAL SUBDIVISIONS COMMITTEE

HEALTH AND HUMAN SERVICES COMMITTEE
S.C.R. 8  Health Care Freedom Concurrent Resolution Sen. Hemmert, D.
S.J.R. 12  Joint Resolution Designating Post-traumatic Stress Injury Awareness Day Sen. Knudson, P.

JUDICIARY, LAW ENFORCEMENT, AND CRIMINAL JUSTICE COMMITTEE
S.B. 185  Cause of Action for Minors Injured by Pornography Sen. Weiler, T.
S.B. 188  Child Support Guidelines Advisory Committee Amendments Sen. Hillyard, L.
NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENT COMMITTEE
S.B. 189 Oil and Gas Operations Amendments Sen. Hinkins, D.
S.B. 191 Oil and Gas Amendments Sen. Okerlund, R.

REVENUE AND TAXATION COMMITTEE

TRANSPORTATION, PUBLIC UTILITIES, ENERGY, AND TECHNOLOGY COMMITTEE

Deidre M. Henderson
Rules Committee Chair

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

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 8, 2017

The House passed, S.B. 15, AGRICULTURE PROTECTION AREA AND INDUSTRIAL PROTECTION AREA 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. 19, RETIREMENT SYSTEMS PAYMENTS TO SURVIVORS 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. 25, MOTOR CARRIER 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. 38, SPECIALIZED LICENSE PLATE 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. 39**, ROAD CLASSIFICATION AMENDMENTS, by Senator W. Harper, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 62**, WORKERS’ COMPENSATION COVERAGE AMENDMENTS, 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 8, 2017

The House passed, as amended, **1st Sub. S.B. 22**, UTAH COMMISSION ON AGING SUNSET AMENDMENTS, by Senator B. Shiozawa, and it is transmitted for further consideration; and

The House passed, as amended, **1st Sub. S.B. 41**, STATE HIGHWAY SYSTEM AMENDMENTS, by Senator W. Harper, and it is transmitted for further consideration; and

The House passed, as amended, **S.B. 73**, ACUPUNCTURE LICENSING ACT AMENDMENTS, by Senator D. Hinkins, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.

Mr. President: February 8, 2017

The House passed, as substituted and amended, **1st Sub. H.B. 146**, PARTIAL FILLING OF A SCHEDULE II CONTROLLED SUBSTANCE PRESCRIPTION, by Representative S. Barlow, and it is transmitted for consideration; and

The House passed **H.B. 170**, SMALL CLAIMS AMENDMENTS, by Representative K. Kwan, 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. 193**, Judicial Performance Evaluation Commission Modifications (T. Weiler), was read the first time by short title and referred to the Rules Committee.
S.B. 194, Utah Data Research Center Act (J. Anderegg), was read the first time by short title and referred to the Rules Committee.

S.B. 195, Government Transparency Revisions (D. Henderson), was read the first time by short title and referred to the Rules Committee.

S.C.R. 9, Concurrent Resolution Concerning the Oral Health Care of Utah’s At-risk Populations (P. Knudson), was read the first time by short title and referred to the Rules Committee.

S.R. 1, Senate Rules Resolution on Placement of Trophies in Senate Lounge (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

SPECIAL ORDER OF BUSINESS

A citation was read honoring the Worker’s Compensation Organization.

THIRD READING CALENDAR

1st Sub. S.B. 71, CRIMINAL ACCOUNTS RECEIVABLE AMENDMENTS, was read the third time, explained by Senator Thatcher, and passed on the following roll call:

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

Voting in the affirmative were: Senators

Adams  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Hemmert
Henderson  Hillyard  Hinkins  Ipson
Iwamoto  Knudson  Mayne  Millner
Shiozawa  Stephenson  Stevenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator Okerlund

1st Sub. S.B. 71 was transmitted to the House for consideration.

* * *

On motion of Senator Bramble, S.B. 16, SALES AND USE TAX EXEMPTION CHANGES, was read the third time and circled.
S.B. 45, RETAIL WATER LINE DISCLOSURE 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  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Hemmert
Henderson  Hillyard  Hinkins  Ipson
Iwamoto  Knudson  Mayne  Millner
Shiozawa  Stephenson  Stevenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator
Okerlund

S.B. 45 was transmitted to the House for consideration.

1st Sub. S.B. 69, NOTIFICATION REQUIREMENTS FOR BALLOT PROPOSALS, was read the third time and explained by Senator Anderegg.

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

2nd Sub. S.B. 69 Notification Requirements for Ballot Proposals (J. Anderegg)

The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

Adams  Anderegg  Bramble  Buxton
Dabakis  Davis  Dayton  Escamilla
Fillmore  Harper  Hemmert  Henderson
Hillyard  Hinkins  Ipson  Iwamoto
Knudson  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Stevenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser
Absent or not voting was: Senator Christensen

2nd Sub. S.B. 69 was transmitted to the House for consideration.

***

On motion of Senator Henderson, S.J.R. 1, JOINT RULES RESOLUTION ON FUNDING MIX DETERMINATIONS, was read the third time and circled.

***

1st Sub. S.J.R. 5, JOINT RESOLUTION SUPPORTING PROPOSED FEDERAL CHANGES TO DISTRIBUTIONS TO UTAH NAVAJO TRUST FUND, was read the third time, explained by Senator , and passed on the following roll call:

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

Voting in the affirmative were: Senators

Adams  Anderegg  Bramble  Buxton
Dabakis  Davis  Dayton  Escamilla
Fillmore  Harper  Hemmert  Henderson
Hillaryard  Hinkins  Ipson  Iwamoto
Knudson  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Stevenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator Christensen

1st Sub. S.J.R. 5 was transmitted to the House for consideration.

***

On motion of Senator Stevenson, the circle was removed from S.J.R. 1, JOINT RULES RESOLUTION ON FUNDING MIX DETERMINATIONS, and it was before the Senate. Senator Stevenson explained the bill. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

Adams  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Absent or not voting was: Senator Hillyard

S.J.R. 1 was transmitted to the House for consideration.

SECOND READING CALENDAR

H.B. 16, VOTING REVISIONS, was read the second time. Senator Dayton explained the bill. Senators Hillyard, Fillmore, and Escamilla commented. The bill passed second reading on the following roll call:

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

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Harper Hemmert Henderson
Hillyard Hinkins Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Van Tassell Vickers Weiler Niederhauser

Voting in the negative was: Senator Fillmore

On motion of Senator Van Tassell, H.B. 16 was placed on Third Reading Table due to fiscal impact.

* * *

H.B. 32, ASSESSMENT AREA ACT AMENDMENTS, was read the second time. Senator Thatcher 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
H.B. 63, HOLE IN THE ROCK STATE PARK, was read the second time. Senator Dayton explained the bill.

Senator Dayton proposed the following amendment #1:

1. Page 2, Lines 48 through 53:

   48   (iii) the Legislative Management Committee and the Natural Resources, Agriculture,

   49   and Environment Interim Committee approve the plan to expand the state park system by

   50   including the Hole in the Rock area.

   (4) In pursuing state park status for the Hole in the Rock area, the division shall consult with affected counties, the Hole in the Rock Foundation, and other parties as appropriate.

   51   {−(4)−}   (5) If the division successfully enters into the agreement described in Subsection (2)(a),

   52   the division shall negotiate in good faith with the School and Institutional Trust Lands

   53   Administration to attempt to:

2. Page 3, Lines 59 through 62:

   59   {−(5)−}   (6) The Hole in the Rock area shall be included within the state park system upon the

   60   division entering into the agreement described in Subsection (2)(a).

   61   {−(6)−}   (7) Upon its inclusion in the state park system, the state shall be responsible for the

   62   cost of law enforcement within the Hole in the Rock area.
Senator Dayton’s motion to amend passed on a voice vote. Senator Fillmore commented. The bill passed second reading on the following roll call:

**Yeas, 23; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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On motion of Senator Okerlund, and at 2:52 p.m., the Senate adjourned until 11:00 a.m., Thursday, February 9, 2017.
EIGHTEENTH DAY
MORNING SESSION
February 9, 2017

The Senate was called to order at 11:06 a.m., with President Wayne Niederhauser presiding.

Prayer – Pastor Roy Gruber
Pledge of Allegiance – Senator Deidre Henderson
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 100)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 8, 2017

The House passed, S.B. 20, PHASED RETIREMENT AMENDMENTS, by Senator D. Hemmert, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 85, AMENDMENTS TO CHILD WELFARE, 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.C.R. 2, CONCURRENT RESOLUTION ON AIR AMBULANCE PROVIDERS, 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: February 8, 2017

The House passed, as amended, H.B. 35, MINIMUM SCHOOL PROGRAM AMENDMENTS, by Representative B. R. Cutler, 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 8, 2017

The Education Committee reports a favorable recommendation on S.B. 161, BULLYING AND HAZING AMENDMENTS, by Senator L. Escamilla; and

The Education Committee recommends S.B. 163, STUDENT DATA PROTECTION AMENDMENTS, by Senator J. L. Anderegg, be replaced and favorably recommends 1st Sub. S.B. 163, STUDENT DATA PROTECTION AMENDMENTS; and

The Education Committee reports a favorable recommendation on S.B. 165, SCHOLARSHIPS FOR PUBLIC SAFETY OFFICERS, by Senator K. Mayne; and

The Education Committee recommends S.B. 168, CAREER AND COLLEGE READINESS MATHEMATICS COMPETENCY REVISIONS, by Senator H. A. Stephenson, be replaced and favorably recommends 1st Sub. S.B. 168, CAREER AND COLLEGE READINESS MATHEMATICS COMPETENCY REVISIONS; and

The Education Committee recommends S.B. 173, ENGLISH LANGUAGE ARTS AMENDMENTS, by Senator H. A. Stephenson, be replaced and favorably recommends 1st Sub. S.B. 173, ENGLISH LANGUAGE ARTS AMENDMENTS; and

The Education Committee reports a favorable recommendation on S.B. 180, CHARTER SCHOOL START−UP GRANTS, by Senator H. A. Stephenson.

Ann Millner, Chair

Mr. President: February 8, 2017

The Health and Human Services Committee reports a favorable recommendation on H.B. 185, OFFICE OF LICENSING AMENDMENTS, by Representative D. Sanpei; and

The Health and Human Services Committee reports a favorable recommendation on 1st Sub. H.J.R. 4, JOINT RESOLUTION ON MAINTENANCE−OF−EFFORT REQUIREMENTS, by Representative E. H. Redd; and

The Health and Human Services Committee reports a favorable recommendation on S.B. 160, HOMELESS YOUTH HEALTH CARE AMENDMENTS, by Senator B. E. Shiozawa; and
The Health and Human Services Committee reports a favorable recommendation on S.B. 162, PHYSICIAN ASSISTANT AMENDMENTS, by Senator B. E. Shiozawa.

Lincoln Fillmore, Chair

Mr. President: February 8, 2017

The Business and Labor Committee reports a favorable recommendation on 1st Sub. H.B. 196, DIVISION OF REAL ESTATE AMENDMENTS, by Representative G. Froerer, with the following amendments:

1. Page 1, Line 19:

19 { permits the division to interview a witness; }

2. Page 30, Lines 914 through 924:

914 (2) In conducting investigations, records inspections, and adjudicative proceedings, the division may:

916 (a) administer an oath or affirmation;
917 (b) issue a subpoena that requires:
918 (i) the attendance and testimony of a witness; or
919 (ii) the production of evidence;
920 (c) take evidence;
921 (d) interview a witness;
922 (e) require the production of a record or information relevant to an investigation;
923 and
924 (f) serve a subpoena by certified mail.

3. Page 36, Lines 1084 through 1100:

1084 (1) (a) In addition to a power or duty expressly provided in this chapter, the division may:
1085 (i) receive and act on a complaint including:
1087 (A) taking action designed to obtain voluntary compliance with this chapter, including
1088 the issuance of a cease and desist order if the person against whom the order is issued is given
1089 the right to petition the board for review of the order; or
1090 (B) commencing an administrative or judicial proceeding on the division’s own
1091 initiative;
1092 (ii) [investigate] conduct a public or private investigation of an
entity required to be
1093 registered under this chapter, regardless of whether the entity is located in Utah;
1094 (iii) employ one or more investigators, clerks, or other employees or agents if:
1095 (A) approved by the executive director; and
1096 (B) within the budget of the division; {---} and {---}
1097 (iv) issue a subpoena that requires:
1098 (A) the attendance and testimony of a witness; or
1099 (B) the production of evidence {---} and
1100 (v) interview a witness.

4. Page 51, Line 1569 through Page 52, Line 1579:

1569 (3) For the purpose of the investigation described in Subsection (1), the division or an
1570 employee designated by the division may:
1571 (a) administer an oath or affirmation;
1572 (b) issue a subpoena that requires:
1573 (i) the attendance and testimony of a witness; or
1574 (ii) the production of evidence;
1575 (c) take evidence;
1576 (d) interview a witness;
(d) require the production of a book, paper, contract, record, other document, or information relevant to the investigation; and

(e) serve a subpoena by certified mail.

5. Page 54, Line 1662 through Page 55, Line 1670:

2. (a) The division may:

(i) administer an oath or affirmation;

(ii) issue a subpoena that requires:

(A) the attendance and testimony of a witness; or

(B) the production of evidence;

(iii) take evidence; and

(iv) interview a witness; and

require the production of a book, paper, contract, record, other document, or information relevant to the investigation described in Subsection (1).; and

The Business and Labor Committee recommends S.B. 74, MEDICAL INTERPRETER AMENDMENTS, by Senator L. Escamilla, be replaced and favorably recommends 2nd Sub. S.B. 74, MEDICAL INTERPRETER AMENDMENTS; and

The Business and Labor Committee reports a favorable recommendation on S.B. 172, BARBER LICENSING RESTRICTION CHANGES, by Senator T. Weiler.

Curtis S. Bramble, 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 8, 2017

The Health and Human Services Committee reports a favorable recommendation on S.B. 177, ARTHROGRYPOSIS MULTIPLEX
CONGENITA AWARENESS DAY, by Senator D. P. Hinkins, and recommends it be considered read for the second time and placed on the Consent Calendar.

Lincoln Fillmore, Chair

Mr. President: February 8, 2017

The Business and Labor Committee reports a favorable recommendation on **H.B. 106**, UTAH UNIFORM SECURITIES ACT AMENDMENTS, by Representative C. Hall, 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. 167**, PODIATRIC PHYSICIAN LICENSING ACT AMENDMENTS, by Representative T. D. Hawkes, 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. 182**, LABELING REQUIREMENTS FOR TYPES OF RETAIL GOODS, by Representative R. P. Edwards, 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. 155**, ALCOHOL BEVERAGE CONTROL BUDGET AMENDMENTS, by Senator K. Mayne, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 166**, OCCUPATIONAL AND PROFESSIONAL LICENSING AMENDMENTS, by Senator D. M. Henderson, 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.J.R. 11**, JOINT RESOLUTION URGING CONGRESS TO PROVIDE THE NECESSARY FUNDING FOR COMPLETION OF THE CENTRAL UTAH PROJECT, by Senator C. S. 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 Henderson, 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 8, 2017

The Rules Committee reports a favorable recommendation on H.J.R. 6, JOINT RULES RESOLUTION ON LEGISLATIVE PROCEDURES, by Representative J. Dunnigan.

Deidre M. Henderson  
Rules Committee Chair

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

INTRODUCTION OF BILLS

S.B. 196, Health Education Amendments (J. S. Adams), was read the first time by short title and referred to the Rules Committee.

S.B. 197, Manufacturing Amendments (J. S. Adams), was read the first time by short title and referred to the Rules Committee.

S.B. 198, Utah Communications Authority Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 199, ABLE Act Revisions (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.J.R. 13, Joint Resolution Supporting Creation of Citizens Equity Funds (J. S. Adams), was read the first time by short title and referred to the Rules Committee.

CONCURRENCE CALENDAR

On motion of Senator Shiozawa, the Senate voted to concur in the House amendments to 1st Sub. S.B. 22, UTAH COMMISSION ON AGING SUNSET AMENDMENTS. The bill, as amended, passed on the following roll call:

Y eas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators

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Absent or not voting were: Senators
Hemmert       Henderson       Hillyard       Stephenson
Thatcher

1st Sub. S.B. 22 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. 41, STATE HIGHWAY SYSTEM 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          Anderegg       Bramble       Buxton
Christensen    Dabakis       Davis         Dayton
Escamilla      Fillmore       Harper        Hinkins
Ipson          Iwamoto        Knudson       Mayne
Millner        Okerlund       Shiozawa      Stevenson
Van Tassell    Vickers        Weiler        Niederhauser

Absent or not voting were: Senators
Hemmert       Henderson       Hillyard       Stephenson
Thatcher

1st Sub. S.B. 41 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Hinkins, the Senate refused to concur in the House amendments to S.B. 73, ACUPUNCTURE LICENSING ACT AMENDMENTS. The House was asked to recede from its amendments and the bill was returned to the House.

COMMITTEE OF THE WHOLE

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

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

CONSENT CALENDAR

On motion of Senator Knudson, the circle was removed from H.B. 27, INTERSTATE COMPACT ON MILITARY CHILDREN 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  Buxton  Christensen
Dabakis  Davis  Dayton  Fillmore
Harper  Henderson  Hinkins  Ipson
Knudson  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Stevenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Anderegg  Escamilla  Hemmert  Hillyard
Iwamoto

H.B. 27 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

H.B. 69, CAPITAL FACILITIES REVISIONS, 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  Buxton  Dabakis
Davis  Dayton  Escamilla  Fillmore
Harper  Henderson  Hillyard  Hinkins
Ipson  Iwamoto  Knudson  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Thatcher  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Anderegg  Christensen  Hemmert

H.B. 69 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

H.B. 70, COMMON AREA ASSESSMENT AMENDMENTS, was read the third time, explained by Senator Bramble, and passed on the following roll call:
Day 18

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

***

On motion of Senator Stevenson, **H.B. 89, IMPACT FEE REPORTING REQUIREMENTS**, was read the third time and circled.

***

**1st Sub. S.B. 143, LOCAL DISTRICT BOARD AMENDMENTS**, was read the third time, explained by Senator Stevenson, and passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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**1st Sub. S.B. 143** was transmitted to the House for consideration.
On motion of Senator Okerlund, the Senate recessed at 12:05 p.m.

AFTERNOON SESSION

The Senate reassembled at 2:17 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 9, 2017

The House passed, S.B. 26, TRANSPORTATION DIVISIONS AND STRUCTURE 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. 42, DUI IMPOUND FEE REFUND AMENDMENTS, 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: February 9, 2017

The House passed, as amended, S.B. 18, FIREFIGHTERS’ DISABILITY RETIREMENT BENEFIT AMENDMENTS, by Senator K. Mayne, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bill was placed on the Concurrence Calendar.

Mr. President: February 9, 2017

The House passed, as substituted, 1st Sub. H.B. 166, SCHOOL AND INSTITUTIONAL TRUST FUND AMENDMENTS, by Representative J. Moss, and it is transmitted for consideration; and

The House passed, as amended, H.B. 227, EMERGENCY MEDICAL SERVICE SYSTEM AMENDMENTS, by Representative A. Gardiner, 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 9, 2017

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

BUSINESS AND LABOR COMMITTEE
S.B. 192 Boat Registration Amendments Sen. Bramble, C.

ECONOMIC DEVELOPMENT AND WORKFORCE SERVICES COMMITTEE
S.B. 194 Utah Data Research Center Act Sen. Anderegg, J.

EDUCATION COMMITTEE

GOVERNMENT OPERATIONS AND POLITICAL SUBDIVISIONS COMMITTEE

HEALTH AND HUMAN SERVICES COMMITTEE
S.C.R. 9 Concurrent Resolution Concerning the Oral Health Care of Utah’s At-risk Populations Sen. Knudson, P.

JUDICIARY, LAW ENFORCEMENT, AND CRIMINAL JUSTICE COMMITTEE
Deidre M. Henderson  
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 S.B. 16, SALES AND USE TAX EXEMPTION CHANGES, and it was before the Senate. Senator Bramble explained the bill. Senators Hillyard, Harper, Dabakis, Stephenson, and Davis commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators
Anderegg  Bramble  Buxton  Christensen
Davis  Dayton  Fillmore  Harper
Henderson  Hillyard  Hinkins  Ipson
Iwamoto  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser

Voting in the negative was: Senator
Dabakis

Absent or not voting were: Senators
Adams  Escamilla  Hemmert  Stevenson

S.B. 16 was transmitted to the House for consideration.
COMMITTEE OF THE WHOLE


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

THIRD READING CALENDAR

On motion of Senator Okerlund, H.B. 32, ASSESSMENT AREA ACT AMENDMENTS, was read the third time and circled.

* * *

H.B. 63, HOLE IN THE ROCK STATE PARK, 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 Anderegg Buxton Christensen
Dabakis Davis Dayton Fillmore
Harper Henderson Hillyard Hinkins
Iwamoto Knudson Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Van Tassell Vickers Weiler Niederhauser

Absent or not voting were: Senators
Bramble Escamilla Hemmert Ipson
Thatcher

H.B. 63, as amended, was returned 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., Friday, February 10, 2017.
NINETEENTH DAY
MORNING SESSION
February 10, 2017

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

Prayer – Alex Lambert, Student Body President at Logan High School
Pledge of Allegiance – Senator Curtis Bramble
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 100)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 9, 2017
The Speaker of the House has signed 1st Sub. S.B. 22, UTAH COMMISSION ON AGING SUNSET AMENDMENTS, by Senator B. Shiozawa, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 1st Sub. S.B. 41, STATE HIGHWAY SYSTEM AMENDMENTS, by Senator W. Harper, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

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

STANDING COMMITTEE REPORTS

Mr. President: February 9, 2017
The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on H.B. 65, AIR CONSERVATION ACT AMENDMENTS, by Representative M. Schultz; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on S.B. 189, OIL AND GAS OPERATIONS AMENDMENTS, by Senator D. P. Hinkins; and
The Natural Resources, Agriculture, and Environment Committee

Margaret Dayton, Chair

Mr. President: February 9, 2017

The Transportation, Public Utilities, Energy, and Technology Committee reports a favorable recommendation on **1st Sub. H.B. 109**, PUBLIC UTILITY REGULATORY RESTRICTED ACCOUNT AMENDMENTS, by Representative D. M. Pitcher; and

The Transportation, Public Utilities, Energy, and Technology Committee recommends **S.B. 130**, UNIVERSAL SERVICE FUND AMENDMENTS, by Senator D. P. Hinkins, be replaced and favorably recommends **1st Sub. S.B. 130**, UNIVERSAL SERVICE FUND AMENDMENTS; and

The Transportation, Public Utilities, Energy, and Technology Committee recommends **S.B. 174**, PUBLIC TRANSIT AND TRANSPORTATION GOVERNANCE AMENDMENTS, by Senator W. A. Harper, be replaced and favorably recommends **1st Sub. S.B. 174**, PUBLIC TRANSIT AND TRANSPORTATION GOVERNANCE AMENDMENTS; and


D. Gregg Buxton, Chair

Mr. President: February 9, 2017

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **1st Sub. H.B. 13**, UNIFORM FIDUCIARY ACCESS TO DIGITAL ASSETS ACT, by Representative V. Lowry Snow; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **H.B. 77**, FIFTH DISTRICT COURT JUDGE, by Representative V. Lowry Snow; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **S.B. 167**, BAIL AMENDMENTS, by Senator J. Stuart Adams; and
The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 185, CAUSE OF ACTION FOR MINORS INJURED BY PORNOGRAPHY, by Senator T. Weiler, with the following amendments:

1. Page 2, Lines 51 through 55:

51 (1) This part does not apply to an Internet service provider or interactive computer
52 service, as defined in 47 U.S.C. Sec. 230(f)(2), a provider of an electronic communications
53 service as defined in 18 U.S.C. Sec. 2510, a telecommunications service, information service,
54 or mobile service as defined in 47 U.S.C. Sec. 153, including a commercial mobile service as
55 defined in 47 U.S.C. Sec. 332(d), {− or −} a cable operator as defined in 47 U.S.C. Sec. 522, a satellite television provider if:

Todd Weiler, 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 9, 2017

The Transportation, Public Utilities, Energy, and Technology Committee reports a favorable recommendation on H.B. 190, TELECOMMUNICATIONS ADVISORY COUNCIL REPEAL, by Representative S. G. Handy, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Transportation, Public Utilities, Energy, and Technology Committee reports a favorable recommendation on H.B. 210, FLASHING BRAKE LIGHT REVISIONS, by Representative S. G. Handy, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Transportation, Public Utilities, Energy, and Technology Committee reports a favorable recommendation on S.B. 183, HIGH LOAD MOTOR
VEHICLES, by Senator W. A. Harper, and recommends it be considered read for the second time and placed on the Consent Calendar.

D. Gregg Buxton, Chair

Mr. President:

February 9, 2017

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 169, JUDICIARY AMENDMENTS, by Senator L. W. Hillyard, with the following amendments and recommends it be considered read for the second time and placed on the Consent Calendar.

1. Page 8, Lines 216 through 230:

216 (i) an order granting an expungement, if the expungement was opposed by the prosecution or a victim before the order was entered.

218 {– (6) A notice of appeal for a hearing de novo in the district court on a pretrial order excluding evidence under Subsection (5)(e) or (f) shall be filed within 28 days of the order}

220 excluding the evidence; – }

221 [(6) {– (7) –} (6) Upon entering a decision in a hearing de novo, the district court shall remand the case to the justice court unless:

223 (a) the decision results in immediate dismissal of the case; or

224 (b) [with agreement of the parties,] the hearing de novo was on a pretrial order and the parties and the district court [consents to] agree to have the district court retain jurisdiction;]

226 or].

227 [(c) the defendant enters a plea of guilty or no contest in the district court.]

228 [(7) {– (8) –} (7) The district court shall retain jurisdiction over the case on trial de novo.

229 [(8) {– (9) –} (8) The decision of the district court is final and may not be appealed unless the]
district court rules on the constitutionality of a statute or ordinance.; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 188, CHILD SUPPORT GUIDELINES ADVISORY COMMITTEE AMENDMENTS, by Senator L. W. Hillyard, and recommends it be considered read for the second time and placed on the Consent Calendar.

Todd Weiler, Chair

On motion of Senator Henderson, the committee reports were adopted. The bills were considered read the second time and placed on the Consent Calendar.

INTRODUCTION OF BILLS

S.B. 200, Law Enforcement Peer Counseling Amendments (D. Thatcher), was read the first time by short title and referred to the Rules Committee.

S.B. 201, Public Transit District Employee Rights Amendments (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.B. 202, Parent–Time Amendments (J. S. Adams), was read the first time by short title and referred to the Rules Committee.

S.B. 203, Real Estate Trustee Amendments (G. Davis), was read the first time by short title and referred to the Rules Committee.

S.B. 204, Public–private Partnerships (R. Okerlund), was read the first time by short title and referred to the Rules Committee.

S.B. 205, Area Assessment Amendments (K. Van Tassell), was read the first time by short title and referred to the Rules Committee.

S.B. 206, Veterans’ Benefit Amendments (J. Anderegg), was read the first time by short title and referred to the Rules Committee.

S.B. 207, Regional Service Center Funding Amendments (R. Okerlund), was read the first time by short title and referred to the Rules Committee.

S.J.R. 14, Joint Resolution Regarding Jobs in Rural Utah (K. Van Tassell), was read the first time by short title and referred to the Rules Committee.

COMMITTEE OF THE WHOLE

On motion of Senator Okerlund, U. S. Congressman Rob Bishop spoke in Committee of the Whole. Senators Hillyard, Adams, and Davis commented.
On motion of Senator Okerlund, the Committee of the Whole was dissolved.

SPECIAL ORDER OF BUSINESS

A citation was read honoring Alisha Keller for her heroic efforts at the Turn−About Ranch.

CONCURRENCE CALENDAR

On motion of Senator Mayne, the Senate voted to concur in the House amendments to S.B. 18, FIREFIGHTERS’ DISABILITY RETIREMENT BENEFIT 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Van Tassell Vickers Weiler Niederhauser

Absent or not voting was: Senator Hinkins

S.B. 18 was returned to the House for the signature of the Speaker.

CONSENT CALENDAR

On motion of Senator Hemmert, the circle was removed from H.B. 89, IMPACT FEE REPORTING REQUIREMENTS, 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 Anderegg Bramble Christensen
Davis Dayton Escamilla Fillmore
Harper Hemmert Henderson Hillyard
Ipson Iwamoto Knudson Mayne
Millner Okerlund Shiozawa Stephenson
Thatcher Van Tassell Vickers Weiler
Niederhauser
Absent or not voting were: Senators
Buxton     Dabakis     Hinkins     Stevenson

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.

* * *

H.B. 51, OFF–HIGHWAY VEHICLE 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     Anderegg     Bramble     Buxton
Christensen     Dayton     Escamilla     Fillmore
Harper     Hemmert     Henderson     Hillyard
Hinkins     Ipson     Iwamoto     Knudson
Mayne     Millner     Okerlund     Shiozawa
Stephenson     Thatcher     Van Tassell     Vickers
Weiler     Niederhauser

Absent or not voting were: Senators
Dabakis     Davis     Stevenson

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.

TIME CERTAIN CALENDAR

On motion of Senator Okerlund, under suspension of the rules, S.C.R. 5, CONCURRENT RESOLUTION RECOGNIZING SNOW REMOVAL CREWS THROUGHOUT UTAH, was considered read the second and third times. Senator Okerlund explained the bill. Senators Van Tassell, Hillyard, Bramble, Davis, Ipson, Weiler, Adams, Iwamoto, and Harper 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     Anderegg     Bramble     Buxton
Christensen     Dabakis     Davis     Dayton
Escamilla     Fillmore     Harper     Hemmert
Henderson     Hillyard     Hinkins     Ipson
S.C.R. 5 was transmitted to the House.

* * *

On motion of Senator Okerlund, the Senate recessed at 12:00 p.m.

AFTERNOON SESSION

The Senate reassembled at 2:08 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 10, 2017

The Speaker of the House has signed S.B. 18, FIREFIGHTERS’ DISABILITY RETIREMENT BENEFIT AMENDMENTS, by Senator K. Mayne, 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 10, 2017

The House passed, as substituted, 3rd Sub. H.B. 56, ACCESSIBLE PARKING AMENDMENTS, by Representative K. Stratton, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.B. 90, INSURANCE OPIOID REGULATION, by Representative R. Ward, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 105, EARLY VOTING AMENDMENTS, by Representative C. Hall, and it is transmitted for consideration; and

The House passed H.B. 148, REAUTHORIZATION OF ADMINISTRATIVE RULES, by Representative B. Greene, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 209, ADMINISTRATION OF MEDICATION TO STUDENTS AMENDMENT, by Representative M. McKell, and it is transmitted for consideration; and
The House passed **H.C.R. 2**, CONCURRENT RESOLUTION RECOGNIZING THE UNITED STATES AND UTAH’S PARTICIPATION IN WORLD WAR I, by Representative S. Handy, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.C.R. 6**, CONCURRENT RESOLUTION SUPPORTING THE RE-EMPOWERMENT OF THE STATES AMENDMENT, by Representative M. Nelson, and it is transmitted for consideration; and

The House passed **H.C.R. 14**, CONCURRENT RESOLUTION ON WILDFIRE ISSUES, by Representative L. Perry, and it is transmitted for consideration; and

The House passed **H.C.R. 15**, CONCURRENT RESOLUTION ON SUSTAINABLE MANAGEMENT OF UTAH’S WATER QUALITY, by Representative T. Hawkes, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

The bills were considered read the first time and referred to the Rules Committee.

**RULES COMMITTEE REPORTS**

To the Members of the Senate: February 10, 2017

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

**BUSINESS AND LABOR COMMITTEE**

**S.B. 199**  ABLE Act Revisions  *Sen. Weiler, T.*

**ECONOMIC DEVELOPMENT AND WORKFORCE SERVICES COMMITTEE**

**S.J.R. 13**  Joint Resolution Supporting Creation of Citizens Equity Funds  *Sen. Adams, J. S.*

**EDUCATION COMMITTEE**

**S.B. 196**  Health Education Amendments  *Sen. Adams, J. S.*


**HEALTH AND HUMAN SERVICES COMMITTEE**

JUDICIARY, LAW ENFORCEMENT, AND CRIMINAL JUSTICE COMMITTEE
S.B. 203 Real Estate Trustee Amendments Sen. Davis, G.

RETIREMENT AND INDEPENDENT ENTITIES COMMITTEE

REVENUE AND TAXATION COMMITTEE
S.B. 197 Manufacturing Amendments Sen. Adams, J. S.

TRANSPORTATION, PUBLIC UTILITIES, ENERGY, AND TECHNOLOGY COMMITTEE
S.B. 198 Utah Communications Authority Amendments Sen. Harper, W.

Deidre M. Henderson
Rules Committee Chair

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

TIME CERTAIN CALENDAR

On motion of Senator Iwamoto, under suspension of the rules, S.C.R. 7, CONCURRENT RESOLUTION URGING THE POSTMASTER GENERAL TO ISSUE A COMMEMORATIVE POSTAGE STAMP, was considered read the second and third times. Senator Iwamoto explained the bill. Senators Shiozawa, Dabakis, Escamilla, 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
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Knudson Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Van Tassell Vickers Weiler
Niederhauser

S.C.R. 7 was transmitted to the House.
THIRD READING CALENDAR

On motion of Senator Thatcher, the circle was removed from H.B. 32, ASSESSMENT AREA ACT AMENDMENTS, 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Knudson Millner Stephenson
Stevenson Thatcher Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Mayne Okerlund Shiozawa

H.B. 32, as amended, was returned to the House for further consideration.

SECOND READING CALENDAR

S.B. 90, VEHICLE INSPECTION AND REGISTRATION AMENDMENTS, was read the second time.

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

1st Sub. S.B. 90 Vehicle Inspection and Registration Amendments (J. Anderegg)

Senator Anderegg explained the bill. Senators Escamilla, Van Tassell, and Hillyard commented. The bill passed second reading on the following roll call:

Y eas, 24; Nays, 3; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Dabakis Davis Dayton Escamilla
Fillmore Hemmert Henderson Hillyard
Hinkins Ipson Knudson Mayne
Millner Shiozawa Stephenson Stevenson
Thatcher Van Tassell Weiler Niederhauser
Voting in the negative were: Senators
Christensen       Harper       Vickers

Absent or not voting were: Senators
Iwamoto           Okerlund

***

1st Sub. S.B. 100, EARLY CHILDHOOD SERVICES COORDINATION AMENDMENTS, was read the second time. Senator Millner explained the bill. The bill passed second reading on the following roll call:

Yeas, 22; Nays, 2; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams           Buxton          Christensen      Dabakis
Davis           Escamilla       Fillmore         Hemmert
Henderson       Hillyard        Ipson            Knudson
Mayne           Millner         Shiozawa         Stephenson
Stevenson       Thatcher        Van Tassell      Vickers
Weiler          Niederhauser

Voting in the negative were: Senators
Dayton           Harper

Absent or not voting were: Senators
Anderegg         Bramble         Hinkins          Iwamoto
Okerlund

***

On motion of Senator Knudson, the circle was removed from S.B. 10, VETERANS’ AND MILITARY AFFAIRS COMMISSION AMENDMENTS, and it was before the Senate. Senator Knudson explained the bill. The bill passed second reading on the following roll call:

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

Voting in the affirmative were: Senators
Adams           Anderegg        Bramble         Buxton
Christensen     Dabakis        Davis            Dayton
Escamilla       Fillmore       Harper           Hemmert
Henderson       Hillyard       Hinkins          Ipson
Knudson         Mayne           Millner          Shiozawa
Stephenson      Stevenson       Thatcher         Van Tassell
Vickers         Weiler          Niederhauser
Absent or not voting were: Senators
Iwamoto Okerlund

***

1st Sub. S.J.R. 2, JOINT RESOLUTION ENCOURAGING THE EMPLOYMENT OF UTAH WORKERS FOR AIRPORT REDEVELOPMENT EFFORTS, was read the second time. 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
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Van Tassell Vickers Weiler Niederhauser

Absent or not voting was: Senator
Iwamoto

***

S.B. 29, UTAH MARRIAGE COMMISSION AMENDMENTS, was read the second time. Senator Christensen explained the bill.

Senator Davis proposed the following amendment #5:

1. Page 5, Lines 134 through 146:

134 (4) (a) The premarital education or counseling shall include, as a minimum, the
135 following topics:
136 (i) commitment in marriage;
137 (ii) the importance of providing a safe and nurturing environment for children;
138 (iii) effective communication and problem-solving skills, including avoiding violence
and abuse in the relationship; and

(iv) effective financial management.

(b) At least six hours of premarital education or three hours of counseling are required
to fulfill the requirements of this section.

(c) Religious organizations offering formal premarital education or counseling,
including religious principles related to marriage, are exempt from the content requirements in
Subsection (4)(a), but shall adhere to the length-of-time requirement.

(c) Providers are encouraged to make use of research-based relationship inventories.

Senator Davis’ motion to amend failed on a voice vote. Senators Escamilla, Hillyard, and Anderegg 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

Adams  Anderegg  Bramble  Buxton
Christensen  Dayton  Fillmore  Harper
Hemmert  Hillyard  Knudson  Millner
Okerlund  Stevenson  Thatcher  Weiler
Niederhauser

Voting in the negative were: Senators

Dabakis  Davis  Escamilla  Henderson
Hinkins  Ipson  Iwamoto  Mayne
Shiozawa  Stephenson  Van Tassell  Vickers

* * *

On motion of Senator Okerlund, and at 3:07 p.m., the Senate adjourned until 10:00 a.m., Monday, February 13, 2017.
TWENTY−SECOND DAY

February 13, 2017

The Senate was called to order at 10:07 a.m., with President Wayne Niederhauser presiding.

Prayer – Senator Brian Shiozawa
Pledge of Allegiance – Senator Daniel Thatcher
Roll Call – All Senators present except Senator Knudson, excused.

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 100)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 10, 2017

The House passed, S.C.R. 7, CONCURRENT RESOLUTION URGING THE POSTMASTER GENERAL TO ISSUE A COMMEMORATIVE POSTAGE STAMP, 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 10, 2017

The House passed, as amended, H.B. 95, LITTLE SAHARA STATE PARK DESIGNATION, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed H.B. 161, PEDESTRIAN SAFETY AMENDMENTS, by Representative S. Eliason, et al, and it is transmitted for consideration; and

The House passed, as amended, H.B. 174, FIREARM RECORDS PROTECTION AMENDMENTS, by Representative V. Potter, and it is transmitted for consideration; and

The House passed H.B. 184, CONTRABAND DEVICE DESTRUCTION, by Representative J. Fawson, and it is transmitted for consideration; and
The House passed, as substituted, **1st Sub. H.C.R. 5**, CONCURRENT RESOLUTION ON CLEAN FUEL SCHOOL BUSES, by Representative S. Handy, et al, and it is transmitted for consideration; and

The House passed **H.J.R. 11**, JOINT RESOLUTION CALLING FOR REFORM OF THE INTERNATIONAL TRAFFIC IN ARMS REGULATIONS, by Representative K. Lisonbee, 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 10, 2017

The Revenue and Taxation Committee recommends **S.B. 94**, LOCAL DISTRICT REVISIONS, by Senator L. Fillmore, be replaced and favorably recommends **1st Sub. S.B. 94**, LOCAL DISTRICT REVISIONS.

Howard A. Stephenson, Chair

Mr. President: February 10, 2017

The Economic Development and Workforce Services Committee recommends **S.B. 149**, FINANCIAL EDUCATION AND SAVINGS PLAN TO BENEFIT AT–RISK CHILDREN, by Senator L. Fillmore, be replaced and favorably recommends **1st Sub. S.B. 149**, FINANCIAL EDUCATION AND SAVINGS PLAN TO BENEFIT AT–RISK CHILDREN; and

The Economic Development and Workforce Services Committee reports a favorable recommendation on **S.B. 194**, UTAH DATA RESEARCH CENTER ACT, by Senator J. L. Anderegg.

Jacob L. Anderegg, Chair

Mr. President: February 10, 2017

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **3rd Sub. H.B. 11**, STATE BOARDS AND COMMISSIONS AMENDMENTS, by Representative N. K Thurston; and

The Government Operations and Political Subdivisions Committee recommends **S.B. 133**, PROCUREMENT PROCESS AMENDMENTS, by
Senator K. Mayne, be replaced and favorably recommends **1st Sub. S.B. 133**, PROCUREMENT PROCESS AMENDMENTS.

Don L. Ipson, 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 10, 2017

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 26**, REVENUE AND TAXATION MODIFICATIONS, 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 **H.B. 143**, TAX ADVISORY BOARD AMENDMENTS, by Representative A. Gardiner, and recommends it be considered read for the second time and placed on the Consent Calendar.

Howard A. Stephenson, Chair

Mr. President: February 10, 2017

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **H.B. 193**, REVISOR’S TECHNICAL CORRECTIONS TO UTAH CODE, by Representative B. R. Wilson, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **H.B. 218**, POLL LOCATION AMENDMENTS, by Representative C. Hall, and recommends it be considered read for the second time and placed on the Consent Calendar.

Don L. Ipson, Chair

On motion of Senator Henderson, the committee reports were adopted. The bills were considered read the second time and placed on the Consent Calendar.

**INTRODUCTION OF BILLS**

**S.B. 208**, Utah Uniform Commercial Real Estate Receivership Act (L. Hillyard), was read the first time by short title and referred to the Rules Committee.
S.B. 209, Budgeting Revisions (L. Fillmore), was read the first time by short title and referred to the Rules Committee.

S.B. 210, Equal Pay Amendments (J. Anderegg), was read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

H.B. 86, INACTIVE VOTER 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
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Escamilla
Fillmore Harper Hemmert Henderson
Hillyard Hinkins Ipson Iwamoto
Mayne Millner Stephenson Stevenson
Thatcher Van Tassell Vickers Weiler
Niederhauser

Absent or not voting were: Senators
Dayton Knudson Okerlund Shiozawa

H.B. 86 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

H.B. 135, DEPOSIT OF PUBLIC FUNDS, 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Mayne Millner Okerlund
Stephenson Stevenson Thatcher Van Tassell
Vickers Weiler Niederhauser
Absent or not voting were: Senators
Knudson     Shiozawa

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.

* * *

1st Sub. S.B. 152, MUNICIPAL MAYORAL TERM AMENDMENTS, was read the third time, explained by Senator Iwamoto, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams     Anderegg     Bramble     Buxton
Christensen     Dabakis     Davis     Dayton
Escamilla     Fillmore     Harper     Hemmert
Henderson     Hillyard     Hinkins     Ipson
Iwamoto     Mayne     Millner     Okerlund
Stephenson     Stevenson     Thatcher     Van Tassell
Vickers     Weiler     Niederhauser

Absent or not voting were: Senators
Knudson     Shiozawa

1st Sub. S.B. 152 was transmitted to the House for consideration.

* * *

S.B. 178, MILITARY INSTALLATION DEVELOPMENT AUTHORITY AMENDMENTS, was read the third time, explained by Senator Stevenson, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams     Anderegg     Bramble     Buxton
Christensen     Dabakis     Davis     Dayton
Escamilla     Fillmore     Harper     Hemmert
Henderson     Hillyard     Hinkins     Ipson
Iwamoto     Mayne     Millner     Okerlund
Shiozawa     Stephenson     Stevenson     Thatcher
Van Tassell     Vickers     Weiler     Niederhauser
Absent or not voting was: Senator Knudson

S.B. 178 was transmitted to the House for consideration.

* * *

S.B. 179, ANIMAL CARE AND CONTROL AMENDMENTS, was read the third time, explained by Senator Adams, and passed on the following roll call:

Y eas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators

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Absent or not voting was: Senator Knudson

S.B. 179 was transmitted to the House for consideration.

THIRD READING CALENDAR

1st Sub. S.B. 90, VEHICLE INSPECTION AND REGISTRATION AMENDMENTS, was read the third time, explained by Senator Anderegg, and passed on the following roll call:

Y eas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators

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Absent or not voting was: Senator Knudson
1st Sub. S.B. 90 was transmitted to the House for consideration.

* * *

1st Sub. S.B. 100, EARLY CHILDHOOD SERVICES COORDINATION AMENDMENTS, was read the third time, explained by Senator Millner, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Escamilla
Fillmore Hemmert Henderson Hillyard
Hinkins Ipson Iwamoto Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Van Tassell Vickers
Weiler Niederhauser

Voting in the negative were: Senators
Dayton Harper

Absent or not voting was: Senator
Knudson

1st Sub. S.B. 100 was transmitted to the House for consideration.

* * *

On motion of Senator Henderson, S.B. 10, VETERANS’ AND MILITARY AFFAIRS COMMISSION AMENDMENTS, was read the third time and circled.

* * *

1st Sub. S.J.R. 2, JOINT RESOLUTION ENCOURAGING THE EMPLOYMENT OF UTAH WORKERS FOR AIRPORT REDEVELOPMENT EFFORTS, 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Absent or not voting were: Senators
Henderson          Knudson

1st Sub. S.J.R. 2 was transmitted to the House for consideration.

* * *

S.B. 29, UTAH MARRIAGE COMMISSION AMENDMENTS, was read the third time, explained by Senator Christensen, and failed on the following roll call:

Yea s, 14; Nay s, 14; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams          Anderegg          Buxton          Christensen
Dabakis        Dayton           Hemmert          Hillyard
Millner        Okerlund         Stevenson         Thatcher
Weiler         Niederhauser

Voting in the negative were: Senators
Bramble         Davis           Escamilla         Fillmore
Harper          Henderson       Hinkins           Ipson
Iwamoto         Mayne           Shiozawa         Stephenson
Van Tassell     Vickers

Absent or not voting was: Senator
Knudson

S.B. 29 was filed.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 11, 2017

The House passed H.C.R. 4, CONCURRENT RESOLUTION RECOGNIZING 50 YEARS OF PUBLIC TELEVISION, by Representative V. L. Snow, 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 at the top of the Second Reading Calendar.
SECOND READING CALENDAR

On motion of Senator Weiler, under suspension of the rules, H.C.R. 4, CONCURRENT RESOLUTION RECOGNIZING 50 YEARS OF PUBLIC TELEVISION, was considered read the second and third times. Senators Davis and Okerlund 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  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Hemmert
Henderson  Hillyard  Hinkins  Ipson
Iwamoto  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Stevenson  Thatcher
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Knudson  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.

***

1st Sub. S.B. 40, SCHOOL BUS INSPECTION REVISIONS, 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  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Henderson
Hillyard  Hinkins  Ipson  Iwamoto
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Thatcher  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Hemmert  Knudson  Mayne
S.B. 96, UNSECURED LOAD AMENDMENTS, was read the second time. Senator Harper explained the bill. Senator Okerlund commented. The bill passed second reading on the following roll call:

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

**Voting in the affirmative were:** Senators

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*S.B. 32, CHILD WELFARE AUDITING AMENDMENTS, was read the second time. Senator Davis 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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Yeas, 23; Nays, 2; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams  Bramble  Buxton  Christensen
Dabakis  Davis  Escamilla  Fillmore
Harper  Hemmert  Henderson  Hillyard
Hinkins  Iwamoto  Mayne  Millner
Shiozawa  Stephenson  Stevenson  Thatcher
Van Tassell  Weiler  Niederhauser

Voting in the negative were: Senators
Anderegg  Dayton

Absent or not voting were: Senators
Ipson  Knudson  Okerlund  Vickers

* * *

S.B. 75, CHILD WELFARE AMENDMENTS, was read the second time.

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

1ST Sub. S.B. 75 Child Welfare Amendments (L. Fillmore)

Senator Fillmore explained the bill. Senator Harper commented. The bill passed second reading on the following roll call:

Yeas, 22; Nays, 3; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams  Anderegg  Bramble  Buxton
Dabakis  Davis  Escamilla  Fillmore
Hemmert  Henderson  Hillyard  Iwamoto
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Stevenson  Thatcher  Van Tassell
Weiler  Niederhauser

Voting in the negative were: Senators
Dayton  Harper  Hinkins

Absent or not voting were: Senators
Christensen  Ipson  Knudson  Vickers
**S.B. 88, MEDICAID HOUSING COORDINATOR, was read the second time. Senator Iwamoto explained the bill. The bill failed second reading on the following roll call:**

**Yeas, 12; Nays, 13; 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

| Ipson   | Knudson | Millner | Vickers |

S.B. 88 was filed.

***

**S.B. 91, NATIVE AMERICAN CHILD WELFARE AMENDMENTS, was read the second time. Senator Van Tassell explained the bill. The bill passed second reading on the following roll call:**

**Yeas, 23; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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1st Sub. S.B. 95, AIR AMBULANCE AMENDMENTS, was read the second time. Senator Harper explained the bill.

Senator Harper proposed the following amendment #1:

1. Page 5, Line 128:
   128  (i) appropriate analytical methods;
   (ii) the total amount of air ambulance flight charges in the state for a one−year period;

2. Page 5, Lines 133 through 138:
   133  (B) the number of flights for which a patient had personal responsibility to pay all or part of
   134  the flight charges;
   135  (C) the range of flight charges for which patients had personal responsibility under
   136  Subsection (2)(b)(ii)(B), including the median amount for paid patient personal responsibility; and
   137  (D) the name of any air ambulance provider {that billed a patient−} that received a median paid amount for patient responsibility in excess of the
   138  median amount for all paid patient personal responsibility during the reporting year.

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

Y eas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams  Bramble  Buxton  Dabakis
Davis  Dayton  Escamilla  Fillmore
Harper  Hemmert  Henderson  Hillyard
Hinkins  Iwamoto  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Thatcher  Van Tassell  Weiler  Niederhauser

Absent or not voting were: Senators
Anderegg  Christensen  Ipson  Knudson
Vickers
S.B. 52, RENTAL AMENDMENTS, was read the second time. Senator Fillmore 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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S.B. 92, WORKERS’ COMPENSATION FUND REVISIONS, was read the second time. Senator Bramble explained the bill. Senators Harper and Anderegg 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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S.B. 99, CONSUMER PROTECTION ACTION AMENDMENTS, was read the second time. Senator Hemmert explained the bill. The bill passed second reading on the following roll call:
Day 22  Monday, February 13, 2017  335

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

Voting in the affirmative were: Senators

Adams  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Hemmert
Henderson  Hinkins  Ipson  Iwamoto
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Stevenson  Thatcher  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators

Hillyard  Knudson

* * *

On motion of Senator Iwamoto, the Senate voted to include the words of **S.C.R. 7, CONCURRENT RESOLUTION URGING THE POSTMASTER GENERAL TO ISSUE A COMMEMORATIVE POSTAGE STAMP**, in the Senate Journal.

**S.C.R. 7**

*Be it resolved by the Legislature of the state of Utah, the Governor concurring therein:*

WHEREAS, over 33,000 Nisei (second-generation Japanese Americans), including citizens of Utah, served with honor in the United States Army during World War II;

WHEREAS, as described in the Civil Liberties Act of 1988, “race prejudice, war hysteria, and a failure of political leadership” led to over 120,000 Japanese Americans being forced from their homes in west-coast states and placed into “internment camps” such as the Topaz Relocation Center near Delta, Utah;

WHEREAS, in a show of their American loyalty, 451 individuals who were incarcerated at the Topaz Relocation Center enlisted in the United States Army, leaving family and friends behind barbed wire to serve in the war effort;

WHEREAS, these Americans served in the famed 100th Battalion/442nd Regimental Combat Team in Europe, which became the most decorated American unit of the war and one of the most decorated units in our nation’s history;
WHEREAS, the 100th/442nd fought nobly at Monte Cassino, broke the German “Gothic Line,” liberated French towns such as Bruyères, Biffontaine, and Belvédère, and helped to liberate and aid Holocaust survivors at Dachau;

WHEREAS, one of the key founders and original members of the 100th/442nd was Mike Masaoka of Salt Lake City, who graduated from the University of Utah and was a member of the Church of Jesus Christ of Latter-day Saints;

WHEREAS, Nisei also served in the United States Army’s Military Intelligence Service (MIS) as military linguists in the war with Japan in the Pacific Theater;

WHEREAS, the MIS was credited by General MacArthur’s intelligence chief, Major General Charles Willoughby, with shortening the war with Japan by two years and saving countless lives as the “eyes and ears” of American and Allied forces in the Pacific;

WHEREAS, the MIS also served in key roles following the war during the Allied occupation of Japan and helped establish close relations between Japan and the United States that have lasted ever since;

WHEREAS, the MIS is considered to be among the founding organizations of the Defense Language Institute, the center that trains military linguists for the United States Armed Forces today;

WHEREAS, Nisei women rose to the call to action during the war and served in the Women’s Army Corps and Cadet Nurse Corps;

WHEREAS, the 100th/442nd and MIS were awarded the Congressional Gold Medal in 2011 for their exemplary service and patriotism;

WHEREAS, the United States Postal Service is considering a commemorative stamp proposal that would tell the inspiring story of the patriotic service of Japanese Americans during World War II through a stamp featuring the National Japanese American Memorial to Patriotism, located in Washington, D.C.;

WHEREAS, in a letter written in support of this commemorative stamp, the Utah chapters of the Japanese American Citizens League requested the Legislature’s assistance “to honor this important chapter, not only in Utah’s history, but in our nation’s history as well”;

WHEREAS, in a letter written in support of this commemorative stamp, Utah Governor Gary R. Herbert stated, “the issuance of this stamp would be a small, but
important step in recognizing those worthy of praise, and in making certain the injustices of our past are never replicated in our nation’s future”;

WHEREAS, in a letter written in support of this commemorative stamp, Utah Attorney General and fourth generation Japanese American, Sean D. Reyes, said, “America is a stronger and richer nation because of the many significant contributions made to her by the patriotic and hard–working men and women of the Japanese American community. I think it is most fitting to recognize the greatness of America and Japanese Americans through this special issuance”;

WHEREAS, in a letter written in support of this commemorative stamp, the members of the Utah delegation to the United States House of Representative declared that “this stamp would be an appropriate way to help our nation commemorate this important chapter in our nation’s history”;

WHEREAS, in a letter written in support of this commemorative stamp, United States Senator Orrin Hatch said this proposal “tells the patriotic story, in part of the Americans of Japanese Ancestry who endured the internment camps and served in our nation’s military during World War II”; and

WHEREAS, in a letter written in support of this commemorative stamp, United States Senator Mike Lee said, “Japanese-Americans played an immeasurable role in defending the United States and defeating the Axis powers during the Second World War. Thousands were wounded and hundreds gave their lives to secure the blessings of freedom for future generations, even as their own families were being denied that same freedom at home. These Americans’ patriotism should continually be celebrated by our country, and the lessons of their sacrifices never forgotten”:

NOW, THEREFORE, BE IT RESOLVED that the Legislature of the state of Utah, the Governor concurring therein, urges the Postmaster General to issue a commemorative postage stamp that would honor the American patriotism of the Nisei.

BE IT FURTHER RESOLVED that a copy of this resolution and the letters of support from Utah Governor Gary R. Herbert, Utah Attorney General Sean D. Reyes, the members of the Utah delegation to the United States House of Representatives, United States Senator Orrin Hatch, and United States Senator Mike Lee be sent to the Postmaster General of the United States, the members of Utah’s congressional delegation, and the President of the United States.

***

S.B. 78, TEACHER PEDAGOGICAL ASSESSMENT, was read the second time.
On motion of Senator Millner, the following substitute bill replaced the original bill:

**1st Sub. S.B. 78 Teacher Pedagogical Assessment (A. Millner)**

Senator Millner explained the bill. 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

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**Absent or not voting were:** Senators

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**S.B. 102, UTAH STUDENT PRIVACY ACT, was read the second time.** Senator Mayne explained the bill. Senators Anderegg and Fillmore commented. The bill passed second reading on the following roll call:

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

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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On motion of Senator Okerlund, and at 12:04 p.m., the Senate adjourned until 10:00 a.m., Tuesday, February 14, 2017.
TWENTY−THIRD DAY

February 14, 2017

The Senate was called to order at 10:03 a.m., with President Wayne Niederhauser presiding.

Prayer – Reverend Masami Hayashi
Pledge of Allegiance – Senator Margaret Dayton
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 100)

SPECIAL ORDER OF BUSINESS

The winners of the Senate Art Contest were honored by the Senate.

COMMITTEE OF THE WHOLE

On motion of Senator Hillyard, Michael Ballam sang for the Senate in Committee of the Whole.

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

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 13, 2017

The House passed, 1st Sub. S.B. 64, STUDENT SCHOLARSHIP 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.

Mr. President: February 13, 2017

The House concurred in the Senate amendments and passed H.B. 63, HOLE IN THE ROCK STATE PARK, by Representative K. Stratton, 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 13, 2017

The House passed, as substituted and amended, 1st Sub. H.B. 23, INCOME TAX CREDIT MODIFICATIONS, by Representative J. Peterson, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 24, STUDENT PROSPERITY SAVINGS PROGRAM − TAX AMENDMENTS, by Representative J. Peterson, and it is transmitted for consideration; and

The House passed H.B. 48, WILDLIFE SPECIES INTRODUCTION AMENDMENTS, by Representative C. Albrecht, and it is transmitted for consideration; and

The House passed H.B. 84, WATER LAW − NONUSE APPLICATIONS, by Representative T. Hawkes, and it is transmitted for consideration; and

The House passed, as amended, H.B. 100, INSTITUTIONS OF HIGHER EDUCATION DISCLOSURE REQUIREMENTS, by Representative K. Coleman, and it is transmitted for consideration; and

The House passed, as substituted and amended, 2nd Sub. H.B. 101, ADOPTIVE STUDIES AND EVALUATIONS AMENDMENTS, by Representative E. Redd, and it is transmitted for consideration; and

The House passed H.B. 118, AUTHORITY OF STATE ENGINEER, by Representative T. Hawkes, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 119, SCHOOL BOARD MIDTERM REPLACEMENT PROCESS, by Representative S. Pulsipher, and it is transmitted for consideration; and

The House passed H.B. 126, STUDENT PLAN FOR COLLEGE AND CAREER READINESS REVISIONS, by Representative M. Winder, and it is transmitted for consideration; and

The House passed H.B. 158, STATE HOUSE BOUNDARY AMENDMENTS, by Representative J. Peterson, and it is transmitted for consideration; and

The House passed H.B. 181, STATE ENGINEER FEE APPLICATION AMENDMENTS, by Representative L. Wilde, and it is transmitted for consideration; and

The House passed H.B. 188, LOCAL HISTORIC DISTRICT AMENDMENTS, by Representative B. Wilson, and it is transmitted for consideration; and
The House passed **H.B. 192**, MINUTEMAN HIGHWAY DESIGNATION, by Representative N. Thurston, and it is transmitted for consideration; and

The House passed **H.B. 258**, VETERANS TAX AMENDMENTS, by Representative V. Peterson, and it is transmitted for consideration; and

The House passed **H.B. 268**, MONEY MANAGEMENT ACT AMENDMENTS, by Representative J. Knotwell, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. **H.C.R. 7**, CONCURRENT RESOLUTION SUPPORTING RANCHERS GRAZING LIVESTOCK ON PUBLIC LANDS, by Representative J. Westwood, and it is transmitted for consideration; and

The House passed **H.J.R. 7**, PROPOSAL TO AMEND UTAH CONSTITUTION — ACTIVE MILITARY PROPERTY TAX EXEMPTION, by Representative V. Peterson, and it is transmitted for consideration.

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

**RULES COMMITTEE REPORTS**

To the Members of the Senate: February 13, 2017

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

**ECONOMIC DEVELOPMENT AND WORKFORCE SERVICES COMMITTEE**

**S.J.R. 14**  
Joint Resolution Regarding Jobs in Rural Utah  
*Sen. Van Tassell, K.*

**H.C.R. 2**  
Concurrent Resolution Recognizing the United States and Utah’s Participation in World War I  
*Rep. Handy, S.*,  
*Sen. Stevenson, J.*

1st Sub. **H.C.R. 6**  
Concurrent Resolution Supporting the Re-empowerment of the States Amendment  
*Sen. Adams, J. S.*

**EDUCATION COMMITTEE**

1st Sub. **H.B. 209**  
Administration of Medication to Students Amendment  
*Rep. McKell, M.*,  
*Sen. Bramble, C.*
GOVERNMENT OPERATIONS AND POLITICAL SUBDIVISIONS COMMITTEE
S.B. 204 Public−private Partnerships Sen. Okerlund, R.
S.B. 205 Area Assessment Amendments Sen. Van Tassell, K.
1st Sub. H.B. 105 Early Voting Amendments Rep. Hall, C.,
Sen. Thatcher, D.
H.B. 148 Reauthorization of Administrative Rules

HEALTH AND HUMAN SERVICES COMMITTEE
2nd Sub. H.B. 90 Insurance Opioid Regulation Rep. Ward, R.,
Sen. Vickers, E.

JUDICIARY, LAW ENFORCEMENT, AND CRIMINAL JUSTICE COMMITTEE
S.B. 200 Law Enforcement Peer Counseling Amendments
Sen. Thatcher, D.

NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENT COMMITTEE
S.B. 206 Veterans’ Benefit Amendments Sen. Anderegg, J.
S.B. 207 Regional Service Center Funding Amendments
Sen. Okerlund, R.
H.C.R. 14 Concurrent Resolution on Wildfire Issues Rep. Perry, L.,
Sen. Vickers, E.

TRANSPORTATION, PUBLIC UTILITIES, ENERGY, AND TECHNOLOGY COMMITTEE
S.B. 201 Public Transit District Employee Rights Amendments
Sen. Mayne, K.
3rd Sub. H.B. 56 Accessible Parking Amendments Rep. Stratton, K.,
Sen. Hinkins, D.

Deidre M. Henderson
Rules Committee Chair

Report filed. On motion of Senator Henderson, the committee report was adopted.
STANDING COMMITTEE REPORTS

Mr. President: February 13, 2017

The Education Committee reports a favorable recommendation on H.B. 43, AMERICAN INDIAN AND ALASKAN NATIVE EDUCATION AMENDMENTS, by Representative M. E. Noel; and

The Education Committee reports a favorable recommendation on 1st Sub. H.B. 114, LOCAL SCHOOL ENTITY AMENDMENTS, by Representative B. R. Cutler; and

The Education Committee reports a favorable recommendation on S.B. 186, EDUCATION REPORTING AMENDMENTS, by Senator L. Fillmore; and

The Education Committee reports a favorable recommendation on S.B. 190, EDUCATION COMPUTING PATHWAYS, by Senator R. Okerlund, with the following amendments:

1. Page 3, Lines 84 through 86:
   84   (c) supporting activities that promote and enhance access, diversity, and equity;
   85   (d) supporting collaborations and partnerships between K−12, institutions of higher education, cultural and community partners, and industry representatives;
   86
2. Page 4, Lines 94 through 98:
   94   (a) rigorous and relevant metrics that are shared by all grant participants; and
   95   (b) an evaluation by the STEM Action Center of the grant program that identifies best practices;
   96   (c) a full-time staff person to oversee the implementation of the grant program;
   97   (4) The STEM Action Center, in consultation with the State Board of Education, shall:

Ann Millner, Chair

Mr. President: February 13, 2017

The Health and Human Services Committee reports a favorable recommendation on 1st Sub. H.B. 66, OPIATE OVERDOSE RESPONSE ACT AMENDMENTS, by Representative C. Spackman Moss; and
The Health and Human Services Committee reports a favorable recommendation on **S.C.R. 8**, HEALTH CARE FREEDOM CONCURRENT RESOLUTION, by Senator D. Hemmert; and

The Health and Human Services Committee reports a favorable recommendation on **S.C.R. 9**, CONCURRENT RESOLUTION CONCERNING THE ORAL HEALTH CARE OF UTAH’S AT–RISK POPULATIONS, by Senator P. C. Knudson

Lincoln Fillmore, Chair

Mr. President:

The Business and Labor Committee reports a favorable recommendation on **1st Sub. H.B. 37**, STATE CONSTRUCTION CODE AMENDMENTS, by Representative M. Schultz; and

The Business and Labor Committee recommends **S.B. 187**, CONSTRUCTION TRADE AMENDMENTS, by Senator D. Gregg Buxton, be replaced and favorably recommends **1st Sub. S.B. 187**, CONSTRUCTION TRADE AMENDMENTS; and

The Business and Labor Committee recommends **S.B. 199**, ABLE ACT REVISIONS, by Senator T. Weiler, be replaced and favorably recommends **1st Sub. S.B. 199**, ABLE ACT REVISIONS.

Curtis S. Bramble, Chair

Mr. President:

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **H.B. 53**, MISSING AND EXPLOITED CHILDREN’S DAY, by Representative S. G. Handy; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **H.B. 138**, PUBLIC SAFETY AMENDMENTS, by Representative E. H. Redd; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **1st Sub. H.B. 146**, PARTIAL FILLING OF A SCHEDULE II CONTROLLED SUBSTANCE PRESCRIPTION, by Representative S. E. Barlow; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **H.B. 150**, CUSTODY AMENDMENTS
RELATED TO PARENTS WITH DISABILITIES, by Representative P. M. Arent; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on H.B. 170, SMALL CLAIMS AMENDMENTS, by Representative K. Kwan; and

The Judiciary, Law Enforcement, and Criminal Justice Committee recommends S.B. 193, JUDICIAL PERFORMANCE EVALUATION COMMISSION MODIFICATIONS, by Senator T. Weiler, be replaced and favorably recommends 1st Sub. S.B. 193, JUDICIAL PERFORMANCE EVALUATION COMMISSION MODIFICATIONS.

Todd Weiler, Chair

Mr. President: February 13, 2017

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on H.B. 96, PETROLEUM VAPOR RECOVERY AMENDMENTS, by Representative S. Eliason.

Margaret Dayton, Chair

Mr. President: February 13, 2017

The Retirement and Independent Entities Committee reports a favorable recommendation on 1st Sub. H.B. 166, SCHOOL AND INSTITUTIONAL TRUST FUND AMENDMENTS, by Representative J. Moss; and

The Retirement and Independent Entities Committee recommends S.B. 109, SMALL EMPLOYER RETIREMENT PROGRAM, by Senator T. Weiler, be replaced and favorably recommends 2nd Sub. S.B. 109, SMALL EMPLOYER RETIREMENT PROGRAM.

Daniel Hemmert, Chair

Mr. President: February 13, 2017

The Transportation, Public Utilities, Energy, and Technology Committee reports a favorable recommendation on S.B. 182, PUBLIC TRANSPORTATION SAFETY OVERSIGHT AMENDMENTS, by Senator K. Mayne, with the following amendments:

1. Page 2, Line 57:

   57 (5) (a) Subject to Section 59–12–2207, and except as provided in Subsection (5)(b), the state treasurer shall transfer revenue
2. Page 3, Line 62:

   62  [(a)] (i) provides written notice to the commission and the state treasurer requesting the transfer; and

3. Page 3, Line 65:

   65  (b) The {– state treasurer –} commission shall transmit a portion of the revenue collected within a county.

4. Page 3, Line 70:

   70  (i) provides written notice to the commission and the state treasurer requesting the transfer; and; and

The Transportation, Public Utilities, Energy, and Technology Committee recommends S.B. 198, UTAH COMMUNICATIONS AUTHORITY AMENDMENTS, by Senator W. A. Harper, be replaced and favorably recommends 1st Sub. S.B. 198, UTAH COMMUNICATIONS AUTHORITY AMENDMENTS.

D. Gregg Buxton, 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 13, 2017

The Health and Human Services Committee reports a favorable recommendation on H.B. 60, DEAF AND HARD OF HEARING AMENDMENTS, by Representative N. K Thurston, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Health and Human Services Committee reports a favorable recommendation on H.B. 61, PHARMACY SERVICE FOR DISCHARGED HOSPITAL PATIENTS, by Representative E. H. Redd, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Health and Human Services Committee reports a favorable recommendation on H.B. 227, EMERGENCY MEDICAL SERVICE SYSTEM AMENDMENTS, by Representative A. Gardiner, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Health and Human Services Committee reports a favorable recommendation on S.J.R. 12, JOINT RESOLUTION DESIGNATING
POST-TRAUMATIC STRESS INJURY AWARENESS DAY, by Senator P. C. Knudson, and recommends it be considered read for the second time and placed on the Consent Calendar.

Lincoln Fillmore, Chair

Mr. President: February 13, 2017

The Business and Labor Committee recommends S.B. 184, DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING, by Senator D. L. Ipson, be replaced with and reports a favorable recommendation on 1st Sub. S.B. 184, DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING 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. 192, BOAT REGISTRATION AMENDMENTS, by Senator C. S. Bramble, with the following amendments and recommends it be considered read for the second time and placed on the Consent Calendar.

1. Page 1, Lines 15 through 16:
   15 Other Special Clauses:
   16 { —None— }  This bill provides a special effective date.

2. Page 2, Lines 43 through 44:
   43 (i) Section 41–1a–301 for a vehicle; or
   44 (ii) Section 73–18–7 for a vessel.

Section 2. Effective Date.
This bill takes effect on January 1, 2018.

Curtis S. Bramble, Chair

Mr. President: February 13, 2017

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 203, REAL ESTATE TRUSTEE AMENDMENTS, by Senator G. Davis, and recommends it be considered read for the second time and placed on the Consent Calendar.

Todd Weiler, Chair

Mr. President: February 13, 2017

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on S.J.R. 6, JOINT RESOLUTION URGING
LEGISLATIVE APPROVAL FOR THE SALE OR LEASE OF WATER RIGHTS
BY THE STATE DEVELOPMENTAL CENTER, by Senator M. Dayton, with the
following amendments and recommends it be considered read for the second time
and placed on the Consent Calendar.

1. Page 1, Line 2:
   FOR THE {—SALE OR—} LEASE OF WATER RIGHTS BY
   THE

2. Page 1, Line 20 through 24:
   that aligns with the Legislature’s original purpose when creating
   the USDC; and
   authorizes approximately 7.7 acres of land and water
   rights located in the northeast
   corner of the USDC’s campus {—to be leased for commercial
   purposes—} to be approved for a long−term lease in accordance
   with the master plan.
   Special Clauses:

3. Page 4, Line 104 through 108:
   expresses support for the incremental implementation of the
   USDC’s master plan.
   BE IT FURTHER RESOLVED that, in accordance with Utah
   Code Subsection
   62A−5−206.6(5), the Legislature authorizes the Utah State
   Developmental Center’s Governing
   Board {—to enter into—} to approve a long−term lease for
   approximately 7.7 acres of land and water rights
   located in the northeast corner of the USDC’s campus.

Margaret Dayton, Chair

Mr. President: February 13, 2017

The Retirement and Independent Entities Committee reports a favorable
recommendation on H.B. 28, PUBLIC EMPLOYEES LONG−TERM
DISABILITY ACT AMENDMENTS, by Representative S. Duckworth, and
recommends it be considered read for the second time and placed on the Consent Calendar.

Daniel Hemmert, Chair

Mr. President: February 13, 2017

The Transportation, Public Utilities, Energy, and Technology Committee reports a favorable recommendation on H.B. 59, PUBLIC SERVICE COMMISSION AMENDMENTS, by Representative K. J. Christofferson, and recommends it be considered read for the second time and placed on the Consent Calendar.

D. Gregg Buxton, Chair

On motion of Senator Henderson, 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, Cannabinoid Product Act (E. Vickers), was read the first time by short title and referred to the Rules Committee.

S.B. 212, Professional Licensing Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 213, Utah Substance Use and Mental Health Advisory Council (J. Stevenson), was read the first time by short title and referred to the Rules Committee.

S.B. 214, Public Water Supplier Amendments (J. Iwamoto), was read the first time by short title and referred to the Rules Committee.

S.B. 215, Master Offense List (D. Thatcher), was read the first time by short title and referred to the Rules Committee.

S.B. 216, Reading Intervention Software License Program Accountability Amendments (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

S.B. 217, Environmental Impact Mitigation Regarding New Prison Project (L. Escamilla), was read the first time by short title and referred to the Rules Committee.

S.B. 218, Air Quality Board Membership Amendments (J. Dabakis), was read the first time by short title and referred to the Rules Committee.
S.B. 219, Pharmaceutical Product Amendments (B. Shiozawa), was read the first time by short title and referred to the Rules Committee.

S.B. 220, Student Assessment and School Accountability Amendments (A. Millner), was read the first time by short title and referred to the Rules Committee.

S.J.R. 15, Joint Rules Resolution — Federal Revenue Consideration (L. Fillmore), was read the first time by short title and referred to the Rules Committee.

* * *

On motion of Senator Okerlund, the Senate voted to reconsider its action on S.B. 88, MEDICAID HOUSING COORDINATOR. The bill was placed at the top of the Second Reading Calendar.

CONSENT CALENDAR

S.B. 177, ARTHROGYROPSIS MULTIPLEX CONGENITA AWARENESS DAY, 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  Buxton  Christensen
Dabakis  Davis  Dayton  Escamilla
Fillmore  Harper  Hemmert  Henderson
Hillyard  Hinkins  Ipson  Iwamoto
Knudson  Mayne  Millner  Okerlund
Stephenson  Stevenson  Thatcher  Weiler
Niederhauser

Absent or not voting were: Senators
Anderegg  Shiozawa  Van Tassell  Vickers

S.B. 177 was transmitted to the House for consideration.

* * *

H.B. 106, UTAH UNIFORM SECURITIES ACT 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       Anderegg       Bramble       Buxton
Christensen Dabakis       Davis       Dayton
Escamilla  Fillmore       Harper       Hemmert
Henderson  Hillyard       Hinkins       Ipson
Iwamoto    Knudson       Mayne       Millner
Okerlund   Stephenson     Stevenson     Thatcher
Weiler     Niederhauser

Absent or not voting were: Senators
Shiozawa    Van Tassell   Vickers

H.B. 106 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

H.B. 167, PODIATRISTIC PHYSICAL LICENSING ACT AMENDMENTS, was read the third time, explained by Senator Hinkins, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams       Anderegg       Bramble       Buxton
Christensen Dabakis       Davis       Dayton
Escamilla  Fillmore       Harper       Hemmert
Henderson  Hillyard       Hinkins       Ipson
Iwamoto    Knudson       Mayne       Millner
Okerlund   Stephenson     Stevenson     Thatcher
Weiler     Niederhauser

Absent or not voting were: Senators
Shiozawa    Van Tassell   Vickers

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.

***

H.B. 182, LABELING REQUIREMENTS FOR TYPES OF RETAIL GOODS, 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Knudson Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Vickers Weiler Niederhauser

Absent or not voting was: Senator
Van Tassell

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.

* * *

S.B. 155, ALCOHOL BEVERAGE CONTROL BUDGET 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Knudson Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Vickers Weiler Niederhauser

Absent or not voting was: Senator
Van Tassell

S.B. 155 was transmitted to the House for consideration.

* * *

S.B. 166, OCCUPATIONAL AND PROFESSIONAL LICENSING 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

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Absent or not voting were: Senators

| Hinkins   | Van Tassell |         |      |

S.B. 166 was transmitted to the House for consideration.

* * *

S.J.R. 11, JOINT RESOLUTION URGING CONGRESS TO PROVIDE THE NECESSARY FUNDING FOR COMPLETION OF THE CENTRAL UTAH PROJECT, was read the third time, explained by Senator Bramble, and passed on the following roll call:

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

Voting in the affirmative were: Senators

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Absent or not voting were: Senators

| Knudson   | Van Tassell |         |      |

S.J.R. 11 was transmitted to the House for consideration.

THIRD READING CALENDAR

1st Sub. S.B. 40, SCHOOL BUS INSPECTION 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

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Absent or not voting was: Senator Van Tassell

1st Sub. S.B. 40 was transmitted to the House for consideration.

* * *

On motion of Senator Knudson, the circle was removed from S.B. 10, VETERANS' AND MILITARY AFFAIRS COMMISSION AMENDMENTS, and it was before the Senate. Senator Knudson explained the bill. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

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S.B. 10 was transmitted to the House for consideration.

* * *

S.B. 96, UNSECURED LOAD AMENDMENTS, was read the third time, explained by Senator Harper, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent or not voting, 0.
**Voting in the affirmative were:** Senators

Adams    Anderegg    Bramble    Buxton
Christensen    Dabakis    Davis    Dayton
Escamilla    Fillmore    Harper    Hemmert
Henderson    Hillyard    Hinkins    Ipson
Iwamoto    Knudson    Mayne    Millner
Okerlund    Shiozawa    Stephenson    Stevenson
Thatcher    Van Tassell    Vickers    Weiler
Niederhauser

S.B. 96 was transmitted to the House for consideration.

***

S.J.R. 3, JOINT RESOLUTION ON COMMERCIAL DRIVING, was read the third time and explained by Senator Van Tassell.

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

1st Sub. S.J.R. 3 Joint Resolution on Commercial Driving
(K. Van Tassell)

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    Buxton    Christensen
Dabakis    Davis    Dayton    Escamilla
Fillmore    Harper    Hemmert    Henderson
Hillyard    Hinkins    Ipson    Iwamoto
Knudson    Mayne    Millner    Okerlund
Shiozawa    Stephenson    Stevenson    Thatcher
Van Tassell    Vickers    Weiler    Niederhauser

**Absent or not voting was:** Senator

Anderegg

1st Sub. S.J.R. 3 was transmitted to the House for consideration.

***

S.B. 32, CHILD WELFARE AUDITING AMENDMENTS, was read the third time and explained by Senator Davis. Senator Christensen commented and 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  Buxton  Christensen
Dabakis  Davis  Dayton  Escamilla
Fillmore  Harper  Hemmert  Henderson
Hillyard  Ipson  Iwamoto  Knudson
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Stevenson  Thatcher  Van Tassell
Vickers  Weiler  Niederhauser

Voting in the negative was: Senator
Anderegg

Absent or not voting was: Senator
Hinkins

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

* * *

1st Sub. S.B. 75, CHILD WELFARE AMENDMENTS, was read the third time and explained by Senator Fillmore.

Senator Fillmore proposed the following amendment:

1. Page 16, Lines 473 through 474:

473   (8) A child protection unit may share case–specific information obtained from the
474   division with members of
   a {−multi−disciplinary} multidisciplinary team that is:

Senator Fillmore’s motion to amend passed on a voice vote. Senators Christensen and Anderegg commented and the bill passed on the following roll call:

Yeas, 22; Nays, 7; Absent or not voting, 0.

Voting in the affirmative were: Senators
Adams  Bramble  Buxton  Dabakis
Davis  Escamilla  Fillmore  Hemmert
Henderson  Hillyard  Hinkins  Ipson
Iwamoto  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stevenson  Thatcher
Weiler  Niederhauser
Voting in the negative were: Senators
Anderegg Christensen Dayton Harper
Stephenson Van Tassell Vickers

1st Sub. S.B. 75 was transmitted to the House for consideration.

* * *

S.B. 91, NATIVE AMERICAN CHILD WELFARE AMENDMENTS, was read the third time, explained by Senator Van Tassell, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams Bramble Buxton Christensen
Dabakis Davis Dayton Escamilla
Fillmore Harper Hemmert Henderson
Hillyard Hinkins Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Van Tassell Vickers Weiler Niederhauser

Absent or not voting was: Senator
Anderegg

S.B. 91 was transmitted to the House for consideration.

* * *

1st Sub. S.B. 95, AIR AMBULANCE AMENDMENTS, was read the third time, explained by Senator Harper, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams Bramble Buxton Christensen
Dabakis Davis Dayton Escamilla
Fillmore Harper Henderson Hillyard
Hinkins Ipson Iwamoto Knudson
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Van Tassell
Vickers Weiler Niederhauser
Absent or not voting was: Senator Anderegg

1st Sub. S.B. 95 was transmitted to the House for consideration.

* * *

S.B. 52, RENTAL AMENDMENTS, was read the third time, explained by Senator Fillmore, 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

| Escamilla | Hemmert | Thatcher |

S.B. 52 was transmitted to the House for consideration.

* * *

S.B. 92, WORKERS’ COMPENSATION FUN REVISIONS, 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

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Absent or not voting were: Senators

| Escamilla | Hemmert | Hillyard | Thatcher |
S.B. 92 was transmitted to the House for consideration.

***

On motion of Senator Bramble, S.B. 99, CONSUMER PROTECTION ACTION AMENDMENTS, was read the third time and circled.

***

1st Sub. S.B. 78, TEACHER PEDAGOGICAL ASSESSMENT, was read the third time, explained by Senator Millner, 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

Dayton             Harper

**Absent or not voting were:** Senators

Bramble             Hemmert       Hillyard       Hinkins
Thatcher

1st Sub. S.B. 78 was transmitted to the House for consideration.

***

S.B. 102, UTAH STUDENT PRIVACY ACT, 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
Bramble  Hillyard

S.B. 102 was transmitted to the House for consideration.

SECOND READING CALENDAR

S.B. 88, MEDICAID HOUSING COORDINATOR, was before the Senate.

On motion of Senator Iwamoto, the bill was circled.

THIRD READING CALENDAR

On motion of Senator Hemmert, the circle was removed from S.B. 99, CONSUMER PROTECTION ACTION AMENDMENTS, and it was before the Senate. Senator Hemmert 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
Anderegg  Buxton  Christensen  Dabakis
Davis  Dayton  Fillmore  Harper
Hemmert  Henderson  Hinkins  Ipson
Iwamoto  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Thatcher  Van Tassell  Vickers  Weiler
Niederhauser

Absent or not voting were: Senators
Adams  Bramble  Escamilla  Hillyard

S.B. 99 was transmitted to the House for consideration.

SECOND READING CALENDAR

S.B. 112, SPECIAL GROUP LICENSE PLATE REPEAL, was read the second time. Senator Christensen explained the bill.

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

1st Sub. S.B. 112 Special Group License Plate Repeal (A. Christensen)

Senator Dabakis commented. The bill passed second reading on the following roll call:
Yeas, 26; Nays, 0; Absent or not voting, 3.

**Voting in the affirmative were:** Senators

- Anderegg
- Bramble
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hemmert
- Henderson
- Hillyard
- Hinkins
- Ipson
- Iwamoto
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Adams
- Buxton
- Stevenson

***

On motion of Senator Hillyard, **S.B. 58, UNIFORM VOIDABLE TRANSACTIONS ACT**, was read the second time and circled.

***

**S.B. 76, POST–CONVICTION DNA TESTING AMENDMENTS**, was read the second time. Senator Hillyard explained the bill.

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

**1st Sub. S.B. 76 Post–Conviction DNA Testing Amendments (L. Hillyard)**

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
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Fillmore
- Harper
- Hemmert
- Henderson
- Iwamoto
- Hillyard
- Hinkins
- Ipson
- Knudson
- Millner
- Okerlund
- Shiozawa
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Anderegg
- Mayne
- Stephenson
- Stevenson
On motion of Senator Adams, the circle was removed from S.B. 79, WASTE MANAGEMENT AMENDMENTS, and it was before the Senate. Senator Adams explained the bill. 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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<tr>
<th>Adams</th>
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<td>Vickers</td>
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**Voting in the negative were:** Senators

| Dabakis | Escamilla |

**Absent or not voting were:** Senators

| Anderegg | Bramble | Stephenson | Stevenson |

* * *

On motion of Senator Okerlund, and at 11:58 a.m., the Senate adjourned until 10:00 a.m., Wednesday, February 15, 2017.
TWENTY-FOURTH DAY

MORNING SESSION

February 15, 2017

The Senate was called to order at 10:06 a.m., with President Wayne
Niederhauser presiding.

Prayer – Rabbi David Levinsky
Pledge of Allegiance – Senator Evan Vickers
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 100)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 14, 2017

The House concurred in the Senate amendments and passed H.B. 32,
ASSESSMENT AREA ACT 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: February 14, 2017

The House passed H.B. 21, UNIFORM POWERS OF APPOINTMENT
ACT, by Representative V. L. Snow, and it is transmitted for consideration; and

The House passed H.B. 129, ADULT PROTECTIVE SERVICES
AMENDMENTS, by Representative R. Edwards, and it is transmitted for
consideration; and

The House passed, as substituted, 1st Sub. H.B. 139, CRIMINAL INTENT
AMENDMENTS, by Representative K. Stratton, and it is transmitted for
consideration; and

The House passed, as amended, H.B. 178, GOOD LANDLORD
AMENDMENTS, by Representative Brian S. King, and it is transmitted for
consideration; and
The House passed, as amended, **H.B. 191**, JUDICIAL PERFORMANCE EVALUATION COMMISSION AMENDMENTS, by Representative V. L. Snow, and it is transmitted for consideration; and

The House passed **H.B. 211**, 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.

**RULES COMMITTEE REPORTS**

To the Members of the Senate: February 14, 2017

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

**BUSINESS AND LABOR COMMITTEE**

<table>
<thead>
<tr>
<th>Bill</th>
<th>Title</th>
<th>Sponsor(s)</th>
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<tbody>
<tr>
<td>S.B. 208</td>
<td>Utah Uniform Commercial Real Estate Receivership Act</td>
<td>Sen. Hillyard, L.</td>
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</table>

**EDUCATION COMMITTEE**

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<tr>
<th>Bill</th>
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<tbody>
<tr>
<td>S.B. 220</td>
<td>Student Assessment and School Accountability Amendments</td>
<td>Sen. Millner, A.</td>
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**GOVERNMENT OPERATIONS AND POLITICAL SUBDIVISIONS COMMITTEE**

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**JUDICIARY, LAW ENFORCEMENT, AND CRIMINAL JUSTICE COMMITTEE**

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<tr>
<th>Bill</th>
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NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENT COMMITTEE


REVENUE AND TAXATION COMMITTEE


TRANSPORTATION, PUBLIC UTILITIES, ENERGY, AND TECHNOLOGY COMMITTEE


Deidre M. Henderson
Rules Committee Chair

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

INTRODUCTION OF BILLS

S.B. 221, Strategic Plan for Equal Compensation (L. Escamilla), was read the first time by short title and referred to the Rules Committee.

S.B. 222, Equitable Allocation of Public Transit District Funding (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.B. 223, Modifications to Charter School Governance (D. Henderson), was read the first time by short title and referred to the Rules Committee.

S.B. 224, Department of Workforce Services Amendments (L. Fillmore), was read the first time by short title and referred to the Rules Committee.

S.B. 225, Judgment Interest Rate Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.
S.B. 226, Permanent Criminal Stalking Injunction Amendments (T. Weiler), was read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

H.B. 190, TELECOMMUNICATIONS ADVISORY COUNCIL REPEAL, was read the third time, explained by Senator Adams, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Dabakis Davis Dayton Harper
Hemmert Henderson Hillyard Hinkins
Ipson Iwamoto Knudson Mayne
Okerlund Shiozawa Stephenson Stevenson
Thatcher Van Tassell Vickers Weiler
Niederhauser

Absent or not voting were: Senators
Christensen Escamilla Fillmore Millner

H.B. 190 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 210, FLASHING BRAKE LIGHT REVISIONS, was read the third time, explained by Senator Adams, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Dabakis Davis Dayton Escamilla
Fillmore Harper Hemmert Henderson
Hillyard Hinkins Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Van Tassell Vickers Weiler Niederhauser

Absent or not voting was: Senator
Christensen
**H.B. 210** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

**S.B. 183**, HIGH LOAD MOTOR VEHICLES, was read the third time, explained by Senator Harper, and passed on the following roll call:

**Yea**, 28; **Nay** 0; **Absent or not voting**, 1.

**Voting in the affirmative were**: Senators

- Adams
- Anderegg
- Bramble
- Buxton
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hemmert
- Henderson
- Hillyard
- Hinkins
- Ipson
- Iwamoto
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting was**: Senator

Christensen

*S.B. 183* was transmitted to the House for consideration.

***

**S.B. 169**, JUDICIARY AMENDMENTS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

**Yea**, 27; **Nay** 0; **Absent or not voting**, 2.

**Voting in the affirmative were**: Senators

- Adams
- Anderegg
- Bramble
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- Davis
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- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were**: Senators

Christensen

Henderson

*S.B. 169* was transmitted to the House for consideration.
S.B. 188, CHILD SUPPORT GUIDELINES ADVISORY COMMITTEE 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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<tr>
<th>Adams</th>
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**Absent or not voting was:** Senator Christensen

S.B. 188 was transmitted to the House for consideration.

**SPECIAL ORDER OF BUSINESS**

Senator Buxton read a citation honoring Master Sargent Gordy Ewell for his service to our country.

**THIRD READING CALENDAR**

1st Sub. S.B. 112, SPECIAL GROUP LICENSE PLATE REPEAL, was read the third time, explained by Senator Christensen, 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
Adams          Anderegg        Thatcher        Vickers

1st Sub. S.B. 112 was transmitted to the House for consideration.

***

1st Sub. S.B. 76, POST–CONVICTION DNA TESTING 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          Buxton          Dabakis
Davis          Dayton          Escamilla        Fillmore
Harper         Hemmert         Henderson        Hillyard
Hinkins        Ipson           Iwamoto          Knudson
Mayne          Millner         Okerlund         Shiozawa
Stephenson     Stevenson       Thatcher         Van Tassell
Weiler         Niederhauser

Absent or not voting were: Senators
Anderegg       Christensen     Vickers

1st Sub. S.B. 76 was transmitted to the House for consideration.

***

On motion of Senator Henderson, S.B. 79, WASTE MANAGEMENT AMENDMENTS, was read the third time and circled.

SECOND READING CALENDAR

H.C.R. 3, CONCURRENT RESOLUTION RECOGNIZING AND REMEMBERING THE FORGOTTEN PATIENTS OF THE UTAH STATE HOSPITAL, was read the second time. Senator Bramble explained the bill. The bill passed second reading on the following roll call:

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

Voting in the affirmative were: Senators
Adams          Bramble          Buxton          Christensen
Dabakis        Davis           Dayton          Escamilla
Fillmore       Harper       Hemmert       Henderson
Hillyard      Ipson        Iwamoto       Knudson
Mayne         Millner      Okerlund      Shiozawa
Stephenson    Stevenson    Thatcher      Van Tassell
Weiler        Niederhauser

Absent or not voting were: Senators
Anderegg      Hinkins      Vickers

* * *

H.B.  41. UTAH REVISED BUSINESS CORPORATION ACT
MODIFICATIONS, was read the second time. Senator Bramble explained the
bill. The bill passed second reading on the following roll call:

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

Voting in the affirmative were: Senators
Adams          Bramble      Buxton       Christensen
Dabakis       Davis        Dayton       Escamilla
Fillmore       Harper       Hemmert     Henderson
Hillyard       Ipson        Iwamoto     Knudson
Mayne          Millner      Okerlund    Shiozawa
Stephenson     Stevenson    Thatcher    Van Tassell
Weiler         Niederhauser

Absent or not voting were: Senators
Anderegg      Hinkins      Vickers

* * *

H.B.  30. HISTORIC PRESERVATION AMENDMENTS, was read the
second time. Senator Thatcher explained the bill.

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

1st Sub. H.B. 30 Historic Preservation Amendments (R.C. Webb)

The bill passed second reading on the following roll call:

Yeas, 27; Nays, 1; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams          Anderegg     Bramble      Buxton
Christensen    Davis        Dayton       Escamilla
H.B. 46, PASS—THROUGH ENTITY TAX AMENDMENTS, was read the second time. Senator Bramble explained the bill. 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 Adams

* * *

H.B. 64, PROPERTY TAX RELIEF AMENDMENTS, was read the second time. Senator Henderson 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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* * *
Absent or not voting was: Senator Okerlund

***

H.B. 185, OFFICE OF LICENSING AMENDMENTS, was read the second time. Senator Bramble explained the bill. The bill passed second reading on the following roll call:

Yea, 29; Nay, 0; Absent or not voting, 0.

Voting in the affirmative were: Senators

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On motion of Senator Christensen, 1st Sub. H.J.R. 4, JOINT RESOLUTION ON MAINTENANCE–OF–EFFORT REQUIREMENTS, was read the second time and circled.

***

1st Sub. H.B. 196, DIVISION OF REAL ESTATE AMENDMENTS, was read the second time. Senator Hemmert explained the bill. The bill passed second reading on the following roll call:

Yea, 27; Nay, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators

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Hillyard  Hinkins  Ipson  Iwamoto
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Stevenson  Thatcher  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Bramble  Knudson

* * *

H.J.R. 6, JOINT RESOLUTION ON LEGISLATIVE PROCEDURES, 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  Anderegg  Buxton  Christensen
Dabakis  Davis  Dayton  Fillmore
Harper  Hemmert  Henderson  Hillyard
Hinkins  Ipson  Iwamoto  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Thatcher  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Bramble  Escamilla  Knudson

* * *

H.B. 65, AIR CONSERVATION ACT AMENDMENTS, was read the second time. Senator Adams explained the bill. Senators Van Tassell and Davis commented. Senator Davis proposed an amendment. The amendment failed 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
Adams  Anderegg  Buxton  Christensen
Dabakis  Davis  Dayton  Escamilla
Fillmore  Harper  Hemmert  Henderson
Hillyard  Hinkins  Ipson  Iwamoto
Knudson  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Stevenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser
Absent or not voting was: Senator Bramble

***

On motion of Senator Christensen, the circle was removed from 1st Sub. H.J.R. 4, JOINT RESOLUTION ON MAINTENANCE–OF–EFFORT REQUIREMENTS, and it was before the Senate. Senator Christensen explained the bill. Senator Fillmore 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     Anderegg    Bramble    Buxton
Christensen Dabakis    Davis      Dayton
Fillmore    Harper     Hemmert    Henderson
Hillyard    Hinkins    Ipson      Iwamoto
Knudson     Mayne      Millner    Okerlund
Shiozawa    Stephenson Stevenson  Thatcher
Van Tassell Vickers    Weiler      Niederhauser

Absent or not voting was: Senator Escamilla

***

On motion of Senator Shiozawa, 1st Sub. H.B. 109, PUBLIC UTILITY REGULATORY RESTRICTED ACCOUNT AMENDMENTS, was read the second time and circled.

***

1st Sub. H.B. 13, UNIFORM FIDUCIARY ACCESS TO DIGITAL ASSETS ACT, was read the second time. Senator Hillyard explained the bill. Senator Anderegg commented. The bill passed second reading on the following roll call:

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

Voting in the affirmative were: Senators
Adams     Anderegg    Bramble    Buxton
Christensen Dabakis    Davis      Dayton
Escamilla  Fillmore    Harper     Hemmert
Henderson  Hillyard    Hinkins    Ipson
On motion of Senator Shiozawa, the circle was removed from 1st Sub. H.B. 109, PUBLIC UTILITY REGULATORY RESTRICTED ACCOUNT AMENDMENTS, and it was before the Senate. Senator Shiozawa explained the bill.

Senator Anderegg proposed the following amendment #1:

1. Page 3, Lines 57 through 59:

57 (b) Notwithstanding Subsection 13–1–2(3)(c), the Department of Commerce shall
58 deposit a fee assessed under this section
(i) if the balance of the Public Utility Regulatory Restricted Account is less than or equal to $3,000,000, into the Public Utility Regulatory Restricted Account; or
59 (ii) if the balance of the Public Utility Regulatory Restricted Account is greater than $3,000,000, into the General Fund.

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

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

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Dayton Escamilla
Fillmore Harper Hemmert Henderson
Hillyard Hinkins Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Van Tassell Vickers Weiler Niederhauser

Absent or not voting was: Senator
Davis
ADVISE AND CONSENT

COMMUNICATIONS FROM THE GOVERNOR

Mr. President: December 22, 2016

I am pleased to inform you that I have appointed Kent Holmberg as a Judge of the Third District Court, pursuant to Article VIII, Section 8 of the Utah Constitution and Utah Code Section 78–10–101.

Gary R. Herbert
Governor

Mr. President: January 27, 2017

The Senate Judicial Confirmation Committee met on January 27, 2017, and reports a favorable recommendation that Mr. Kent Holmberg be confirmed to the position of Judge of the Third District Court.

Todd Weiler, Chair

On motion of Senator Weiler, the Senate voted consent to the appointment of Judge Holmberg on the following roll call vote:

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

Voting in the affirmative were: Senators
Adams          Anderegg       Bramble       Buxton
Christensen    Dabakis        Davis         Dayton
Fillmore       Harper          Hemmert       Henderson
Hillyard       Hinkins        Ipson         Iwamoto
Knudson        Millner        Okerlund      Shiozawa
Stephenson     Stevenson       Thatcher      Van Tassell
Vickers        Weiler         Niederhauser

Absent or not voting were: Senators
Escamilla      Mayne

COMMITTEE OF THE WHOLE

On motion of Senator Okerlund, Judge Kent Holmberg spoke in Committee of the Whole.

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

**H.B. 77**, FIFTH DISTRICT COURT, was read the second time. Senator Ipson explained the bill. Senators Hillyard and Thatcher commented. The bill passed second reading on the following roll call:

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

**Voting in the affirmative were:** Senators

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**Absent or not voting was:** Senator

Vickers

On motion of Senator Van Tassell, **H.B. 77** was placed on Third Reading Table due to fiscal impact.

* * *

**3rd Sub. H.B. 11**, STATE BOARDs AND COMMISSIONs AMENDMENTS, was read the second time. Senator Dayton explained the bill.

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

**2nd Sub. H.B. 11 State Board and Commissions Amendments (N. Thurston)**

Senators Davis, Iwamoto, Weiler, Hillyard, Dabakis, Adams, Bramble, Escamilla, Anderegg, Harper, and Hinkins commented. The bill passed second reading on the following roll call:

**Yeas, 21; Nays, 7; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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</table>
Voting in the negative were: Senators
Dabakis    Davis    Escamilla    Iwamoto
Mayne      Millner  Shiozawa

Absent or not voting was: Senator
Stephenson

* * *

On motion of Senator Okerlund, the Senate recessed at 12:18 p.m.

AFTERNOON SESSION

The Senate reassembled at 2:08 p.m., with President Niederhauser presiding.

RULES COMMITTEE REPORTS

To the Members of the Senate: February, 2017

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

BUSINESS AND LABOR COMMITTEE

EDUCATION COMMITTEE
S.B. 223 Modifications to Charter School Governance Sen. Henderson, D.

GOVERNMENT OPERATIONS AND POLITICAL SUBDIVISIONS COMMITTEE

HEALTH AND HUMAN SERVICES COMMITTEE
S.B. 211 Cannabinoid Product Act Sen. Vickers, E.
S.B. 219 Pharmaceutical Product Amendments Sen. Shiozawa, B.

JUDICIARY, LAW ENFORCEMENT, AND CRIMINAL JUSTICE COMMITTEE
S.B. 213 Utah Substance Use and Mental Health Advisory Council Sen. Stevenson, J.
S.B. 215 Master Offense List Sen. Thatcher, D.

NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENT COMMITTEE
S.B. 217 Environmental Impact Mitigation Regarding New Prison Project Sen. Escamilla, L
S.B. 218 Air Quality Board Membership Amendments Sen. Dabakis, J.

REVENUE AND TAXATION COMMITTEE

TRANSPORTATION, PUBLIC UTILITIES, ENERGY, AND TECHNOLOGY COMMITTEE

Deidre M. Henderson
Rules Committee Chair

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

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 15, 2017

The House passed, S.B. 119, SALES AND USE TAX CHANGES, 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.C.R. 4**, CONCURRENT RESOLUTION HONORING COLONEL GAIL SEYMOUR HALVORSEN, 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:

February 15, 2017

The House passed, as substituted, **2nd Sub. H.B. 91**, COUNTY COMMISSION ELECTION AMENDMENTS, by Representative N. Thurston, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 93**, JUDICIAL NOMINATING PROCESS AMENDMENTS, by Representative M. Nelson, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 94**, OCCUPATIONAL AND PROFESSIONAL LICENSURE REVIEW COMMITTEE AMENDMENTS, by Representative B. Greene, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 152**, TRANSPORTATION FUNDING REVISIONS, by Representative S. Sandall, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 202**, TRESPASS AMENDMENTS, by Representative B. Greene, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 257**, AUTONOMOUS VEHICLES TASK FORCE, by Representative R. Spendlove, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 288**, SCHOOL SUNSCREEN PROVISION, by Representative C. Hall, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.C.R. 16**, CONCURRENT RESOLUTION DECLARING MENTAL HEALTH ISSUES TO BE A PUBLIC HEALTH CRISIS AT UTAH HIGHER EDUCATION INSTITUTIONS, by Representative E. Redd, and it is transmitted for consideration; and

The House passed, as amended, **H.C.R. 18**, CONCURRENT RESOLUTION ENCOURAGING UTAHNS TO CONSIDER THE SMOG RATING WHEN
PURCHASING A VEHICLE, by Representative P. Arent, et al, and it is transmitted for consideration; and

The House passed H.J.R. 8, 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. 9, JOINT RESOLUTION ON THE UTAH ATHLETIC FOUNDATION, 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.

INTRODUCTION OF BILLS

S.B. 228, Water Infrastructure Revisions (J. S. Adams), was read the first time by short title and referred to the Rules Committee.

S.B. 232, Cyber Exploitation Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.

SECOND READING CALENDAR

H.B. 43, AMERICAN INDIAN AND ALASKAN NATIVE EDUCATION AMENDMENTS, was read the second time. Senator Hinkins 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

Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Knudson Mayne Millner
Okerlund Shiozawa Stevenson Thatcher
Van Tassell Vickers Weiler Niederhauser

Absent or not voting was: Senator Stephenson
On motion of Senator Van Tassell, **H.B. 43** was placed on Third Reading Table due to fiscal impact.

***

**1st Sub. H.B. 114**, LOCAL SCHOOL ENTITY AMENDMENTS, was read the second time. Senator Anderegg 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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**1st Sub. H.B. 66**, OPIATE OVERDOSE RESPONSE ACT AMENDMENTS, was read the second time. Senator Shiozawa explained the bill. Senators Weiler and Vickers 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

- Davis

***

**1st Sub. H.B. 37**, STATE CONSTRUCTION CODE AMENDMENTS, was read the second time. Senator Bramble explained the bill. Senator Buxton 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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**H.B. 53, MISSING AND EXPLOITED CHILDREN’S DAY**, was read the second time. Senator Adams explained the bill. Senator Fillmore 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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**H.B. 138, PUBLIC SAFETY AMENDMENTS**, was read the second time. Senator Thatcher explained the bill. The bill passed second reading on the following roll call:

Yeas, 25; Nays, 1; Absent or not voting, 3.
Voting in the affirmative were: Senators
Adams   Anderegg   Bramble   Buxton
Dabakis Davis    Dayton    Escamilla
Fillmore Harper    Hemmert    Henderson
Hillyard Ipson    Iwamoto    Knudson
Mayne    Millner    Shiozawa    Stephenson
Stevenson Thatcher    Vickers    Weiler
Niederhauser

Voting in the negative was: Senator
Okerlund

Absent or not voting were: Senators
Christensen    Hinkins    Van Tassell

* * *

1st Sub. H.B. 146, PARTIAL FILLING OF A SCHEDULE II CONTROLLED SUBSTANCE PRESCRIPTION, was read the second time. Senator Vickers explained the bill. Senators Shiozawa, Davis, and 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   Anderegg   Bramble   Buxton
Dabakis Davis    Dayton    Escamilla
Fillmore Harper    Hemmert    Henderson
Hillyard Hinkins    Ipson    Iwamoto
Knudson    Mayne    Millner    Okerlund
Shiozawa Stephenson    Stevenson    Van Tassell
Vickers    Weiler    Niederhauser

Absent or not voting were: Senators
Christensen    Thatcher

* * *

H.B. 150, CUSTODY AMENDMENTS RELATED TO PARENTS WITH DISABILITIES, 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Ipson Thatcher

***

H.B. 170, SMALL CLAIMS AMENDMENTS, 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
Adams Anderegg Bramble Buxton
Dabakis Davis Dayton Escamilla
Fillmore Harper Hemmert Henderson
Hillyard Hinkins Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Christensen Thatcher

***

H.B. 96, PETROLEUM VAPOR RECOVERY AMENDMENTS, was read the second time. Senator Bramble explained the bill. Senators Ipson and Stephenson 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 Anderegg Bramble Buxton
Dabakis Davis Dayton Escamilla
Fillmore Harper Hemmert Henderson

Absent or not voting were: Senators
Christensen Hillyard Thatcher

** * **

1st Sub. H.B. 166, SCHOOL AND INSTITUTIONAL TRUST FUND AMENDMENTS, was read the second time. Senator Dayton explained the bill. Senators Dayton and Hillyard commented. The bill passed second reading on the following roll call:

Y eas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Dabakis Davis Dayton Escamilla
Fillmore Harper Hemmert Henderson
Hillyard Hinkins Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stevenson Steverson Thatcher
Van Tassell Vickers Weiler Niederhauser

Absent or not voting was: Senator
Christensen

** * **

On motion of Senator Iwamoto, the circle was removed from S.B. 88, MEDICAID HOUSING COORDINATOR, and it was before the Senate. Senator Iwamoto explained the bill. The bill passed second reading on the following roll call:

Y eas, 25; Nays, 1; Absent or not voting, 3.

Voting in the affirmative were: Senators
Anderegg Bramble Buxton Dabakis
Davis Dayton Escamilla Fillmore
Hemmert Henderson Hillyard Hinkins
Iwamoto Knudson Mayne Millner
Okerlund Shiozawa Stevenson
Thatcher Van Tassell Vickers Weiler
Niederhauser
Voting in the negative was: Senator Harper

Absent or not voting were: Senators
Adams Christensen Ipson

***

S.B. 98, EXCESS DAMAGES CLAIMS, was read the second time.

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

1st Sub. S.B. 98 Excess Damages Claims (J. Iwamoto)

On motion of Senator Iwamoto, the bill was circled.

***

S.B. 126, COLLECTION PROCESS AMENDMENTS, was read the second time.

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

1st Sub. S.B. 126 Collection Process Amendments (T. Weiler)

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
Buxton Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Knudson Mayne Millner
Okerlund Shiozawa Stephenson Thatcher
Van Tassell Vickers Weiler Niederhauser

Absent or not voting were: Senators
Adams Anderegg Bramble Christensen
Stevenson

***

S.B. 63, NONPROFIT CORPORATION AMENDMENTS – WATER COMPANIES, was read the second time.
On motion of Senator Dayton, the following substitute bill replaced the original bill:


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

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**Absent or not voting were:** Senators

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<th>Adams</th>
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**S.B. 104, LABOR COMMISSION ENFORCEMENT AMENDMENTS,** was read the second time. Senator Buxton 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. 120, WORKERS’ COMPENSATION DEPENDENT BENEFITS, 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

| Christensen | Ipson | Shiozawa |

S.B. 124, CHILD CARE LICENSING AMENDMENTS, was read the second time. Senator Fillmore 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

| Bramble     | Christensen |

S.B. 125, AUTHORIZATION TO MODIFY CHARTER SCHOOL CHARTER AGREEMENTS, was read the second time. Senator Stephenson
explained the bill. Senators Davis, Anderegg, Escamilla, Henderson, and Fillmore commented. The bill passed second reading on the following roll call:

**Yeas, 24; Nays, 2; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

- Dabakis
- Escamilla

**Absent or not voting were:** Senators

| Christensen | Hinkins | Stevenson |

** ***

On motion of Senator Hemmert, **S.B. 51**, DENTAL MANAGED CARE AMENDMENTS, was read the second time and circled.

** ***

**S.B. 106**, PSYCHOLOGY INTERJURISDICTIONAL COMPACT, was read the second time. Senator Shiozawa explained the bill. Senator Davis commented. The bill passed second reading on the following roll call:

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

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

- Fillmore
- Thatcher
S.B. 108, EMERGENCY ADMINISTRATION OF EPINEPHRINE AMENDMENTS, was read the second time. Senator Shiozawa 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  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Harper  Hemmert  Henderson
Hillyard  Ipson  Iwamoto  Knudson
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Stevenson  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Fillmore  Hinkins  Thatcher

S.B. 123, STATE DEVELOPMENTAL CENTER DENTAL CLINIC, 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  Buxton  Christensen
Dabakis  Davis  Dayton  Escamilla
Fillmore  Harper  Hemmert  Henderson
Hillyard  Hinkins  Ipson  Knudson
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Stevenson  Thatcher  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Anderegg  Iwamoto

THIRD READING CALENDAR

On motion of Senator Adams, the circle was removed from S.B. 79, WASTE MANAGEMENT AMENDMENTS, and it was before the Senate. Senator Adams explained the bill. The bill passed on the following roll call:
Yeas, 25; Nays, 0; Absent or not voting, 4.

**Voting in the affirmative were:** Senators

Adams  Buxton  Dabakis  Davis
Dayton  Escamilla  Fillmore  Harper
Hemmert  Henderson  Hillyard  Hinkins
Ipson  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Thatcher  Van Tassell  Vickers  Weiler
Niederhauser

**Absent or not voting were:** Senators

Anderegg  Bramble  Christensen  Iwamoto

S.B. 79 was transmitted to the House for consideration.

* * *

On motion of Senator Okerlund, and at 4:00 p.m., the Senate adjourned until 10:00 a.m., Thursday, February 16, 2017.
TWENTY–FIFTH DAY

February 16, 2017

The Senate was called to order at 10:09 a.m., with President Wayne Niederhauser presiding.

Prayer – Teddie Evans
Pledge of Allegiance – Senator Gene Davis
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(Please refer to Day 1, Page 100)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 16, 2017

The House refuses to recede from its amendments to S.B. 73, ACUPUNCTURE LICENSING ACT AMENDMENTS, by Senator D. Hinkins, and has appointed a Conference Committee consisting of Representatives J. Dunnigan, N. Thurston, and K. Kwan to meet with a like committee from the Senate on this bill.

Sandy D. Tenney, Chief Clerk

President Niederhauser appointed a conference committee consisting of Senators Hinkins, Mayne, and Van Tassell to meet with a like committee from the House.

Mr. President: February 15, 2017

The House passed H.B. 98, DEPARTMENT OF ADMINISTRATIVE SERVICES AMENDMENTS, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed H.B. 160, CAMPAIGN CONTRIBUTION SOLICITATION AMENDMENTS, by Representative P. Arent, and it is transmitted for consideration; and

The House passed H.B. 165, HIGHER EDUCATION RETIREMENT AMENDMENTS, by Representative J. Westwood, and it is transmitted for consideration; and
The House passed **H.B. 172**, UTAH EDUCATIONAL SAVINGS PLAN MEDICAID EXEMPTIONS, by Representative B. R. Cutler, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 180**, WATER RIGHTS TRANSFER AMENDMENTS, by Representative L. Wilde, 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 14, 2017
The Revenue and Taxation Committee recommends **S.B. 157**, CHANGES TO PROPERTY TAX, by Senator C. S. Bramble, be replaced and favorably recommends **1st Sub. S.B. 157**, CHANGES TO PROPERTY TAX; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 197**, MANUFACTURING AMENDMENTS, by Senator J. Stuart Adams.

Howard A. Stephenson, Chair

**Mr. President:** February 14, 2017
The Education Committee reports a favorable recommendation on **H.B. 35**, MINIMUM SCHOOL PROGRAM AMENDMENTS, by Representative B. R. Cutler; and

The Education Committee reports a favorable recommendation on **H.B. 62**, EDUCATOR RIGHTS AMENDMENTS, by Representative K. J. Stratton; and

The Education Committee reports a favorable recommendation on **H.B. 125**, STUDENT RESIDENCY AMENDMENTS, by Representative D. R. Owens.

Ann Millner, Chair

**Mr. President:** February 14, 2017
The Government Operations and Political Subdivisions Committee recommends **H.J.R. 3**, JOINT RESOLUTION CALLING FOR A CONVENTION TO AMEND THE CONSTITUTION OF THE UNITED STATES, by Representative M. F. Nelson, be replaced and favorably recommends
1st Sub. H.J.R. 3, JOINT RESOLUTION CALLING FOR A CONVENTION TO AMEND THE CONSTITUTION OF THE UNITED STATES.

Don L. Ipson, Chair

Mr. President: February 14, 2017

The Health and Human Services Committee reports a favorable recommendation on 2nd Sub. H.B. 90, INSURANCE OPIOID REGULATION, by Representative R. P. Ward; and

The Health and Human Services Committee reports a favorable recommendation on H.B. 154, TELEHEALTH AMENDMENTS, by Representative K. Ivory, with the following amendments:

1. Page 4, Lines 104 through 106:

   104 (1) “Asynchronous store and forward transfer” means the transmission of a patient’s
   105 health care information from an originating site to a provider at a distant site {— over a secure
   106 connection that complies with state and federal security and privacy laws }.

2. Page 12, Lines 349 through 352

   Senate Committee Amendments 2–13–2017:

   { 349 (7) A practitioner treating a patient through telehealth services, as described in Title 26,
   350 Chapter 59, Telehealth Act, may not issue a prescription through electronic prescribing for a
   351 drug or treatment to cause an abortion[, except in cases of rape, incest, or if the life of the
   352 mother would be endangered without an abortion]. }

Lincoln Fillmore, Chair

Mr. President: February 15, 2017

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 200, LAW ENFORCEMENT PEER COUNSELING AMENDMENTS, by Senator D. W. Thatcher, with the following amendments:
1. Page 2, Line 45 through 52:

> (c) “Law enforcement or firefighter peer support team member” means a person who

> 46 is:

> (i) a peace officer, civilian employee, or volunteer member of a law enforcement agency, a regular or volunteer member of a fire department, or another person who has been trained in peer support skills; and

> (ii) designated by the superintendents of the Utah Highway Patrol, the executive director of the Department of Corrections, a sheriff, a police chief, or a fire chief as a member of a law enforcement agency’s peer support team or a fire department’s peer support team.

Todd Weiler, Chair

Mr. President: February 15, 2017

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on H.C.R. 14, CONCURRENT RESOLUTION ON WILDFIRE ISSUES, by Representative L. B. Perry, with the following amendments:

1. Page 2, Line 40:

> WHEREAS, federal legislation is needed to enable more active forest management on all

Margaret Dayton, Chair
Mr. President: February 15, 2017

The Transportation, Public Utilities, Energy, and Technology Committee reports a favorable recommendation on **H.B. 104, MOTOR VEHICLE EMISSION**, by Representative L. Wilde.

D. Gregg Buxton, 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 14, 2017

The Education Committee reports a favorable recommendation on **1st Sub. H.B. 209, ADMINISTRATION OF MEDICATION TO STUDENTS AMENDMENT**, by Representative M. K. McKell, and recommends it be considered read for the second time and placed on the Consent Calendar.

Ann Millner, Chair

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **S.B. 195, GOVERNMENT TRANSPARENCY REVISIONS**, by Senator D. M. Henderson, and recommends it be considered read for the second time and placed on the Consent Calendar.

Don L. Ipson, Chair

Mr. President: February 14, 2017

The Business and Labor Committee reports a favorable recommendation on **S.B. 170, WORKERS’ COMPENSATION WORKGROUP**, 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 3, Lines 65 through 66:

65 temporary total disability, permanent partial disability, and permanent total disability; { and – }

   (f) improving injured workers’ accessibility to the Division of Industrial Accidents, including the feasibility of the Division of Industrial Accidents making the initial contact with an injured worker rather than relying on the injured worker to make the initial contact;

   (g) the prevalence of and possible penalties for bad faith denials of workers’ compensation claims by insurance carriers; and
any additional issue that the workgroup:

Curtis S. Bramble, Chair

Mr. President: February 15, 2017

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 202, PARENT–TIME AMENDMENTS, by Senator J. Stuart Adams, and recommends it be considered read for the second time and placed on the Consent Calendar.

Todd Weiler, Chair

Mr. President: February 15, 2017

The Transportation, Public Utilities, Energy, and Technology Committee reports a favorable recommendation on 3rd Sub. H.B. 56, ACCESSIBLE PARKING AMENDMENTS, by Representative K. J. Stratton, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Transportation, Public Utilities, Energy, and Technology Committee reports a favorable recommendation on H.B. 80, STATE TECHNOLOGY GOVERNANCE AMENDMENTS, by Representative B. R. Cutler, and recommends it be considered read for the second time and placed on the Consent Calendar.

D. Gregg Buxton, Chair

On motion of Senator Henderson, the committee reports were adopted. The bills were considered read the second time and placed on the Consent Calendar.

INTRODUCTION OF BILLS

S.B. 227, Doxing Prohibition Amendments (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

S.B. 229, Sales Factor Weighted Tax Modifications (W. Harper), was read the first time by short title and referred to the Rules Committee.

S.B. 230, Solicitation Amendments (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.B. 231, Business Entities Amendments (L. Hillyard), was read the first time by short title and referred to the Rules Committee.
S.B. 233, **Homeowners Association Amendments** (L. Fillmore), was read the first time by short title and referred to the Rules Committee.

S.B. 234, **School Turnaround Amendments** (A. Millner), was read the first time by short title and referred to the Rules Committee.

S.B. 235, **Assault and Threat of Violence Amendments** (D. Thatcher), was read the first time by short title and referred to the Rules Committee.

S.B. 236, **Motor Vehicle Franchise Amendments** (R. Okerlund), was read the first time by short title and referred to the Rules Committee.

S.B. 237, **Servicemembers Custody and Visitation Amendments** (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

**CONSENT CALENDAR**

H.B. 26, **REVENUE AND TAXATION MODIFICATIONS**, was read the third time, explained by Senator Henderson, and passed on the following roll call:

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

**Voting in the affirmative were:** Senators

Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Mayne Millner Okerlund
Shiozawa Stephenson Thatcher Van Tassell
Vickers Weiler Niederhauser

**Absent or not voting were:** Senators

Knudson Stevenson

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.

***

H.B. 143, **TAX ADVISORY BOARD AMENDMENTS**, was read the third time, explained by Senator Fillmore, and passed on the following roll call:

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

Adams       Anderegg       Bramble       Buxton  
Christensen  Dabakis       Davis         Dayton  
Escamilla    Fillmore       Harper        Hemmert 
Henderson    Hillyard      Hinkins       Ipson   
Iwamoto      Mayne         Millner       Okerlund 
Shiozawa     Stephenson    Stevenson      Thatcher 
Van Tassell  Vickers       Weiler        Niederhauser

**Absent or not voting was:** Senator

Knudson

**H.B. 143** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

**H.B. 193, REVISOR’S TECHNICAL CORRECTIONS TO THE UTAH CODE,** 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       Anderegg       Bramble       Buxton  
Christensen  Dabakis       Davis         Dayton  
Escamilla    Fillmore       Harper        Hemmert 
Henderson    Hillyard      Hinkins       Ipson   
Iwamoto      Mayne         Millner       Okerlund 
Shiozawa     Stephenson    Stevenson      Thatcher 
Van Tassell  Vickers       Weiler        Niederhauser

**Absent or not voting was:** Senator

Knudson

**H.B. 193** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

**H.B. 218, POLL LOCATION AMENDMENTS,** was read the third time, explained by Senator Harper, and passed on the following roll call:

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

Adams  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Hemmert
Henderson  Hillyard  Hinkins  Ipson
Iwamoto  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Stevenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator
Knudson

H.B. 218 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

H.C.R. 3, RECOGNIZING AND REMEMBERING THE FORGOTTEN PATIENTS OF THE UTAH STATE HOSPITAL, was read the third time, explained by Senator Bramble, and passed on the following roll call:

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

Voting in the affirmative were: Senators

Adams  Bramble  Buxton  Christensen
Dabakis  Davis  Dayton  Escamilla
Fillmore  Harper  Hemmert  Henderson
Hillyard  Hinkins  Ipson  Iwamoto
Knudson  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Stevenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator
Anderegg

H.C.R. 3 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 41, UTAH REVISED BUSINESS CORPORATION ACT MODIFICATIONS, was read the third time, explained by Senator Bramble, and passed on the following roll call:
Yeas, 29; Nays, 0; Absent or not voting, 0.

Voting in the affirmative were: Senators

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Niederhauser

H.B. 41, as amended, was returned to the House for further consideration.

***

On motion of Senator Van Tassell, legislative staff was authorized to draft a bill regarding transportation funding.

***

1st Sub. H.B. 30, HISTORIC PRESERVATION AMENDMENTS, was read the third time, explained by Senator Thatcher, and passed on the following roll call:

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

Voting in the affirmative were: Senators

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Absent or not voting was: Senator
Niederhauser

1st Sub. H.B. 30, as amended, was returned to the House for further consideration.

***

H.B. 46, PASS−THROUGH ENTITY TAX AMENDMENTS, was read the third time, explained by Senator Bramble, and passed on the following roll call:
Yeas, 26; Nays, 1; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Davis Dayton Escamilla
Fillmore Harper Hemmert Henderson
Hillyard Hinkins Ipson Iwamoto
Knudson Mayne Millner Shiozawa
Stephenson Stevenson Thatcher Van Tassell
Vickers

Voting in the negative was: Senator
Dabakis

Absent or not voting were: Senators
Okerlund Niederhauser

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. 64, PROPERTY TAX RELIEF 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Knudson Mayne Millner
Okerlund Shiozawa Stevenson
Stephenson Van Tassell Vickers Weiler

Absent or not voting was: Senator
Niederhauser

H.B. 64 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, OFFICE OF LICENSING 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
- Christensen
- Escamilla
- Henderson
- Iwamoto
- Okerlund
- Van Tassell
- Anderegg
- Dabakis
- Fillmore
- Hillyard
- Knudson
- Shiozawa
- Vickers
- Bramble
- Davis
- Harper
- Hinkins
- Mayne
- Stephenson
- Weiler
- Buxton
- Dayton
- Hemmert
- Ipson
- Millner
- Stevenson

**Absent or not voting were:** Senators
- Thatcher
- Niederhauser

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.

***

1st Sub. H.B. 196, DIVISION OF REAL ESTATE AMENDMENTS, was read the third time, explained by Senator Hemmert, and passed on the following roll call:

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

**Voting in the affirmative were:** Senators
- Adams
- Christensen
- Escamilla
- Henderson
- Iwamoto
- Okerlund
- Thatcher
- Anderegg
- Dabakis
- Fillmore
- Hillyard
- Knudson
- Shiozawa
- Van Tassell
- Bramble
- Davis
- Harper
- Hinkins
- Mayne
- Stephenson
- Vickers
- Buxton
- Dayton
- Hemmert
- Ipson
- Millner
- Stevenson
- Weiler

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

1st Sub. H.B. 196, as amended, was returned to the House for further consideration.

***

H.J.R. 6, JOINT RULES RESOLUTION ON LEGISLATIVE PROCEDURES, 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Knudson Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Van Tassell Vickers Weiler

Absent or not voting was: Senator
Niederhauser

H.J.R. 6 was signed by the President of the Senate in open session and
returned to the House for the signature of the Speaker.

* * *

H.B. 65, AIR CONSERVATION ACT AMENDMENTS, was read the third
time and explained by Senator Adams.

Senator Adams proposed the following amendment #2:

1. Page 1, Lines 11 through 14
   House Floor Amendments 2–6–2017:
   11 This bill:
   12    states that the Division of Air Quality shall allow
   burning of solid fuel if the
   13 primary purpose of the burning is \( \hat{H} \rightarrow \{ \rightarrow \} \) to cook
   food \( \{\rightarrow\} \) \( \{\text{noncommercial cooking of food}\} \) \( \leftarrow \hat{H} \); and
   14    makes technical changes.

2. Page 2, Lines 40 through 42
   House Floor Amendments 2–6–2017:
   40    (A) during local emergencies and utility outages; [and] or
   41    (B) if the primary purpose of the burning is \( \hat{H} \rightarrow \{ \rightarrow \} \) to
   cook food \( \{\rightarrow\} \) \( \{\text{noncommercial cooking of food}\} \) \( \leftarrow \hat{H} \); and
   41a food \( \{\rightarrow\} \) \( \leftarrow \hat{H} \); and
(ii) provide for exemptions, through registration with the division, for:

Senator Adams’ motion to amend passed on a voice vote. Senators Van Tassell, Bramble, and Shiozawa 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

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**Voting in the negative were:** Senators

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<td>Iwamoto</td>
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**Absent or not voting was:** Senator

Niederhauser

**H.B. 65,** as amended, was returned to the House for further consideration.

**COMMUNICATIONS FROM THE HOUSE**

Mr. President: February 16, 2017

The House substituted, amended, and passed, **1st Sub. S.B. 137, STATE AUDITOR FISCAL AUDITING AND REPORTING AMENDMENTS,** by Senator C. Bramble, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bill was placed on the Concurrence Calendar.

**CONCURRENCE CALENDAR**

On motion of Senator Bramble, under suspension of the rules, the Senate voted to concur in the House amendments to **1st Sub. S.B. 137, STATE AUDITOR FISCAL AUDITING AND REPORTING AMENDMENTS.** 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          Anderegg    Bramble    Buxton
Christensen   Dabakis    Davis      Dayton
Escamilla      Fillmore   Harper     Hemmert
Henderson      Hillyard   Hinkins    Ipson
Iwamoto        Knudson    Mayne     Millner
Okerlund       Shiozawa   Stephenson Stevenson
Thatcher       Van Tassell Vickers  Weiler

Absent or not voting was: Senator
Niederhauser

1st Sub. S.B. 137 was returned to the House for the signature of the Speaker.

THIRD READING CALENDAR

1st Sub. H.J.R. 4, JOINT RESOLUTION ON MAINTENANCE—OF—EFFORT REQUIREMENTS, was read the third time, explained by Senator Christensen, and passed on the following roll call:

Y eas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams          Anderegg    Bramble    Buxton
Christensen   Dabakis    Davis      Dayton
Escamilla      Fillmore   Harper     Hemmert
Henderson      Hillyard   Hinkins    Ipson
Iwamoto        Knudson    Mayne     Millner
Okerlund       Shiozawa   Stephenson Stevenson
Thatcher       Van Tassell Vickers  Weiler

Absent or not voting was: Senator
Niederhauser

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.

* * *

1st Sub. H.B. 13, UNIFORM FIDUCIARY ACCESS TO DIGITAL ASSETS ACT, 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         Anderegg     Bramble     Buxton
Christensen   Dabakis      Davis       Dayton
Escamilla     Fillmore     Harper      Hemmert
Henderson     Hillyard     Hinkins     Ipson
Iwamoto       Knudson      Mayne       Millner
Okerlund      Shiozawa     Stephenson  Stevenson
Van Tassell   Vickers

**Absent or not voting were:** Senators

Thatcher      Weiler       Niederhauser

1st Sub. 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.

* * *

2nd Sub. H.B. 109, PUBLIC UTILITY REGULATORY RESTRICTED ACCOUNT AMENDMENTS, was read the third time and explained by Senator Shiozawa.

On motion of Senator Shiozawa, the bill was circled.

* * *

On motion of Senator Henderson, 2nd Sub. H.B. 11, STATE BOARDS AND COMMISSIONS AMENDMENTS, was read the third time and circled.

* * *

1st Sub. H.B. 114, LOCAL SCHOOL ENTITY AMENDMENTS, was read the third time, explained by Senator Anderegg, and passed on the following roll call:

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

**Voting in the affirmative were:** Senators

Adams         Anderegg     Bramble     Buxton
Christensen   Dabakis      Davis       Dayton
Escamilla     Fillmore     Harper      Hemmert
Henderson     Hillyard     Hinkins     Ipson
Iwamoto       Knudson      Mayne       Millner
Okerlund      Shiozawa     Stephenson  Stevenson
Van Tassell   Vickers      Weiler
Absent or not voting were: Senators
Thatcher  Niederhauser

1st Sub. H.B. 114 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

1st Sub. H.B. 66, OPIATE OVERDOSE RESPONSE ACT 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
Adams  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Hemmert
Henderson  Hillyard  Hinkins  Ipson
Iwamoto  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Van Tassell  Vickers  Weiler

Absent or not voting were: Senators
Thatcher  Niederhauser

1st Sub. H.B. 66 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 circle was removed from 1st Sub. H.B. 109, PUBLIC UTILITY REGULATORY RESTRICTED ACCOUNT AMENDMENTS, and it was before the Senate.

On motion of Senator Anderegg, the following substitute bill replaced the original 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  Anderegg  Bramble  Buxton  Christensen
Christensen  Dabakis  Davis  Dayton  Escamilla
Escamilla  Fillmore  Harper  Hemmert  Henderson
Henderson  Hillyard  Hinkins  Ipson  Iwamoto
Iwamoto  Knudson  Mayne  Millner  Okerlund
Okerlund  Shiozawa  Stephenson  Stevenson  Van Tassell
Van Tassell  Vickers  Weiler

Absent or not voting were: Senators
Thatcher  Niederhauser

1st Sub. H.B. 109, as substituted, was returned to the House for further 
consideration.

* * *

1st Sub. H.B. 37, STATE CONSTRUCTION CODE 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  Buxton  Christensen
Dabakis  Davis  Dayton  Escamilla
Fillmore  Harper  Hemmert  Henderson
Hillyard  Hinkins  Ipson  Iwamoto
Knudson  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Stevenson  Van Tassell
Vickers  Weiler

Absent or not voting were: Senators
Anderegg  Thatcher  Niederhauser

1st Sub. 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. 53, MISSING AND EXPLOITED CHILDREN’S DAY, was read the 
third time, explained by Senator Adams, and passed on the following roll call:

Yeas, 23; Nays, 3; Absent or not voting, 3.
Voting in the affirmative were: Senators
Adams  Bramble  Buxton  Christensen
Dabakis  Davis  Dayton  Escamilla
Harper  Hemmert  Henderson  Hinkins
Ipson  Iwamoto  Knudson  Mayne
Millner  Okerlund  Shiozawa  Stevenson
Van Tassell  Vickers  Weiler

Voting in the negative were: Senators
Fillmore  Hillyard  Stephenson

Absent or not voting were: Senators
Anderegg  Thatcher  Niederhauser

H.B. 53 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Bramble, H.B. 138, PUBLIC SAFETY AMENDMENTS, was read the third time and circled.

* * *

1st Sub. H.B. 146, PARTIAL FILLING OF A SCHEDULE II CONTROLLED SUBSTANCE PRESCRIPTION, was read the third time, explained by Senator Vickers, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams  Bramble  Buxton  Christensen
Dabakis  Davis  Dayton  Escamilla
Fillmore  Harper  Hemmert  Henderson
Hillyard  Ipson  Iwamoto  Knudson
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Stevenson  Thatcher  Vickers
Weiler

Absent or not voting were: Senators
Anderegg  Hinkins  Van Tassell  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.
On motion of Senator Thatcher, the circle was removed from H.B. 138, PUBLIC SAFETY 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
- Anderegg
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hemmert
- Henderson
- Hillyard
- Hinkins
- Ipson
- Iwamoto
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Vickers
- Weiler

**Absent or not voting were:** Senators

- Bramble
- Van Tassell
- Niederhauser

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.

**COMMUNICATIONS FROM THE HOUSE**

Mr. President:

The Speaker of the House has signed 1st Sub. S.B. 137, STATE AUDITOR FISCAL AUDITING AND REPORTING 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.

**THIRD READING CALENDAR**

H.B. 150, CUSTODY AMENDMENTS RELATED TO PARENTS WITH DISABILITIES, 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
- Anderegg
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
Absent or not voting were: Senators
Bramble Van Tassell Niederhauser

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.

* * *

H.B. 170, SMALL CLAIMS AMENDMENTS, was read the third time and explained by Senator Harper.

Senator Weiler proposed the following amendment #1:

1. Page 1, Lines 11 through 13:

11 This bill:
   ▶ addresses jurisdictional limits for small claims court;
   12 ▶ modifies a provision regarding a motor vehicle accident; and
   13 ▶ makes technical changes.

2. Page 2, Lines 29 through 30:

29 (i) the amount claimed does not exceed ($10,000) $11,000 including attorney fees, but exclusive
30 of court costs and interest; and

3. Page 2, Lines 33 through 35:

33 (b) involving interpleader under Rule 22 of the Utah Rules of Civil Procedure, in
34 which the amount claimed does not exceed ($10,000) $11,000 including attorney fees, but exclusive of
35 court costs and interest.
45. Page 2, Lines 45 through 46:

   (3) The judgment in a small claims action may not exceed $11,000 including attorney fees, but exclusive of court costs and interest.

   Senator Weiler’s motion to amend passed on a voice vote. Senator Hillyard 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  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Hemmert
Henderson  Hillyard  Hinkins  Ipson
Iwamoto  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Thatcher  Van Tassell  Vickers  Weiler

**Absent or not voting was:** Senator

Niederhauser

**H.B. 170**, as amended, was returned to the House for further consideration.

**STANDING COMMITTEE REPORTS**

Mr. President: February 16, 2017

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **H.J.R. 11**, JOINT RESOLUTION CALLING FOR REFORM OF THE INTERNATIONAL TRAFFIC IN ARMS REGULATIONS, by Representative K. Lisonbee; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **S.B. 204**, PUBLIC–PRIVATE PARTNERSHIPS, by Senator R. Okerlund, with the following amendments:

1. Page 12, Line 366:

   366 procurement unit the responsibility or risk of developing, owning, maintaining, financing, or operating the project; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **S.B. 205**, AREA ASSESSMENT AMENDMENTS, by Senator K. T. Van Tassell; and

Don L. Ipson, Chair

Mr. President: February 16, 2017


Jacob L. Anderegg, 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 16, 2017

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **1st Sub. H.B. 105**, EARLY VOTING AMENDMENTS, by Representative C. Hall, 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. 148**, REAUTHORIZATION OF ADMINISTRATIVE RULES, by Representative B. M. Greene, and recommends it be considered read for the second time and placed on the Consent Calendar.

Don L. Ipson, Chair

Mr. President: February 16, 2017

The Economic Development and Workforce Services Committee reports a favorable recommendation on **H.C.R. 2**, CONCURRENT RESOLUTION RECOGNIZING THE UNITED STATES AND UTAH’S PARTICIPATION IN WORLD WAR I, by Representative S. G. Handy, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Economic Development and Workforce Services Committee reports a favorable recommendation on **S.J.R. 13**, JOINT RESOLUTION SUPPORTING CREATION OF CITIZENS EQUITY FUNDS, by Senator J. Stuart Adams, and recommends it be considered read for the second time and placed on the Consent Calendar; and
The Economic Development and Workforce Services Committee reports a favorable recommendation on **S.J.R. 14, JOINT RESOLUTION REGARDING JOBS IN RURAL UTAH**, by Senator K. T. Van Tassell, and recommends it be considered read for the second time and placed on the Consent Calendar.

Jacob L. Anderegg, Chair

On motion of Senator Henderson, 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 11:46 a.m., the Senate adjourned until 10:00 a.m., Friday, February 17, 2017.
TWENTY–SIXTH DAY

MORNING SESSION

February 17, 2017

The Senate was called to order at 10:05 a.m., with President Wayne Niederhauser presiding.

Prayer – Tamara Zander
Pledge of Allegiance – Small Kids Redwood Afterschool
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 100)

SPECIAL ORDER OF BUSINESS

The Senate honored LouAnn Christensen as Utah Mother of the Year and Sharon Lay as Utah Mother of Achievement.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 16, 2017

The House passed, S.B. 45, RETAIL WATER LINE DISCLOSURE 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. 48, NURSE LICENSURE COMPACT, 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. 67, HUNTING MENTOR PROGRAM, by Senator A. Christensen, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, 2nd Sub. S.B. 69, NOTIFICATION REQUIREMENTS FOR BALLOT PROPOSALS, by Senator J. Anderegg, 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, 2017

The House substituted and passed, 2nd Sub. S.B. 14, EMERGENCY TELEPHONE SERVICE AMENDMENTS, by Senator W. Harper, and it is transmitted for further consideration; and

The House passed, as amended, S.B. 37, STATEWIDE CRISIS LINE, by Senator D. Thatcher, and it is transmitted for further consideration; and

The House passed, as amended, 1st Sub. S.B. 44, DENTAL INSURANCE AMENDMENTS, by Senator A. Christensen, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.

Mr. President: February 16, 2017

The House passed, as substituted and amended, 1st Sub. H.B. 42, INSURANCE RELATED MODIFICATIONS, by Representative J. Dunnigan, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 82, STREET–LEGAL ALL–TERRAIN VEHICLE AMENDMENTS, by Representative M. Noel, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 108, TEACHER SALARY SUPPLEMENT AMENDMENTS, by Representative K. Christofferson, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 163, MUNICIPALITY PER DIEM AMENDMENTS, by Representative C. Hall, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 186, LOCAL GOVERNMENT OFFICIAL RESIDENCY AMENDMENTS, by Representative L. Perry, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 194, FEDERAL GRANTS MANAGEMENT AMENDMENTS, by Representative J. Fawson, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 238, PAYMENT OF WAGES ACT AMENDMENTS, by Representative T. Hawkes, and it is transmitted for consideration; and
The House passed, as amended, **H.B. 265**, SAFETY INSPECTION AMENDMENTS, by Representative D. McCay, and it is transmitted for consideration; and

The House passed **H.B. 292**, CHARTER SCHOOL ADMISSION AMENDMENTS, by Representative J. Fawson, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.C.R. 10**, CONCURRENT RESOLUTION ENCOURAGING IDENTIFICATION AND SUPPORT OF TRAUMATIC CHILDHOOD EXPERIENCES SURVIVORS, by Representative E. Redd, and it is transmitted for consideration; and

The House passed, as amended, **H.C.R. 13**, CONCURRENT RESOLUTION FOR PUBLIC EMPLOYEES’ BENEFIT AND INSURANCE PROGRAM, by Representative J. Dunnigan, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

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

**RULES COMMITTEE REPORTS**

To the Members of the Senate: February 16, 2017

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

**BUSINESS AND LABOR COMMITTEE**

**S.B. 210** Equal Pay Amendments *Sen. Anderegg, J.*

**S.B. 221** Strategic Plan for Equal Compensation *Sen. Escamilla, L.*

**S.B. 231** Business Entities Amendments *Sen. Hillyard, L.*

**S.B. 233** Homeowners Association Amendments *Sen. Fillmore, L.*

**ECONOMIC DEVELOPMENT AND WORKFORCE SERVICES COMMITTEE**

**S.B. 224** Department of Workforce Services Amendments *Sen. Fillmore, L.*


EDUCATION COMMITTEE
S.B. 234 School Turnaround Amendments Sen. Millner, A.

GOVERNMENT OPERATIONS AND POLITICAL SUBDIVISIONS COMMITTEE

JUDICIARY, LAW ENFORCEMENT, AND CRIMINAL JUSTICE COMMITTEE
S.B. 225 Judgment Interest Rate Amendments Sen. Bramble, C.
S.B. 226 Permanent Criminal Stalking Injunction Amendments Sen. Weiler, T.
S.B. 230 Solicitation Amendments Sen. Weiler, T.
S.B. 232 Cyber Exploitation Amendments Sen. Bramble, C.
S.B. 237 Servicemembers Custody and Visitation Amendments Sen. Hillyard, L.

NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENT COMMITTEE
S.B. 214 Public Water Supplier Amendments Sen. Iwamoto, J.
S.B. 228 Water Infrastructure Revisions Sen. Adams, J. S.
REVENUE AND TAXATION COMMITTEE
S.B. 229 Sales Factor Weighted Tax Modifications Sen. Harper, W.

TRANSPORTATION, PUBLIC UTILITIES, ENERGY, AND TECHNOLOGY COMMITTEE
S.B. 222 Equitable Allocation of Public Transit District Funding Sen. Mayne, K.

Deidre M. Henderson
Rules Committee Chair

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

STANDING COMMITTEE REPORTS

Mr. President: February 16, 2017

The Health and Human Services Committee recommends 1st Sub. H.B. 130, CANNABINOID RESEARCH, by Representative B. M. Daw, be replaced and favorably recommends 2nd Sub. H.B. 130, CANNABINOID RESEARCH.

Lincoln Fillmore, Chair

Mr. President: February 16, 2017

The Business and Labor Committee reports a favorable recommendation on S.B. 212, PROFESSIONAL LICENSING AMENDMENTS, by Senator W. A. Harper, with the following amendments:

1. Page 8, Lines 233 through 235:

   233 (2) The committee shall study and make recommendations regarding {– approximately
   234 20% of –} lawful occupations that require a license in the state so that each licensed lawful
   235 occupation is reviewed every five years.

Curtis S. Bramble, 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 16, 2017

The Health and Human Services Committee reports a favorable recommendation on S.B. 219, PHARMACEUTICAL PRODUCT
AMENDMENTS, by Senator B. E. Shiozawa, and recommends it be considered read for the second time and placed on the Consent Calendar.

Lincoln Fillmore, Chair

Mr. President: February 16, 2017

The Business and Labor Committee recommends S.B. 50, AUTOMOBILE INSURANCE REGISTRY AMENDMENTS, by Senator L. Fillmore, be replaced with and reports a favorable recommendation on 2nd Sub. S.B. 50, AUTOMOBILE INSURANCE REGISTRY AMENDMENTS and that it be considered read for the second time and placed on the Consent Calendar.

Curtis S. Bramble, Chair

On motion of Senator Henderson, the committee reports were adopted. The bills were considered read the second time and placed on the Consent Calendar.

INTRODUCTION OF BILLS

S.B. 238, Higher Education Governance Revisions (A. Millner), was read the first time by short title and referred to the Rules Committee.

S.B. 239, Interfering with a Peace Officer (T. Weiler), was read the first time by short title and referred to the Rules Committee.

S.C.R. 10, Concurrent Resolution Recognizing the 150th Anniversary of the First Transcontinental Railroad (P. Knudson), was read the first time by short title and referred to the Rules Committee.

S.J.R. 16, Joint Resolution Designating National Speech and Debate Education Day (J. Iwamoto), was read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

H.B. 60, DEAF AND HARD OF HEARING AMENDMENTS, was read the third time, explained by Senator Knudson, 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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Day 26 Friday, February 17, 2017 423
Absent or not voting were: Senators
Escamilla        Millner        Shiozawa        Stephenson
Stevenson        Vickers

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.

***

On motion of Senator Ipson, H.B. 61, PHARMACY SERVICE FOR DISCHARGED HOSPITAL PATIENTS, was read the third time and circled.

***

On motion of Senator Weiler, H.B. 227, EMERGENCY MEDICAL SERVICE SYSTEM AMENDMENTS, was read the third time and circled.

***

On motion of Senator Knudson, S.J.R. 12, JOINT RESOLUTION DESIGNATING POST–TRAUMATIC STRESS INJURY AWARENESS DAY, was read the third time and circled.

***

On motion of Senator Vickers, the circle was removed from H.B. 61, PHARMACY SERVICE FOR DISCHARGED HOSPITAL PATIENTS, and it was before the Senate. Senator Vickers 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           Anderegg       Buxton         Christensen
Dabakis         Davis          Dayton         Fillmore
Harper          Hemmert        Henderson      Hillyard
Hinkins         Ipson          Iwamoto        Knudson
Mayne           Millner        Okerlund       Shiozawa
Stephenson      Stevenson      Thatcher       Van Tassell
Vickers         Weiler         Niederhauser
Absent or not voting were: Senators
Bramble Escamilla

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.

* * *

On motion of Senator Knudson, the circle was removed from S.J.R. 12, JOINT RESOLUTION DESIGNATING POST–TRAUMATIC STRESS INJURY AWARENESS DAY, 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 Anderegg Bramble Buxton
Christensen Davis Dayton Escamilla
Fillmore Harper Hemmert Henderson
Hinkins Ipson Iwamoto Knudson
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Van Tassell
Vickers Niederhauser

Absent or not voting were: Senators
Dabakis Hillyard Weiler

S.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.

* * *

1st Sub. S.B. 184, DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING, was read the third time, explained by Senator Ipson, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Davis Dayton Escamilla
Fillmore Harper Hemmert Henderson
Hinkins Ipson Iwamoto Knudson
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Van Tassell
Vickers Niederhauser
Absent or not voting were: Senators
Dabakis        Hillyard        Weiler

1st Sub. S.B. 184 was transmitted to the House for consideration.

* * *

S.B. 192, BOAT REGISTRATION 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          Anderegg       Bramble       Buxton
Christensen    Davis          Dayton        Escamilla
Fillmore       Harper         Hemmert       Henderson
Hillyard       Hinkins        Ipson         Iwamoto
Knudson        Mayne          Millner       Okerlund
Shiozawa       Stephenson     Thatcher      Van Tassell
Vickers        Niederhauser   

Absent or not voting were: Senators
Dabakis        Stevenson      Weiler

S.B. 192 was transmitted to the House for consideration.

* * *

S.B. 203, REAL ESTATE TRUSTEE AMENDMENTS, was read the third time, explained by Senator Davis, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams          Anderegg       Bramble       Buxton
Christensen    Dabakis        Davis         Dayton
EscaMillia     Fillmore       Harper        Hemmert
Henderson      Hillyard       Hinkins       Ipson
Iwamoto        Knudson        Mayne         Millner
Okerlund       Shiozawa       Stephenson    Stevenson
Thatcher       Van Tassell    Vickers       Weiler
Niederhauser   

S.B. 203 was transmitted to the House for consideration.
S.J.R. 6, JOINT RESOLUTION URGING LEGISLATIVE APPROVAL FOR THE LEASE OF WATER RIGHTS BY THE STATE DEVELOPMENTAL CENTER, 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 Stevenson

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

**H.B. 28, PUBLIC EMPLOYEES LONG-TERM DISABILITY ACT 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

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**Absent or not voting were:** Senators

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H.B. 28 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
**H.B. 59**, PUBLIC SERVICE COMMISSION AMENDMENTS, was read the third time, explained by Senator Harper, and passed on the following roll call:

**Yea, 27; Nay, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators
- Adams
- Anderegg
- Bramble
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hemmert
- Henderson
- Hillyard
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- Iwamoto
- Knudson
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators
- Mayne
- Stevenson

**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.

**THIRD READING CALENDAR**

On motion of Senator Dayton, the circle was removed from **2nd Sub. H.B. 11**, STATE BOARDS AND COMMISSIONS AMENDMENTS, STATE BOARDS AND COMMISSIONS AMENDMENTS and it was before the Senate. Senator Dabakis commented.

On motion of Senator Dayton, the bill was circled.

**H.B. 96**, PETROLEUM VAPOR RECOVERY AMENDMENTS, was read the third time, explained by Senator Bramble, and passed on the following roll call:

**Yea, 28; Nay, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators
- Adams
- Anderegg
- Bramble
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hemmert
- Henderson
- Hillyard
- Hinkins
- Ipson
- Iwamoto

---

*S* *S*
Absent or not voting was: Senator Hillyard

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.

* * *

On motion of Senator Dayton, the circle was removed from 2nd Sub. H.B. 11, STATE BOARDS AND COMMISSIONS AMENDMENTS, and it was before the Senate.

Senator Dabakis proposed the following amendment #1:

1. Page 1, Lines 12 through 16:

   12 This bill:
   13   removes the political party affiliation requirement and certain geographical requirements for certain boards and commissions;
   15   requires certain board appointments to be made without considering political affiliation or where the appointee resides; and

2. Page 3, Lines 70 through 71:

   70 (3) The commissioner may not consider or seek to discover the political affiliation of a person or the geographic location within the state where the person resides when considering the person for appointment or reappointment to the committee.

3. Page 4, Lines 105 through 107:

   105 (b) The governor and the Senate may not consider or seek to discover the political affiliation of a person or the geographic location within the state where the person resides when considering the person for appointment, reappointment, or
4. Page 6, Lines 155 through 156:

155 (iii) six elected officials at the local government level {→ three of whom may not be
156 residents of a county of the first or second class}; and

5. Page 6, Lines 163 through 170:

163 {→ (A) two individuals who are residents of a county of the
164 third, fourth, fifth, or sixth
165 class;}
166 {→ (B) one individual from the residential
167 construction industry, nominated by the Utah
168 Home Builders Association; and
169 (A) one individual from the real estate industry,
170 nominated by the Utah Association of
171 Realtors.
169 (b) The governor and the Senate may not consider or seek to
170 discover the political
affiliation of a person or the geographic location within the state
where the person resides when considering the person for
appointment, reappointment, or

6. Page 6, Line 172 through Page 7, Line 181:

172 [{→ (B)} (c) (→ (i))−] The director of the Department of Natural
173 Resources and the commissioner
174 of the Department of Agriculture and Food may not assume their
positions on the commission
175 until:
176 [{→ (A)} (i) after May 1, 2005; and
177 (B) (ii) the term of the respective predecessor in
178 office, who is a state government level
179 appointee, expires.
178 (ii) The term of a commission member serving on May 1,
2005 as one of the six
179 elected local officials or five private sector appointees may not be shortened because of
180 application of the restriction under Subsections (1)(a)(iii) and (iv) on the number of appointees
181 from counties of the first or second class.—}

7. Page 8, Lines 222 through 225:

222 (c) The county legislative body described in Subsection (1)(a)(i) and the police
223 interlocal entity governing body described in Subsection (1)(a)(ii) may not consider or seek to
224 discover the political affiliation of a person or the geographic location within the state where the person resides when considering the person for appointment or
225 reappointment to the commission.

8. Page 10, Lines 280 through 282:

280 (3) The governor and the Senate may not consider or seek to discover the political
281 affiliation of a person or the geographic location within the state where the person resides when considering the person for appointment, reappointment, or
282 confirmation to the board.

9. Page 12, Lines 338 through 343:

338 { (b) represent different geographical areas within the state insofar as practicable;—}
339 { (c—} (b) be a resident of Utah;
340 { (d—} (c) attend board meetings in accordance with the attendance rules made by the
341 department under Subsection 19–1–201(1)(d)(i)(A); and
342 { (e—} (d) comply with all applicable statutes, rules, and policies, including the conflict of
343 interest rules made by the department under Subsection 19–1–201(1)(d)(i)(B).
(3) The governor and the Senate may not consider or seek to discover the political affiliation of a person or the geographic location within the state where the person resides when considering the person for appointment, reappointment, or confirmation to the board.

(ii) The governor and the Senate may not consider or seek to discover the political affiliation of a person or the geographic location within the state where the person resides when considering the person for appointment, reappointment, or confirmation to the board.
573 affiliation of a person or the geographic location within the state where the person resides when considering the person for appointment, reappointment, or confirmation to the committee.

15. Page 22, Lines 649 through 651:

649 (b) The governor and the Senate may not consider or seek to discover the political affiliation of a person or the geographic location within the state where the person resides when considering the person for appointment, reappointment, or confirmation to the commission.

16. Page 24, Lines 733 through 735:

733 (d) The governor and the Senate may not consider or seek to discover the political affiliation of a person or the geographic location within the state where the person resides when considering the person for appointment, reappointment, or confirmation to the board.

17. Page 26, Lines 771 through 772:

771 (b) The governor may not consider or seek to discover the political affiliation of a person or the geographic location within the state where the person resides when considering the person for appointment or reappointment to the board.

18. Page 27, Lines 813 through 815:

813 (b) The speaker of the House of Representatives and the president of the Senate may not consider the political affiliation of a House of Representatives or Senate member or the geographic location within the state that the House of Representatives of Senate member represents when considering the member for the appointment described in Subsection (1)(a).
19. Page 28, Lines 849 through 851:

849  (b) The governor and the Senate may not consider or seek to discover the political
850  affiliation of a person or the geographic location within the state where the person resides when considering the person for appointment, reappointment, or
851  confirmation to the board.

20. Page 30, Lines 902 through 904:

902  (c) The governor and the Senate may not consider or seek to discover the political
903  affiliation of a person or the geographic location within the state where the person resides when considering the person for appointment, reappointment, or
904  confirmation to the board.

21. Page 32, Lines 957 through 959:

957  (6) The governor and the Senate may not consider or seek to discover the political
958  affiliation of a person or the geographic location within the state where the person resides when considering the person for appointment, reappointment, or
959  confirmation to the commission.

22. Page 33, Lines 987 through 997:

987  { (a) one member shall be from Salt Lake City, Provo, or Ogden; }
988  (b) one member shall be from a city other than Salt Lake City, Provo, or Ogden;
989  (c) one member shall be from an unincorporated area of the state; } 
990  { (d) } (a) at least one member shall be a low-income resident;
991  { (e) } (b) at least one member shall be a retired person;
992  { (f) } (c) at least one member shall be a small commercial consumer;
(d) at least one member shall be a farmer or rancher who uses electric power to pump water in the member’s farming or ranching operation; and

(e) at least one member shall be a residential consumer; and

(i) one member shall be appointed to provide geographic diversity on the committee to ensure to the extent possible that all areas of the state are represented.

23. Page 34, Lines 1043 through 1045:

(3) (a) The governor and the Senate may not consider or seek to discover the political affiliation of a person or the geographic location within the state where the person resides when considering the person for appointment, reappointment, or confirmation to a board under this section.

24. Page 36, Lines 1092 through 1096:

(ii) ensure that the six public trustees are from different counties and are residents of the state.

(b) The governor and the Senate may not consider or seek to discover the political affiliation of a person or the geographic location within the state where the person resides when considering the person for appointment, reappointment, or confirmation to the board of trustees.

25. Page 37, Line 1138 through Page 38, Line 1143:

(a) In appointing members of the committee, the governor shall ensure that no more than eight members of the board are from one political party; and members represent a variety of economic interests of the state.
(b) The governor and the Senate may not consider or seek to discover the political affiliation of a person or the geographic location within the state where the person resides when considering the person for appointment, reappointment, or confirmation to the board.

26. Page 38, Line 1165 through Page 39, Line 1181:

(3) The governor and the Senate may not consider or seek to discover the political affiliation of a person or the geographic location within the state where the person resides when considering the person for appointment, reappointment, or confirmation to the board.

(4) (a) The members shall be representative of 

(i) all areas of the state with six being appointed from separate geographical areas as provided in Subsection (4)(b); and 

(ii) a diverse mix of business ownership or executive management of tourism related industries.

(b) The geographical representatives shall be appointed as follows:

(i) one member from Salt Lake, Tooele, or Morgan County; 

(ii) one member from Davis, Weber, Box Elder, Cache, or Rich County; 

(iii) one member from Utah, Summit, Juab, or Wasatch County; 

(iv) one member from Carbon, Emery, Grand, Duchesne, Daggett, or Uintah County; 

(v) one member from San Juan, Piute, Wayne, Garfield, or Kane County; and 

(vi) one member from Washington, Iron, Beaver, Sanpete, Sevier, or Millard County.

(b) The tourism industry representatives of ownership or executive management shall
be appointed as follows:

27. Page 39, Lines 1190 through 1202:

1190 (d) (c) One member shall be appointed at large from ownership or executive management of business, finance, economic policy, or the academic media marketing community.

1192 (e) (d) One member shall be appointed from the Utah Tourism Industry Coalition as recommended by the coalition for the governor’s consideration.

1194 (f) (e) One member shall be appointed to represent the state’s counties as recommended by the Utah Association of Counties for the governor’s consideration.

1196 (g) (f) (i) The governor may choose to disregard a recommendation made for a board member under Subsections (4) (c), (e), and (f) (b), (d), and (e).

1198 (ii) The governor shall request additional recommendations if recommendations are disregarded under Subsection (4) (g) (f) (i).

1200 (5) When a vacancy occurs in the membership for any reason, the replacement shall be appointed for the unexpired term from the same geographic area or industry representation as the member whose office was vacated.

28. Page 41, Lines 1262 through 1264:

1262 (d) The governor, the speaker of the House of Representatives, and the president of the Senate may not consider or seek to discover the political affiliation of a person or the geographic location within the state where the person resides when considering the person for appointment or reappointment to the board.
29. Page 43, Lines 1304 through 1305:

1304  (c) The governor may not consider or seek to discover the political affiliation of a person or the geographic location within the state where the person resides when considering the person for appointment or reappointment to the committee.

30. Page 43, Line 1318 through Page 44, Line 1336:

1318  (b) The governor and the Senate may not consider or seek to discover the political affiliation of a person or the geographic location within the state where the person resides when considering the person for appointment, reappointment, or confirmation to the board.

{−(2) [One]} In addition to the requirements described in Section 79–2–203, one member of the board shall be appointed from each of the following districts:

1323  (a) Bear River District, comprising the counties of Box Elder, Cache, and Rich;
1324  (b) Weber District, comprising the counties of Weber, Davis, Morgan, and Summit;
1325  (c) Salt Lake District, comprising the counties of Salt Lake and Tooele;
1326  (d) Provo River District, comprising the counties of Juab, Utah, and Wasatch;
1327  (e) Sevier River District, comprising the counties of Millard, Sanpete, Sevier, Piute, and Wayne;
1328  (f) Green River District, comprising the counties of Daggett, Duchesne, and Uintah;
1330  (g) Upper Colorado River District, comprising the counties of Carbon, Emery, Grand, and San Juan; and
1332 (b) Lower Colorado River District, comprising the counties of Beaver, Garfield, Iron, Washington, and Kane.

1334 (a) Except as required by Subsection (a), all appointments shall be for terms of the (b) four years.

1336 (b) Notwithstanding the requirements of Subsection (b), the governor shall, at the

31. Page 44, Line 1343:

1343 { (4) (3) A member may not receive compensation or benefits for the member’s service, but

32. Page 45, Lines 1373 through 1375:

1373 (c) The governor and the Senate may not consider or seek to discover the political affiliation of a person or the geographic location within the state where the person resides when considering the person for appointment, reappointment, or confirmation to the board.

33. Page 46, Lines 1404 through 1406:

1404 (c) The governor and the Senate may not consider or seek to discover the political affiliation of a person or the geographic location within the state where the person resides when considering the person for appointment, reappointment, or confirmation to the board.

Senator Dabakis’ motion to amend failed on a voice vote. Senators Weiler, Hillyard, and Thatcher commented. The bill passed on the following roll call:

Yeas, 22; Nays, 7; Absent or not voting, 0.

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dayton Fillmore Harper
Day 26

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Hemmert Henderson Hillyard Hinkins
Ipson Knudson Okerlund Stephenson
Stevenson Thatcher Van Tassell Vickers
Weiler Niederhauser

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

2nd Sub. H.B. 11 was returned to the House for further consideration.

* * *

1st Sub. H.B. 166, SCHOOL AND INSTITUTIONAL TRUST FUND AMENDMENTS, was read the third time, explained by Senator Hemmert, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Harper Hemmert Henderson
Hillyard Hinkins Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Van Tassell Vickers Weiler Niederhauser

Absent or not voting was: Senator Fillmore

1st Sub. H.B. 166 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

S.B. 88, MEDICAID HOUSING COORDINATOR, was read the third time, explained by Senator Iwamoto, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Dabakis Davis Dayton Escamilla
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Fillmore  Hemmert  Henderson  Hillyard
Hinkins   Ipson   Iwamoto   Knudson
Mayne     Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Van Tassell
Vickers   Weiler   Niederhauser

Voting in the negative were: Senators
Christensen Harper

S.B. 88 was transmitted to the House for consideration.

***

1st Sub. S.B. 126, COLLECTION PROCESS AMENDMENTS, was read the third time, explained by Senator Weiler, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams  Anderegg  Bramble  Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Knudson Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Weiler Niederhauser

Absent or not voting were: Senators
Van Tassell Vickers

1st Sub. S.B. 126 was transmitted to the House for consideration.

***

1st Sub. S.B. 63, NONPROFIT CORPORATION AMENDMENTS – WATER COMPANIES, 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  Anderegg  Bramble  Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Absent or not voting were: Senators
Hillyard Okerlund Van Tassell

1st Sub. S.B. 63 was transmitted to the House for consideration.

* * *

S.B. 104, LABOR COMMISSION ENFORCEMENT AMENDMENTS, was read the third time, explained by Senator Buxton, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Ipson Iwamoto Knudson
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Hillyard Hinkins Van Tassell

S.B. 104 was transmitted to the House for consideration.

* * *

S.B. 120, WORKERS’ COMPENSATION DEPENDENT BENEFITS, 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
S.B. 120 was transmitted to the House for consideration.

* * *

S.B. 124, CHILD CARE LICENSING AMENDMENTS, was read the third time, explained by Senator Fillmore, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Hemmert
Henderson  Hillyard  Hinkins  Ipson
Iwamoto  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Thatcher  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator
Van Tassell

S.B. 124 was transmitted to the House for consideration.

* * *

S.B. 125, AUTHORIZATION TO MODIFY CHARTER SCHOOL CHARTER AGREEMENTS, was read the third time, explained by Senator Stephenson, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams  Anderegg  Bramble  Buxton
Christensen  Dayton  Fillmore  Harper
Hemmert  Henderson  Hillyard  Hinkins
Ipson  Iwamoto  Knudson  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Thatcher  Vickers  Weiler  Niederhauser
Voting in the negative were: Senators
Dabakis         Davis         Escamilla       Mayne

Absent or not voting was: Senator
Van Tassell

S.B. 125 was transmitted to the House for consideration.

* * *

S.B. 106, PSYCHOLOGY INTERJURISDICTIONAL COMPACT, was read the third time, explained by Senator Shiozawa, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams          Anderegg      Bramble       Buxton
Christensen    Dabakis       Davis         Dayton
Escamilla      Fillmore      Harper        Hemmert
Hillyard       Ipson         Iwamoto       Knudson
Mayne          Millner       Okerlund      Shiozawa
Stephenson     Stevenson     Thatcher      Vickers
Weiler         Niederhauser

Absent or not voting were: Senators
Henderson      Hinkins       Van Tassell

S.B. 106 was transmitted to the House for consideration.

* * *

S.B. 108, EMERGENCY ADMINISTRATION OF EPINEPHRINE AMENDMENTS, was read the third time, explained by Senator Shiozawa, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams          Anderegg      Bramble       Buxton
Christensen    Dabakis       Davis         Dayton
Escamilla      Fillmore      Harper        Hemmert
Hillyard       Ipson         Iwamoto       Knudson
Mayne          Millner       Okerlund      Shiozawa
Stephenson     Stevenson     Thatcher      Vickers
Weiler         Niederhauser
Absent or not voting were: Senators
Henderson        Hinkins        Van Tassell

S.B. 108 was transmitted to the House for consideration.

* * *

S.B. 123, STATE DEVELOPMENTAL CENTER DENTAL CLINIC, 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            Anderegg        Bramble        Buxton
Christensen     Dabakis         Davis          Dayton
Escamilla       Fillmore        Harper         Hemmert
Henderson       Hillyard        Hinkins        Ipson
Iwamoto         Knudson         Mayne          Millner
Okerlund        Shiozawa        Stephenson     Stevenson
Thatcher        Van Tassell     Vickers        Weiler
Niederhauser

S.B. 123 was transmitted to the House for consideration.

CONSENT CALENDAR

On motion of Senator Weiler the circle was removed from H.B. 227, EMERGENCY MEDICAL SERVICE SYSTEM 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            Anderegg        Buxton        Christensen
Dabakis         Davis           Dayton        Escamilla
Fillmore        Harper          Hemmert       Henderson
Hillyard        Hinkins         Ipson         Iwamoto
Knudson         Mayne           Millner       Okerlund
Shiozawa        Stephenson      Stevenson     Van Tassell
Vickers         Weiler          Niederhauser

Absent or not voting were: Senators
Bramble         Thatcher
**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.

**SECOND READING CALENDAR**

On motion of Senator Christensen, the circle was removed from **S.B. 51**, DENTAL MANAGED CARE AMENDMENTS, and it was before the Senate. Senator Christensen explained the bill. The bill passed second reading on the following roll call:

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

**Voting in the affirmative were:** Senators

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On motion of Senator Iwamoto, the circle was removed from **1st Sub. S.B. 98**, EXCESS DAMAGE CLAIMS, and it was before the Senate. Senator Iwamoto explained the bill. Senator Hillyard commented. The bill passed second reading on the following roll call:

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

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

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Absent or not voting was: Senator Weiler

***

On motion of Senator Mayne, S.B. 222 was lifted from the Transportation, Public Utilities, Energy, and Technology Standing Committee and referred to the Business and Labor Standing Committee.

***

On motion of Senator Okerlund, the Senate recessed at 12:00 p.m.

AFTERNOON SESSION

The Senate reassembled at 2:10 p.m., with President Niederhauser presiding.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 17, 2017

The Rules Committee recommends S.C.R. 6, CONCURRENT RESOLUTION ON GUARDING THE CIVIL LIBERTIES AND FREEDOMS FOR ALL PEOPLE, by Sen. B. Shiozawa, be replaced and recommends that 1st Sub. S.C.R. 6, CONCURRENT RESOLUTION ON GUARDING THE CIVIL LIBERTIES AND FREEDOMS FOR ALL PEOPLE be assigned to the Economic Development and Workforce Services Committee.

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

BUSINESS AND LABOR COMMITTEE


ECONOMIC DEVELOPMENT AND WORKFORCE SERVICES COMMITTEE
S.C.R. 10  Concurrent Resolution Recognizing the 150th Anniversary of the First Transcontinental Railroad Sen. Knudson, P.

H.J.R. 9 Joint Resolution on the Utah Athletic Foundation

EDUCATION COMMITTEE
S.B. 238 Higher Education Governance Revisions Sen. Millner, A.

GOVERNMENT OPERATIONS AND POLITICAL SUBDIVISIONS COMMITTEE
S.J.R. 16 Joint Resolution Designating National Speech and Debate Education Day Sen. Iwamoto, J.

HEALTH AND HUMAN SERVICES COMMITTEE

JUDICIARY, LAW ENFORCEMENT, AND CRIMINAL JUSTICE COMMITTEE
S.B. 235 Assault and Threat of Violence Amendments Sen. Thatcher, D.
S.B. 239 Interfering with a Peace Officer Sen. Weiler, T.

NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENT COMMITTEE

RETIREMENT AND INDEPENDENT ENTITIES COMMITTEE

REVENUE AND TAXATION COMMITTEE

TRANSPORTATION, PUBLIC UTILITIES, ENERGY, AND TECHNOLOGY COMMITTEE
H.B. 152  Transportation Funding Revisions Rep. Sandall, S., Sen. Van Tassell, K.

Deidre M. Henderson
Rules Committee Chair

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

STANDING COMMITTEE REPORTS

Mr. President:  February 17, 2017

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on H.B. 48, WILDLIFE SPECIES INTRODUCTION AMENDMENTS, by Representative C. R. Albrecht; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on 1st Sub. H.C.R. 5, CONCURRENT RESOLUTION ON CLEAN FUEL SCHOOL BUSES, by Representative S. G. Handy; and
The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on 2nd Sub. H.B. 101, ADOPTIVE STUDIES AND EVALUATIONS AMENDMENTS, by Representative E. H. Redd; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on H.B. 174, FIREARM RECORDS PROTECTION AMENDMENTS, by Representative V. K. Potter; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on H.B. 184, CONTRABAND DEVICE DESTRUCTION, by Representative J. L. Fawson, with the following amendments:

1. Page 2, Lines 48 through 51:

   “Computer” means an electronic, magnetic, optical, electrochemical, or other high-speed data processing device that performs logical, arithmetic, and storage functions, and includes any device that is used for the storage of digital or electronic files, flash memory, software, or other electronic information.
   “Computer” does not mean a computer server of an Internet or an electronic service provider, or the service provider’s employee, if used for the purpose of compliance with obligations pursuant to 18 USC 2258A.

   Todd Weiler, Chair

Mr. President: February 17, 2017

The Transportation, Public Utilities, Energy, and Technology Committee reports a favorable recommendation on H.B. 161, PEDESTRIAN SAFETY AMENDMENTS, by Representative S. Eliason; and

The Transportation, Public Utilities, Energy, and Technology Committee recommends S.B. 154, SOLAR ACCESS AMENDMENTS, by Senator L. Fillmore, be replaced and favorably recommends 2nd Sub. S.B. 154, SOLAR ACCESS AMENDMENTS.

   D. Gregg Buxton, Chair

Mr. President: February 17, 2017

The Education Committee recommends S.B. 115, COMPULSORY EDUCATION REVISIONS, by Senator J. L. Anderegg, be replaced and favorably
recommends 1st Sub. S.B. 115, COMPULSORY EDUCATION REVISIONS; and

The Education Committee reports a favorable recommendation on S.B. 216, READING INTERVENTION SOFTWARE LICENSE PROGRAM ACCOUNTABILITY AMENDMENTS, by Senator H. A. Stephenson, with the following amendments:

1. Page 4, Line 114:

114 (8) The State Board of Education may use a portion of the appropriation provided for under this section to hire one full-time employee to administer the; and

The Education Committee reports a favorable recommendation on S.B. 220, STUDENT ASSESSMENT AND SCHOOL ACCOUNTABILITY AMENDMENTS, by Senator A. Millner; and

The Education Committee recommends S.B. 223, MODIFICATIONS TO CHARTER SCHOOL GOVERNANCE, by Senator D. M. Henderson, be replaced and reports a favorable recommendation on 1st Sub. S.B. 223, MODIFICATIONS TO CHARTER SCHOOL GOVERNANCE with the following amendments:

1. Page 2, Line 55 through Page 3, Line 57:

55 (3) The State Board of Education shall, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, make rules for the oversight of an authorizer, including:

(a) overseeing authorizer compliance with statute, as applicable, and the principles and standards described in Subsection (1) and the applicable policies and practices described in Subsection (2);

(b) rules that authorize assistance by the State Board of Education, if necessary, to an authorizer in an effort to comply; and

(c) penalties for an authorizer that fails, after reasonable notice, to comply, including a moratorium on the authorizer’s authority to authorize a new charter school or enter into a contract.

57 Section 2. Section 53A−1a−501.7 is amended to read:

Ann Millner, Chair

On motion of Senator Henderson, the committee reports were adopted. The bills were placed on Second Reading Calendar.
STANDING COMMITTEE REPORTS

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.C.R. 15**, CONCURRENT RESOLUTION ON SUSTAINABLE MANAGEMENT OF UTAH’S WATER QUALITY, by Representative T. D. Hawkes, and recommends it be considered read for the second time and placed on the Consent Calendar.

Margaret Dayton, Chair

Mr. President: February 17, 2017

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **S.B. 213**, UTAH SUBSTANCE USE AND MENTAL HEALTH ADVISORY COUNCIL, by Senator J. W. Stevenson, 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. 215**, MASTER OFFENSE LIST, by Senator D. W. Thatcher, and recommends it be considered read for the second time and placed on the Consent Calendar.

Todd Weiler, Chair

Mr. President: February 17, 2017

The Transportation, Public Utilities, Energy, and Technology Committee reports a favorable recommendation on **H.B. 192**, MINUTEMAN HIGHWAY DESIGNATION, by Representative N. K Thurston, and recommends it be considered read for the second time and placed on the Consent Calendar.

D. Gregg Buxton, Chair

On motion of Senator Henderson, the committee reports were adopted. The bills were considered read the second time and placed on the Consent Calendar.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 17, 2017

The House passed, **S.C.R. 5**, CONCURRENT RESOLUTION RECOGNIZING SNOW REMOVAL CREWS THROUGHOUT UTAH, by
Senator R. Okerlund, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

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

Mr. President: February 17, 2017

The House concurred in the Senate amendments and passed 1st Sub. H.B. 30, HISTORIC PRESERVATION AMENDMENTS, by Representative R. C. Webb, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed H.B. 41, UTAH REVISED BUSINESS CORPORATION ACT MODIFICATIONS, by Representative V. 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. 109, PUBLIC UTILITY REGULATORY RESTRICTED ACCOUNT AMENDMENTS, by Representative D. Pitcher, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed 1st Sub. H.B. 196, DIVISION OF REAL ESTATE AMENDMENTS, by Representative G. Froerer, 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 17, 2017

The House passed, as substituted, 2nd Sub. H.B. 19, CIVIL ASSET FORFEITURE REFORM AMENDMENTS, by Representative B. Greene, and it is transmitted for consideration; and

The House passed, as amended, H.B. 133, CANDIDATE FILING REQUIREMENTS, by Representative C. Moss, and it is transmitted for consideration; and

The House passed H.B. 175, OPIOID ABUSE PREVENTION AND TREATMENT AMENDMENTS, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 195, DISSOLUTION OF LOCAL DISTRICTS, by Representative J. Fawson, and it is transmitted for consideration; and
The House passed, as substituted, *1st Sub. H.B. 207*, FEDERALISM AMENDMENTS, by Representative K. Ivory, and it is transmitted for consideration; and

The House passed **H.J.R. 1**, 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.

**SECOND READING CALENDAR**

**S.B. 65**, POSTAL FACILITIES AND GOVERNMENT SERVICES, was read the second time. Senator Mayne explained the bill. Senators Okerlund and Hinkins 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 Stephenson

* * *

**S.B. 81**, LOCAL GOVERNMENT LICENSING AMENDMENTS, was read the second time. Senator Anderegg explained the bill.

Senator Anderegg proposed the following amendment #2:

1. Page 6, Lines 155 through 157:

155 (2) [The] Except as provided in Section (4)(a), and subject to Subsection (4)(b), the legislative body of a county may by ordinance provide for the licensing of businesses within
the unincorporated areas of the county for the purpose of regulation [and revenue], and may impose fees on businesses to recover the county’s costs of regulation.

Senator Anderegg’s 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 Anderegg Bramble Buxton
Christensen Dabakis Dayton Escamilla
Fillmore Hemmert Henderson Hillyard
Hinkins Ipson Iwamoto Knudson
Mayne Millner Okerlund Shiozawa
Thatcher Van Tassell Vickers Weiler
Niederhauser

**Voting in the negative was:** Senator Harper

**Absent or not voting were:** Senators
Davis Stephenson Stevenson

* * *

On motion of Senator Hillyard, the circle was removed from S.B. 58, UNIFORM VOIDABLE TRANSACTIONS ACT, and it was before the Senate. Senator Hillyard explained the bill.

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

**1st Sub. S.B. 58 Uniform Voidable Transactions Act (L. Hillyard)**

Senator Weiler commented. The bill passed second reading on the following roll call:

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

**Voting in the affirmative were:** Senators
Adams Anderegg Buxton Christensen
Dabakis Davis Dayton Escamilla
Fillmore Harper Hemmert Henderson
S.B. 82, LIBRARY TECHNOLOGY USE AMENDMENTS, 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  Anderegg  Buxton  Christensen
Dayton  Escamilla  Fillmore  Harper
Hemmert  Henderson  Hillyard  Hinkins
Ipson  Iwamoto  Knudson  Mayne
Millner  Shiozawa  Stevenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser

**Absent or not voting were:** Senators

Bramble  Dabakis  Davis  Okerlund
Stephenson

***

S.B. 97, PUBLIC MEETING MINUTES AMENDMENTS, was read the second time. Senator Van Tassell explained the bill.

Senator Van Tassell proposed the following amendment #2:

1. Page 1, Lines 16 through 18:

16  link to the meeting recording; {and—}
17  — eliminates the requirement for written minutes if a digital, online recording is maintained and meets certain requirements {—–} ; and
18  — modifies what constitutes the official record of an open meeting.
2. Page 4, Line 109:

109  (i) {Approved} minutes of an open meeting are the--} The official record of {the--} an open meeting consists of:

(A) except as provided in Subsection (4)(i)(B), approved minutes; or

(B) if written minutes are not kept because a public body maintains a digital recording of an open meeting as provided in Subsection (7)(b), the digital recording of the open meeting.

3. Page 5, Line 123:

123  (b) written minutes of {a public--} an open meeting are not required to be kept if the public body

4. Page 5, Lines 127 through 128:

127  (A) identifies each agenda item considered at the {public--} open meeting and each individual

128  who orally presented information at the {public--} open meeting; and

Senator Van Tassell’s motion to amend passed on a voice vote. Senators Fillmore, Henderson, Adams, Iwamoto, and Hinkins 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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**Voting in the negative was:** Senator Fillmore

**Absent or not voting were:** Senators

| Hillyard | Stephenson |
**S.B. 24, NATURAL GAS HEAVY DUTY TAX CREDIT AMENDMENTS, was read the second time. Senator Hemmert explained the bill.**

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

**1st Sub. S.B. 24 Natural Gas Heavy Duty Tax Credit Amendments (D. Hemmert)**

Senator Hillyard 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
- Christensen
- Escamilla
- Henderson
- Iwamoto
- Okerlund
- Van Tassell
- Anderegg
- Dabakis
- Fillmore
- Hillyard
- Knudson
- Shiozawa
- Bramble
- Davis
- Harper
- Hinkins
- Mayne
- Stevenson
- Buxton
- Dayton
- Hemmert
- Ipson
- Millner
- Thatcher
- Niederhauser

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

**1st Sub. S.B. 110, SALES TAX COLLECTION AMENDMENTS, was read the second time. Senator Bramble explained the bill. Senators Hillyard, Harper, Anderegg, and Fillmore 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
- Fillmore
- Hillyard
- Mayne
- Stevenson
- Anderegg
- Dabakis
- Harper
- Ipson
- Millner
- Vickers
- Bramble
- Davis
- Hemmert
- Iwamoto
- Okerlund
- Weiler
- Buxton
- Dayton
- Henderson
- Knudson
- Shiozawa
- Niederhauser
Absent or not voting were: Senators
Escamilla        Hinkins        Stephenson        Van Tassell

* * *

1st Sub. S.B. 116, POLLING LOCATION AMENDMENTS, was read the second time. Senator Thatcher explained the bill. Senators Weiler, Hillyard, Okerlund, Henderson, and Buxton 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            Buxton            Christensen
Dabakis          Davis             Dayton            Escamilla
Fillmore         Harper            Hemmert          Henderson
Hinkins          Ipson             Iwamoto          Knudson
Mayne            Millner          Okerlund          Shiozawa
Stevenson        Thatcher        Van Tassell            Vickers
Niederhauser

Voting in the negative was: Senator
Weiler

Absent or not voting were: Senators
Anderegg        Hillyard        Stephenson

* * *

1st Sub. S.B. 128, ELECTION DAY NOTIFICATION AMENDMENTS, was read the second time.

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

2nd Sub. S.B. 128 Election Day Notification Amendments (J. Iwamoto)

Senator Iwamoto 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           Anderegg         Bramble         Buxton
Christensen     Dabakis         Davis            Dayton
2nd Sub. S.B. 17, TAX COMMISSION AMENDMENTS, was read the second time. Senator Hemmert 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  Anderegg  Buxton  Christensen
Dabakis  Davis  Dayton  Escamilla
Fillmore  Harper  Hemmert  Henderson
Hillyard  Hinkins  Ipson  Iwamoto
Knudson  Mayne  Millner  Okerlund
Shiozawa  Stevenson  Thatcher  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Bramble  Stephenson

1st Sub. S.B. 93, PROPERTY ASSESSMENT NOTICE 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  Anderegg  Buxton  Christensen
Dabakis  Davis  Dayton  Escamilla
Fillmore  Harper  Hemmert  Henderson
Hinkins  Ipson  Iwamoto  Knudson
Mayne  Millner  Okerlund  Shiozawa
Stevenson  Thatcher  Van Tassell  Vickers
Weiler  Niederhauser
Absent or not voting were: Senators
Bramble     Hillyard     Stephenson

* * *

On motion of Senator Buxton, S.B. 132, ADOPTION AGENCY AMENDMENTS, was read the second time and circled.

INTRODUCTION OF BILLS

S.B. 240, Local School Options (L. Fillmore), was read the first time by short title and referred to the Rules Committee.

S.B. 241, Local Government Plan Review Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 242, Government Records Access and Management Act Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.

S.B. 243, Revised Uniform Athlete Agents Act (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

* * *

On motion of Senator Okerlund, and at 4:00 p.m., the Senate adjourned until 10:00 a.m., Tuesday, February 21, 2017.
TWENTY–NINTH DAY
MORNING SESSION
February 21, 2017

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

Prayer – Senator Curtis Bramble
Pledge of Allegiance – Senator Ann Millner
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(Please refer to Day 1, Page 100)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 17, 2017

The House concurred in the Senate amendments and passed H.B. 65, AIR CONSERVATION ACT AMENDMENTS, by Representative M. Schultz, 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 17, 2017

The House passed, as amended, H.B. 58, DIRECT FOOD SALES AMENDMENTS, by Representative S. Sandall, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.B. 83, RENTAL APPLICATION DISCLOSURE AMENDMENTS, by Representative B. R. Cutler, and it is transmitted for consideration; and

The House passed, as substituted and amended, 3rd Sub. H.B. 142, ADMINISTRATION OF ANESTHESIA AMENDMENTS, by Representative M. Kennedy, and it is transmitted for consideration; and

The House passed, as amended, H.B. 183, EMISSIONS SETTLEMENT AMENDMENTS, by Representative T. Hawkes, and it is transmitted for consideration; and
The House passed, as amended, **H.B. 200**, SEXUAL ASSAULT KIT PROCESSING AMENDMENTS, by Representative A. Romero, and it is transmitted for consideration; and

The House passed **H.B. 201**, CONDOMINIUM AND COMMUNITY ASSOCIATION AMENDMENTS, by Representative C. Moss, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 234**, POST–EXPOSURE BLOOD TESTING AMENDMENTS, by Representative E. Redd, and it is transmitted for consideration; and

The House passed **H.C.R. 8**, CONCURRENT RESOLUTION REGARDING THE VOLKSWAGEN SETTLEMENT, by Representative T. Hawkes, 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. 244**, Retail Bag Impact Reduction Program (J. Iwamoto), was read the first time by short title and referred to the Rules Committee.

**S.B. 245**, Second Amendment Special License Plates (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

**S.B. 246**, Pharmacy Practice Act Amendments (E. Vickers), was read the first time by short title and referred to the Rules Committee.

**S.B. 247**, Modifications to Distribution of Local Sales Tax Revenues (R. Okerlund), was read the first time by short title and referred to the Rules Committee.

**S.B. 248**, Physical Therapy Licensure Compact (E. Vickers), was read the first time by short title and referred to the Rules Committee.

**S.B. 249**, Tax E–Filing Amendments (C. Bramble), 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 **2nd Sub. S.B. 14**, EMERGENCY TELEPHONE SERVICE 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Fillmore Harper Hemmert Henderson
Hillyard Hinkins Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stevenson Thatcher Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Escamilla Stephenson

2nd Sub. S.B. 14 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Thatcher, the Senate voted to concur in the House amendments to S.B. 37, STATEWIDE CRISIS LINE. 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Knudson Mayne Millner
Okerlund Shiozawa Stevenson Van Tassell
Thatcher Vickers Weiler Niederhauser

S.B. 37 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Christensen, the Senate voted to concur in the House amendments to 1st Sub. S.B. 44, DENTAL INSURANCE 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
Adams  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Hemmert
Henderson  Hillyard  Hinkins  Ipson
Iwamoto  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Thatcher  Van Tassell  Vickers  Weiler
Niederhauser

1st Sub. S.B. 44 was returned to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 17, 2017

The House adopted the Joint Conference Committee Report dated February 17, 2017, and passed S.B. 73, ACUPUNCTURE LICENSING ACT AMENDMENTS, by Senator D. Hinkins, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

JOINT CONFERENCE COMMITTEE REPORT

Mr. President: February 17, 2017

The Joint Conference Committee comprised of Senators D. P. Hinkins, K. T. Van Tassell, and K. Mayne, and Representatives J. A. Dunnigan, K. Kwan, and N. K. Thurston, recommends S.B. 73, ACUPUNCTURE LICENSING ACT AMENDMENTS, by Senator D. P. Hinkins, as amended by the House, with the following Joint Conference Committee amendments:

1. Page 2, Lines 37 through 40:
House Floor Amendments
2–8–2017

37 (10) Title 58, Chapter 61, Part 7, Behavior Analyst Licensing Act, is repealed July 1,
38 2026.
39 \(\hat{H} \Rightarrow \|) (11) Title 58, Chapter 72, Acupuncture Licensing Act, is repealed July 1, [ ]
39a \(\{2017, -2022\, -\} \quad 2027.\)
On motion of Senator Hinkins, 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**

**S.B. 73, ACUPUNCTURE LICENSING ACT AMENDMENTS**, was before the Senate, explained by Senator Hinkins, and passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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**S.B. 73** was returned to the House for the signature of the Speaker.

***

On motion of Senator Christensen, **S.B. 51, DENTAL MANAGED CARE AMENDMENTS**, was read the third time and circled.

***

**1st Sub. S.B. 98, EXCESS DAMAGES CLAIMS**, was read the third time and explained by Senator Iwamoto.

Senator Iwamoto proposed a verbal amendment as follows:

1. Page 9, Line 253:
   
   After “by” insert “a

Senator Iwamoto’s motion to amend passed on a voice vote. Senators Stevenson, Davis, and Weiler commented.
On motion of Senator Iwamoto, the bill was circled.

* * *

S.B. 65, POSTAL FACILITIES AND GOVERNMENT SERVICES, 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

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**Absent or not voting was:** Senator

Christensen

S.B. 65 was transmitted to the House for consideration.

* * *

S.B. 81, LOCAL GOVERNMENT LICENSING AMENDMENTS, was read the third time, explained by Senator Anderegg, and passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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**Voting in the negative was:** Senator

Harper
S.B. 81 was transmitted to the House for consideration.

***

1st Sub. S.B. 58, UNIFORM VOIDABLE TRANSACTIONS ACT, 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 Anderegg

1st Sub. S.B. 58 was transmitted to the House for consideration.

***

S.B. 82, LIBRARY TECHNOLOGY USE AMENDMENTS, was read the third time, explained by Senator Weiler, and passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Anderegg | Dabakis | Thatcher |

S.B. 82 was transmitted to the House for consideration.
** * **

On motion of Senator Van Tassell, S.B. 97, PUBLIC MEETING MINUTES AMENDMENTS, was read the third time and circled.

** * **

1st Sub. S.B. 24, HEAVY DUTY TAX CREDIT AMENDMENTS, was read the third time, explained by Senator Hemmert, and passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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**Voting in the negative was:** Senator Dabakis

**Absent or not voting were:** Senators

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1st Sub. S.B. 24 was transmitted to the House for consideration.

** * **

1st Sub. S.B. 110, SALES TAX COLLECTION AMENDMENTS, was read the third time, explained by Senator Bramble, 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
Anderegg Escamilla Thatcher

1st Sub. S.B. 110 was transmitted to the House for consideration.

* * *

On motion of Senator Bramble, 1st Sub. S.B. 116, POLLING LOCATION AMENDMENTS, was read the third time and circled.

* * *

2nd Sub. S.B. 128, ELECTION DAY NOTIFICATION AMENDMENTS, was read the third time, explained by Senator Iwamoto, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams Bramble Buxton Christensen
Dabakis Davis Dayton Escamilla
Fillmore Harper Hemmert Henderson
Hillyard Hinkins Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Van Tassell Vickers Weiler Niederhauser

Absent or not voting was: Senator
Anderegg

2nd Sub. S.B. 128 was transmitted to the House for consideration.

* * *

On motion of Senator Thatcher, the circle was removed from 1st Sub. S.B. 116, POLLING LOCATION AMENDMENTS, and it was before the Senate. Senator Thatcher explained the bill.

Senator Weiler proposed the following amendment #1:
1. Page 1, Lines 11 through 14:

   11 This bill:
   ▶ requires a county clerk, to the extent possible, to ensure that the
     waiting time in line at a polling location does not exceed 30 minutes;
   and
   12 ▶ {–requires a—} permits the lieutenant governor to
     require a county clerk to submit a line management plan {–to
     the lieutenant governor to reduce the
   13 amount of time—} at the next election if an individual waits in
     line more than 30 minutes before the individual can vote at a polling
   14 location.

2. Page 3, Lines 76 through 83:

   76 (6) (a) Each county clerk shall {–create a line management
     plan to–} , to the extent possible, ensure that the amount
   77 of time that an individual waits in line before the individual can
     vote at a polling location in the
   78 county does not exceed 30 minutes.
   79 {–(b) On or before January 1 of each even–numbered year,
     each county clerk shall submit
   80 a new or updated plan described in Subsection (6)(a) to the
     lieutenant governor.–}
   (b) The lieutenant governor may require a county clerk to submit a line
     management plan before the next election if an individual waits in line at
     a polling location in the county longer than 30 minutes before the
     individual can vote.
   (c) The lieutenant governor may consider extenuating circumstances in
     deciding whether to require the county clerk to submit a plan described in
     Subsection (6)(b).
   81 {–(c—} (d) The lieutenant governor shall review each
     plan submitted under Subsection (6)(b)
   82 and consult with the county clerk submitting the plan to
     {–improve the plan’s effectiveness and
   83 ensure the plan is implemented successfully–} ensure, to the
     extent possible, that the amount of time an individual waits in line before
     the individual can vote at a polling location in the county does not exceed
     30 minutes.
Senator Weiler’s motion to amend passed on a voice vote. Senators Vickers and Iwamoto 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 Anderegg Buxton Dabakis
Davis Dayton Escamilla Fillmore
Harper Hemmert Henderson Hillyard
Hinkins Ipson Iwamoto Knudson
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Van Tassell
Vickers Weiler Niederhauser

**Absent or not voting were:** Senators
Bramble Christensen

1st Sub. S.B. 116, as amended, was transmitted to the House for consideration.

***

2nd Sub. S.B. 17, TAX COMMISSION AMENDMENTS, was read the third time, explained by Senator Hemmert, and passed on the following roll call:

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

**Voting in the affirmative were:** Senators
Adams Anderegg Bramble Buxton
Dabakis Davis Dayton Escamilla
Fillmore Harper Hemmert Henderson
Hillyard Hinkins Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Van Tassell Vickers Weiler Niederhauser

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

2nd Sub. S.B. 17 was transmitted to the House for consideration.

***

1st Sub. S.B. 93, PROPERTY ASSESSMENT NOTICE AMENDMENTS, was read the third time, explained by Senator Harper, and passed on the following roll call:
Yeas, 28; Nays, 0; Absent or not voting, 1.

**Voting in the affirmative were:** Senators

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Absence or not voting was: Senator Anderegg

1st Sub. S.B. 93 was transmitted to the House for consideration.

**INTRODUCTION OF BILLS**

S.B. 250, *Food Truck Licensing and Regulation* (D. Henderson), was read the first time by short title and referred to the Rules Committee.

**SECOND READING CALENDAR**

On motion of Senator Bramble, the circle was removed from S.B. 132, *VEHICLE MANUFACTURERS TAX AMENDMENTS*, and it was before the Senate.

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


Senator Bramble proposed the following amendment #1:

1. Page 30, Line 918:

   918 (b) have an economic life of one or more years[.];

2. Page 31, Lines 927 through 930:

   927 (d) uses the machinery, equipment, or normal operating repair or replacement parts in

   928 the manufacturing process to manufacture an item sold as tangible personal property, as the
929 commission may define that phrase in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act; and

(87) amounts paid or charged for a purchase or lease of equipment or normal operating repair or replacement parts with an economic life of less than three years by a manufacturing facility that:

(a) is an establishment, as the commission defines that term in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act;

(b) is described in NAICS Code 352120, Industrial Gas Manufacturing, of the 2002 North American Industry Classification System of the federal Executive Office of the President, Office of Management and Budget;

(c) is located in the state; and

(d) uses the equipment or normal operating repair or replacement parts to manufacture hydrogen.

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

Y eas, 28; Nays, 1; Absent or not voting, 0.

Voting in the affirmative were: Senators

Adams  Anderegg  Bramble  Buxton
Christensen  Davis  Dayton  Escamilla
Fillmore  Harper  Hemmert  Henderson
Hillyard  Hinkins  Ipson  Iwamoto
Knudson  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Stevenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser

Voting in the negative was: Senator Dabakis

COMMITTEE OF THE WHOLE

On motion of Senator Okerlund, U. S. Senator Mike Lee spoke in Committee of the Whole. Senators Dayton, Dabakis and Christensen commented.

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

1st Sub. S.B. 89, ADOPTION AGENCY AMENDMENTS, was read the second time. Senator Escamilla explained the bill. Senator Weiler commented. The bill passed second reading on the following roll call:

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

Voting in the affirmative were: Senators

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S.B. 118, CRIMINAL LAW AMENDMENTS, was read the second time. Senator Thatcher explained the bill.

Senator Thatcher proposed the following amendment #1:

1. Page 3, Lines 71 through 84:

71 (9) “Critical infrastructure” includes:
72    { (a) a communication or data system;— }
73    { (b) } (a) a financial or banking system;
74    { (c) } (b) any railroad, airline, airport, airway, highway, bridge, waterway, fixed guideway, or
75 other transportation system intended for the transportation of persons or property;
76    { (d) } (c) any public utility service, including a power, energy, gas, or water supply system;
77    { (e) } (d) a sewage or water treatment system;
78    { (f) } (e) a health care facility, as that term is defined in
79 Section 26–21–2;
80    { (g) } (f) an emergency fire, medical, or law
81   enforcement response system;
80  {−(h)−}  (g) a public health facility or system;
81  {−(i)−}  (h) a food distribution system;
82  {−(i)−}  (i) a government computer system or network;
83  {−(k)−}  (i) a school; or
84  {−(l)−}  (k) other government facilities, operations, or services.

Senator Thatcher’s motion to amend passed on a voice vote. 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    Anderegg   Bramble   Buxton
Christensen  Dabakis  Davis   Dayton
Escamilla  Fillmore   Harper   Hemmert
Henderson  Hinkins   Ipson   Iwamoto
Knudson   Mayne     Millner   Shiozawa
Stephenson  Stevenson  Thatcher   Van Tassell
Vickers   Weiler      Niederhauser

**Absent or not voting were:** Senators
Hillyard   Okerlund

* * *

**S.B. 134, INDIGENT DEFENSE COMMISSION AMENDMENTS,** was read the second time. Senator Weiler explained the bill.

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


Senator Weiler proposed the following amendment #1:

1. Page 1, Lines 14 through 15:

   14  ▶  {−changes the director of the commission to executive director and−} addresses the qualifications and duties of the director, including the hiring of staff;
Page 3, Lines 80 through 81:

80 (i) the \{executive\} director of the \{Utah Indigent Defense Commission\} commission appointed in Section 77–32–803; and

Page 4, Lines 113 through 115:

113 77–32–803. \{Executive director\} Director -- Qualifications -- Staff.

114 (1) The commission shall appoint \{an executive\} director to carry out the following duties:

Page 5, Lines 126 through 138:

126 (2) The \{executive\} director shall be \{a full-time licensed attorney\} an active member of the Utah State Bar with an appropriate background and experience to serve as the full-time \{executive\} director.

129 (3) The \{executive\} director shall hire staff as necessary to carry out the duties of the commission, including \{at least one individual with data collection and analysis skills to carry out duties as outlined in Subsection 77–32–804(1)(a)\}:

132 (a) one individual who is an active member of the Utah State Bar to serve as a full-time assistant director; and

134 (b) one individual with data collection and analysis skills to carry out duties as outlined in Subsection 77–32–804(1)(a).

136 (4) The commission in appointing the \{executive\} director, and the \{executive\} director in hiring the assistant director, shall give a preference to individuals with experience in adult criminal defense, child welfare parental defense, or juvenile delinquency defense.
Senator Weiler’s motion to amend passed on a voice vote. 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

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**Absent or not voting were:** Senators

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**1st Sub. S.J.R. 7, JOINT RESOLUTION AMENDING RULES OF CRIMINAL PROCEDURE,** was read the second time. Senator Weiler explained the bill.

On motion of Senator Weiler, the bill was circled.

***

On motion of Senator Okerlund, the Senate recessed at 12:05 p.m.

**AFTERNOON SESSION**

The Senate reassembled at 2:15 p.m., with President Niederhauser presiding.

**RULES COMMITTEE REPORTS**

To the Members of the Senate:

February 21, 2017

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

**BUSINESS AND LABOR COMMITTEE**

**S.B. 248**  Physical Therapy Licensure Compact Sen. Vickers, E.

**S.B. 250**  Food Truck Licensing and Regulation Sen. Henderson, D.


ECONOMIC DEVELOPMENT AND WORKFORCE SERVICES COMMITTEE
S.B. 245  Second Amendment Special License Plates Sen. Stephenson, H.

EDUCATION COMMITTEE
S.B. 240  Local School Options Sen. Fillmore, L.

GOVERNMENT OPERATIONS AND POLITICAL SUBDIVISIONS COMMITTEE

HEALTH AND HUMAN SERVICES COMMITTEE
S.B. 246  Pharmacy Practice Act Amendments Sen. Vickers, E.
1st Sub. H.C.R. 10  Concurrent Resolution Encouraging Identification and Support of Traumatic Childhood Experiences Survivors  

**JUDICIARY, LAW ENFORCEMENT, AND CRIMINAL JUSTICE COMMITTEE**  
2nd Sub. H.B. 19  Civil Asset Forfeiture Reform Amendments  
H.B. 93  Judicial Nominating Process Amendments  

**NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENT COMMITTEE**  
1st Sub. H.B. 82  Street−legal All−terrain Vehicle Amendments  
*Rep. Noel, M., Sen. Fillmore, L.*  
1st Sub. H.B. 207  Federalism Amendments  

**REVENUE AND TAXATION COMMITTEE**  
S.B. 247  Modifications to Distribution of Local Sales Tax Revenues  
*Sen. Okerlund, R.*  
S.B. 249  Tax E−Filing Amendments  
*Sen. Bramble, C.*

Deidre M. Henderson  
Rules Committee Chair  
Report filed. On motion of Senator Henderson, the committee report was adopted.

**RULES COMMITTEE REPORTS**

To the Members of the Senate: February 21, 2017  
The Rules Committee reports a favorable recommendation on S.J.R. 15, JOINT RULES RESOLUTION – FEDERAL REVENUE CONSIDERATION, by Senator L. Fillmore.

Deidre M. Henderson  
Rules Committee Chair  
Report filed. On motion of Senator Henderson, the committee report was adopted.
COMMUNICATIONS FROM THE HOUSE

Mr. President: February 21, 2017

The House passed, S.B. 16, SALES AND USE TAX EXEMPTION CHANGES, by Senator C. Bramble, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 166, OCCUPATIONAL AND PROFESSIONAL LICENSING 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: February 21, 2017

The House concurred in the Senate amendments and passed 2nd Sub. H.B. 11, STATE BOARDS AND COMMISSIONS AMENDMENTS, by Representative N. Thurston, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed H.B. 170, SMALL CLAIMS AMENDMENTS, by Representative K. Kwan, 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 21, 2017

The House passed H.B. 68, CRIME VICTIMS REPARATION BOARD SUNSET EXTENSION, by Representative L. Christensen, and it is transmitted for consideration; and

The House passed, as amended, H.B. 92, PHYSICAL RESTRAINT IN SCHOOLS, by Representative C. Moss, and it is transmitted for consideration; and

The House passed H.B. 198, CONCEALED CARRY AMENDMENTS, by Representative K. Lisonbee, and it is transmitted for consideration; and

The House passed H.B. 267, ORGAN DONATION AMENDMENTS, by Representative M. Wheatley, and it is transmitted for consideration; and
The House passed, as amended, **H.B. 280**, AGRICULTURE REGULATION PREEMPTION AMENDMENTS, by Representative S. Handy, and it is transmitted for consideration; and

The House passed **H.B. 282**, STATE FAIR PARK BOARD AMENDMENTS, by Representative M. Schultz, and it is transmitted for consideration; and

The House passed **H.B. 311**, INTERNATIONAL RELATIONS AND TRADE COMMISSION SUNSET, by Representative E. Hutchings, and it is transmitted for consideration; and

The House passed **H.B. 328**, SERVICE AREA BOARD OF TRUSTEES MODIFICATIONS, by Representative R. Spendlove, and it is transmitted for consideration; and

The House passed **H.C.R. 17**, CONCURRENT RESOLUTION DESIGNATING AUTISM AFTER 21 DAY, 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.

**STANDING COMMITTEE REPORTS**

Mr. President: February 17, 2017

The Revenue and Taxation Committee reports a favorable recommendation on **1st Sub. H.B. 23**, INCOME TAX CREDIT MODIFICATIONS, by Representative J. A. Peterson; and

The Revenue and Taxation Committee reports a favorable recommendation on **1st Sub. H.B. 24**, STUDENT PROSPERITY SAVINGS PROGRAM – TAX AMENDMENTS, by Representative J. A. Peterson; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 25**, TAX INCENTIVE REVIEW AmENDMENTS, by Representative D. McCay; and

The Revenue and Taxation Committee recommends **S.B. 83**, SALES TAX NOTIFICATION AMENDMENTS, by Senator W. A. Harper, be replaced and favorably recommends **1st Sub. S.B. 83**, SALES TAX NOTIFICATION AMENDMENTS; and

The Revenue and Taxation Committee recommends **S.B. 229**, SALES FACTOR WEIGHTED TAX MODIFICATIONS, by Senator W. A. Harper, be
replaced and favorably recommends **1st Sub. S.B. 229, SALES FACTOR WEIGHTED TAX MODIFICATIONS.**

Howard A. Stephenson, Chair

Mr. President: February 21, 2017

The Business and Labor Committee reports a favorable recommendation on **H.B. 52, POLITICAL CONTRIBUTION REPORTING AMENDMENTS, by Representative B. M. Daw; and**

The Business and Labor Committee reports a favorable recommendation on **1st Sub. H.B. 94, OCCUPATIONAL AND PROFESSIONAL LICENSURE REVIEW COMMITTEE AMENDMENTS, by Representative B. M. Greene; and**

The Business and Labor Committee reports a favorable recommendation on **H.B. 178, GOOD LANDLORD AMENDMENTS, by Representative B. S. King.**

Curtis S. Bramble, Chair

Mr. President: February 21, 2017

The Education Committee reports a favorable recommendation on **H.J.R. 8, JOINT RESOLUTION SUPPORTING THE RETENTION OF PUBLIC EDUCATORS, by Representative R. P. Edwards; and**

The Education Committee reports a favorable recommendation on **S.B. 196, HEALTH EDUCATION AMENDMENTS, by Senator J. Stuart Adams, with the following amendments:**

1. **Page 2, Line 51 through Page 3, Line 60:**

51 (A) that the materials adopted by a local school board under Subsection (1)(c)(ii)(B)

52 shall be based upon recommendations of the school district’s Curriculum Materials Review

53 Committee that comply with state law and state board rules emphasizing abstinence before marriage and fidelity after marriage, and prohibiting instruction in:

54 (I) the intricacies of intercourse, sexual stimulation, or erotic behavior;

56 (II) the advocacy of homosexuality; premarital or extramarital sexual activity;
(III) the advocacy or encouragement of the use of contraceptive methods or devices; or

(IV) the advocacy of sexual activity outside of marriage; and

(B) that the adoption of instructional materials shall take place in an open and regular; and

The Education Committee reports a favorable recommendation on **S.B. 234**, SCHOOL TURNAROUND AMENDMENTS, by Senator A. Millner.

Ann Millner, Chair

Mr. President: February 21, 2017

The Health and Human Services Committee reports a favorable recommendation on **H.B. 172**, UTAH EDUCATIONAL SAVINGS PLAN MEDICAID EXEMPTIONS, by Representative B. R. Cutler; and

The Health and Human Services Committee reports a favorable recommendation on **1st Sub. H.C.R. 16**, CONCURRENT RESOLUTION DECLARING MENTAL HEALTH ISSUES TO BE A PUBLIC HEALTH CRISIS AT UTAH HIGHER EDUCATION INSTITUTIONS, by Representative E. H. Redd.

Lincoln Fillmore, 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 17, 2017

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **1st Sub. H.B. 119**, SCHOOL BOARD MIDTERM REPLACEMENT PROCESS, by Representative S. Pulsipher, 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. 158**, STATE HOUSE BOUNDARY AMENDMENTS, by Representative J. A. 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. 188**, LOCAL HISTORIC DISTRICT AMENDMENTS, by Representative B. R. Wilson, and recommends it be considered read for the second time and placed on the Consent Calendar.

Don L. Ipson, Chair

Mr. President: February 21, 2017

The Business and Labor Committee reports a favorable recommendation on **S.B. 208**, UTAH UNIFORM COMMERCIAL REAL ESTATE RECEIVERSHIP ACT, by Senator L. W. Hillyard, 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. 231**, BUSINESS ENTITIES AMENDMENTS, by Senator L. W. Hillyard, and recommends it be considered read for the second time and placed on the Consent Calendar.

Curtis S. Bramble, Chair

Mr. President: February 21, 2017

The Education Committee reports a favorable recommendation on **H.B. 126**, STUDENT PLAN FOR COLLEGE AND CAREER READINESS REVISIONS, by Representative M. Winder, and recommends it be considered read for the second time and placed on the Consent Calendar.

Ann Millner, Chair

Mr. President: February 21, 2017

The Health and Human Services Committee reports a favorable recommendation on **1st Sub. H.B. 288**, SCHOOL SUNSCREEN PROVISION, by Representative C. Hall, and recommends it be considered read for the second time and placed on the Consent Calendar.

Lincoln Fillmore, Chair

On motion of Senator Henderson, the committee reports were adopted. The bills were considered read the second time and placed on the Consent Calendar.

**INTRODUCTION OF BILLS**

**S.B. 251**, Local Government Criminal Penalty Amendments (D. Thatcher), was read the first time by short title and referred to the Rules Committee.
SPECIAL ORDER OF BUSINESS

A citation was read honoring Rodney Brady, former President of Weber State University.

SECOND READING CALENDAR

S.B. 113, NATURAL RESOURCES MODIFICATIONS, 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
Christensen
Escamilla
Henderson
Iwamoto
Shiozawa
Weiler
Anderegg
Dabakis
Fillmore
Hillyard
Knudson
Thatcher
Niederhauser
Bramble
Davis
Harper
Hinkins
Mayne
Van Tassell
Buxton
Dayton
Hemmert
Ipson
Okerlund
Vickers

**Absent or not voting were:** Senators
Millner
Stephenson
Stevenson

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S.B. 122, WILDLAND FIRE SUPPRESSION FUND AMENDMENTS, was read the second time. Senator Vickers explained the bill. Senator Hillyard commented. The bill passed second reading on the following roll call:

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

**Voting in the affirmative were:** Senators
Adams
Christensen
Fillmore
Hillyard
Knudson
Stephenson
Vickers
Anderegg
Dabakis
Harper
Hinkins
Mayne
Stevenson
Weiler
Bramble
Dayton
Hemmert
Ipson
Okerlund
Van Tassell
Niederhauser

**Absent or not voting were:** Senators
Davis
Millner
On motion of Senator Mayne, 1st Sub. S.B. 103, PUBLIC TRANSIT DISTRICT AMENDMENTS, was read the second time and circled.

On motion of Senator Henderson, 2nd Sub. S.B. 111, UNMANNED AIRCRAFT AMENDMENTS, was read the second time and circled.

1st Sub. S.B. 135, MATERNAL AND CHILD HEALTH, was read the second time. Senator Escamilla explained the bill.

Senator Escamilla proposed the following amendment #1:

1. Page 2, Lines 33 through 34:
   33 (1) As used in this section, “home visiting” {→
   34 (a) means an evidence–based program designed to meet
   the needs of pregnant women

2. Page 2, Line 43:
   43 federal government’s Maternal, Infant, and Early Childhood Home
   {→Vising} Visiting program;

Senator Escamilla’s motion to amend passed on a voice vote. Senators Dayton and Henderson 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 Dayton
Absent or not voting were: Senators
Bramble Harper Millner Niederhauser

* * *

S.J.R. 8, JOINT RESOLUTION ENCOURAGING STUDY TO REDUCE FALL−RELATED INJURIES, was read the second time.

Senator Iwamoto proposed the following amendment #1:

1. Page 1, Lines 16 through 20:

   16 encourages the Department of Health to convene a multi−stakeholder workgroup to
   17 develop recommendations for reducing fall−related injuries among Utahns; and
   18 encourages the workgroup to consider certain issues { and
   19 encourages the workgroup to report its recommendations to the Legislature before
   20 October 1, 2017−}.  

2. Page 3, Lines 59 through 61:

   59 { BE IT FURTHER RESOLVED that the Legislature of the state of Utah encourages the
   60 workgroup to report its recommendations to the Health and Human Services Interim
   61 Committee before October 1, 2017−}.  

Senator Iwamoto’s motion to amend passed on a voice vote. Senator Iwamoto explained the bill. Senators Okerlund, Christensen, and Shiozawa 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 Buxton Dabakis
Davis Escamilla Fillmore Hemmert
Henderson Hinkins Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Van Tassell Vickers Weiler
Voting in the negative were: Senators
Anderegg                  Christensen

Absent or not voting were: Senators
Dayton                    Harper                      Hillyard   Niederhauser

* * *

S.B. 127, STATE BOARD OF EDUCATION AMENDMENTS, was read the second time. Senator Millner explained the bill. The bill passed second reading on the following roll call:

Y eas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams                     Anderegg                  Buxton       Christensen
Dabakis                   Davis                      Escamilla    Fillmore
Hemmert                   Henderson                 Hillyard     Hinkins
Ipson                     Iwamoto                   Knudson      Mayne
Millner                   Okerlund                  Shiozawa     Stephenson
Stevenson                 Thatcher                 Van Tassell  Vickers
Weiler

Absent or not voting were: Senators
Bramble                   Dayton                    Harper       Niederhauser

* * *

S.B. 145, NAIL SALON AMENDMENTS, was read the second time. Senator Weiler explained the bill.

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

1st Sub. S.B. 145 Nail Salon Amendments (T. Weiler)

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                     Anderegg                  Buxton       Christensen
Dabakis                   Davis                      Escamilla    Fillmore
Hemmert                   Henderson                 Hillyard     Hinkins
Ipson  
Millner  
Stevenston  
Weiler  

Absent or not voting were: Senators  
Bramble  
Dayton  
Harper  
Niederhauser  

* * *

S.B. 140, ANNEXATION OF ISLANDS WITHIN CITIES, was read the second time. Senator Buxton explained the bill. Senators Fillmore, Hillyard, Christensen, and Vickers 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  
Anderegg  
Bramble  
Buxton  
Christensen  
Dabakis  
Davis  
Escamilla  
Fillmore  
Harper  
Hemmert  
Henderson  
Hinkins  
Ipson  
Iwamoto  
Knudson  
Mayne  
Millner  
Okerlund  
Shiozawa  
Stephenson  
Thatcher  
Van Tassell  
Vickers  
Weiler  

Voting in the negative was: Senator  
Hillyard  

Absent or not voting were: Senators  
Dayton  
Stevenson  
Niederhauser  

* * *

On motion of Senator Harper, the circle was removed from 2nd Sub. S.B. 111, UNMANNED AIRCRAFT AMENDMENTS, and it was before the Senate.

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

3rd Sub. S.B. 111 Unmanned Aircraft Amendments (W. Harper)

Senator Harper explained the bill. Senator Weiler commented. The bill passed second reading on the following roll call:
Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators

Adams  Bramble  Buxton  Christensen  
Dabakis  Davis  Dayton  Escamilla  
Fillmore  Harper  Hemmert  Henderson  
Hillyard  Hinkins  Ipson  Iwamoto  
Knudson  Mayne  Millner  Okerlund  
Shiozawa  Stephenson  Thatcher  Van Tassell  
Vickers  Weiler  

Absent or not voting were: Senators

Anderegg  Stevenson  Niederhauser  

***

1st Sub. S.B. 117, HIGHER EDUCATION PERFORMANCE FUNDING, was read the second time. Senator Millner explained the bill. Senator Vickers 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  Anderegg  Bramble  Buxton  
Christensen  Dabakis  Davis  Dayton  
Escamilla  Fillmore  Harper  Hemmert  
Henderson  Hillyard  Hinkins  Ipson  
Iwamoto  Knudson  Mayne  Millner  
Okerlund  Shiozawa  Stephenson  Thatcher  
Vickers  Weiler  

Absent or not voting were: Senators

Stevenson  Van Tassell  Niederhauser  

***

S.B. 148, SCHOOL LEADERSHIP TASK FORCE, was read the second time. Senator Millner explained the bill.

Senator Millner proposed the following amendment #1:

1. Page 2, Lines 47 through 50:

47  (b) The cochairs of the task force, appointed as described in Subsection (3), shall
appoint nonvoting members to the task force, including:

(i) superintendents, school leaders, and teacher leaders;

(ii) representatives of the governor’s office;

Senator Millner’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

| Christensen | Stevenson | Niederhauser |

***

S.B. 159, HELMET REQUIREMENT AMENDMENTS, was read the second time. Senator Shiozawa explained the bill. Senators Van Tassell, Iwamoto, Mayne, Hillyard, Christensen, Anderegg, Stephenson and Bramble commented. The bill passed second reading 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 Niederhauser

* * *

S.B. 147, UNIFORM PARENTAGE ACT AMENDMENTS, was read the second time. Senator Hillyard 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  Buxton  Christensen
Dabakis  Davis  Escamilla  Fillmore
Harper  Hemmert  Henderson  Hillyard
Hinkins  Ipson  Iwamoto  Knudson
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Thatcher  Van Tassell  Vickers
Weiler

Voting in the negative was: Senator Dayton

Absent or not voting were: Senators
Anderegg  Stevenson  Niederhauser

* * *

S.B. 153, CHILD SUPPORT INCOME CALCULATION 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
Adams  Bramble  Buxton  Christensen
Dabakis  Davis  Escamilla  Fillmore
Fillmore  Harper  Hemmert  Henderson
Hillyard  Hinkins  Ipson  Iwamoto
Knudson  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Thatcher  Van Tassell
Vickers  Weiler

Absent or not voting were: Senators
Anderegg  Stevenson  Niederhauser
On motion of Senator Okerlund, and at 4:04 p.m., the Senate adjourned until 10:00 a.m., Wednesday, February 22, 2017.
The Senate was called to order at 10:10 a.m., with President Wayne Niederhauser presiding.

Prayer – Blake Wahlen
Pledge of Allegiance – Senator Luz Escamilla
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS (PLEASE REFER TO DAY 1, PAGE 100)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 21, 2017

The Speaker of the House has signed 2nd Sub. S.B. 14, EMERGENCY TELEPHONE SERVICE AMENDMENTS, by Senator W. Harper, and it is transmitted for the signature of the President; and

The Speaker of the House has signed S.B. 37, STATEWIDE CRISIS LINE, by Senator D. Thatcher, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 1st Sub. S.B. 44, DENTAL INSURANCE AMENDMENTS, by Senator A. Christensen, and it is transmitted for the signature of the President; and

The Speaker of the House has signed S.B. 73, ACUPUNCTURE LICENSING ACT AMENDMENTS, by Senator D. Hinkins, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

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

Mr. President: February 21, 2017

The House passed, as amended, H.B. 85, QUALITY GROWTH COMMISSION AMENDMENTS, by Representative G. Froerer, and it is transmitted for consideration; and
The House passed, as substituted, 2nd Sub. H.B. 124, ASSAULT ON A PEACE OFFICER AMENDMENTS, by Representative A.C. Maloy, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.B. 149, CHILD ABUSE OFFENDER REGISTRY, by Representative D. Owens, and it is transmitted for consideration; and

The House passed, as amended, H.B. 176, HUMAN TRAFFICKING AMENDMENTS, by Representative P. Ray, and it is transmitted for consideration; and

The House passed, as amended, H.B. 187, COSTS FOR AGGRAVATED MURDER OFFENSES, by Representative S. Handy, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 204, PRESIDENTIAL PRIMARY AMENDMENTS, by Representative P. Arent, and it is transmitted for consideration; and

The House passed, as amended, H.B. 214, PROBATE CODE AMENDMENTS, by Representative K. Miles, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.B. 219, RURAL TAX CREDIT AMENDMENTS, by Representative S. Sandall, and it is transmitted for consideration; and

The House passed H.B. 229, AMENDMENTS RELATING TO LOCAL DISTRICTS, by Representative D. McCay, and it is transmitted for consideration; and

The House passed, as amended, H.B. 230, ELECTIONS REVISIONS, by Representative B. Daw, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 235, AUTOMATED TRAFFIC ENFORCEMENT SAFETY DEVICES, 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.
STANDING COMMITTEE REPORTS

Mr. President:

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 225, JUDGMENT INTEREST RATE AMENDMENTS, by Senator C. S. Bramble, with the following amendments:

1. Page 2, Lines 42 through 44:

   (3) (a) Except as otherwise provided by law, or as governed by Subsection (4)(a), all other final civil and criminal judgments of the district court and justice court shall bear interest at the federal postjudgment interest rate as of January 1 of each year, plus 2%. ; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 226, PERMANENT CRIMINAL STALKING INJUNCTION AMENDMENTS, by Senator T. Weiler; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 230, SOLICITATION AMENDMENTS, by Senator T. Weiler; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 232, CYBER EXPLOITATION AMENDMENTS, by Senator C. S. Bramble, with the following amendments:

1. Page 3, Lines 81 through 82:

   separate criminal act if the individual commits the separate criminal act while the individual violates or attempts to violate this section.

   (7) An interactive computer service, as defined in 47 U.S.C. Sec. 230, is not subject to liability under this section related to content provided by a user of the interactive computer service. ; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 235, ASSAULT AND THREAT OF VIOLENCE AMENDMENTS, by Senator D. W. Thatcher; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 237, SERVICEMEMBERS CUSTODY AND VISITATION AMENDMENTS, by Senator L. W. Hillyard; and
The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **S.B. 239**, INTERFERING WITH A PEACE OFFICER, by Senator T. Weiler, with the following amendments:

1. Page 1, Line 24 through Page 2, Line 34:

   24 76–8–305. Interference with peace officer.
   25 (1) A person is guilty of a class B misdemeanor if [he has knowledge] the person knows, or
   26 by the exercise of reasonable care should have [knowledge] known, that a peace officer is
   27 seeking to effect a lawful arrest or detention of that person or another person and interferes
   28 with the arrest or detention by:
   29 { (1) (a) use of force or any weapon;
   30 { (2) (b) [the arrested person’s refusal] refusing to perform any act required by lawful order:
   31 { (a) (i) necessary to effect the arrest or detention; and
   32 { (b) (ii) made by a peace officer involved in the arrest or detention; or
   33 { (3) (c) [the arrested person’s or another person’s refusal] refusing to refrain from
   34 performing any act that would impede the arrest or detention.

   (2) Recording the actions of a law enforcement officer with a camera, mobile phone, or other photographic device, while the officer is performing official duties in plain view, does not by itself constitute:
   (a) interference with the officer;
   (b) willful resistance;
   (c) disorderly conduct; or
   (d) obstruction of justice.

   Todd Weiler, Chair

Mr. President: February 21, 2017

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 84**, WATER LAW – NONUSE APPLICATIONS, by Representative T. D. Hawkes; and
The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on H.B. 95, LITTLE SAHARA STATE PARK DESIGNATION, by Representative S. Eliason; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on H.B. 118, AUTHORITY OF STATE ENGINEER, by Representative T. D. Hawkes; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on H.B. 181, STATE ENGINEER FEE APPLICATION AMENDMENTS, by Representative L. Wilde; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on 1st Sub. H.C.R. 7, CONCURRENT RESOLUTION SUPPORTING RANCHERS GRAZING LIVESTOCK ON PUBLIC LANDS, by Representative J. R. Westwood; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on H.C.R. 18, CONCURRENT RESOLUTION ENCOURAGING UTAHNS TO CONSIDER THE SMOG RATING WHEN PURCHASING A VEHICLE, by Representative P. M. Arent.

Margaret Dayton, Chair

Mr. President: February 21, 2017

The Transportation, Public Utilities, Energy, and Technology Committee reports a favorable recommendation on H.B. 152, TRANSPORTATION FUNDING REVISIONS, by Representative S. D. Sandall; and

The Transportation, Public Utilities, Energy, and Technology Committee reports a favorable recommendation on H.B. 257, AUTONOMOUS VEHICLES TASK FORCE, by Representative R. M. Spendlove.

D. Gregg Buxton, Chair

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

INTRODUCTION OF BILLS

S.B. 252, Special Election to Fill United States House of Representatives Vacancy (C. Bramble), was read the first time by short title and referred to the Rules Committee.
COMMITTEE OF THE WHOLE


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

CONSENT CALENDAR

1st Sub. H.B. 209, ADMINISTRATION OF MEDICATION TO STUDENTS 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 Anderegg Bramble Buxton
Davis Dayton Escamilla Fillmore
Hemmert Henderson Hillyard Hinkins
Ipson Iwamoto Knudson Mayne
Millner Okerlund Thatcher Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Christensen Dabakis Harper Shiozawa
Stephenson Stevenson

1st Sub. H.B. 209 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

S.B. 195, GOVERNMENT TRANSPARENCY REVISIONS, 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 Anderegg Bramble Buxton
Davis Dayton Escamilla Fillmore
Harper Hemmert Henderson Hillyard
Hinkins Ipson Iwamoto Knudson
Mayne Millner Okerlund Stevenson
Thatcher Van Tassell Vickers Niederhauser
Absent or not voting were: Senators
Christensen       Dabakis       Shiozawa       Stephenson
Weiler

S.B. 195 was transmitted to the House for consideration.

***

S.B. 170, WORKERS’ COMPENSATION WORKGROUP, 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
Adams            Anderegg       Bramble       Buxton
Christensen     Davis           Dayton        Escamilla
Fillmore        Harper          Hemmert       Henderson
Hillyard        Hinkins         Ipson         Iwamoto
Knudson         Mayne           Millner       Okerlund
Shiozawa        Stevenson       Thatcher      Van Tassell
Vickers          Niederhauser

Absent or not voting were: Senators
Dabakis         Stephenson       Weiler

S.B. 170 was transmitted to the House for consideration.

***

S.B. 202, PARENT–TIME AMENDMENTS, was read the third time, explained by Senator Adams, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams            Anderegg       Bramble       Buxton
Christensen     Dabakis         Davis           Dayton
Escamilla       Fillmore         Harper         Hemmert
Henderson       Hillyard        Hinkins        Ipson
Iwamoto         Knudson         Mayne          Millner
Okerlund        Shiozawa        Stevenson      Thatcher
Van Tassell     Vickers          Weiler         Niederhauser

Absent or not voting was: Senator
Stephenson
S.B. 202 was transmitted to the House for consideration.

* * *

3rd Sub. H.B. 56, ACCESSIBLE PARKING AMENDMENTS, 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

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**Absent or not voting was:** Senator

Stephenson

3rd Sub. 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.

* * *

H.B. 80, STATE TECHNOLOGY GOVERNANCE AMENDMENTS, 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

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**Absent or not voting was:** Senator

Stephenson
H.B. 80 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

1st Sub. H.B. 105, EARLY VOTING AMENDMENTS, was read the third time, explained by Senator Thatcher, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Hemmert
Henderson  Hillyard  Hinkins  Ipson
Iwamoto  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stevenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator Stephenson

1st Sub. 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.

***

On motion of Senator Henderson, H.B. 148, REAUTHORIZATION OF ADMINISTRATIVE RULES, was read the third time and circled.

***

On motion of Senator Stevenson, H.C.R. 2, CONCURRENT RESOLUTION RECOGNIZING THE UNITED STATES AND UTAH’S PARTICIPATION IN WORLD WAR I, was read the third time and circled.

***

S.J.R. 13, JOINT RESOLUTION SUPPORTING CREATION OF CITIZENS EQUITY FUNDS, was read the third time, explained by Senator Adams, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.
Voting in the affirmative were: Senators
Adams  Bramble  Buxton  Christensen
Dabakis  Davis  Dayton  Escamilla
Fillmore  Harper  Hemmert  Henderson
Hillyard  Hinkins  Ipson  Iwamoto
Knudson  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Thatcher  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Anderegg  Stevenson

S.J.R. 13 was transmitted to the House for consideration.

***

S.J.R. 14, JOINT RESOLUTION REGARDING JOBS IN RURAL UTAH, 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
Adams  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Hemmert
Henderson  Hillyard  Hinkins  Ipson
Iwamoto  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Thatcher  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Knudson  Stevenson

S.J.R. 14 was transmitted to the House for consideration.

***

On motion of Senator Bramble, S.B. 232, CYBER EXPLOITATION AMENDMENTS, will be considered Friday, February 24, 2017 at 10:45 a.m.

SPECIAL ORDER OF BUSINESS

Senator Henderson introduced the winners of the Springville Student Art Contest
Senator Vickers introduced pro golfer Tony Finau to the Senate.

THIRD READING CALENDAR

On motion of Senator Stevenson, 1st Sub. S.B. 132, TAX PROVISION AMENDMENTS, was read the third time and circled.

***

1st Sub. S.B. 89, ADOPTION AGENCY AMENDMENTS, was read the third time, explained by Senator Escamilla, and passed on the following roll call:

Yeas, 22; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Senators
Adams          Buxton          Christensen        Dabakis
Davis          Escamilla      Fillmore           Harper
Hemmert        Hillyard       Hinkins            Ipson
Iwamoto        Knudson        Mayne              Millner
Shiozawa       Stevenson      Thatcher           Van Tassell
Weiler         Niederhauser   

Absent or not voting were: Senators
Anderegg       Bramble        Dayton             Henderson
Okerlund       Stephenson     Vickers

1st Sub. S.B. 89 was transmitted to the House for consideration.

***

S.B. 118, CRIMINAL LAW AMENDMENTS, was read the third time, explained by Senator Thatcher, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams          Anderegg       Bramble          Buxton
Christensen    Dabakis        Davis             Dayton
Escamilla      Fillmore       Harper            Hemmert
Henderson      Hillyard       Hinkins           Ipson
Knudson        Mayne          Millner           Okerlund
Shiozawa       Stephenson     Thatcher          Van Tassell
Weiler
Absent or not voting were: Senators
Iwamoto    Stevenson    Vickers    Niederhauser

S.B. 118 was transmitted to the House for consideration.

* * *

On motion of Senator Bramble, the circle was removed from 1st Sub. S.B. 132, TAX PROVISION AMENDMENTS, and it was before the Senate. Senator Bramble explained the bill. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams    Anderegg    Bramble    Buxton
Christensen    Davis    Dayton    Escamilla
Fillmore    Harper    Hemmert    Henderson
Hinkins    Ipson    Iwamoto    Knudson
Mayne    Millner    Okerlund    Shiozawa
Stephenson    Stevenson    Thatcher    Van Tassell
Vickers    Weiler

Voting in the negative was: Senator
Dabakis

Absent or not voting were: Senators
Hillyard    Niederhauser

1st Sub. S.B. 132 was transmitted to the House for consideration.

* * *

1st Sub. S.B. 134, INDIGENT DEFENSE COMMISSION AMENDMENTS, was read the third time, explained by Senator Weiler, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams    Bramble    Buxton    Christensen
Dabakis    Davis    Dayton    Escamilla
Fillmore    Harper    Hemmert    Henderson
Hillyard    Hinkins    Ipson    Iwamoto
Knudson    Mayne    Millner    Okerlund
Shiozawa    Stephenson    Stevenson    Thatcher
Van Tassell    Vickers    Weiler
Absent or not voting were: Senators
Anderegg Niederhauser

1st Sub. S.B. 134 was transmitted to the House for consideration.

* * *

S.B. 113, NATURAL RESOURCES MODIFICATIONS, was read the third time and explained by Senator Dayton.

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

1st Sub. S.B. 113 Natural Resources Modifications (M. Dayton)

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 Buxton Christensen
Dabakis Davis Dayton Escamilla
Fillmore Harper Hemmert Henderson
Hillyard Hinkins Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Van Tassell Vickers

Absent or not voting were: Senators
Anderegg Weiler Niederhauser

1st Sub. S.B. 113 was transmitted to the House for consideration.

* * *

On motion of Senator Bramble, the Senate voted to reconsider its action on 1st Sub. S.B. 132, TAX PROVISION AMENDMENTS.

1st Sub. S.B. 132, TAX PROVISION AMENDMENTS, was before the Senate.

On motion of Senator Bramble, the bill was circled.

* * *

S.B. 122, WILDLAND FIRE SUPPRESSION FUND 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    Buxton    Christensen
Dabakis  Davis      Dayton    Escamilla
Fillmore  Harper     Henderson  Hinkins
Ipson    Iwamoto     Knudson   Mayne
Millner  Okerlund   Shiozawa  Stephenson
Stevenson  Thatcher  Van Tassell  Vickers
Weiler

Absent or not voting were: Senators
Anderegg  Hemmert    Hillyard  Niederhauser

S.B. 122 was transmitted to the House for consideration.

* * *

1st Sub. S.B. 135, MATERNAL AND CHILD HEALTH, was read the third time, explained by Senator Escamilla, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams    Bramble    Buxton    Christensen
Dabakis  Davis      Escamilla  Fillmore
Harper    Henderson  Hinkins  Ipson
Iwamoto  Knudson   Mayne     Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Thatcher  Van Tassell  Vickers  Weiler

Voting in the negative was: Senator
Dayton

Absent or not voting were: Senators
Anderegg  Hemmert    Hillyard  Niederhauser

1st Sub. S.B. 135 was transmitted to the House for consideration.

* * *

S.J.R. 8, JOINT RESOLUTION ENCOURAGING STUDY TO REDUCE FALL–RELATED INJURIES, was read the third time, explained by Senator Iwamoto, and passed on the following roll call:
Yeas, 23; Nays, 1; Absent or not voting, 5.

Voting in the affirmative were: Senators
Bramble Buxton Dabakis Davis
Dayton Escamilla Fillmore Harper
Henderson Hinkins Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Van Tassell Vickers Weiler

Voting in the negative was: Senator Christensen

Absent or not voting were: Senators
Adams Anderegg Hemmert Hillyard
Niederhauser

S.J.R. 8 was transmitted to the House for consideration.

***

S.B. 127, STATE BOARD OF EDUCATION AMENDMENTS, was read the third time and explained by Senator Millner. Senator Mayne 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 Buxton Christensen
Dabakis Davis Dayton Escamilla
Fillmore Harper Hemmert Henderson
Hinkins Ipson Iwamoto Knudson
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Van Tassell
Vickers Weiler

Absent or not voting were: Senators
Anderegg Hillyard Niederhauser

S.B. 127 was transmitted to the House for consideration.

***

1st Sub. S.B. 145, NAIL SALON AMENDMENTS, was read the third time, explained by Senator Weiler, and passed on the following roll call:
Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams  Bramble  Buxton  Christensen
Dabakis  Davis  Dayton  Escamilla
Fillmore  Harper  Hemmert  Henderson
Hinkins  Ipson  Iwamoto  Knudson
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Stevenson  Thatcher  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Anderegg  Hillyard

1st Sub. S.B. 145 was transmitted to the House for consideration.

* * *

S.B. 140, ANNEXATION OF ISLANDS WITHIN CITIES, was read the third time and explained by Senator Buxton.

Senator Fillmore proposed the following amendment #1:

1. Page 5, Lines 131 through 132:

131  (d) (i) the area to be annexed consists only of one or more unincorporated islands in a
132  county of the second class:

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

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

Voting in the affirmative were: Senators
Adams  Bramble  Buxton  Christensen
Dabakis  Davis  Fillmore  Harper
Hemmert  Henderson  Hinkins  Ipson
Iwamoto  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Thatcher  Van Tassell  Vickers  Weiler
Niederhauser

Voting in the negative was: Senator
Hillyard
Absent or not voting were: Senators
Anderegg       Dayton       Escamilla

S.B. 140 was transmitted to the House for consideration.

***

On motion of Senator Weiler, 3rd Sub. S.B. 111, UNMANNED AIRCRAFT
AMENDMENTS, was read the third time and circled.

***

1st Sub. S.B. 117, HIGHER EDUCATION PERFORMANCE FUNDING,
was read the third time and explained by Senator Millner. Senator Vickers
commented and the bill passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams         Bramble       Buxton       Christensen
Dabakis       Dayton        Escamilla    Harper
Hemmert       Henderson     Hillyard     Hinkins
Ipson         Iwamoto       Knudson      Mayne
Millner       Okerlund      Shiozawa     Stephenson
Stevenson     Van Tassell   Vickers      Weiler
Niederhauser

Absent or not voting were: Senators
Anderegg       Davis        Fillmore     Thatcher

1st Sub. S.B. 117 was transmitted to the House for consideration.

***

S.B. 148, SCHOOL LEADERSHIP TASK FORCE, 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         Bramble       Buxton       Christensen
Dabakis       Davis        Dayton       Escamilla
Harper         Hemmert      Henderson    Hillyard
Hinkins         Ipson        Iwamoto     Knudson
Absent or not voting were: Senators
Anderegg Fillmore Thatcher

S.B. 148 was transmitted to the House for consideration.

* * *

S.B. 159, HELMET REQUIREMENT AMENDMENTS, was read the third time, explained by Senator Shiozawa, and passed on the following roll call:

Yeas, 17; Nays, 12; Absent or not voting, 0.

Voting in the affirmative were: Senators
Adams Bramble Buxton Dabakis
Davis Escamilla Hemmert Hillyard
Iwamoto Knudson Mayne Okerlund
Shiozawa Stephenson Stevenson Van Tassell
Niederhauser

Voting in the negative were: Senators
Anderegg Christensen Dayton Fillmore
Harper Henderson Hinkins Ipson
Millner Thatcher Vickers Weiler

S.B. 159 was transmitted to the House for consideration.

* * *

S.B. 147, UNIFORM PARENTAGE ACT AMENDMENTS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Knudson Mayne Millner
Okerlund Shiozawa Stevenson
Thatcher Van Tassell Vickers Weiler
Niederhauser
S.B. 147 was transmitted to the House for consideration.

* * *

On motion of Senator Harper, the circle was removed from 3rd Sub. S.B. 111, UNMANNED AIRCRAFT 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

Anderegg  Bramble  Buxton  Christensen
Dabakis  Davis  Dayton  Escamilla
Fillmore  Harper  Hemmert  Henderson
Hillyard  Hinkins  Ipson  Iwamoto
Knudson  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Stevenson  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators

Adams  Thatcher

3rd Sub. S.B. 111 was transmitted to the House for consideration.

* * *

S.B. 153, CHILD SUPPORT INCOME CALCULATION 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

Adams  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Hemmert
Henderson  Hillyard  Hinkins  Ipson
Iwamoto  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator

Thatcher
S.B. 153 was transmitted to the House for consideration.

SECOND READING CALENDAR

H.B. 35, MINIMUM SCHOOL PROGRAM 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

Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Van Tassell
Vickers Niederhauser

Absent or not voting were: Senators

Knudson Thatcher Weiler

* * *

On motion of Senator Okerlund, the Senate recessed at 12:00 p.m.

AFTERNOON SESSION

The Senate reassembled at 2:08 p.m., with President Niederhauser presiding.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 22, 2017

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

BUSINESS AND LABOR COMMITTEE

2nd Sub. H.B. 83 Rental Application Disclosure Amendments

H.B. 201 Condominium and Community Association Amendments
Rep. Moss, C., Sen. Ipson, D.

S.B. 236 Motor Vehicle Franchise Amendments Sen. Okerlund, R.

S.B. 252 Special Election to Fill United States House of Representatives Vacancy Sen. Bramble, C.
ECONOMIC DEVELOPMENT AND WORKFORCE SERVICES COMMITTEE
H.B. 58  Direct Food Sales Amendments Rep. Sandall, S.,
Sen. Vickers, E.
H.B. 311  International Relations and Trade Commission Sunset

EDUCATION COMMITTEE
H.B. 92  Physical Restraint in Schools Rep. Moss, C.,
Sen. Vickers, E.

GOVERNMENT OPERATIONS AND POLITICAL SUBDIVISIONS COMMITTEE
H.B. 328  Service Area Board of Trustees Modifications

HEALTH AND HUMAN SERVICES COMMITTEE
1st Sub. H.B. 113  Nursing Care Facility Amendments Rep. Gibson, F.,
Sen. Vickers, E.
H.B. 234  Post–Exposure Blood Testing Amendments
H.B. 267  Organ Donation Amendments Rep. Wheatley, M.,
Sen. Escamilla, L.

JUDICIARY, LAW ENFORCEMENT, AND CRIMINAL JUSTICE COMMITTEE
S.B. 251  Local Government Criminal Penalty Amendments
Sen. Thatcher, D.
H.B. 68  Crime Victims Reparation Board Sunset Extension
H.B. 198  Concealed Carry Amendments Rep. Lisonbee, K.,
Sen. Weiler, T.
H.B. 200  Sexual Assault Kit Processing Amendments

NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENT COMMITTEE
H.B. 183  Emissions Settlement Amendments Rep. Hawkes, T.,
Sen. Shiozawa, B.
H.B. 280  Agriculture Regulation Preemption Amendments


Deidre M. Henderson
Rules Committee Chair

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

COMMUNICATIONS FROM THE HOUSE

Mr. President:  February 22, 2017

The House passed, as amended, 1st Sub. S.B. 31, PROTECTION OF LAW ENFORCEMENT OFFICERS’ PERSONAL INFORMATION, by Senator D. Ipson, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bill was placed on the Concurrence Calendar.

Mr. President:  February 22, 2017

The House passed, S.B. 10, VETERANS’ AND MILITARY AFFAIRS COMMISSION 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. 32, CHILD WELFARE AUDITING AMENDMENTS, by Senator G. Davis, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 35, VETERANS TUITION GAP PROGRAM ACT AMENDMENTS, 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. 40, SCHOOL BUS INSPECTION REVISIONS, by Senator W. Harper, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, 1st Sub. S.B. 90, VEHICLE INSPECTION AND REGISTRATION AMENDMENTS, by Senator J. Anderegg, 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. 95, AIR AMBULANCE 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. 96, UNSECURED LOAD AMENDMENTS, by Senator W. Harper, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, 1st Sub. S.B. 143, LOCAL DISTRICT BOARD 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, 1st Sub. S.B. 152, MUNICIPAL MAYORAL TERM 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. 177, ARTHROGRYPOSIS MULTIPLEX CONGENITA AWARENESS DAY, 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. 3, CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ENERGY ADEQUATELY FUND THE URANIUM MILL TAILINGS REMEDIAL ACTION PROJECT, by Senator D. Hinkins, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.J.R. 1, JOINT RULES RESOLUTION ON FUNDING MIX DETERMINATIONS, by Senator J. Stevenson, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, 1st Sub. S.J.R. 2, JOINT RESOLUTION ENCOURAGING THE EMPLOYMENT OF UTAH WORKERS FOR AIRPORT REDEVELOPMENT EFFORTS, 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.J.R. 5, JOINT RESOLUTION SUPPORTING PROPOSED FEDERAL CHANGES TO DISTRIBUTIONS TO UTAH NAVAJO TRUST FUND, by Senator D. Hinkins, which has been signed by the Speaker, and it is transmitted for the signature of the President.

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

Sandy D. Tenney, Chief Clerk

INTRODUCTION OF BILLS

S.B. 253, Energy Amendments (D. Hinkins), was read the first time by short title and referred to the Rules Committee.
S.B. 254, Occupation Information Amendments (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

S.B. 255, Funding for Education Systems Amendments (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

S.B. 256, Regents’ Scholarship Amendments (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

SECOND READING CALENDAR

H.B. 62, EDUCATOR RIGHTS 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

Anderegg  Bramble  Buxton  Christensen
Dabakis  Davis  Dayton  Escamilla
Fillmore  Harper  Hemmert  Henderson
Hillyard  Hinkins  Ipson  Iwamoto
Mayne  Okerlund  Shiozawa  Stephenson
Stevenson  Van Tassell  Vickers  Weiler
Niederhauser

Absent or not voting were: Senators

Adams  Knudson  Millner  Thatcher

**H.B. 125, STUDENT RESIDENCY AMENDMENTS, was read the second time. Senator Okerlund 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

Anderegg  Bramble  Buxton  Christensen
Dabakis  Davis  Dayton  Fillmore
Harper  Hemmert  Henderson  Hillyard
Hinkins  Ipson  Iwamoto  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Van Tassell  Vickers  Weiler
Niederhauser

* * *
Absent or not voting were: Senators
Adams Escamilla Knudson Thatcher

***

On motion of Senator Vickers, 1st Sub. H.J.R. 3, JOINT RESOLUTION CALLING FOR A CONVENTION TO AMEND THE CONSTITUTION OF THE UNITED STATES, was read the second time and circled.

***

2nd Sub. H.B. 90, INSURANCE OPIOID REGULATION, was read the second time. Senator Vickers explained the bill. The bill passed second reading on the following roll call:

Yea, 26; Nay, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Dayton Escamilla
Fillmore Harper Hemmert Henderson
Hillyard Hinkins Ipson Iwamoto
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Davis Knudson Thatcher

***

H.B. 154, TELEHEALTH AMENDMENTS, was read the second time. Senator Christensen explained the bill.

Senator Christensen proposed the following amendment #8:

1. Page 1, Lines 23 through 26:

   23 ► requires a legislative study; and

   24 ► describes responsibilities of a provider offering telehealth services { and }.

   25 { amends the Electronic Prescribing Act to restrict certain prescriptions in}
26 conjunction with telehealth services.}

2. Page 2, Lines 32 through 35:

32 AMENDS:

33 26–18–13, as enacted by Laws of Utah 2008, Chapter 41

34 31A–22–613.5, as last amended by Laws of Utah 2015, Chapters 257 and 283

35 {–58–82–201, as last amended by Laws of Utah 2012, Chapter 160–}

3. Page 11, Line 313 through Page 12, Line 352:

Delete lines 313 through 352 from bill.

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

| Knudson | Thatcher |

***

**H.C.R. 14, CONCURRENT RESOLUTION ON WILDFIRE ISSUES, was read the second time.** Senator Vickers explained the bill. The bill passed second reading on the following roll call:

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

**Voting in the affirmative were:** Senators

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Iwamoto  Mayne  Millner  Okerlund  
Shiozawa  Stephenson  Van Tassell  Vickers  
Weiler  Niederhauser  

Absent or not voting were: Senators  
Knudson  Stevenson  Thatcher  

***

H.B. 104, MOTOR VEHICLE EMISSION, was read the second time. Senator Christensen explained the bill. The bill passed second reading on the following roll call:

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

Voting in the affirmative were: Senators  
Adams  Bramble  Buxton  Christensen  
Dabakis  Davis  Dayton  Escamilla  
Fillmore  Harper  Hemmert  Henderson  
Hillyard  Hinkins  Ipson  Iwamoto  
Mayne  Millner  Okerlund  Shiozawa  
Stephenson  Van Tassell  Vickers  Weiler  
Niederhauser  

Absent or not voting were: Senators  
Anderegg  Knudson  Stevenson  Thatcher  

***

H.J.R. 11, JOINT RESOLUTION CALLING FOR REFORM OF THE INTERNATIONAL TRAFFIC IN ARMS REGULATIONS, was read the second time. Senator Fillmore explained the bill. Senators Mayne and Dayton commented. The bill passed second reading on the following roll call:

Yeas, 21; Nays, 4; Absent or not voting, 4.

Voting in the affirmative were: Senators  
Adams  Anderegg  Bramble  Buxton  
Christensen  Dayton  Fillmore  Harper  
Hemmert  Henderson  Hinkins  Ipson  
Mayne  Millner  Okerlund  Shiozawa  
Stephenson  Thatcher  Vickers  Weiler  
Niederhauser
Voting in the negative were: Senators
Dabakis        Davis        Escamilla        Iwamoto

Absent or not voting were: Senators
Hillyard        Knudson        Stevenson        Van Tassell

***

On motion of Senator Adams, 1st Sub. H.C.R. 6, CONCURRENT RESOLUTION SUPPORTING THE RE–EMPOWERMENT OF THE STATES AMENDMENT, was read the second time and circled.

***

2nd Sub. H.B. 130, CANNABINOID RESEARCH, was read the second time. Senator Vickers explained the bill.

Senator Vickers proposed the following amendment #1:

1. Page 4, Lines 103 through 116:

103       26–59–202, Cannabinoid Product Board —– Duties.
104       (1) The board shall review any available research related to the human use of a cannabinoid product that:

(a) was conducted under a study approved by an IRB; or
(b) was conducted or approved by the federal government.

Based on the research described in Subsection (1), the board shall evaluate the safety and efficacy of cannabinoid products, including:

105       (a) medical conditions that respond to cannabinoid products;
106       (b) cannabinoid dosage amounts and medical dosage forms; and
107       (c) interaction of cannabinoid products with other treatments.
108       (2) Based on the board’s evaluation under Subsection (1), the board shall develop

109       guidelines for a physician recommending treatment with a cannabinoid product that includes a

110       list of medical conditions, if any, that the board determines are appropriate for treatment with a

111       cannabinoid medicine product.
The board shall submit the guidelines described in Subsection to:

(a) the director of the Division of Occupational and Professional Licensing; and

(b) the Health and Human Services Interim Committee.

The board shall report the board’s findings before November 1 of each year to the Health and Human Services Interim Committee.

Senator Vickers’ motion to amend passed on a voice vote. Senators Anderegg and Dabakis commented. The bill passed second reading on the following roll call:

**Yeas, 27; Nays, 1; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

Adams 
Anderegg 
Bramble 
Buxton

Christensen 
Davis 
Dayton 
Escamilla

Fillmore 
Harper 
Hemmert 
Henderson

Hillyard 
Hinkins 
Ipson 
Iwamoto

Knudson 
Mayne 
Millner 
Okerlund

Shiozawa 
Stephenson 
Thatcher 
Van Tassell

Vickers 
Weiler 
Niederhauser

**Voting in the negative was:** Senator

Dabakis

**Absent or not voting was:** Senator

Stevenson

On motion of Senator Van Tassell, **2nd Sub. H.B. 130** was placed on Third Reading Table due to fiscal impact.

* * *

**H.B. 48, WILDLIFE SPECIES INTRODUCTION 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   Anderegg   Bramble   Buxton
Christensen   Dabakis   Dayton   Escamilla
Fillmore   Harper   Hemmert   Henderson
Hillyard   Hinkins   Ipson   Iwamoto
Knudson   Mayne   Millner   Shiozawa
Stephenson   Van Tassell   Vickers   Weiler

Absent or not voting were: Senators
Davis   Okerlund   Stevenson   Thatcher
Niederhauser

* * *

1st Sub. H.C.R. 5, CONCURRENT RESOLUTION ON CLEAN FUEL SCHOOL BUSES, was read the second time. Senator Adams explained the bill. Senator Harper 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
Adams   Anderegg   Bramble   Buxton
Christensen   Dabakis   Escamilla   Fillmore
Hemmert   Henderson   Hillyard   Hinkins
Ipson   Iwamoto   Knudson   Mayne
Millner   Shiozawa   Thatcher   Vickers
Weiler

Voting in the negative were: Senators
Harper   Stephenson   Van Tassell

Absent or not voting were: Senators
Davis   Dayton   Okerlund   Stevenson
Niederhauser

* * *

2nd Sub. H.B. 101, ADOPTIVE STUDIES AND EVALUATIONS AMENDMENTS, was read the second time. Senator Harper explained the bill.

Senator Hillyard proposed the following amendment #2:
1. Page 4, Line 94:

94 (e) {professional counselor} clinical mental health counselor; or

2. Page 8, Line 242

House Floor Amendments 2–13–2017:

242 (vii) a {professional counselor} clinical mental health counselor; [and] or

Senator Hillyard’s motion to amend passed on a voice vote. Senator Escamilla 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 Anderegg Bramble Buxton
Christensen Dabakis Dayton Escamilla
Fillmore Harper Hemmert Henderson
Hillyard Ipson Iwamoto Knudson
Mayne Millner Shiozawa Stephenson
Thatcher Van Tassell Vickers Weiler

**Absent or not voting were:** Senators

Davis Hinkins Okerlund Stevenson
Niederhauser

***

On motion of Senator Knudson, **H.B. 174, FIREARM RECORDS PROTECTION AMENDMENTS**, was read the second time and circled.

***

**H.B. 184, CONTRABAND DEVICE DESTRUCTION**, was read the second time. Senator Bramble explained the bill. Senators Hillyard and Anderegg 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 Anderegg Bramble Buxton
Christensen Dabakis Dayton Escamilla
Fillmore Harper Hemmert Henderson

H.B. 161, PEDESTRIAN SAFETY AMENDMENTS, was read the second time. Senator Bramble explained the bill. The bill passed second reading on the following roll call:

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

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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1st Sub. H.B. 23, INCOME TAX CREDIT MODIFICATIONS, was read the second time. Senator Bramble explained the bill. The bill passed second reading on the following roll call:

**Yeas, 21; Nays, 4; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators

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* * *
Voting in the negative were: Senators
Anderegg       Dabakis       Escamilla       Iwamoto

Absent or not voting were: Senators
Davis           Okerlund       Stevenson       Niederhauser

* * *

1st Sub. H.B. 24, STUDENT PROSPERITY SAVINGS PROGRAM – TAX 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           Anderegg      Bramble       Buxton
Christensen     Dabakis       Davis          Dayton
Escamilla       Fillmore      Harper         Hemmert
Henderson       Hillyard      Hinkins        Ipson
Iwamoto         Knudson       Mayne          Millner
Okerlund        Shiozawa      Stephenson     Van Tassell
Vickers         Weiler

Absent or not voting were: Senators
Stevenson       Thatcher      Niederhauser

On motion of Senator Van Tassell, 1st Sub. H.B. 24 was placed on Third Reading Table due to fiscal impact.

* * *

H.B. 25, TAX INCENTIVE REVIEW AMENDMENTS, was read the second time. Senator Bramble explained the bill.

Senator Harper proposed the following amendment #1:

1. Page 8, Lines 232 through 238:

232    Section 2. Sales tax exemption study.
233    (1) The Utah State Tax Commission, in consultation with the Office of the Legislative
Fiscal Analyst, shall study \(-\) and prepare a report \(-\) on \(-\) state
and make recommendations \(-\) \(-\) providing \(-\) state
235 revenue losses due to sales and use tax exemptions under Section 59–12–104.

236 (2) The Utah State Tax Commission and Office of the Legislative Fiscal Analyst shall

237 present the findings of the report {including recommendations} to the Revenue and Taxation Interim Committee before November 30, 2017.

Senator Harper’s motion to amend passed on a voice vote. Senators Hillyard and Dabakis commented. The bill passed second reading on the following roll call:

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

**Voting in the affirmative were:** Senators
- Adams
- Christensen
- Escamilla
- Escamilla
- Hemmert
- Iwamoto
- Okerlund
- Vickers

**Absent or not voting were:** Senators
- Stevenson
- Thatcher

On motion of Senator Adams, the circle was removed from 1st Sub. H.C.R. 6, CONCURRENT RESOLUTION SUPPORTING THE RE–EMPOWERMENT OF THE STATES AMENDMENT, and it was before the Senate. Senator Adams explained the bill. The bill passed second reading on the following roll call:

**Yeas, 21; Nays, 5; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators
- Adams
- Christensen
- Hemmert
- Ipson
- Stephenson
- Weiler

- Anderegg
- Bramble
- Fillmore
- Dayton
- Harper
- Mayne
- Shiozawa
- Van Tassell

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

Absent or not voting were: Senators
Shiozawa       Stevenson       Niederhauser

THIRD READING CALENDAR

On motion of Senator Bramble, the circle was removed from 1st Sub.
S.B. 132, TAX PROVISION AMENDMENTS, and it was before the Senate.
Senator Bramble explained the bill.

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

2nd Sub. S.B. 132 Tax Provision Amendments (C. Bramble)

Senator Dabakis commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams       Anderegg       Bramble       Buxton
Christensen       Dabakis       Davis       Dayton
Escamilla       Fillmore       Harper       Hemmert
Henderson       Hillyard       Hinkins       Ipson
Iwamoto       Knudson       Mayne       Millner
Okerlund       Shiozawa       Stephenson       Stevenson
Thatcher       Van Tassell       Vickers       Weiler

Absent or not voting was: Senator
Niederhauser

2nd Sub. S.B. 132 was transmitted to the House for consideration.

* * *

On motion of Senator Okerlund, and at 3:55 p.m., the Senate adjourned until
10:00 a.m., Thursday, February 23, 2017.
THIRTY-FIRST DAY

MORNING SESSION

February 23, 2017

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

Prayer – Father Anthony Savas
Pledge of Allegiance – Senator Brian Shiozawa
Roll Call – All Senators present

READING OF TITLES OF Bills AND RESOLUTIONS
(Please Refer to Day 1, Page 100)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 22, 2017

The House passed, as amended, 1st Sub. S.B. 112, SPECIAL GROUP LICENSE PLATE REPEAL, by Senator A. Christensen, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bill was placed on the Concurrence Calendar.

Mr. President: February 22, 2017

The House passed, S.B. 183, HIGH LOAD MOTOR VEHICLES, 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 22, 2017

The House passed, as substituted, 1st Sub. H.B. 75, COMMON OWNERSHIP AMENDMENTS, by Representative G. Froerer, and it is transmitted for consideration; and
The House passed, as substituted and amended, 6th Sub. H.B. 128, HEALTH CARE DEBT COLLECTION AMENDMENTS, by Representative R. C. Webb, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.B. 168, KINDERGARTEN SUPPLEMENTAL ENRICHMENT PROGRAM, by Representative V. L. Snow, and it is transmitted for consideration; and

The House passed H.B. 244, GENERAL FUND BUDGET RESERVE ACCOUNT AMENDMENTS, by Representative K. Ivory, and it is transmitted for consideration; and

The House passed H.B. 245, SCHOOL DISTRICT PROCUREMENT PROCESS, by Representative C. Hall, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 281, CONSTRUCTION AND FIRE CODES AMENDMENTS, by Representative P. Ray, and it is transmitted for consideration; and

The House passed, as amended, H.B. 287, COSMETOLOGY LICENSING ACT AMENDMENTS, by Representative J. Dunnigan, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

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

INTRODUCTION OF BILLS

S.B. 257, Case Status Updates (T. Weiler), was read the first time by short title and referred to the Rules Committee.

CONCURRENCE CALENDAR

On motion of Senator Ipson, the Senate voted to concur in the House amendments to 1st Sub. S.B. 31, PROTECTION OF LAW ENFORCEMENT OFFICERS’ PERSONAL INFORMATION. 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  Buxton  Christensen
Dabakis  Davis  Dayton  Fillmore
CONSENT CALENDAR

S.B. 219, PHARMACEUTICAL PRODUCT AMENDMENTS, was read the third time, explained by Senator Shiozawa, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Senators
Adams  Anderegg  Buxton  Christensen
Dabakis  Davis  Dayton  Escamilla
Fillmore  Harper  Henderson  Hillyard
Hinkins  Ipson  Iwamoto  Knudson
Millner  Okerlund  Shiozawa  Stephenson
Van Tassell  Vickers  0

Absent or not voting were: Senators
Bramble  Hemmert  Mayne  Stevenson
Thatcher  Weiler

S.B. 219 was transmitted to the House for consideration.

* * *

2nd Sub. S.B. 50, AUTOMOBILE INSURANCE REGISTRY AMENDMENTS, was read the third time, explained by Senator Fillmore, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Hemmert
Absent or not voting were: Senators
Mayne  Stevenson  Thatcher

2nd Sub. S.B. 50 was transmitted to the House for consideration.

* * *

H.C.R. 15, CONCURRENT RESOLUTION ON SUSTAINABLE MANAGEMENT OF UTAH’S WATER QUALITY, 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  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Hemmert
Henderson  Hillyard  Hinkins  Ipson
Iwamoto  Knudson  Millner  Okerlund
Shiozawa  Stephenson  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Mayne  Stevenson  Thatcher

H.C.R. 15 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, S.B. 213, UTAH SUBSTANCE USE AND MENTAL HEALTH ADVISORY COUNCIL, was read the third time and circled.

* * *

On motion of Senator Okerlund, S.B. 215, MASTER OFFENSE LIST, was read the third time and circled.

* * *

H.B. 192, MINUTEMAN HIGHWAY DESIGNATION, was read the third time, explained by Senator Knudson, and passed on the following roll call:
Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators

Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Knudson Mayne Millner
Okerlund Shiozawa Stephenson Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators

Stevenson Thatcher

H.B. 192 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

THIRD READING CALENDAR

H.B. 35, MINIMUM SCHOOL PROGRAM AMENDMENTS, 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 Bramble Buxton Christensen
Dabakis Davis Dayton Escamilla
Fillmore Harper Hemmert Henderson
Hillyard Hinkins Ipson Iwamoto
Knudson Millner Okerlund Shiozawa
Stephenson Stevenson Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators

Anderegg Mayne Thatcher

H.B. 35 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Van Tassell, the circle was removed from S.B. 97, PUBLIC MEETING MINUTES AMENDMENTS, and it was before the Senate.
On motion of Senator Van Tassell, the following substitute bill replaced the original bill:

**1st Sub. S.B. 97 Public Meeting Minutes Amendments (K. Van Tassell)**

On motion of Senator Van Tassell, the bill was circled.

**COMMITTEE OF THE WHOLE**


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

**THIRD READING CALENDAR**

**H.B. 62**, EDUCATOR RIGHTS AMENDMENTS, 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

| Anderegg | Hillyard | Thatcher |

**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. 125**, STUDENT RESIDENCY 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

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Escamilla Fillmore Harper Hemmert
Henderson Hinkins Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Weiler Niederhauser

Absent or not voting were: Senators
Hillyard Stevenson Thatcher Van Tassell
Vickers

H.B. 125 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 Ipson, 2nd Sub. H.B. 90, INSURANCE OPIOID REGULATION, was read the third time and circled.

***

H.B. 154, TELEHEALTH AMENDMENTS, was read the third time, explained by Senator Christensen, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Escamilla
Fillmore Harper Hemmert Henderson
Hinkins Ipson Iwamoto Knudson
Mayne Millner Okerlund Shiozawa
Stephenson Weiler Niederhauser

Absent or not voting were: Senators
Dayton Hillyard Stevenson Thatcher
Van Tassell Vickers

H.B. 154, as amended, was returned to the House for further consideration.

On motion of Senator Ipson, H.C.R. 14, CONCURRENT RESOLUTION ON WILDFIRE ISSUES, was read the third time and circled.

***

H.B. 104, MOTOR VEHICLE EMISSION, was read the third time, explained by Senator Christensen, and passed on the following roll call:
Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Escamilla
Fillmore Harper Hemmert Henderson
Hinkins Ipson Iwamoto Knudson
Mayne Millner Okerlund Shiozawa
Stephenson Thatcher Weiler Niederhauser

Absent or not voting were: Senators
Dayton Hillyard Stevenson Van Tassell
Vickers

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.

***

On motion of Senator Christensen, H.B. 48, WILDLIFE SPECIES INTRODUCTION AMENDMENTS, was read the third time and circled.

***

H.J.R. 11, JOINT RESOLUTION CALLING FOR REFORM OF THE INTERNATIONAL TRAFFIC IN ARMS REGULATIONS, was read the third time, explained by Senator Fillmore, and passed on the following roll call:

Yeas, 21; Nays, 3; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Davis Fillmore Harper
Hemmert Henderson Hinkins Ipson
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Thatcher Weiler
Niederhauser

Voting in the negative were: Senators
Dabakis Escamilla Iwamoto

Absent or not voting were: Senators
Dayton Hillyard Stevenson Van Tassell
Vickers
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.

***

1st Sub. H.C.R. 5, CONCURRENT RESOLUTION ON CLEAN FUEL SCHOOL BUSES, was read the third time and explained by Senator Adams. Senators Stephenson and Anderegg commented and the bill passed on the following roll call:

Yeas, 23; Nays, 1; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Hemmert
Hillyard  Ipson  Iwamoto  Knudson
Mayne  Millner  Okerlund  Shiozawa
Thatcher  Weiler  Niederhauser

Voting in the negative was: Senator Stephenson

Absent or not voting were: Senators
Henderson  Hinkins  Stevenson  Van Tassell
Vickers

1st Sub. H.C.R. 5 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

On motion of Senator Dayton, the circle was removed from H.B. 48, WILDLIFE SPECIES INTRODUCTION 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
Adams  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Hemmert
Ipson  Iwamoto  Knudson  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Thatcher  Weiler  Niederhauser
Absent or not voting were: Senators
Henderson    Hillyard    Hinkins    Stevenson
Van Tassell  Vickers

H.B. 48 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

2nd Sub. H.B. 101, ADOPTIVE STUDIES AND EVALUATIONS 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        Anderegg   Bramble    Buxton
Christensen  Dabakis    Davis      Dayton
Escamilla    Fillmore   Harper     Hemmert
Hillyard     Ipson      Iwamoto    Knudson
Mayne        Millner    Okerlund   Shiozawa
Stephenson   Thatcher   Vickers    Weiler
Niederhauser

Absent or not voting were: Senators
Henderson    Hinkins    Stevenson    Van Tassell

2nd Sub. H.B. 101, as amended, was returned to the House for further consideration.

***

H.B. 184, CONTRABAND DEVICE DESTRUCTION, 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        Anderegg   Bramble    Buxton
Christensen  Dabakis    Davis      Dayton
Escamilla    Fillmore   Harper     Hemmert
Hillyard     Ipson      Iwamoto    Knudson
Mayne        Millner    Okerlund   Shiozawa
Stephenson   Thatcher   Vickers    Weiler
Niederhauser
Absent or not voting were: Senators
Henderson     Hinkins     Stevenson     Van Tassell

H.B. 184, as amended, was returned to the House for further consideration.

* * *

H.B. 161, PEDESTRIAN SAFETY AMENDMENTS, was read the third time and explained by Senator Bramble. Senator Weiler commented and the bill passed on the following roll call:

Yeas, 23; Nays, 1; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams         Anderegg      Bramble        Buxton
Christensen   Davis         Dayton         Fillmore
Hemmert       Henderson     Hillyard       Hinkins
Ipson         Iwamoto       Knudson        Mayne
Millner       Okerlund      Shiozawa       Stephenson
Vickers       Weiler        Niederhauser

Voting in the negative was: Senator
Dabakis

Absent or not voting were: Senators
Escamilla    Harper        Stevenson     Thatcher
Van Tassell

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

A citation was read honoring the Davis High School Girl’s soccer team for their state and national championships.

THIRD READING CALENDAR

1st Sub. H.B. 23, INCOME TAX CREDIT MODIFICATIONS, was read the third time and explained by Senator Bramble. Senator Dayton commented and the bill passed on the following roll call:

Yeas, 22; Nays, 2; Absent or not voting, 5.
Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Davis Dayton Fillmore
Harper Hemmert Hillyard Hinkins
Ipson Knudson Mayne Millner
Okerlund Shiozawa Stephenson Vickers
Weiler Niederhauser

Voting in the negative were: Senators
Dabakis Iwamoto

Absent or not voting were: Senators
Escamilla Henderson Stevenson Thatcher
Van Tassell

1st Sub. H.B. 23 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

SPECIAL ORDER OF BUSINESS

A citation was read honoring former pro basketball player Mark Eaton.

THIRD READING CALENDAR

H.B. 25, TAX INCENTIVE REVIEW AMENDMENTS, was read the third time and explained by Senator Bramble.

Senator Harper proposed the following amendment #2:

1. Page 8, Lines 232 through 239
   a. Senate 2nd Reading Amendments
   b. 2–22–2017:
   232 Section 2. Sales tax exemption study.
   233 (1) (a) The Utah State Tax Commission, in consultation with the Office of the Legislative Fiscal Analyst, shall study [and make recommendations] prepare a report [providing] state revenue losses due to sales and use tax exemptions under Section 59–12–104.
(b) The Utah State Tax Commission and Office of the Legislative Fiscal Analyst shall present the findings of the report, including recommendations, to the Revenue and Taxation Interim Committee before November 30, 2017.

Section 3. Repeal date.

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

**Yeas, 22; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Senators

Anderegg  
Bramble  
Buxton  
Dabakis  
Davis  
Dayton  
Fillmore  
Harper  
Hemmert  
Henderson  
Hillyard  
Ipson  
Iwamoto  
Knudson  
Mayne  
Millner  
Okerlund  
Shiozawa  
Stephenson  
Vickers  
Weiler  
Niederhauser

**Absent or not voting were:** Senators

Adams  
Christensen  
Escamilla  
Hinkins  
Stevenson  
Thatcher  
Van Tassell

H.B. 25, as amended, was returned to the House for further consideration.

* * *

On motion of Senator Vickers, the circle was removed from 2nd Sub. H.B. 90, INSURANCE OPIOID REGULATION, 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

Bramble  
Buxton  
Dabakis  
Davis  
Dayton  
Fillmore  
Harper  
Hemmert
Absent or not voting were: Senators
Adams Anderegg Christensen Escamilla
Hinkins Stevenson Thatcher Van Tassell

2nd Sub. H.B. 90 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

On motion of Senator Henderson, H.B. 265, SAFETY INSPECTION AMENDMENTS, will be considered Thursday, March 2, 2017 at 11:00 a.m.

***

On motion of Senator Vickers, the circle was removed from H.C.R. 14, CONCURRENT RESOLUTION ON WILDFIRE ISSUES, and it was before the Senate. Senator Okerlund commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams Bramble Buxton Dabakis
Davis Dayton Fillmore Harper
Hemmert Henderson Hillyard Hinkins
Ipson Iwamoto Knudson Mayne
Millner Okerlund Shiozawa Stephenson
Thatcher Vickers Weiler Niederhauser

Absent or not voting were: Senators
Anderegg Christensen Escamilla Stevenson
Van Tassell

H.C.R. 14, 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.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 23, 2017

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

BUSINESS AND LABOR COMMITTEE
6th Sub. H.B. 128 Health Care Debt Collection Amendments
3rd Sub. H.B. 142 Administration of Anesthesia Amendments

ECONOMIC DEVELOPMENT AND WORKFORCE SERVICES COMMITTEE
S.B. 254 Occupation Information Amendments
   Sen. Stephenson, H.
2nd Sub. H.B. 124 Assault on a Peace Officer Amendments
   Rep. Maloy, A.C., Sen. Millner, A.
H.B. 214 Probate Code Amendments Rep. Miles, K.,
   Sen. Hillyard, L.

EDUCATION COMMITTEE
S.B. 255 Funding for Education Systems Amendments
   Sen. Stephenson, H.
S.B. 256 Regents’ Scholarship Amendments Sen. Hillyard, L.

GOVERNMENT OPERATIONS AND POLITICAL SUBDIVISIONS COMMITTEE
1st Sub. H.B. 204 Presidential Primary Amendments Rep. Arent, P.,
   Sen. Bramble, C.
H.B. 229 Amendments Relating to Local Districts Rep. McCay, D.,
   Sen. Fillmore, L.

HEALTH AND HUMAN SERVICES COMMITTEE
H.C.R. 17 Concurrent Resolution Designating Autism after 21 Day
JUDICIARY, LAW ENFORCEMENT, AND CRIMINAL JUSTICE COMMITTEE

S.B. 257 Case Status Updates Sen. Weiler, T.

NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENT COMMITTEE

S.B. 253 Energy Amendments Sen. Hinkins, D.

REVENUE AND TAXATION COMMITTEE


TRANSPORTATION, PUBLIC UTILITIES, ENERGY, AND TECHNOLOGY COMMITTEE


Deidre M. Henderson
Rules Committee Chair

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

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 23, 2017

The House passed, 2nd Sub. S.B. 11, WATER DEVELOPMENT COMMISSION 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. 91, NATIVE AMERICAN CHILD WELFARE 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. 179**, ANIMAL CARE AND CONTROL APPRECIATION WEEK, by Senator J. S. Adams, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.J.R. 12**, JOINT RESOLUTION DESIGNATING POST–TRAUMATIC STRESS INJURY AWARENESS DAY, 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 23, 2017

The House passed, as substituted and amended, **1st Sub. H.B. 99**, BIGAMY OFFENSE AMENDMENTS, by Representative M. Noel, and it is transmitted for consideration; and

The House passed, as substituted, **2nd Sub. H.B. 243**, COMMON AREA LAND USE AMENDMENTS, by Representative R. C. Webb, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 324**, LOCAL BUDGET HEARING NOTICE AMENDMENTS, by Representative B. R. Cutler, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 343**, AGRICULTURAL AND LEADERSHIP EDUCATION SUPPORT SPECIAL GROUP LICENSE PLATE, by Representative N. Thurston, and it is transmitted for consideration; and

The House passed **H.C.R. 9**, CONCURRENT RESOLUTION ENCOURAGING CONSIDERATION OF A LATER SCHOOL DAY START FOR HIGH SCHOOL, by Representative C. Moss, and it is transmitted for consideration; and

The House passed, as amended, **H.C.R. 20**, CONCURRENT RESOLUTION RECOGNIZING THOSE WHO SERVED AND SACRIFICED DURING THE COLD WAR, by Representative B. Greene, and it is transmitted for consideration; and
The House passed H.C.R. 21, CONCURRENT RESOLUTION ENCOURAGING NASA TO CONSIDER TOOELE COUNTY FOR A TEST FACILITY, by Representative D. Sagers, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

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

SPECIAL ORDER OF BUSINESS

A citation was read honoring the Utah School for the Deaf.

COMMUNICATIONS FROM THE GOVERNOR

ADVISE AND CONSENT

Mr. President: February 6, 2017

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

Utah Athletic Foundation Board of Directors:

Courtland Nelson is appointed to replace John Bennion as a member of the Utah Athletic Foundation Board of Directors, a term to expire January 31, 2020. See SJR 1 Passed February 3, 2007, and Bylaws of Utah Athletic Foundation.

Rebecca “Becky” A. Kearns is appointed to replace Mike Mattsson as a member of the Utah Athletic Foundation Board of Directors, a term to expire January 31, 2020. See SJR 1 Passed February 3, 2007, and Bylaws of Utah Athletic Foundation.

John B. Larson is reappointed as a member of the Utah Athletic Foundation Board of Directors, a term to expire January 31, 2020. See SJR 1 Passed February 3, 2007, and Bylaws of Utah Athletic Foundation.

Board of Tourism Development:

Zachary B. Renstrom is appointed to replace Gordon Topham as a member of the Board of Tourism Development, a term to expire June 30, 2017. In addition, please appoint with a term to expire June 30, 2021. See Utah Code 63N–7–102.

Utah Arts Council Board of Directors:

Lisa Arnett is appointed to replace Pierre Langue as a member of the Utah Arts Council Board of Directors, a term to expire June 30, 2020. See Utah Code 9–6–204.
Amy Jorgensen is appointed to replace Tom Alder as a member of the Utah Arts Council Board of Directors, a term to expire June 30, 2020. See Utah Code 9–6–204.

Caitlin Gochnour is reappointed as a member of the Utah Arts Council Board of Directors, a term to expire June 30, 2020. See Utah Code 9–6–204.

Clive J. Romney is reappointed as a member of the Utah Arts Council Board of Directors, a term to expire June 30, 2020. See Utah Code 9–6–204.

**Purchasing from Persons with Disabilities Advisory Board:**

Brian R. Adams is appointed to replace Stephen Richards as a member of the Purchasing from Persons with Disabilities Advisory Board, a term to expire January 31, 2019. See Utah Code 63G–6a–805.

**Board of Aging and Adult Services:**

Diena L. Simmons (D) is appointed to replace Kelly Van Noy (D) as a member of the Board of Aging and Adult Services, a term to expire April 1, 2020. See Utah Code62A–1–107.

Mark A. Richardson (R) is appointed to replace Adrian Gale (R) as a member of the Board of Aging and Adult Services, a term to expire April 1, 2020. See Utah Code62A–1–107.

**State Engineer:**

Kent L. Jones is reappointed as the State Engineer, a term to expire January 1, 2021. See Utah Code 73–2–1.

**Great Salt Lake Advisory Council:**

Randy B. Elliott is appointed to replace John Petroff Jr. as a member of the Great Salt Lake Advisory Council, a term to expire December 31, 2021. See Utah Code 73–30–201.

**Department of Financial Institutions:**

G. Edward Leary is reappointed as the Commissioner of Financial Institutions, a term to expire January 6, 2021. See Utah Code 7–1–202.

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

Richard Sloan is appointed to replace Daniel Brammer as a member of the Real Estate Appraiser Licensing and Certification Board, the remaining portion of the term to expire July 1, 2018. See Utah Code 61–2g–204.

**Public Service Commission:**

Jordan A. White is reappointed as a member of the Public Service Commission, a term to expire March 1, 2023. See Utah Code 54–1–1.5
Board of Pardons and Parole:

Bradley P. Rich is reappointed as a Pro Tempore member of the Board of Pardons and Parole, a term to expire February 28, 2022. See Utah Code 77−27−2.

Carrie Cochran is appointed to replace Robert S. Yeates as a full−time member of the Board of Pardons and Parole, the remaining portion of the term to expire February 28, 2019. See Utah Code 77−27−2

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

Gary R. Herbert
Governor

Mr. President: February 13, 2017

The Senate Economic and Development and Workforce Services Confirmation Committee met on February 13, 2017, and reports a favorable recommendation for Amy Jorgensen to be confirmed as a member of the Utah Arts Council Board of Directors; and

The Senate Economic and Development and Workforce Services Confirmation Committee met on February 13, 2017, and reports a favorable recommendation for Caitlin Gochnour to be confirmed as a member of the Utah Arts Council Board of Directors; and

The Senate Economic and Development and Workforce Services Confirmation Committee met on February 13, 2017, and reports a favorable recommendation for Clive J. Romney to be confirmed as a member of the Utah Arts Council Board of Directors; and

The Senate Economic and Development and Workforce Services Confirmation Committee met on February 13, 2017, and reports a favorable recommendation for Zachary D. Renstrom to be confirmed as a member of the Board of Tourism Development; and

The Senate Economic and Development and Workforce Services Confirmation Committee met on February 13, 2017, and reports a favorable recommendation for Lisa Arnett to be confirmed as a member of the Utah Arts Council Board of Directors.

Brian E. Shiozawa, Chair

Mr. President: February 15, 2017

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 Public Service Commission:

Jordan A. White

D. Gregg Buxton, Chair

Mr. President: February 15, 2017

The Senate Business and Labor Confirmation Committee met on Friday, February 15, 2017 and reports a favorable recommendation for Mr. Richard Sloan as a member of the Real Estate Appraiser Licensing and Certification Board; and

The Senate Business and Labor Confirmation Committee met on Friday, February 15, 2017 and reports a favorable recommendation for Mr. G. Edward Leary as the Commissioner of the Utah Department of Financial Institutions.

Curtis S. Bramble, Chair

On motion of Senator Hillyard, the above nominations were approved on the following roll call vote:

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

Voting in the affirmative were: Senators

Adams Bramble Buxton Christensen
Dabakis Davis Dayton Escamilla
Harper Hemmert Henderson Hillyard
Hinkins Ipson Iwamoto Knudson
Mayne Millner Okerlund Shiozawa
Stevenson Thatcher Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators

Anderegg Fillmore Stephenson

STANDING COMMITTEE REPORTS

Mr. President: February 22, 2017

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on 2nd Sub. H.B. 91, COUNTY COMMISSION ELECTION AMENDMENTS, by Representative N. K Thurston; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 98, DEPARTMENT OF ADMINISTRATIVE SERVICES AMENDMENTS, by Representative S. Eliason; and
The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **H.B. 160**, CAMPAIGN CONTRIBUTION SOLICITATION AMENDMENTS, by Representative P. M. Arent; and


Don L. Ipson, Chair

Mr. President: February 22, 2017

The Economic Development and Workforce Services Committee reports a favorable recommendation on **H.B. 211**, STATE WORK OF ART, by Representative R. P. Edwards; and

The Economic Development and Workforce Services Committee reports a favorable recommendation on **H.J.R. 9**, JOINT RESOLUTION ON THE UTAH ATHLETIC FOUNDATION, by Representative E. K. Hutchings; and


Jacob L. Anderegg, Chair

Mr. President: February 22, 2017

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 265**, SAFETY INSPECTION AMENDMENTS, by Representative D. McCay.

Howard A. Stephenson, Chair

Mr. President: February 22, 2017

The Retirement and Independent Entities Committee reports a favorable recommendation on **H.B. 165**, HIGHER EDUCATION RETIREMENT AMENDMENTS, by Representative J. R. Westwood.

Daniel Hemmert, Chair

Mr. President: February 22, 2017

The Health and Human Services Committee reports a favorable recommendation on **H.B. 175**, OPIOID ABUSE PREVENTION AND TREATMENT AMENDMENTS, by Representative S. Eliason; and
The Health and Human Services Committee reports a favorable recommendation on 1st Sub. H.C.R. 10, CONCURRENT RESOLUTION ENCOURAGING IDENTIFICATION AND SUPPORT OF TRAUMATIC CHILDHOOD EXPERIENCES SURVIVORS, by Representative E. H. Redd, with the following amendments:

1. Page 2, Lines 34 through 38:

34 exposure to a cumulative series of serious traumatic events;
35 WHEREAS, such traumatic incidents and events include emotional and physical abuse
36 and neglect, sexual abuse, separation from or loss of a parent due to divorce or other reasons, serious injury or death of a
37 parent, exposure to family discord, domestic violence, parental mental illness, substance abuse,
38 criminal activity in the home, and other traumatic and nonnurturing experiences and

Lincoln Fillmore, Chair

Mr. President:

February 22, 2017

The Business and Labor Committee reports a favorable recommendation on 1st Sub. H.B. 42, INSURANCE RELATED MODIFICATIONS, by Representative J. A. Dunnigan, with the following amendments:

1. Page 2, Line 45:

45 addresses when an insurer {contracts} has a contract with a licensee;

2. Page 22, Lines 657 through 659:

657 (3) “ORSA guidance manual” means the current version of the Own Risk and Solvency
658 Assessment Guidance Manual developed and adopted by the National Association of Insurance
659 Commissioners and as amended from time to time.

3. Page 73, Lines 2249 through 2252:

2249 [(4)] (5) If an insurer {contracts} has a contract with or lists a licensee in a report submitted under
Subsection [(2) (3), there is a rebuttable presumption that in placing a risk with the insurer the contracted or appointed licensee or any of the licensee’s licensed employees act on behalf of the insurer.

4. Page 76, Lines 2333 through 2335:

If an agency contracts with or designates a licensee in reports submitted under Subsection (2) or [(5) (6), there is a rebuttable presumption that the contracted or designated licensee acts on behalf of the agency.

5. Page 77, Lines 2353 through 2361:

Subject to the other provisions in this section, a title insurer that contracts with or appoints an individual title insurance producer or an agency title insurance producer is liable to a buyer, seller, borrower, lender, or third party that deposits money with the individual title insurance producer or agency title insurance producer for the receipt and disbursement of money deposited with the individual title insurance producer or agency title insurance producer for a transaction when a commitment for a policy of title insurance of that title insurer is ordered, issued, or distributed or a title insurance policy of that title insurer is issued, except that once a title insurer is named in an issued commitment only that title insurer is liable as a title insurer under this section.

6. Page 87, Lines 2682 through 2684:

If a navigator agency contracts with or designates a licensee in reports
submitted under Subsection (3) or [(6) (7)], there is a rebuttable presumption that the contracted or designated licensee acts on behalf of the navigator agency.

7. Page 95, Lines 2921 through 2923:

If an agency has a contract with or designates a licensee in a report submitted under Subsection (2) or [(5) (6)], there is a rebuttable presumption that the contracted or designated licensee acts on behalf of the agency.

8. Page 102, Lines 3133 through 3136:

A public adjuster shall keep at the public adjuster’s principal place of business in this state a copy of each contract entered into in this state for the current year plus three years, and each contract shall be available at all times for inspection, without notice, by the commissioner or the commissioner’s authorized representative.

9. Page 102, Lines 3142 through 3146:

Except as provided by Subsection (2), a public adjuster may receive compensation for service provided under this chapter consisting of an hourly fee, a flat rate, a percentage of the total amount paid by an insurer to resolve a claim, or another method of compensation. The total compensation received may not exceed 10% of the amount of the insurance settlement on the claim.

10. Page 154, Lines 4745 through 4748:

The amendments in this bill to Section 31A–3–102 and Section 59–7–102 have retrospective operation for a taxable year beginning on or after January 1, 2017 except that the
4747 amendments to Subsections 31A–3–102(2)(b) and 59–7–102(1)(g) have retrospective operation

4748 for a taxable year beginning on or after January 1, 2011.

The Business and Labor Committee reports a favorable recommendation on 1st Sub. H.B. 238, PAYMENT OF WAGES ACT AMENDMENTS, by Representative T. D. Hawkes; and

The Business and Labor Committee reports a favorable recommendation on H.C.R. 13, CONCURRENT RESOLUTION FOR PUBLIC EMPLOYEES’ BENEFIT AND INSURANCE PROGRAM, by Representative J. A. Dunnigan; and

The Business and Labor Committee recommends S.B. 129, SALVAGE VEHICLE AMENDMENTS, by Senator C. S. Bramble, be replaced and favorably recommends 2nd Sub. S.B. 129, SALVAGE VEHICLE AMENDMENTS; and

The Business and Labor Committee reports a favorable recommendation on S.B. 222, EQUITABLE ALLOCATION OF PUBLIC TRANSIT DISTRICT FUNDING, by Senator K. Mayne; and

The Business and Labor Committee reports a favorable recommendation on S.B. 248, PHYSICAL THERAPY LICENSURE COMPACT, by Senator E. J. Vickers; and

The Business and Labor Committee reports a favorable recommendation on S.B. 250, FOOD TRUCK LICENSING AND REGULATION, by Senator D. M. Henderson.

Curtis S. Bramble, Chair

Mr. President: February 23, 2017

The Natural Resources, Agriculture, and Environment Committee recommends 1st Sub. H.B. 180, WATER RIGHTS TRANSFER AMENDMENTS, by Representative L. Wilde, be replaced and favorably recommends 2nd Sub. H.B. 180, WATER RIGHTS TRANSFER AMENDMENTS; and

The Natural Resources, Agriculture, and Environment Committee recommends S.B. 214, PUBLIC WATER SUPPLIER AMENDMENTS, by
Senator J. Iwamoto, be replaced and favorably recommends 1st Sub. S.B. 214, PUBLIC WATER SUPPLIER AMENDMENTS.

Margaret Dayton, Chair

Mr. President: February 23, 2017

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on H.B. 21, UNIFORM POWERS OF APPOINTMENT ACT, by Representative V. Lowry Snow; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on H.B. 129, ADULT PROTECTIVE SERVICES AMENDMENTS, by Representative R. P. Edwards; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on 1st Sub. H.B. 139, CRIMINAL INTENT AMENDMENTS, by Representative K. J. Stratton, with the following amendments:

1. Page 2, Line 29:

   29 (2) Voluntary intoxication is not a defense to {rape} sexual offenses , as defined in {Section 76-5-402} Title 76, Chapter 5, Part 4, Sexual Offenses ; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on H.B. 191, JUDICIAL PERFORMANCE EVALUATION COMMISSION AMENDMENTS, by Representative V. Lowry Snow; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on H.B. 202, TRESPASS AMENDMENTS, by Representative B. M. Greene; and

The Judiciary, Law Enforcement, and Criminal Justice Committee recommends S.B. 175, UNIFORM UNCLAIMED PROPERTY ACT, by Senator L. W. Hillyard, be replaced and favorably recommends 1st Sub. S.B. 175, UNIFORM UNCLAIMED PROPERTY ACT.

Todd Weiler, Chair

Mr. President: February 22, 2017

The Education Committee reports a favorable recommendation on H.B. 100, INSTITUTIONS OF HIGHER EDUCATION DISCLOSURE
REQUIREMENTS, by Representative K. F. Coleman, with the following amendments:

1. Page 3, Lines 64 through 70:
   House Committee Amendments
   2–2–2017

   (i) fail to pay a loan described in Subsection (1)(e)(i)(A), (B), or (C).

   (f) “Total costs” means
   (i) the estimated costs a student would incur while completing a
   program, including:
   (A) tuition and fees; and
   (B) books, supplies, and equipment;
   and
   (ii) calculated based on a student’s degree, the institution’s average costs that would be incurred while a student completes a program and are subsidized by taxpayer contribution, including:
   (A) tuition and fees; and
   (B) other applicable expenses subsidized by taxpayer contribution for program completion.

   (g) “Wage data” means information collected by the board, and based on information from the department, that reflects a student’s wage the first year and fifth year after a student; and

The Education Committee reports a favorable recommendation on 1st Sub. H.B. 108, TEACHER SALARY SUPPLEMENT AMENDMENTS, by Representative K. J. Christofferson, with the following amendments:

1. Page 6, Lines 171 through 174:

   (9) Notwithstanding the provisions of this section, if the appropriation for the program
   is insufficient to cover the costs associated with salary supplements, the board may limit or
   reduce the salary supplements shall distribute the funds in the Teacher Salary Supplement
The Education Committee recommends S.B. 238, HIGHER EDUCATION GOVERNANCE REVISIONS, by Senator A. Millner, be replaced and favorably recommends, **1st Sub. S.B. 238, HIGHER EDUCATION GOVERNANCE REVISIONS.**

Ann Millner, 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 22, 2017

The Economic Development and Workforce Services Committee reports a favorable recommendation on **H.B. 258, VETERANS TAX AMENDMENTS,** by Representative V. L. Peterson, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Economic Development and Workforce Services Committee recommends **H.B. 268, MONEY MANAGEMENT ACT AMENDMENTS,** by Representative J. Knotwell, be replaced with and reports a favorable recommendation on **1st Sub. H.B. 268, MONEY MANAGEMENT ACT AMENDMENTS** 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 **H.J.R. 7, PROPOSAL TO AMEND UTAH CONSTITUTION ACTIVE MILITARY PROPERTY TAX EXEMPTION,** by Representative V. L. Peterson, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Economic Development and Workforce Services Committee reports a favorable recommendation on **S.B. 224, DEPARTMENT OF WORKFORCE SERVICES AMENDMENTS,** by Senator L. Fillmore, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Economic Development and Workforce Services Committee reports a favorable recommendation on **1st Sub. S.C.R. 6, CONCURRENT RESOLUTION ON GUARDING THE CIVIL LIBERTIES AND FREEDOMS**
FOR ALL PEOPLE, by Senator B. E. Shiozawa, and recommends it be considered read for the second time and placed on the Consent Calendar.

Jacob L. Anderegg, Chair

Mr. President: February 22, 2017

The Health and Human Services Committee recommends S.B. 246, PHARMACY PRACTICE ACT AMENDMENTS, by Senator E. J. Vickers, be replaced and reports a favorable recommendation on 1st Sub. S.B. 246, PHARMACY PRACTICE ACT AMENDMENTS with the following amendments and that it be considered read for the second time and placed on the Consent Calendar.

1. Page 7, Lines 182 through 188:

182 (3) A pharmacist may not administer a drug listed under Subsection (2) unless the
183 pharmacist:
184 (a) completes the training described in Subsection (2);
185 (b) administers the drug at a clinic or community pharmacy, as those terms are defined
186 by the division, by administrative rule made in accordance with Title 63G, Chapter 3, Utah
187 Administrative Rulemaking Act; and
188 (c) is directed by the −practitioner− physician, as that term is defined in Section 58–67–102 or Section 58–68–102, who issues the prescription to administer the drug.

Lincoln Fillmore, Chair

Mr. President: February 22, 2017

The Education Committee reports a favorable recommendation on H.B. 292, CHARTER SCHOOL ADMISSION AMENDMENTS, by Representative J. L. Fawson, and recommends it be considered read for the second time and placed on the Consent Calendar.

Ann Millner, Chair

On motion of Senator Henderson, the committee reports were adopted. The bills were considered read the second time and placed on the Consent Calendar.
STANDING COMMITTEE REPORTS

Mr. President:

The Revenue and Taxation Committee has returned 1st Sub. H.B. 49, SOCIAL SECURITY TAX CREDIT, by Representative J. R. Westwood, to the Rules Committee.

Howard A. Stephenson, Chair

On motion of Senator Henderson, the committee report was adopted. The bill was returned to the Rules Committee.

THIRD READING CALENDAR

On motion of Senator Okerlund, 1st Sub. H.C.R. 6, CONCURRENT RESOLUTION SUPPORTING THE RE-EMPOWERMENT OF THE STATES AMENDMENT, was read the third time and circled.

SECOND READING CALENDAR

On motion of Senator Knudson, the circle was removed from H.B. 174, FIREARM RECORDS PROTECTION AMENDMENTS, and it was before the Senate. Senator Knudson explained the bill. Senators Christensen commented. The bill passed second reading on the following roll call:

Y eas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Buxton Christensen Dabakis
Davis Dayton Escamilla Fillmore
Harper Hemmert Henderson Hillyard
Hinkins Ipson Iwamoto Knudson
Mayne Millner Okerlund Shiozawa
Stevenson Thatcher Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Anderegg Bramble Stephenson

* * *

On motion of Senator Okerlund, under suspension of the rules, the Senate voted to consider Senate bills for the remainder of the day.
1st Sub. S.B. 156, LOCAL PUBLIC SAFETY AND FIREFIGHTER SURVIVING SPOUSE TRUST FUND 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. 156 Local Public Safety and Firefighter Surviving Spouse Trust Fund Amendments (T. Weiler)

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
Adams Anderegg Buxton Christensen
Dabakis Dayton Escamilla Fillmore
Hemmert Henderson Hillyard Ipson
Iwamoto Knudson Mayne Millner
Shiozawa Stephenson Stevenson Thatcher
Van Tassell Vickers Weiler Niederhauser

Absent or not voting were: Senators
Bramble Davis Harper Hinkins
Okerlund

SPECIAL ORDER OF BUSINESS

Senator Mayne read a citation honoring the Girl Scouts of Utah.

THIRD READING CALENDAR

On motion of Senator Adams, the circle was removed from 1st Sub. H.C.R. 6, CONCURRENT RESOLUTION SUPPORTING THE RE-EMPOWERMENT OF THE STATES AMENDMENT, and it was before the Senate. The bill passed on the following roll call:

Yeas, 17; Nays, 4; Absent or not voting, 8.

Voting in the affirmative were: Senators
Adams Anderegg Buxton Dayton
Fillmore Hemmert Henderson Hillyard
Voting in the negative were: Senators
Dabakis          Escamilla        Iwamoto       Mayne

Absent or not voting were: Senators
Bramble          Christensen      Davis          Harper
Hinkins          Okerlund         Stephenson     Vickers

1st Sub. 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.

SECOND READING CALENDAR

S.B. 56, ANIMAL SHELTER AMENDMENTS, was read the second time. Senator Knudson explained the bill. Senators Christensen, Escamilla, and Iwamoto 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
Adams           Anderegg         Buxton        Dabakis
Davis           Dayton           Escamilla     Fillmore
Hemmert         Hillyard         Ipson         Iwamoto
Knudson         Mayne            Millner       Shiozawa
Stevenson       Van Tassell      Vickers       Weiler
Niederhauser

Voting in the negative were: Senators
Christensen     Henderson        Thatcher

Absent or not voting were: Senators
Bramble         Harper           Hinkins       Okerlund
Stephenson

* * *

S.B. 138, METRO TOWNSHIP AMENDMENTS, was read the second time.

On motion of Senator Henderson, the following substitute bill replaced the original bill:
2nd Sub. S.B. 138 Metro Township Amendments (K. Mayne)

Senator Mayne 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 Anderegg Buxton Christensen
Dabakis Davis Dayton Escamilla
Fillmore Harper Hemmert Henderson
Hillyard Ipson Iwamoto Knudson
Mayne Millner Shiozawa Stephenson
Stevenson Van Tassell Vickers Weiler

Absent or not voting were: Senators
Bramble Hinkins Okerlund Thatcher
Niederhauser

* * *

1st Sub. S.B. 150, LOCAL GOVERNMENT BOND AMENDMENTS, was read the second time. Senator Henderson explained the bill. The bill passed second reading on the following roll call:

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

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Ipson Iwamoto
Knudson Mayne Millner Shiozawa
Stevenson Van Tassell Vickers Weiler

Absent or not voting were: Senators
Hinkins Okerlund Stephenson Thatcher
Niederhauser

* * *

S.B. 158, PASS–THROUGH ENTITY WITHHOLDING AMENDMENTS, was read the second time. Senator Bramble 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

Adams    Anderegg    Bramble    Buxton
Christensen    Davis    Dayton    Escamilla
Fillmore    Harper    Hemmert    Henderson
Hillyard    Hinkins    Ipson    Iwamoto
Knudson    Mayne    Millner    Okerlund
Shiozawa    Stevenson    Thatcher    Van Tassell
Vickers    Weiler

**Voting in the negative was:** Senator

Dabakis

**Absent or not voting were:** Senators

Stephenson    Niederhauser

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**S.B. 164, UTAH FIRST ECONOMIC DEVELOPMENT AMENDMENTS,** was read the second time. 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

Adams    Anderegg    Bramble    Buxton
Christensen    Dabakis    Davis    Dayton
Escamilla    Fillmore    Harper    Hemmert
Henderson    Hillyard    Hinkins    Ipson
Iwamoto    Knudson    Mayne    Millner
Okerlund    Shiozawa    Stevenson    Steinerson
Thatcher    Van Tassell    Vickers    Weiler

**Absent or not voting was:** Senator

Niederhauser

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**S.B. 171, STATE ROCK ART DESIGNATION,** was read the second time. Senator Hinkins explained the bill. Senators Dayton, Davis, and Dabakis 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      Anderegg     Bramble     Buxton
Christensen Dabakis     Davis      Dayton
Escamilla   Fillmore     Harper     Hemmert
Henderson   Hillyard    Hinkins    Ipson
Iwamoto     Knudson     Mayne      Millner
Okerlund    Shiozawa    Stephenson Stevenson
Thatcher    Van Tassell  Vickers    Weiler

Absent or not voting was: Senator
Niederhauser

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On motion of Senator Hillyard, and at 4:00 p.m., the Senate sauntered.

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

COMMUNICATIONS FROM THE HOUSE

Mr. President:  February 23, 2017

The Speaker of the House has signed 1st Sub. S.B. 31, PROTECTION OF LAW ENFORCEMENT OFFICERS’ PERSONAL INFORMATION, by Senator D. Ipson, and it is transmitted for the signature of the President; and

The House passed, S.B. 121, ADOPTION 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, 1st Sub. S.J.R. 3, JOINT RESOLUTION ON COMMERCIAL DRIVING, 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.

INTRODUCTION OF BILLS

S.B. 258, Addiction Recovery Amendments (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.B. 259, Certified Public Accountant Licensing Act Amendments (C. Bramble), was read the first time by short title and referred to the Rules Committee.
S.B. 260, Assignable Right of First Refusal (D. G. Buxton), was read the first time by short title and referred to the Rules Committee.

S.B. 261, Recovery Residence Study (K. Mayne), was read the first time by short title and referred to the Rules Committee.

S.B. 262, Upstart Amendments (J. S. Adams), was read the first time by short title and referred to the Rules Committee.

SECOND READING CALENDAR

S.B. 161, BULLYING AND HAZING AMENDMENTS, was read the second time.

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

1st Sub. S.B. 161 Bullying and Hazing Amendments (L. Escamilla)

Senator Escamilla explained the bill. Senators Anderegg, Fillmore, Okerlund, Dayton, Thatcher, and Davis 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
Adams Anderegg Buxton Dabakis
Davis Escamilla Hemmert Henderson
Hillyard Ipson Iwamoto Knudson
Mayne Millner Okerlund Shiozawa
Stephenson Thatcher Van Tassell Vickers
Weiler Niederhauser

Voting in the negative were: Senators
Christensen Dayton Fillmore Harper
Hinkins Stevenson

Absent or not voting was: Senator
Bramble

* * *

On motion of Senator Anderegg, 1st Sub. S.B. 163, STUDENT DATA PROTECTION AMENDMENTS, was read the second time and circled.
On motion of Senator Vickers, the circle was removed from 1st Sub. H.J.R. 3, JOINT RESOLUTION CALLING FOR A CONVENTION TO AMEND THE CONSTITUTION OF THE UNITED STATES, and it was before the Senate. Senator Vickers explained the bill. Senators Hillyard, Dabakis, Harper, and Thatcher commented. The bill failed on the following roll call:

**Yeas, 12; Nays, 16; 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

1st Sub. H.J.R. 3 was filed.

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On motion of Senator Okerlund, and at 5:00 p.m., the Senate adjourned until 10:00 a.m., Friday, February 24, 2017.
The Senate was called to order at 10:12 a.m., with President Wayne Niederhauser presiding.

Prayer – Alija Music translator for Imam Amir Salihovic
Pledge of Allegiance – Senator Lyle Hillyard
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(Please refer to Day 1, Page 100)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 23, 2017

The House substituted and passed, 1st Sub. S.B. 178, MILITARY INSTALLATION DEVELOPMENT AUTHORITY AMENDMENTS, by Senator J. Stevenson, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bill was placed on the Concurrence Calendar.

Mr. President: February 23, 2017

The House passed, as substituted and amended, 2nd Sub. H.B. 50, OPIOID PRESCRIBING REGULATIONS, by Representative R. Ward, and it is transmitted for consideration; and

The House passed, as substituted, 3rd Sub. H.B. 121, LOCAL FOOD ADVISORY COUNCIL, by Representative S. Handy, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 155, DRIVING UNDER THE INFLUENCE AND PUBLIC SAFETY REVISIONS, by Representative N. Thurston, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 156, STATE JOB APPLICATION PROCESS, by Representative S. Hollins, and it is transmitted for consideration; and
The House passed, as substituted, **1st Sub. H.B. 159**, AMENDMENTS TO VOTER REGISTRATION, by Representative S. Handy, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 164**, MUNICIPAL ENTERPRISE FUND AMENDMENTS, by Representative J. Moss, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 206**, DOMESTIC VIOLENCE —— WEAPONS RESTRICTIONS, by Representative Brian S. King, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 246**, SYSTEM OF CARE DEVELOPMENT, by Representative R. Edwards, and it is transmitted for consideration; and

The House passed, as substituted, **2nd Sub. H.B. 252**, DISPOSAL OF FIREARMS, by Representative B. Daw, and it is transmitted for consideration; and

The House passed **H.B. 296**, RADIOACTIVE AND HAZARDOUS WASTE ACCOUNT AMENDMENTS, by Representative B. Wilson, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 346**, SUICIDE PREVENTION PROGRAMS, by Representative S. Eliason, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

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

**INTRODUCTION OF BILLS**

**S.B. 263, Apprenticeship Amendments** (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

**S.B. 264, Outdoor Recreation Grant Program** (R. Okerlund), was read the first time by short title and referred to the Rules Committee.

**S.R. 2, Senate Rules Resolution on Floor Activities** (K. Van Tassell), was read the first time by short title and referred to the Rules Committee.

**CONCURRENCE CALENDAR**

On motion of Senator Christensen, the Senate voted to concur in the House amendments to **1st Sub. S.B. 112**, SPECIAL GROUP LICENSE PLATE REPEAL. 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         Anderegg    Bramble    Buxton
Christensen   Dabakis    Davis     Dayton
Harper        Hemmert    Henderson Hillyard
Hinkins       Ipson       Iwamoto   Knudson
Mayne         Millner    Shiozawa  Stephenson
Stevenson     Van Tassell Vickers  Weiler
Niederhauser

Absent or not voting were: Senators
Escamilla     Fillmore    Okerlund  Thatcher

1st Sub. S.B. 112 was returned to the House for the signature of the Speaker.

CONSENT CALENDAR

1st Sub. H.B. 119, SCHOOL BOARD MIDTERM REPLACEMENT PROCESS, was read the third time, explained by Senator Harper, and passed on the following roll call:

Yeas, 22; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Senators
Adams         Anderegg    Buxton    Dabakis
Davis         Dayton      Harper    Hemmert
Henderson     Hillyard   Hinkins   Ipson
Iwamoto       Mayne      Millner   Shiozawa
Stephenson    Stevenson  Van Tassell Vickers
Weiler        Niederhauser

Absent or not voting were: Senators
Bramble      Christensen Escamilla  Fillmore
Knudson      Okerlund    Thatcher

1st Sub. H.B. 119 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

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On motion of Senator Stevenson, the circle was removed from H.C.R. 2, CONCURRENT RESOLUTION RECOGNIZING THE UNITED STATES AND UTAH’S PARTICIPATION IN WORLD WAR I, 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 Anderegg Buxton Christensen
Dabakis Davis Dayton Escamilla
Harper Hemmert Henderson Hillyard
Hinkins Ipson Iwamoto Knudson
Mayne Millner Shiozawa Stephenson
Stevenson Thatcher Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators

Bramble Fillmore Okerlund

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.

* * *

On motion of Senator Stevenson, the circle was removed from S.B. 213, UTAH SUBSTANCE USE AND MENTAL HEALTH ADVISORY COUNCIL, and it was before the Senate. Senator Stevenson explained the bill. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

Adams Anderegg Bramble Buxton
Dabakis Davis Dayton Escamilla
Harper Hemmert Henderson Hillyard
Hinkins Ipson Iwamoto Knudson
Mayne Millner Shiozawa Stephenson
Stevenson Thatcher Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators

Christensen Fillmore Okerlund

S.B. 213 was transmitted to the House for consideration.

* * *

On motion of Senator Thatcher, the circle was removed from S.B. 215, MASTER OFFENSE LIST, and it was before the Senate. Senator Thatcher 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. 215** was transmitted to the House for consideration.

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**H.B. 158,** STATE HOUSE BOUNDARY AMENDMENTS, was read the third time, explained by Senator Knudson, and passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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**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.

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**H.B. 188,** LOCAL HISTORIC DISTRICT AMENDMENTS, was read the third time, explained by Senator Adams, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.
Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Harper Hemmert Henderson
Hillyard Hinkins Ipson Iwamoto
Mayne Millner Okerlund Shiozawa
Stevenson Thatcher Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Fillmore Knudson Stephenson

H.B. 188 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

S.B. 208, UTAH UNIFORM COMMERCIAL REAL ESTATE RECEIVERSHIP ACT, 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Mayne Millner Okerlund
Shiozawa Stevenson Thatcher Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Knudson Stephenson

S.B. 208 was transmitted to the House for consideration.

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S.B. 231, BUSINESS ENTITIES 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
Adams  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Hemmert
Henderson  Hillyard  Hinkins  Ipson
Iwamoto  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Stevenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator
Knudson

S.B. 231 was transmitted to the House for consideration.

***

H.B. 126, STUDENT PLAN FOR COLLEGE AND CAREER READINESS REVISIONS, 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  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Harper  Hemmert  Henderson
Hillyard  Hinkins  Ipson  Iwamoto
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Stevenson  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Fillmore  Knudson  Thatcher

H.B. 126 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

1st Sub. H.B. 288, SCHOOL SUNSCREEN PROVISION, was read the third time, explained by Senator Anderegg, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent or not voting, 2.
Voting in the affirmative were: Senators
Adams       Anderegg       Bramble       Buxton
Christensen  Dabakis       Davis         Dayton
Escamilla    Fillmore       Harper        Hemmert
Henderson    Hillyard      Hinkins       Ipson
Iwamoto      Mayne         Millner       Okerlund
Shiozawa     Stephenson    Stevenson     Thatcher
Vickers      Weiler        Niederhauser

Absent or not voting were: Senators
Knudson      Van Tassell

1st Sub. H.B. 288 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 Iwamoto, the circle was removed from 1st Sub. S.B. 98, EXCESS DAMAGES CLAIMS, and it was before the Senate. Senator Iwamoto explained the bill.

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

2nd Sub. S.B. 98 Excess Damages Claims (J. Iwamoto)

The bill passed on the following roll call:

Y eas, 26; Nays, 1; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams       Bramble       Buxton       Christensen
Dabakis     Davis         Escamilla    Fillmore
Hemmert     Henderson     Hillyard    Hinkins
Ipson       Iwamoto       Knudson     Mayne
Millner     Okerlund      Shiozawa    Stephenson
Stevenson   Thatcher      Van Tassell Vickers
Weiler      Niederhauser

Voting in the negative was: Senator
Harper

Absent or not voting were: Senators
Anderegg     Dayton
2nd Sub. S.B. 98 was transmitted to the House for consideration.

* * *

H.B. 174, FIREARM RECORDS PROTECTION AMENDMENTS, was read the third time, explained by Senator Knudson, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams  Bramble  Buxton  Christensen
Dabakis  Davis  Dayton  Escamilla
Fillmore  Harper  Hemmert  Henderson
Hillyard  Hinkins  Ipson  Iwamoto
Knudson  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Stevenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator Anderegg

H.B. 174 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

TIME CERTAIN CALENDAR

S.B. 232, CYBER EXPLOITATION AMENDMENTS, was read the second time. Senator Bramble explained the bill.

Senator Bramble proposed the following amendment #2:

1. Page 2, Lines 44 through 53:

   44 (2) An individual who is 18 years old or older commits the offense of sexual extortion if the individual:
   45 (a) with an intent to coerce a victim to engage in sexual contact, in sexually explicit conduct, or in simulated sexually explicit conduct, or to produce, provide, or distribute an
   47 image, video, or other recording of any individual naked or engaged in sexually explicit
conduct, communicates in person or by electronic means a threat:
(i) to the victim’s person, property, or reputation; or
(ii) to distribute an intimate image or video of the victim; or
(b) knowingly causes a victim to engage in sexual contact, in sexually explicit conduct,
or in simulated sexually explicit conduct, or to produce, provide, or distribute any image.

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, S.B. 232, CYBER EXPLOITATION AMENDMENTS, was considered read the second and third times. Senator Bramble explained the bill. The bill passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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

S.B. 232 was transmitted to the House.

**THIRD READING CALENDAR**

**2nd Sub. S.B. 156, LOCAL PUBLIC SAFETY AND FIREFIGHTER SURVIVING SPOUSE TRUST FUND AMENDMENTS, was read the third time**
and explained by Senator Weiler. Senators Bramble and Dabakis commented and 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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**2nd Sub. S.B. 156** was transmitted to the House for consideration.

* * *

On motion of Senator Knudson, **S.C.R. 9, CONCURRENT RESOLUTION CONCERNING THE ORAL HEALTH CARE OF UTAH’S AT–RISK POPULATIONS**, will be considered Monday, February 27, 2017, at 10:45 a.m.

* * *

**S.B. 56, ANIMAL SHELTER AMENDMENTS**, was read the third time and explained by Senator Knudson. Senator Christensen commented and the bill passed on the following roll call:

**Y eas, 19; Nays, 7; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

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Absent or not voting were: Senators
Buxton Stephenson Niederhauser

S.B. 56 was transmitted to the House for consideration.

* * *

2nd Sub. S.B. 138, METRO TOWNSHIP AMENDMENTS, was read the third time and explained by Senator Mayne.

Senator Mayne proposed the following amendment #1:

1. Page 7, Lines 190 through 194:

   190 (4) If the municipal legislative body of a municipality located in whole or in part within
   191 a municipal services district adopts and delivers a resolution to withdraw in accordance with
   192 Subsection 17B–1–502(3)(a)(iii), the municipality shall only remit to the municipal services district
   193 the amounts described in Subsection (1) that relate to the period that the municipality is in the
   194 municipal services district, regardless of when the municipality receives those amounts.

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

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

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Knudson Mayne Millner
Okerlund Shiozawa Stevenson Thatcher
Van Tassell Vickers Weiler

Absent or not voting were: Senators
Stephenson Niederhauser
2nd Sub. S.B. 138 was transmitted to the House for consideration.

* * *

1st Sub. S.B. 150, LOCAL GOVERNMENT BOND AMENDMENTS, 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 Anderegg Bramble Buxton
Christensen Dabakis Dayton Escamilla
Fillmore Harper Hemmert Henderson
Hillyard Hinkins Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stevenson Thatcher Van Tassell
Vickers Weiler

Absent or not voting were: Senators
Davis Stephenson Niederhauser

1st Sub. S.B. 150 was transmitted to the House for consideration.

* * *

S.B. 158, PASS−THROUGH ENTITY WITHHOLDING AMENDMENTGS, 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 Anderegg Bramble Christensen
Dabakis Dayton Escamilla Fillmore
Harper Hemmert Henderson Hillyard
Hinkins Ipson Iwamoto Knudson
Mayne Millner Okerlund Shiozawa
Stevenson Thatcher Van Tassell Vickers
Weiler

Absent or not voting were: Senators
Buxton Davis Stephenson Niederhauser
S.B. 158 was transmitted to the House for consideration.

* * *

S.B. 164, UTAH FIRST ECONOMIC DEVELOPMENT 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
Adams              Anderegg              Bramble              Buxton
Christensen        Dabakis              Davis                Escamilla
Fillmore           Harper                Hemmert              Henderson
Hillyard           Hinkins               Ipson                Iwamoto
Knudson            Mayne                Millner              Okerlund
Shiozawa           Stevenson             Thatcher             Van Tassell
Vickers            Weiler

Absent or not voting were: Senators
Dayton              Stephenson            Niederhauser

S.B. 164 was transmitted to the House for consideration.

SPECIAL ORDER OF BUSINESS

The Senate honored the Board Certified Teachers from Utah.

THIRD READING CALENDAR

On motion of Senator Hinkins, S.B. 171, STATE ROCK ART DESIGNATION, was read the third time and circled.

* * *

1st Sub. S.B. 161, BULLYING AND HAZING AMENDMENTS, was read the third time and explained by Senator Escamilla. Senator Hillyard commented and the bill passed on the following roll call:

Yeas, 21; Nays, 1; Absent or not voting, 7.

Voting in the affirmative were: Senators
Adams              Anderegg              Buxton              Dabakis
Davis              Escamilla             Harper              Hemmert
Voting in the negative was: Senator Dayton

Absent or not voting were: Senators
Bramble Christensen Fillmore Hinkins
Okerlund Stephenson Niederhauser

1st Sub. S.B. 161 was transmitted to the House for consideration.

* * *

On motion of Senator Van Tassell, the circle was removed from 1st Sub. S.B. 97, PUBLIC MEETING MINUTES AMENDMENTS, and it was before the Senate. Senator Van Tassell explained the bill.

Senator Van Tassell proposed the following amendment #1:

1. Page 1, Line 16:

   16 link to the meeting recording; { and }
       modifies a provision relating to the availability of approved
       minutes and public meeting materials; and

2. Page 3, Lines 83 through 86:

   83 (ii) within three business days after approving written minutes
       of an open meeting { post }
   84 to the website and make available to the public at the public body’s
   85 primary office or, if the
   86 public body provides online minutes under Subsection (2)(b), on
   the public body’s website a
   86 copy of the approved minutes and any public materials distributed
   at the meeting { post to the website a copy of the approved minutes and any
   public materials distributed at the meeting; }
   (B) make the approved minutes and public materials available to
the public at the public body’s primary office; and
(C) if the public body provides online minutes under Subsection (2)(b), post approved minutes that comply with Subsection (2)(b) and the public materials on the public body’s website; and

3. Page 4, Lines 93 through 96:

93 minutes of an open meeting, { post to the website and make available to the public at the public body’s primary office or, if the public body provides online minutes under Subsection (2)(b), on the public body’s website } post and make available a copy of the approved minutes and any public materials distributed at the meeting, as provided in Subsection (4)(e)(ii) ; and

Senator Van Tassell’s motion to amend passed on a voice vote. Senators Fillmore and Henderson commented. The bill passed on the following roll call:

Yea, 24; Nay, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Anderegg    Buxton    Christensen    Dabakis
Davis       Dayton    Escamilla    Fillmore
Harper      Hemmert   Henderson    Hillyard
Hinkins     Ipson     Iwamoto     Knudson
Mayne       Okerlund  Shiozawa    Stevenson
Thatcher     Van Tassell Vickers    Weiler

Absent or not voting were: Senators
Adams       Bramble   Millner     Stephenson
Niederhauser

1st Sub. S.B. 97 was transmitted to the House for consideration.

* * *

On motion of Senator Hinkins, legislative staff was authorized to draft a bill regarding search and rescue assistance.

SECOND READING CALENDAR

On motion of Senator Anderegg, the circle was removed from 1st Sub. S.B. 163, STUDENT DATA PROTECTION AMENDMENTS, and it was before the Senate. Senator Anderegg explained the bill.
On motion of Senator Anderegg, the following substitute bill replaced the original bill:

2nd Sub. S.B. 163 Student Information Amendments (J. Anderegg)

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

- Anderegg
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hemmert
- Hinkins
- Ipson
- Iwamoto
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler

**Absent or not voting were:** Senators

- Adams
- Bramble
- Henderson
- Hillyard
- Stephenson
- Niederhauser

* * *

S.B. 165, SCHOLARSHIPS FOR PUBLIC SAFETY OFFICERS, was read the second time.

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

1st Sub. S.B. 165 Scholarships for Public Safety Officers (K. Mayne)

Senator Mayne explained the bill. Senators Hillyard and Millner 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

- Anderegg
- Bramble
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hemmert
- Henderson
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- Iwamoto
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- Millner
- Okerlund
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- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
Absent or not voting were: Senators
Adams  Fillmore  Hinkins  Knudson
Stephenson  Niederhauser

***

On motion of Senator Okerlund, the Senate recessed at 12:05 p.m.

AFTERNOON SESSION

The Senate reassembled at 2:09 p.m., with President Niederhauser presiding.

SPECIAL ORDER OF BUSINESS

A citation was read honoring fallen officer Eric Ellsworth.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 24, 2017

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

BUSINESS AND LABOR COMMITTEE

S.B. 259
Certified Public Accountant Licensing Act Amendments
Sen. Bramble, C.

1st Sub. H.B. 75
Common Ownership Amendments Rep. Froerer, G.,
Sen. Ipson, D.

H.B. 287
Cosmetology Licensing Act Amendments

ECONOMIC DEVELOPMENT AND WORKFORCE SERVICES COMMITTEE

S.B. 263
Apprenticeship Amendments Sen. Stephenson, H.

S.B. 264
Outdoor Recreation Grant Program Sen. Okerlund, R.

H.C.R. 20

EDUCATION COMMITTEE

S.B. 262
Upstart Amendments Sen. Adams, J. S.

2nd Sub. H.B. 168
Kindergarten Supplemental Enrichment Program

H.B. 245
School District Procurement Process Rep. Hall, C.,
Sen. Weiler, T.

GOVERNMENT OPERATIONS AND POLITICAL SUBDIVISIONS COMMITTEE

HEALTH AND HUMAN SERVICES COMMITTEE
S.B. 258  Addiction Recovery Amendments Sen. Mayne, K.
S.B. 261  Recovery Residence Study Sen. Mayne, K.

REVENUE AND TAXATION COMMITTEE

TRANSPORTATION, PUBLIC UTILITIES, ENERGY, AND TECHNOLOGY COMMITTEE
S.B. 260  Assignable Right of First Refusal Sen. Buxton, D. G.

Deidre M. Henderson
Rules Committee Chair

Report filed. On motion of Senator Henderson, the committee report was adopted.
COMMUNICATIONS FROM THE HOUSE

Mr. President: February 24, 2017

The House passed, as amended, S.B. 53, LIS PENDENS AMENDMENTS, by Senator T. Weiler, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bill was placed on the Concurrence Calendar.

Mr. President: February 24, 2017

The House passed, S.B. 92, WORKERS’ COMPENSATION FUND REVISIONS, 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. 99, CONSUMER PROTECTION ACTION AMENDMENTS, by Senator D. Hemmert, 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. 112, SPECIAL GROUP LICENSE PLATE REPEAL, by Senator A. Christensen, and it is transmitted for the signature of the President; and

The House passed, S.B. 192, BOAT REGISTRATION 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.J.R. 11, JOINT RESOLUTION URGING CONGRESS TO PROVIDE THE NECESSARY FUNDING FOR COMPLETION OF THE CENTRAL UTAH PROJECT, 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 24, 2017

The House concurred in the Senate amendments and passed 2nd Sub. H.B. 101, ADOPTIVE STUDIES AND EVALUATIONS 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 H.B. 154, TELEHEALTH AMENDMENTS, by Representative K. Ivory, and it is transmitted for the signature of the President; and
The House concurred in the Senate amendments and passed **H.B. 184**, CONTRABAND DEVICE DESTRUCTION, by Representative J. Fawson, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.C.R. 14**, CONCURRENT RESOLUTION ON WILDFIRE ISSUES, by Representative L. Perry, 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 24, 2017

The House refused to concur with the Senate Amendments to **H.B. 25**, TAX INCENTIVE REVIEW AMENDMENTS, by Representative D. McCay, and requests the Senate recede from its amendments.

Sandy D. Tenney, Chief Clerk

On motion of Senator Bramble, the Senate voted to refuse to recede from its amendments to **H.B. 25**. President Niederhauser appointed a conference committee consisting of Senators Bramble, Henderson and Davis to meet with a like committee from the House.

Mr. President: February 24, 2017

The House passed **H.B. 15**, ALIMONY AMENDMENTS, by Representative K. Stratton, and it is transmitted for consideration; and

The House passed, as substituted and amended, **2nd Sub. H.B. 55**, GOVERNMENTAL NONPROFIT ENTITY COMPLIANCE AMENDMENTS, by Representative K. Coleman, and it is transmitted for consideration; and

The House passed, as substituted and amended, **2nd Sub. H.B. 141**, UNBORN CHILD PROTECTION AMENDMENTS, by Representative K. Stratton, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 341**, STATE PARK NAME PROTECTION AMENDMENTS, by Representative L. Perry, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 344**, UTAH AGRICULTURE CODE AMENDMENTS, by Representative L. Perry, and it is transmitted for consideration; and
The House passed H.B. 358, LICENSING INFORMATION SYSTEM AMENDMENTS, by Representative C. Albrecht, 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, 2017

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 133, CANDIDATE FILING REQUIREMENTS, by Representative C. Spackman Moss; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on 1st Sub. H.B. 163, MUNICIPALITY PER DIEM AMENDMENTS, by Representative C. Hall; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on 1st Sub. H.B. 186, LOCAL GOVERNMENT OFFICIAL RESIDENCY AMENDMENTS, by Representative L. B. Perry; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on 1st Sub. H.B. 194, FEDERAL GRANTS MANAGEMENT AMENDMENTS, by Representative J. L. Fawson; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on 1st Sub. H.B. 195, DISSOLUTION OF LOCAL DISTRICTS, by Representative J. L. Fawson; and

The Government Operations and Political Subdivisions Committee recommends S.B. 241, LOCAL GOVERNMENT PLAN REVIEW AMENDMENTS, by Senator C. S. Bramble, be replaced and favorably recommends 1st Sub. S.B. 241, LOCAL GOVERNMENT PLAN REVIEW AMENDMENTS; and

The Government Operations and Political Subdivisions Committee recommends S.B. 242, GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT AMENDMENTS, by Senator C. S. Bramble, be replaced...
and favorably recommends 1st Sub. S.B. 242, GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT AMENDMENTS.

Don L. Ipson, Chair

Mr. President: February 24, 2017

The Economic Development and Workforce Services Committee reports a favorable recommendation on H.B. 58, DIRECT FOOD SALES AMENDMENTS, by Representative S. D. Sandall.

Jacob L. Anderegg, 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 24, 2017

The Economic Development and Workforce Services Committee reports a favorable recommendation on H.B. 311, INTERNATIONAL RELATIONS AND TRADE COMMISSION SUNSET, by Representative E. K. Hutchings, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Economic Development and Workforce Services Committee reports a favorable recommendation on S.B. 243, REVISED UNIFORM ATHLETE AGENTS ACT, by Senator L. W. Hillyard, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Economic Development and Workforce Services Committee reports a favorable recommendation on S.B. 245, SECOND AMENDMENT SPECIAL LICENSE PLATES, by Senator H. A. Stephenson, with the following amendments and recommends it be considered read for the second time and placed on the Consent Calendar.

1. Page 1, Line 9:

   9 This bill authorizes a Support the 2nd Amendment and {New State-Owned Shooting}

2. Page 1, Line 13:

   13 creates a Support the 2nd Amendment and {New State-Owned Shooting Ranges}
3. Page 1, Line 18:

creates the Support for State-Owned Shooting Ranges Restricted Account;

4. Page 1, Line 20:

State-Owned Shooting Ranges Restricted Account to facilitate the construction

5. Page 2, Line 36:

Support for State-Owned Shooting Ranges Restricted Account.

6. Page 2, Line 38:

State-Owned Shooting Ranges Restricted Account.”

7. Page 2, Lines 44 through 46:

account to facilitate construction of new firearm shooting ranges, and operation and maintenance of existing ranges, that are:

(a) built on land owned or leased by the state; and

(b) owned and operated by the division;

and

(c) operated by the division or the division’s contractors.

8. Page 2, Lines 48 through 49:

construct, operate, and maintain firearm shooting ranges described in Subsection (3); and

(b) pay the costs of issuing or reordering Support the 2nd Amendment and

9. Page 4, Lines 110 through 112:

(AA) the Division of Wildlife Resources for the Support for State-Owned Shooting Ranges Restricted Account created in Section 23–14–13.5, for the creation of new, and operation and maintenance of existing
112 state-owned firearm shooting ranges.

10. Page 7, Line 194:

194 (6) The Support for State-Owned Shooting Ranges Restricted Account created in

Jacob L. Anderegg, Chair

Mr. President: February 24, 2017

The Revenue and Taxation Committee recommends S.B. 249, TAX E-FILING AMENDMENTS, by Senator C. S. Bramble, be replaced with and reports a favorable recommendation on 1st Sub. S.B. 249, TAX E-FILING AMENDMENTS and that it be considered read for the second time and placed on the Consent Calendar.

Howard L. Stephenson, Chair

On motion of Senator Henderson, 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 24, 2017

The Revenue and Taxation Committee has returned S.B. 43, PROPERTY ASSESSMENT AMENDMENTS, by Senator D. M. Henderson, to the Rules Committee.

Howard A. Stephenson, Chair

On motion of Senator Henderson, the committee report was adopted. The bill was returned to the Rules Committee.

INTRODUCTION OF BILLS

S.B. 265, Distribution of Revenues Collected Under the Local Sales and Use Tax Act (D. Hinkins), was read the first time by short title and referred to the Rules Committee.

S.B. 266, Division of Child and Family Services Appeals (D. Henderson), was read the first time by short title and referred to the Rules Committee.

SECOND READING CALENDAR

1st Sub. S.B. 168, CAREER AND COLLEGE READINESS MATHEMATICS COMPETENCY REVISIONS, was read the second time. Senator Stephenson explained the bill. Senators Hillyard and Millner commented.
On motion of Senator Stephenson, the following substitute bill replaced the original bill:

2nd Sub. S.B. 168 Career and College Readiness Mathematics Competency Revisions (H. Stephenson)

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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1st Sub. S.B. 173, ENGLISH LANGUAGE ARTS AMENDMENTS, was read the second time. Senator Stephenson explained the bill. Senators Hillyard and Vickers 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

Bramble

***

S.B. 180, CHARTER SCHOOL START–UP GRANTS, was read the second time. Senator Stephenson explained the bill. Senators Hillyard commented.
Senator Hillyard proposed a verbal amendment as follows:

1. Page 2, Line 29:
   Reinstate the strike out language and delete “2017” and insert “2021”

Senator Hillyard’s motion to amend failed 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

- Adams
- Anderegg
- Bramble
- Christensen
- Dabakis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hemmert
- Henderson
- Iwamoto
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Van Tassell
- Weiler
- Niederhauser

**Voting in the negative were:** Senators

- Davis
- Hillyard
- Ipson
- Vickers

**Absent or not voting were:** Senators

- Buxton
- Hinkins

***

**S.B. 160, HOMELESS YOUTH HEALTH CARE AMENDMENTS,** was read the second time. Senator Shiozawa explained the bill. Senator Hillyard commented. The bill passed second reading on the following roll call:

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

**Voting in the affirmative were:** Senators

- Adams
- Anderegg
- Bramble
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hemmert
- Henderson
- Iwamoto
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

***

**S.B. 162, PHYSICIAN ASSISTANT AMENDMENTS,** was read the second time.
Senator Shiozawa proposed the following amendment #1:

1. Page 1, Lines 11 through 16:

11 This bill:
12 ▶ amends the requirements of a delegation of services agreement;
13 ▶ removes the requirement that a physician assistant obtain a co-signature on a chart medical record of a prescription from the supervising physician to prescribe certain controlled substances;
15 ▶ amends requirements for licensure; and
16 ▶ makes technical changes.

Senator Shiozawa’s motion to amend passed on a voice vote. Senator Shiozawa 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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**2nd Sub. S.B. 74, MEDICAL INTERPRETER AMENDMENTS,** was read the second time. Senator Escamilla 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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S.B. 172, BARBER LICENSING RESTRICTION CHANGES, was read the second time. Senator Weiler explained the bill.

Senator Weiler proposed the following amendment #1:

1. Page 1, Lines 13 through 15:

   13 modifies the definitions of the “practice of barbering” and the “practice of
   14 cosmetology/barbering” to include a brief gentle massage of the head, back of the neck, and
   shoulders for no more than two minutes when
   15 providing barbering services.

2. Page 4, Lines 117 through 118:

   117 (d) when providing other services described in this Subsection
   118 briefly gently massaging

   118 the head, back of the neck, and shoulders by manual or
   mechanical means for no more than two minutes.

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

####

Senator Bramble proposed a verbal amendment as follows:

1. Page 1, Line 14:

   Senate Floor Amendment
   Delete “for no more than two minutes”

2. Page 4, Line 118:

   Senate Floor Amendment
   Delete “for no more than two minutes”

Senator Bramble’s motion to amend passed on a voice vote. Senators Bramble, Buxton, Henderson, and Anderegg 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  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Hemmert
Henderson  Hillyard  Hinkins  Ipson
Iwamoto  Knudson  Mayne  Okerlund
Shiozawa  Stephenson  Stevenson  Thatcher
Van Tassell  Vickers  Weiler

**Absent or not voting were:** Senators

Millner  Niederhauser

* * *

**S.B. 189, OIL AND GAS OPERATIONS AMENDMENTS, was read the second time.**

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

**1st Sub. S.B. 189 Oil and Gas Operations Amendments (D. Hinkins)**

Senator Hinkins 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  Anderegg  Bramble  Buxton
Christensen  Davis  Dayton  Escamilla
Fillmore  Harper  Hemmert  Henderson
Hillyard  Hinkins  Ipson  Iwamoto
Knudson  Mayne  Okerlund  Shiozawa
Stephenson  Stevenson  Thatcher  Van Tassell
Vickers  Weiler

**Voting in the negative was:** Senator

Dabakis

**Absent or not voting were:** Senators

Millner  Niederhauser
On motion of Senator Hillyard, and at 3:32 p.m., the Senate sauntered.

The Senate was called to order at 3:46 p.m., with President Niederhauser presiding.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 24, 2017

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

JUDICIARY, LAW ENFORCEMENT, AND CRIMINAL JUSTICE COMMITTEE

S.B. 266 Division of Child and Family Services Appeals
Sen. Henderson, D.

REVENUE AND TAXATION COMMITTEE

S.B. 265 Distribution of Revenues Collected Under the Local Sales and Use Tax Act
Sen. Hinkins, D.

Deidre M. Henderson
Rules Committee Chair

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

SECOND READING CALENDAR

1st Sub. S.B. 191, OIL AND GAS AMENDMENTS, was read the second time. Senator Okerlund explained the bill.

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

2nd Sub. S.B. 191 Oil and Gas Amendments (R. Okerlund)

Senator Hinkins 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
Anderegg  Bramble  Buxton  Christensen
Davis  Dayton  Escamilla  Fillmore
1st Sub. S.B. 130, UNIVERSAL SERVICE FUND AMENDMENTS, was read the second time. Senator Hinkins explained the bill. Senators Bramble and Anderegg 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Fillmore Harper Hemmert Henderson
Hillyard Hinkins Ipson Iwamoto
Knudson Mayne Okerlund Shiozawa
Stephenson Stevenson Thatcher Weiler

**Absent or not voting were:** Senators

Escamilla Millner Van Tassell Vickers
Niederhauser

* * *

1st Sub. S.B. 174, PUBLIC TRANSIT AND TRANSPORTATION GOVERNANCE AMENDMENTS, was read the second time. On motion of Senator Harper, the following substitute bill replaced the original bill:

3rd Sub. S.B. 174 Public Transit and Transportation Governance Amendments (W. Harper)

Senator Harper 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. 181, HIGH PRIORITY TRANSPORTATION CORRIDORS AMENDMENTS, was read the second time. Senator Harper explained the bill.

Senator Harper proposed the following amendment #1:

1. Page 7, Line 207:

207 (i) is not an employee or agent of the municipality; {–and–} or

2. Page 14, Line 424:

424 (i) is not an employee or agent of the county; {–and–} or

Senator Harper’s motion to amend passed on a voice vote. 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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S.B. 167, BAIL AMENDMENTS, was read the second time. Senator Adams explained the bill. Senators Hillyard and Weiler 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

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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. 185, CAUSE OF ACTION FOR MINORS INJURED BY PORNOGRAPHY, was read the second time. Senator Weiler explained the bill.

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

1st Sub. S.B. 185 Cause of Action for Minors Injured by Pornography (T. Weiler)

Senator Hillyard commented. The bill passed second reading on the following roll call:

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

**Voting in the affirmative were:** Senators

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Absent or not voting were: Senators
Adams          Bramble     Dabakis     Iwamoto
Millner        Okerlund    Vickers     Niederhauser

* * *

1st Sub. S.B. 94, LOCAL DISTRICT REVISIONS, was read the second time. Senator Fillmore explained the bill.

Senator Fillmore proposed the following amendment #1:

1. Page 3, Lines 77 through 80:

   77 (b) For a local district with an appointed board of trustees, each appointed member of the board
   78 of trustees shall comply with the trustee reporting requirements described in Section
   79 17B–1–1003 before the local district may impose a property tax levy that exceeds the certified
   80 tax rate.

2. Page 7, Lines 201 through 204:

   201 (b) For a water conservancy district with an appointed board of trustees, each appointed member
   202 of the board of trustees shall comply with the trustee reporting requirements described in
   203 Section 17B–1–1003 before the water conservancy district may impose a property tax levy that
   204 exceeds the certified tax rate.

Senator Fillmore’s motion to amend passed on a voice vote. 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
Anderegg      Buxton       Christensen    Dabakis
Davis         Dayton       Fillmore       Harper
Hemmert       Henderson     Hillyard      Hinkins
Ipson         Iwamoto      Knudson       Mayne
Shiozawa      Stephenson   Stevenson     Thatcher
Van Tassell   Weiler
Absent or not voting were: Senators
Adams               Bramble               Escamilla               Millner
Okerlund            Vickers               Niederhauser

* * *

1st Sub. S.B. 149, FINANCIAL EDUCATION AND SAVINGS PLAN TO BENEFIT AT–RISK CHILDREN, was read the second time. Senator Fillmore explained the bill. Senators Dabakis and Hinkins commented. The bill passed second reading on the following roll call:

Yeas, 19; Nays, 3; Absent or not voting, 7.

Voting in the affirmative were: Senators
Anderegg            Buxton                Dabakis                Davis
Dayton              Escamilla             Fillmore               Hemmert
Henderson           Hillyard              Iwamoto                Knudson
Mayne               Shiozawa              Stephenson             Stevenson
Thatcher            Van Tassell           Weiler

Voting in the negative were: Senators
Harper               Hinkins                Ipson

Absent or not voting were: Senators
Adams               Bramble               Christensen             Millner
Okerlund            Vickers               Niederhauser

* * *

S.B. 194, UTAH DATA RESEARCH CENTER ACT, was read the second time.

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

2nd Sub. S.B. 194 Utah Data Research Center Act (J. Anderegg)

Senator Anderegg explained the bill.

On motion of Senator Stephenson, the following substitute bill replaced the substitute bill:

3rd Sub. S.B. 194 Utah Data Research Center Act (J. Anderegg)
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

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**Voting in the negative was:** Senator

Ipson

**Absent or not voting were:** Senators

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**COMMUNICATIONS FROM THE HOUSE**

Mr. President: February 24, 2017

The Speaker of the House has appointed a Conference Committee consisting of Representatives D. McCay, A. Gardiner, and E. Weight to meet with a like committee from the Senate to consider or amend **H.B. 25, TAX INCENTIVE REVIEW AMENDMENTS**, by Representative D. McCay.

Sandy D. Tenney, Chief Clerk

***

On motion of Senator Okerlund, and at 5:07 p.m., the Senate adjourned until 10:00 a.m., Monday, February 27, 2017.
THIRTY–FIFTH DAY
MORNING SESSION
February 27, 2017

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

Prayer – Senator Allen Christensen
Pledge of Allegiance – Senator Wayne Harper
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 100)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 24, 2017

The House passed, as substituted, 5th Sub. H.B. 22, NOMINATION PETITION AMENDMENTS, by Representative B. Greene, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 127, HEALTH INSURANCE RIGHT TO SHOP AMENDMENTS, by Representative N. Thurston, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.B. 134, EMISSIONS TESTING AMENDMENTS, by Representative P. Arent, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 145, FOSTER CHILDREN VISITATION AMENDMENTS, by Representative K. Ivory, and it is transmitted for consideration; and

The House passed H.B. 189, PHARMACY COMPOUNDING AMENDMENTS, by Representative R. Ward, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 197, CUSTODY AND ADOPTION AMENDMENTS, by Representative T. Hawkes, and it is transmitted for consideration; and
The House passed **H.B. 255**, TAX INCREASE INITIATIVE AMENDMENTS, by Representative D. McCay, and it is transmitted for consideration; and

The House passed **H.B. 262**, DENTAL LICENSING AMENDMENTS, by Representative M. Poulson, and it is transmitted for consideration; and

The House passed, as substituted and amended, **2nd Sub. H.B. 264**, UTAH PUBLIC EDUCATION REVIEW AND STRATEGIC PLANNING, by Representative L. Christensen, and it is transmitted for consideration; and

The House passed **H.B. 290**, COMMUNITY REINVESTMENT AGENCY AMENDMENTS, by Representative S. Handy, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 297**, RENEWABLE ENERGY AMENDMENTS, by Representative S. Handy, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 378**, SECOND−HAND STORE AMENDMENTS, by Representative R. Edwards, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

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

**CONCURRENCE CALENDAR**

On motion of Senator Stevenson, the Senate voted to concur in the House amendments to **1st Sub. S.B. 178**, MILITARY INSTALLATION DEVELOPMENT AUTHORITY 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
Escamilla            Shiozawa            Stephenson

1st Sub. S.B. 178 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 S.B. 53, LIS PENDENS 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            Anderegg            Bramble            Buxton
Christensen     Dabakis            Davis              Dayton
Fillmore         Harper              Hemmert            Henderson
Hillyard        Ipson               Iwamoto            Knudson
Mayne           Millner             Okerlund           Shiozawa
Stephenson      Stevenson           Thatcher           Van Tassell
Vickers         Weiler              Niederhauser

Absent or not voting were: Senators
Escamilla            Hinkins

S.B. 53 was returned to the House for the signature of the Speaker.

**THIRD READING CALENDAR**

2nd Sub. S.B. 163, STUDENT INFORMATION AMENDMENTS, was read the third time, explained by Senator Anderegg, and passed on the following roll call:

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

**Voting in the affirmative were:** Senators
Adams            Anderegg            Bramble            Buxton
Christensen     Dabakis            Davis              Dayton
Escamilla        Fillmore            Harper              Hemmert
Henderson        Hillyard            Ikinson            Ipson
Iwamoto          Knudson            Mayne              Millner
Okerlund         Shiozawa            Stephenson         Stevenson
Thatcher         Van Tassell           Vickers            Weiler
Niederhauser
2nd Sub. S.B. 163 was transmitted to the House for consideration.

* * *

1st Sub. S.B. 165, REIMBURSEMENT FOR PUBLIC SAFETY OFFICERS, 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 Anderegg Buxton Dabakis
Davis Dayton Escamilla Fillmore
Harper Hemmert Henderson Hillyard
Hinkins Ipson Iwamoto Knudson
Mayne Millner Shiozawa Stephenson
Stevenson Van Tassell Vickers Weiler
Niederhauser

Absent or not voting were: Senators
Bramble Christensen Okerlund Thatcher

1st Sub. S.B. 165 was transmitted to the House for consideration.

* * *

2nd Sub. S.B. 168, CAREER AND COLLEGE READINESS MATHEMATICS COMPETENCY REVISIONS, was read the third time, explained by Senator Stephenson, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams Anderegg Buxton Christensen
Dabakis Davis Dayton Escamilla
Fillmore Hemmert Henderson Hinkins
Ipson Iwamoto Knudson Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Van Tassell Vickers
Weiler Niederhauser

Voting in the negative were: Senators
Harper Hillyard
Absent or not voting was: Senator Bramble

2nd Sub. S.B. 168 was transmitted to the House for consideration.

***

On motion of Senator Hinkins, the circle was removed from S.B. 171, STATE ROCK ART DESIGNATION, and it was before the Senate. Senator Hinkins explained the bill.

On motion of Senator Hinkins, the bill was circled.

***

On motion of Senator Stephenson, 1st Sub. S.B. 173, ENGLISH LANGUAGE ARTS AMENDMENTS, was read the third time and circled.

***

S.B. 180, CHARTER SCHOOL START–UP GRANTS, was read the third time, explained by Senator Stephenson, and passed on the following roll call:

Yeas, 20; Nays, 8; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams  Bramble  Buxton  Christensen
Dayton  Fillmore  Harper  Hemmert
Henderson  Hillyard  Ipson  Knudson
Millner  Okerlund  Stephenson  Stevenson
Thatcher  Van Tassell  Weiler  Niederhauser

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

Absent or not voting was: Senator Anderegg

S.B. 180 was transmitted to the House for consideration.

***

S.B. 160, HOMELESS YOUTH HEALTH CARE AMENDMENTS, was read the third time, explained by Senator Shiozawa, and passed on the following roll call:
Yeas, 29; Nays, 0; Absent or not voting, 0.

Voting in the affirmative were: Senators

Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Knudson Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Van Tassell Vickers Weiler
Niederhauser

S.B. 160 was transmitted to the House for consideration.

* * *

S.B. 162, PHYSICIAN ASSISTANT AMENDMENTS, was read the third time, explained by Senator Shiozawa, and passed on the following roll call:

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

Voting in the affirmative were: Senators

Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Knudson Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Van Tassell Vickers Weiler
Niederhauser

S.B. 162 was transmitted to the House for consideration.

TIME CERTAIN CALENDAR

On motion of Senator Knudson, under suspension of the rules, S.C.R. 9, CONCURRENT RESOLUTION CONCERNING THE ORAL HEALTH CARE OF UTAH’S AT–RISK POPULATIONS, was considered read the second and third times. Senator Knudson 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
S.C.R. 9 was transmitted to the House.

THIRD READING CALENDAR

2nd Sub. S.B. 74, MEDICAL INTERPRETER AMENDMENTS, was read the third time, explained by Senator Escamilla, and passed on the following roll call:

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

Voting in the affirmative were: Senators

Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Van Tassell Vickers Weiler Niederhauser

Voting in the negative was: Senator

Hinkins

2nd Sub. S.B. 74 was transmitted to the House for consideration.

* * *

S.B. 172, BARBER LICENSING RESTRICTION CHANGES, was read the third time, explained by Senator Weiler, and passed on the following roll call:

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

Voting in the affirmative were: Senators

Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Van Tassell Vickers Weiler Niederhauser
Voting in the negative was: Senator Hinkins

S.B. 172 was transmitted to the House for consideration.

***

1st Sub. S.B. 189, OIL AND GAS OPERATIONS AMENDMENTS, was read the third time and explained by Senator Hinkins.

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

2nd Sub. S.B. 189 Oil and Gas Operations Amendments (D. Hinkins)

Senator Hinkins commented and the bill passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams  Anderegg  Bramble  Buxton
Christensen  Davis  Dayton  Fillmore
Harper  Hemmert  Henderson  Hillyard
Hinkins  Ipson  Iwamoto  Knudson
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Stevenson  Thatcher  Van Tassell
Vickers  Weiler  Niederhauser

Voting in the negative were: Senators
Dabakis  Escamilla

2nd Sub. S.B. 189 was transmitted to the House for consideration.

***

2nd Sub. S.B. 191, OIL AND GAS AMENDMENTS, was read the third time, explained by Senator Okerlund, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams  Anderegg  Bramble  Buxton
Christensen  Davis  Dayton  Escamilla
Fillmore  Harper  Hemmert  Henderson
Absent or not voting were: Senators
Dabakis Thatcher

2nd Sub. S.B. 191 was transmitted to the House for consideration.

***

1st Sub. S.B. 130, UNIVERSAL SERVICE FUND AMENDMENTS, was read the third time and explained by Senator Hinkins.

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

3rd Sub. S.B. 130 Universal Service Fund Amendments (D. Hinkins)

Senator Anderegg 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Knudson Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Van Tassell Vickers Weiler
Niederhauser

3rd Sub. S.B. 130 was transmitted to the House for consideration.

***

3rd Sub. S.B. 174, PUBLIC TRANSIT AND TRANSPORTATION GOVERNANCE AMENDMENTS, was read the third time and explained by Senator Harper.

Senator Harper proposed the following amendment: #1
1. Page 5, Lines 146 through 147:

146 for the public transit district citizens’ advisory board with {at least one member from each of the

147 eight board appointing areas described in Subsection 17B–2a–807(2).} membership representing the diversity of the

public transit district area.

2. Page 6, Line 167:

167 (v) supporting local efforts {in transportation and public transit} and applications for additional funding.

3. Page 7, Line 203:

203 (h) one member who is {the elected chair} an elected member of the Mountainland Association of

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

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

Voting in the affirmative were: Senators

Adams Anderegg Bramble Buxton
Christensen Dabakis Dayton Escamilla
Fillmore Harper Hemmert Henderson
Hillyard Hinkins Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators

Davis Thatcher

3rd Sub. S.B. 174 was transmitted to the House for consideration.

***

On motion of Senator Hinkins, the circle was removed from S.B. 171, STATE ROCK ART DESIGNATION, and it was before the Senate. Senator Hinkins explained the bill.

Senator Hinkins proposed the following amendment:
Senator Hinkins’ motion to amend passed on a voice vote. Senator Anderegg commented. The bill passed on the following roll call:

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

**Voting in the affirmative were:** Senators

- Adams
- Christensen
- Escamilla
- Henderson
- Iwamoto
- Okerlund
- Van Tassell
- Anderegg
- Dabakis
- Fillmore
- Hillyard
- Knudson
- Shiozawa
- Vickers
- Bramble
- Davis
- Harper
- Hinkins
- Mayne
- Stephenson
- Weiler
- Buxton
- Dayton
- Hemmert
- Ipson
- Millner
- Stevenson

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

*S.B. 171* was transmitted to the House for consideration.

***

*S.B. 181*, **HIGH PRIORITY TRANSPORTATION CORRIDORS AMENDMENTS**, was read the third time, explained by Senator Harper, and passed on the following roll call:

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

**Voting in the affirmative were:** Senators

- Adams
- Christensen
- Escamilla
- Henderson
- Iwamoto
- Okerlund
- Thatcher
- Anderegg
- Dabakis
- Fillmore
- Hillyard
- Knudson
- Shiozawa
- Van Tassell
- Bramble
- Davis
- Harper
- Hinkins
- Mayne
- Stephenson
- Vickers
- Buxton
- Dayton
- Hemmert
- Ipson
- Millner
- Stevenson
- Weiler

*S.B. 181* was transmitted to the House for consideration.
S.B. 167, BAIL AMENDMENTS, was read the third time, explained by Senator Adams, and passed on the following roll call:

** Yeas, 24; Nays, 2; Absent or not voting, 3. **

** Voting in the affirmative were: ** Senators

Adams
Anderegg
Bramble
Buxton

Christensen
Dabakis
Davis
Dayton

Escamilla
Fillmore
Harper
Hemmert

Henderson
Hinkins
Ipson
Mayne

Millner
Okerlund
Shiozawa
Stephenson

Stevenson
Vickers
Weiler
Niederhauser

** Voting in the negative were: ** Senators

Hillyard
Knudson

** Absent or not voting were: ** Senators

Iwamoto
Thatcher
Van Tassell

S.B. 167 was transmitted to the House for consideration.

* * *

1st Sub. S.B. 185, CAUSE OF ACTION FOR MINORS INJURED BY PORNOGRAPHY, was read the third time and explained by Senator Weiler. Senator Okerlund 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
Anderegg
Bramble
Buxton

Christensen
Davis
Dayton
Escamilla

Fillmore
Harper
Hemmert
Henderson

Hillyard
Hinkins
Ipson
Knudson

Mayne
Millner
Okerlund
Shiozawa

Stephenson
Stevenson
Van Tassell
Vickers

Weiler
Niederhauser

** Absent or not voting were: ** Senators

Dabakis
Iwamoto
Thatcher

1st Sub. S.B. 185 was transmitted to the House for consideration.
**1st Sub. S.B. 94**

LOCAL DISTRICT REVISIONS, was read the third time, explained by Senator Fillmore, 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

| Hemmert | Iwamoto | Thatcher |

**1st Sub. S.B. 94** was transmitted to the House for consideration.

**1st Sub. S.B. 149**

FINANCIAL EDUCATION AND SAVINGS PLAN TO BENEFIT AT–RISK CHILDREN, was read the third time, explained by Senator Fillmore, 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

| Dayton | Hinkins | Ipson |

**Absent or not voting was:** Senator

| Thatcher |
1st Sub. S.B. 149 was transmitted to the House for consideration.

* * *

3rd Sub. S.B. 194, UTAH DATA RESEARCH CENTER ACT, was read the third time, explained by Senator Anderegg, and passed on the following roll call:

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

**Voting in the affirmative were:** Senators

- Adams
- Anderegg
- Bramble
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hemmert
- Henderson
- Hillyard
- Hinkins
- Ipson
- Iwamoto
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stevenson
- Stevenson
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting was:** Senator

- Thatcher

3rd Sub. S.B. 194 was transmitted to the House for consideration.

**SECOND READING CALENDAR**

1st Sub. S.B. 133, PROCUREMENT PROCESS AMENDMENTS, 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

- Adams
- Anderegg
- Bramble
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hemmert
- Henderson
- Hillyard
- Hinkins
- Ipson
- Iwamoto
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stevenson
- Stevenson
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Knudson
- Stephenson
- Thatcher

* * *

S.B. 186, EDUCATION REPORTING AMENDMENTS, was read the second time. Senator Fillmore explained the bill.
Senator Fillmore proposed the following amendment #1:

1. Page 1, Lines 12 through 13:

   12. repeals certain reporting requirements placed on a local education agency, the state superintendent of public instruction, and the State Board of Education; {and—}

   13. amends provisions related to public education reports and data; and

2. Page 5, Lines 132 through 134:

   132. (A) require the state superintendent of public instruction to:

   133. (I) collaborate with school districts and charter schools in designing and implementing uniform data standards and definitions;

3. Page 6, Lines 172 through 180:

   172. 53A–3–403. School district or charter school fiscal year — Statistical reports.

   173. (1) A school district’s or charter school’s fiscal year begins on July 1 and ends on June 30.

   174. (2) (a) [The] A school district or charter school shall forward statistical reports for the preceding school year, containing items required by law or by the State Board of Education, to the state superintendent [not later than] on or before November 1 of each year.

   175. (b) The reports shall include information to enable the state superintendent to complete the statement required under Subsection 53A–1–301(3)(d)(v).

   179. (3) [The] A school district or charter school shall forward the accounting report required under Section 51–2a–201 to the state superintendent [not later than] on or before October 15 of each year.
Senator Fillmore’s motion to amend passed on a voice vote. 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

Anderegg  
Bramble  
Buxton  
Christensen  
Dabakis  
Davis  
Dayton  
Escamilla  
Fillmore  
Harper  
Hemmert  
Henderson  
Hillyard  
Ipson  
Iwamoto  
Mayne  
Millner  
Okerlund  
Shiozawa  
Stephenson  
Thatcher  
Van Tassell  
Vickers  
Weiler  
Niederhauser

**Absent or not voting were:** Senators

Adams  
Hinkins  
Knudson  
Stephenson

* * *

**S.B. 190, EDUCATION COMPUTING PATHWAYS,** was read the second time. Senator Okerlund explained the bill.

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

**1st Sub. S.B. 190 Education Computing Pathways (R. Okerlund)**

Senators Hillyard, Millner, Dabakis, Mayne, Stephenson, 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

Anderegg  
Bramble  
Buxton  
Dabakis  
Davis  
Dayton  
Escamilla  
Fillmore  
Harper  
Hemmert  
Henderson  
Hillyard  
Ipson  
Iwamoto  
Mayne  
Millner  
Okerlund  
Shiozawa  
Stephenson  
Thatcher  
Van Tassell  
Vickers  
Weiler  
Niederhauser

**Absent or not voting were:** Senators

Adams  
Christensen  
Knudson  
Van Tassell
On motion of Senator Okerlund, the Senate recessed at 12:00 p.m.

AFTERNOON SESSION

The Senate reassembled at 2:07 p.m., with President Niederhauser presiding.

RULES COMMITTEE REPORTS

To the Members of the Senate:

February 27, 2017

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

BUSINESS AND LABOR COMMITTEE

GOVERNMENT OPERATIONS AND POLITICAL SUBDIVISIONS COMMITTEE

HEALTH AND HUMAN SERVICES COMMITTEE

JUDICIARY, LAW ENFORCEMENT, AND CRIMINAL JUSTICE COMMITTEE
NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENT COMMITTEE


TRANSPORTATION, PUBLIC UTILITIES, ENERGY, AND TECHNOLOGY COMMITTEE


Deidre M. Henderson  Rules Committee Chair

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

Mr. President: February 27, 2017

The Rules Committee reports a favorable recommendation on S.R. 2, SENATE RULES RESOLUTION ON FLOOR ACTIVITIES, by Senator K. T. Van Tassell

Deidre M. Henderson, Chair

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 27, 2017

The House passed, as amended, 1st Sub. S.B. 126, COLLECTION PROCESS AMENDMENTS, by Senator T. Weiler, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bill was placed on the Concurrence Calendar.

Mr. President: February 27, 2017

The Speaker of the House has signed S.B. 53, LIS PENDENS AMENDMENTS, by Senator T. Weiler, and it is transmitted for the signature of the President; and
The House passed, **S.B. 104**, LABOR COMMISSION ENFORCEMENT AMENDMENTS, by Senator D. G. Buxton, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 120**, WORKERS’ COMPENSATION DEPENDENT BENEFITS, by Senator K. Mayne, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 178**, MILITARY INSTALLATION DEVELOPMENT AUTHORITY AMENDMENTS, by Senator J. Stevenson, and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 184**, DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING, by Senator D. Ipson, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 188**, CHILD SUPPORT GUIDELINES ADVISORY COMMITTEE AMENDMENTS, by Senator L. Hillyard, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

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

Mr. President: February 27, 2017

The House passed **H.B. 73**, CHILD PLACEMENT AMENDMENTS, by Representative J. Peterson, and it is transmitted for consideration; and

The House passed **H.B. 79**, PRIVATE ATTORNEY GENERAL DOCTRINE, by Representative B. Greene, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 208**, JAIL RELEASE ORDERS AMENDMENTS, by Representative K. Ivory, and it is transmitted for consideration; and

The House passed, as substituted and amended, **3rd Sub. H.B. 217**, LIVESTOCK HARASSMENT, by Representative S. Chew, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 241**, SCHOOL ACCOUNTABILITY AMENDMENTS, by Representative M. Poulson, et al, and it is transmitted for consideration; and
The House passed, as substituted, **1st Sub. H.B. 251**, CAMPUS ADVOCATE CONFIDENTIALITY AMENDMENTS, by Representative A. Romero, and it is transmitted for consideration; and

The House passed, as substituted, **3rd Sub. H.B. 298**, FREE EXPRESSION REGULATION BY LOCAL GOVERNMENT, by Representative N. Thurston, and it is transmitted for consideration; and

The House passed **H.B. 362**, ALCOHOL ABUSE TRACKING COMMITTEE RELOCATION, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 380**, SEX OFFENDER REGISTRY AMENDMENTS, by Representative C. Hall, and it is transmitted for consideration; and

The House passed **H.B. 389**, COMMERCE SERVICE ACCOUNT AMENDMENTS, by Representative B. Last, and it is transmitted for consideration; and

The House passed **H.C.R. 19**, CONCURRENT RESOLUTION ON HEALTH SCIENCES, by Representative E. Redd, 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 27, 2017

The Education Committee reports a favorable recommendation on **H.B. 92**, PHYSICAL RESTRAINT IN SCHOOLS, by Representative C. Spackman Moss; and

The Education Committee reports a favorable recommendation on **H.B. 136**, BOARD OF EDUCATION REVISIONS, by Representative M. S. Kennedy, with the following amendments:

1. Page 3, Lines 62 through 63: 
   House Floor Amendments 2–2–2017
   62 (b) Before prioritizing the implementation of a future federal goal, objective, program need.
or accountability system that does not directly and simultaneously advance a state goal; and

The Education Committee reports a favorable recommendation on S.B. 256, REGENTS’ SCHOLARSHIP AMENDMENTS, by Senator L. W. Hillyard; and

The Education Committee reports a favorable recommendation on S.B. 262, UPSTART AMENDMENTS, by Senator J. Stuart Adams.

Ann Millner, Chair

Mr. President:

The Business and Labor Committee reports a favorable recommendation on 1st Sub. H.B. 75, COMMON OWNERSHIP AMENDMENTS, by Representative G. Froerer; and

The Business and Labor Committee reports a favorable recommendation on 2nd Sub. H.B. 83, RENTAL APPLICATION DISCLOSURE AMENDMENTS, by Representative B. R. Cutler; and

The Business and Labor Committee reports a favorable recommendation on 1st Sub. H.B. 110, CONTROLLED SUBSTANCE AMENDMENTS, by Representative P. Ray, with the following amendments:

1. Page 4, Lines 91a through 91c:
   House Floor Amendments
   1–30–2017

   91a {Mitragynine (Kratom) and
   7-hydroxymitragynine: (E)-2–[(2S,3S)-3–ethyl–8–

   91b methoxy–1,2,3,4,6,7,12,12b–octahydroindolo[3,2–h]
   quinolizin–2–yl]–3–methoxyprop–2–enoic

   91c acid methyl ester, } ; and

   The Business and Labor Committee reports a favorable recommendation on H.B. 201, CONDOMINIUM AND COMMUNITY ASSOCIATION AMENDMENTS, by Representative C. Spackman Moss; and

   The Business and Labor Committee recommends S.B. 252, SPECIAL ELECTION TO FILL UNITED STATES HOUSE OF REPRESENTATIVES VACANCY, by Senator C. S. Bramble, be replaced and favorably recommends
1st Sub. S.B. 252, SPECIAL ELECTION TO FILL UNITED STATES HOUSE OF REPRESENTATIVES VACANCY.

Curtis S. Bramble, Chair

Mr. President:  
February 27, 2017

The Health and Human Services Committee reports a favorable recommendation on 1st Sub. H.B. 113, NURSING CARE FACILITY AMENDMENTS, by Representative F. D. Gibson; and

The Health and Human Services Committee reports a favorable recommendation on H.B. 234, POST–EXPOSURE BLOOD TESTING AMENDMENTS, by Representative E. H. Redd; and

The Health and Human Services Committee reports a favorable recommendation on H.B. 267, ORGAN DONATION AMENDMENTS, by Representative M. A. Wheatley; and

The Health and Human Services Committee reports a favorable recommendation on H.C.R. 17, CONCURRENT RESOLUTION DESIGNATING AUTISM AFTER 21 DAY, by Representative R. P. Edwards; and

The Health and Human Services Committee recommends S.B. 211, CANNABINOID PRODUCT ACT, by Senator E. J. Vickers, be replaced and favorably recommends 1st Sub. S.B. 211, CANNABINOID PRODUCT ACT; and

The Health and Human Services Committee recommends S.B. 258, ADDICTION RECOVERY AMENDMENTS, by Senator K. Mayne, be replaced and favorably recommends 1st Sub. S.B. 258, ADDICTION RECOVERY AMENDMENTS; and

The Health and Human Services Committee reports a favorable recommendation on S.B. 261, RECOVERY RESIDENCE STUDY, by Senator K. Mayne.

Lincoln Fillmore, 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 27, 2017

The Business and Labor Committee reports a favorable recommendation on S.B. 259, CERTIFIED PUBLIC ACCOUNTANT LICENSING ACT
AMENDMENTS, by Senator C. S. 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 Henderson, the committee report was adopted. The bill was considered read the second time and placed on the Consent Calendar.

SPECIAL ORDER OF BUSINESS

A citation was read recognizing the 100th Anniversary of Workers’ Compensation Fund in Utah.

SECOND READING CALENDAR

S.C.R. 8, HEALTH CARE FREEDOM CONCURRENT RESOLUTION, was read the second time.

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

1st Sub. S.C.R. 8 Health Care Freedom Concurrent Resolution
(D. Hemmert)

Senator Hemmert explained the bill. Senators Davis, Escamilla, Shiozawa, and Anderegg 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
Adams  Anderegg  Bramble  Buxton
Christensen  Dabakis  Dayton  Fillmore
Harper  Hemmert  Henderson  Hillyard
Hinkins  Ipson  Iwamoto  Knudson
Mayne  Millner  Shiozawa  Stephenson
Thatcher  Van Tassell  Vickers  Weiler
Niederhauser

Voting in the negative were: Senators
Davis  Escamilla

Absent or not voting were: Senators
Okerlund  Stevenson
1st Sub. S.B. 187, CONSTRUCTION TRADE AMENDMENTS, was read the second time. Senator Buxton 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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1st Sub. S.B. 199, ABLE ACT REVISIONS, was read the second time. Senator Weiler explained the bill. Senator Stephenson 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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1st Sub. S.B. 193, JUDICIAL PERFORMANCE EVALUATION COMMISSION MODIFICATIONS, was read the second time. Senator Weiler explained the bill.
Senator Weiler proposed the following amendment #1:

1. Page 1, Lines 17 through 19:

   addresses judicial performance surveys; and

   amends provisions related to publication of judicial performance evaluations; and

   makes technical changes.

2. Page 1, Line 25 through Page 2, Line 26:

   AMENDS:

   63G−2−305, as last amended by Laws of Utah 2015, Chapters 147, 283, and 411

   78A−12−201, as enacted by Laws of Utah 2008, Chapter 248

3. Page 2, Line 31:

   Be it enacted by the Legislature of the state of Utah:

   Section 1. Section 63G−2−305 is amended to read:

   63G−2−305. Protected records.

   The following records are protected if properly classified by a governmental entity:

   (1) trade secrets as defined in Section 13−24−2 if the person submitting the trade secret has provided the governmental entity with the information specified in Section 63G−2−309;

   (2) commercial information or nonindividual financial information obtained from a person if:

      (a) disclosure of the information could reasonably be expected to result in unfair competitive injury to the person submitting the information or would impair the ability of the governmental entity to obtain necessary information in the future;

      (b) the person submitting the information has a greater interest in prohibiting access than the public in obtaining access; and

      (c) the person submitting the information has provided the governmental entity with the information specified in Section 63G−2−309;

   (3) commercial or financial information acquired or prepared by a governmental entity to the extent that disclosure would lead to financial speculations in currencies, securities, or commodities that will interfere with a planned transaction by the governmental entity or cause substantial financial injury to the governmental entity or state economy;
(4) records, the disclosure of which could cause commercial injury to, or confer a competitive advantage upon a potential or actual competitor of, a commercial project entity as defined in Subsection 11–13–103(4);

(5) test questions and answers to be used in future license, certification, registration, employment, or academic examinations;

(6) records, the disclosure of which would impair governmental procurement proceedings or give an unfair advantage to any person proposing to enter into a contract or agreement with a governmental entity, except, subject to Subsections (1) and (2), that this Subsection (6) does not restrict the right of a person to have access to, after the contract or grant has been awarded and signed by all parties, a bid, proposal, application, or other information submitted to or by a governmental entity in response to:

(a) an invitation for bids;
(b) a request for proposals;
(c) a request for quotes;
(d) a grant; or
(e) other similar document;

(7) information submitted to or by a governmental entity in response to a request for information, except, subject to Subsections (1) and (2), that this Subsection (7) does not restrict the right of a person to have access to the information, after:

(a) a contract directly relating to the subject of the request for information has been awarded and signed by all parties; or
(b) (i) a final determination is made not to enter into a contract that relates to the subject of the request for information; and
(ii) at least two years have passed after the day on which the request for information is issued;

(8) records that would identify real property or the appraisal or estimated value of real or personal property, including intellectual property, under consideration for public acquisition before any rights to the property are acquired unless:

(a) public interest in obtaining access to the information is greater than or equal to the governmental entity’s need to acquire the property on the best terms possible;

(b) the information has already been disclosed to persons not employed by or under a duty of confidentiality to the entity;

(c) in the case of records that would identify property, potential sellers of the described property have already learned of the
governmental entity’s plans to acquire the property;
(d) in the case of records that would identify the appraisal or estimated value of property, the potential sellers have already learned of the governmental entity’s estimated value of the property; or
(e) the property under consideration for public acquisition is a single family residence and the governmental entity seeking to acquire the property has initiated negotiations to acquire the property as required under Section 78B–6–505;

(9) records prepared in contemplation of sale, exchange, lease, rental, or other compensated transaction of real or personal property including intellectual property, which, if disclosed prior to completion of the transaction, would reveal the appraisal or estimated value of the subject property, unless:
(a) the public interest in access is greater than or equal to the interests in restricting access, including the governmental entity’s interest in maximizing the financial benefit of the transaction; or
(b) when prepared by or on behalf of a governmental entity, appraisals or estimates of the value of the subject property have already been disclosed to persons not employed by or under a duty of confidentiality to the entity;

(10) records created or maintained for civil, criminal, or administrative enforcement purposes or audit purposes, or for discipline, licensing, certification, or registration purposes, if release of the records:
(a) reasonably could be expected to interfere with investigations undertaken for enforcement, discipline, licensing, certification, or registration purposes;
(b) reasonably could be expected to interfere with audits, disciplinary, or enforcement proceedings;
(c) would create a danger of depriving a person of a right to a fair trial or impartial hearing;
(d) reasonably could be expected to disclose the identity of a source who is not generally known outside of government and, in the case of a record compiled in the course of an investigation, disclose information furnished by a source not generally known outside of government if disclosure would compromise the source; or
(e) reasonably could be expected to disclose investigative or audit techniques, procedures, policies, or orders not generally known outside of government if disclosure would interfere with enforcement or audit efforts;

(11) records the disclosure of which would jeopardize the life or
safety of an individual;

(12) records the disclosure of which would jeopardize the security of governmental property, governmental programs, or governmental recordkeeping systems from damage, theft, or other appropriation or use contrary to law or public policy;

(13) records that, if disclosed, would jeopardize the security or safety of a correctional facility, or records relating to incarceration, treatment, probation, or parole, that would interfere with the control and supervision of an offender’s incarceration, treatment, probation, or parole;

(14) records that, if disclosed, would reveal recommendations made to the Board of Pardons and Parole by an employee of or contractor for the Department of Corrections, the Board of Pardons and Parole, or the Department of Human Services that are based on the employee’s or contractor’s supervision, diagnosis, or treatment of any person within the board’s jurisdiction;

(15) records and audit workpapers that identify audit, collection, and operational procedures and methods used by the State Tax Commission, if disclosure would interfere with audits or collections;

(16) records of a governmental audit agency relating to an ongoing or planned audit until the final audit is released;

(17) records that are subject to the attorney client privilege;

(18) records prepared for or by an attorney, consultant, surety, indemnitor, insurer, employee, or agent of a governmental entity for, or in anticipation of, litigation or a judicial, quasi-judicial, or administrative proceeding;

(19) (a) (i) personal files of a state legislator, including personal correspondence to or from a member of the Legislature; and
(ii) notwithstanding Subsection (19)(a)(i), correspondence that gives notice of legislative action or policy may not be classified as protected under this section; and
(b) (i) an internal communication that is part of the deliberative process in connection with the preparation of legislation between:
(A) members of a legislative body;
(B) a member of a legislative body and a member of the legislative body’s staff; or
(C) members of a legislative body’s staff; and
(ii) notwithstanding Subsection (19)(b)(i), a communication that gives notice of legislative action or policy may not be classified as protected under this section;
(20) (a) records in the custody or control of the Office of Legislative Research and General Counsel, that, if disclosed, would reveal a particular legislator’s contemplated legislation or contemplated course of action before the legislator has elected to support the legislation or course of action, or made the legislation or course of action public; and
(b) notwithstanding Subsection (20)(a), the form to request legislation submitted to the Office of Legislative Research and General Counsel is a public document unless a legislator asks that the records requesting the legislation be maintained as protected records until such time as the legislator elects to make the legislation or course of action public;
(21) research requests from legislators to the Office of Legislative Research and General Counsel or the Office of the Legislative Fiscal Analyst and research findings prepared in response to these requests;
(22) drafts, unless otherwise classified as public;
(23) records concerning a governmental entity’s strategy about:
(a) collective bargaining; or
(b) imminent or pending litigation;
(24) records of investigations of loss occurrences and analyses of loss occurrences that may be covered by the Risk Management Fund, the Employers’ Reinsurance Fund, the Uninsured Employers’ Fund, or similar divisions in other governmental entities;
(25) records, other than personnel evaluations, that contain a personal recommendation concerning an individual if disclosure would constitute a clearly unwarranted invasion of personal privacy, or disclosure is not in the public interest;
(26) records that reveal the location of historic, prehistoric, paleontological, or biological resources that if known would jeopardize the security of those resources or of valuable historic, scientific, educational, or cultural information;
(27) records of independent state agencies if the disclosure of the records would conflict with the fiduciary obligations of the agency;
(28) records of an institution within the state system of higher education defined in Section 53B−1−102 regarding tenure evaluations, appointments, applications for admissions, retention decisions, and promotions, which could be properly discussed in a meeting closed in accordance with Title 52, Chapter 4, Open and Public Meetings Act, provided that records of the final decisions about tenure, appointments,
retention, promotions, or those students admitted, may not be classified as protected under this section;

(29) records of the governor’s office, including budget recommendations, legislative proposals, and policy statements, that if disclosed would reveal the governor’s contemplated policies or contemplated courses of action before the governor has implemented or rejected those policies or courses of action or made them public;

(30) records of the Office of the Legislative Fiscal Analyst relating to budget analysis, revenue estimates, and fiscal notes of proposed legislation before issuance of the final recommendations in these areas;

(31) records provided by the United States or by a government entity outside the state that are given to the governmental entity with a requirement that they be managed as protected records if the providing entity certifies that the record would not be subject to public disclosure if retained by it;

(32) transcripts, minutes, or reports of the closed portion of a meeting of a public body except as provided in Section 52–4–206;

(33) records that would reveal the contents of settlement negotiations but not including final settlements or empirical data to the extent that they are not otherwise exempt from disclosure;

(34) memoranda prepared by staff and used in the decision-making process by an administrative law judge, a member of the Board of Pardons and Parole, or a member of any other body charged by law with performing a quasi-judicial function;

(35) records that would reveal negotiations regarding assistance or incentives offered by or requested from a governmental entity for the purpose of encouraging a person to expand or locate a business in Utah, but only if disclosure would result in actual economic harm to the person or place the governmental entity at a competitive disadvantage, but this section may not be used to restrict access to a record evidencing a final contract;

(36) materials to which access must be limited for purposes of securing or maintaining the governmental entity’s proprietary protection of intellectual property rights including patents, copyrights, and trade secrets;

(37) the name of a donor or a prospective donor to a governmental entity, including an institution within the state system of higher education defined in Section 53B–1–102, and other information concerning the donation that could reasonably be expected to reveal the
identity of the donor, provided that:

(a) the donor requests anonymity in writing;
(b) any terms, conditions, restrictions, or privileges relating to the donation may not be classified protected by the governmental entity under this Subsection (37); and
(c) except for an institution within the state system of higher education defined in Section 53B–1–102, the governmental unit to which the donation is made is primarily engaged in educational, charitable, or artistic endeavors, and has no regulatory or legislative authority over the donor, a member of the donor’s immediate family, or any entity owned or controlled by the donor or the donor’s immediate family;

(38) accident reports, except as provided in Sections 41–6a–404, 41–12a–202, and 73–18–13;
(39) a notification of workers’ compensation insurance coverage described in Section 34A–2–205;
(40) (a) the following records of an institution defined in Section 53B–1–102, which have been developed, discovered, disclosed to, or received by or on behalf of faculty, staff, employees, or students of the institution:
(i) unpublished lecture notes;
(ii) unpublished notes, data, and information:
(A) relating to research; and
(B) of:
(I) the institution defined in Section 53B–1–102; or
(II) a sponsor of sponsored research;
(iii) unpublished manuscripts;
(iv) creative works in process;
(v) scholarly correspondence; and
(vi) confidential information contained in research proposals;
(b) Subsection (40)(a) may not be construed to prohibit disclosure of public information required pursuant to Subsection 53B–16–302(2)(a) or (b); and
(c) Subsection (40)(a) may not be construed to affect the ownership of a record;
(41) (a) records in the custody or control of the Office of Legislative Auditor General that would reveal the name of a particular legislator who requests a legislative audit prior to the date that audit is completed and made public; and
(b) notwithstanding Subsection (41)(a), a request for a legislative audit submitted to the Office of the Legislative Auditor General is a public document unless the legislator asks that the records in the custody or control of the Office of Legislative Auditor General that would reveal the name of a particular legislator who requests a legislative audit be maintained as protected records until the audit is completed and made public;

(42) records that provide detail as to the location of an explosive, including a map or other document that indicates the location of:

(a) a production facility; or
(b) a magazine;

(43) information:

(a) contained in the statewide database of the Division of Aging and Adult Services created by Section 62A–3–311.1; or
(b) received or maintained in relation to the Identity Theft Reporting Information System (IRIS) established under Section 67–5–22;

(44) information contained in the Management Information System and Licensing Information System described in Title 62A, Chapter 4a, Child and Family Services;

(45) information regarding National Guard operations or activities in support of the National Guard’s federal mission;

(46) records provided by any pawn or secondhand business to a law enforcement agency or to the central database in compliance with Title 13, Chapter 32a, Pawnshop and Secondhand Merchandise Transaction Information Act;

(47) information regarding food security, risk, and vulnerability assessments performed by the Department of Agriculture and Food;

(48) except to the extent that the record is exempt from this chapter pursuant to Section 63G–2–106, records related to an emergency plan or program, a copy of which is provided to or prepared or maintained by the Division of Emergency Management, and the disclosure of which would jeopardize:

(a) the safety of the general public; or
(b) the security of:

(i) governmental property;
(ii) governmental programs; or
(iii) the property of a private person who provides the Division of Emergency Management information;
(49) records of the Department of Agriculture and Food that provides for the identification, tracing, or control of livestock diseases, including any program established under Title 4, Chapter 24, Utah Livestock Brand and Anti-Theft Act or Title 4, Chapter 31, Control of Animal Disease;

(50) as provided in Section 26–39–501:
   (a) information or records held by the Department of Health related to a complaint regarding a child care program or residential child care which the department is unable to substantiate; and
   (b) information or records related to a complaint received by the Department of Health from an anonymous complainant regarding a child care program or residential child care;

(51) unless otherwise classified as public under Section 63G–2–301 and except as provided under Section 41–1a–116, an individual’s home address, home telephone number, or personal mobile phone number, if:
   (a) the individual is required to provide the information in order to comply with a law, ordinance, rule, or order of a government entity; and
   (b) the subject of the record has a reasonable expectation that this information will be kept confidential due to:
      (i) the nature of the law, ordinance, rule, or order; and
      (ii) the individual complying with the law, ordinance, rule, or order;

(52) the name, home address, work addresses, and telephone numbers of an individual that is engaged in, or that provides goods or services for, medical or scientific research that is:
   (a) conducted within the state system of higher education, as defined in Section 53B–1–102; and
   (b) conducted using animals;

(53) an initial proposal under Title 63N, Chapter 13, Part 2, Government Procurement Private Proposal Program, to the extent not made public by rules made under that chapter;

(54) in accordance with Section 78A–12–203, any record of the Judicial Performance Evaluation Commission concerning an individual commissioner’s vote on whether or not to recommend that the voters retain a judge including information disclosed under Subsection 78A–12–203(5)(e); and

(55) information collected and a report prepared by the Judicial Performance Evaluation Commission concerning a judge, unless
Section 20A–7–702 or Title 78A, Chapter 12, Judicial Performance Evaluation Commission Act, requires disclosure of, or makes public, the information or report;

(56) records contained in the Management Information System created in Section 62A–4a–1003;

(57) records provided or received by the Public Lands Policy Coordinating Office in furtherance of any contract or other agreement made in accordance with Section 63J–4–603;

(58) information requested by and provided to the 911 Division under Section 63H–7a–302;

(59) in accordance with Section 73–10–33:

(a) a management plan for a water conveyance facility in the possession of the Division of Water Resources or the Board of Water Resources; or

(b) an outline of an emergency response plan in possession of the state or a county or municipality;

(60) the following records in the custody or control of the Office of Inspector General of Medicaid Services, created in Section 63A–13–201:

(a) records that would disclose information relating to allegations of personal misconduct, gross mismanagement, or illegal activity of a person if the information or allegation cannot be corroborated by the Office of Inspector General of Medicaid Services through other documents or evidence, and the records relating to the allegation are not relied upon by the Office of Inspector General of Medicaid Services in preparing a final investigation report or final audit report;

(b) records and audit workpapers to the extent they would disclose the identity of a person who, during the course of an investigation or audit, communicated the existence of any Medicaid fraud, waste, or abuse, or a violation or suspected violation of a law, rule, or regulation adopted under the laws of this state, a political subdivision of the state, or any recognized entity of the United States, if the information was disclosed on the condition that the identity of the person be protected;

(c) before the time that an investigation or audit is completed and the final investigation or final audit report is released, records or drafts circulated to a person who is not an employee or head of a governmental entity for the person’s response or information;

(d) records that would disclose an outline or part of any
investigation, audit survey plan, or audit program; or
  (e) requests for an investigation or audit, if disclosure would
  risk circumvention of an investigation or audit;
  (61) records that reveal methods used by the Office of Inspector
  General of Medicaid Services, the fraud unit, or the Department of
  Health, to discover Medicaid fraud, waste, or abuse;
  (62) information provided to the Department of Health or the
  Division of Occupational and Professional Licensing under Subsection
  58–68–304(3) or (4);
  (63) a record described in Section 63G–12–210;
  (64) captured plate data that is obtained through an automatic
  license plate reader system used by a governmental entity as authorized
  in Section 41–6a–2003; and
  (65) any record in the custody of the Utah Office for Victims of
  Crime relating to a victim, including:
    (a) a victim’s application or request for benefits;
    (b) a victim’s receipt or denial of benefits; and
    (c) any administrative notes or records made or created for the
    purpose of, or used to, evaluate or communicate a victim’s eligibility for
    or denial of benefits from the Crime Victim Reparations Fund.

Renumber remaining sections accordingly.

4. Page 3, Lines 57 through 59:

  (5) When a vacancy occurs in the membership for any reason,
  the replacement shall be

  appointed for the unexpired term {using the same procedure
  used to appoint the member being

  replaced} by the same appointing authority that appointed the
  member creating the vacancy

5. Page 3, Lines 60 through 66:

  (6) (a) Eight members of the commission constitute a quorum.
  (b) The action of a majority of the quorum constitutes the action
  of the commission,
  except that a decision of the commission to recommend that a judge
  be retained or not be

  retained may not be made except by a vote of at least six members.
  If because of absences the commission is unable to have at least six

votes recommending that a judge be retained or not retained, the commission may meet a second time to consider whether to recommend that the judge be retained or not retained.

64 (c) If a vote on the question of whether to recommend a judge be retained or not be
65 retained ends in a tie or if a decision does not have six votes required by Subsection (6)(b), the
66 commission may make no recommendation concerning the judge’s retention.

6. Page 5, Lines 124 through 125:
124 (c) (i) The commission may meet in a closed meeting to discuss a judge’s judicial
125 performance evaluation by complying with Title 52, Chapter 4, Open and Public Meetings Act.
(ii) The commission may meet in an electronic meeting by complying with Title 52, Chapter 4, Open and Public Meetings Act.

7. Page 6, Lines 151 through 153:
151 (ii) For a newly appointed judge, a midterm evaluation is considered partial when the
152 midterm evaluation is missing a complete respondent group, including attorneys, court staff,
153 court room observers, or intercept survey respondents.

8. Page 10, Lines 289 through 293:
289 (7) In addition to publishing the report on the commission’s Internet website, the
290 commission may also make the report of the judicial performance evaluation immediately
291 preceding the judge’s retention election publicly available through other means within
292 budgetary constraints the regular process conducted by the lieutenant governor for the
293 dissemination of voter information referred to in Subsection (8).
Senator Weiler’s motion to amend passed on a voice vote. Senators Hillyard, Anderegg, and Stephenson 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

- Anderegg
- Bramble
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hemmert
- Henderson
- Hillyard
- Hinkins
- Ipson
- Iwamoto
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Thatcher
- Van Tassell
- Vickers
- Weiler

**Absent or not voting were:** Senators

- Adams
- Stevenson
- Niederhauser

* * *

2nd Sub. S.B. 109, SMALL EMPLOYER RETIREMENT PROGRAM, was read the second time. Senator Weiler explained the bill. 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

- Adams
- Anderegg
- Bramble
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hemmert
- Henderson
- Hillyard
- Hinkins
- Ipson
- Iwamoto
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Thatcher
- Van Tassell
- Vickers
- Weiler

**Voting in the negative were:** Senators

- Dayton
- Hinkins
- Ipson

**Absent or not voting were:** Senators

- Escamilla
- Stevenson
- Niederhauser

* * *

S.B. 182, PUBLIC TRANSPORTATION SAFETY OVERSIGHT AMENDMENTS, was read the second time.
On motion of Senator Mayne, the following substitute bill replaced the original bill:

2nd Sub. S.B. 182 Public Transportation Safety Oversight Amendments (K. Mayne)

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

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1st Sub. S.B. 198, UTAH COMMUNICATIONS AUTHORITY AMENDMENTS, was read the second time.

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

2nd Sub. S.B. 198 Utah Communications Authority Amendments (W. Harper)

Senator Harper explained the bill. 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
Hillyard       Hinkins       Knudson

Absent or not voting were: Senators
Davis          Escamilla     Stevenson  Niederhauser

* * *

1st Sub. S.B. 157, CHANGES TO PROPERTY TAX, was read the second time.

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

2nd Sub. S.B. 157 Changes to Property Tax (C. Bramble)

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          Anderegg     Bramble      Buxton
Davis          Escamilla    Fillmore     Harper
Hemmert        Henderson    Hinkins      Ipson
Iwamoto        Knudson      Mayne        Millner
Okerlund       Shiozawa     Stephenson   Thatcher
Van Tassell    Vickers      Weiler

Voting in the negative was: Senator
Dabakis

Absent or not voting were: Senators
Christensen    Dayton       Hillyard    Stevenson
Niederhauser

* * *

S.B. 197, MANUFACTURING AMENDMENTS, was read the second time. Senator Adams explained the bill. Senators Stephenson, Dabakis, and Hillyard commented. The bill passed second reading on the following roll call:

Yeas, 21; Nays, 4; Absent or not voting, 4.
Voting in the affirmative were: Senators
Adams  Anderegg  Buxton  Christensen
Dayton  Fillmore  Harper  Hemmert
Henderson  Hinkins  Ipson  Knudson
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Thatcher  Van Tassell  Vickers
Weiler

Voting in the negative were: Senators
Dabakis  Davis  Escamilla  Iwamoto

Absent or not voting were: Senators
Bramble  Hillyard  Stevenson  Niederhauser

***

On motion of Senator Thatcher, S.B. 200, LAW ENFORCEMENT PEER COUNSELING AMENDMENTS, was read the second time and circled.

***

S.B. 204, PUBLIC–PRIVATE PARTNERSHIPS, was read the second time. Senator Okerlund explained the bill. Senators Dayton, Anderegg, Hinkins, and Buxton 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  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Harper  Hemmert  Henderson
Hillyard  Hinkins  Ipson  Iwamoto
Knudson  Mayne  Millner  Okerlund
Shiozawa  Thatcher  Van Tassell  Vickers
Weiler

Absent or not voting were: Senators
Fillmore  Stephenson  Stevenson  Niederhauser

***

On motion of Senator Van Tassell, S.B. 205, AREA ASSESSMENT AMENDMENTS, was read the second time and circled.
On motion of Senator Hemmert, S.B. 209, BUDGETING REVISIONS, was read the second time and circled.

S.B. 212, PROFESSIONAL LICENSING AMENDMENTS, was read the second time. Senator Harper explained the bill. The bill passed second reading on the following roll call:

**Yeas, 23; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators

- Anderegg
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Harper
- Hemmert
- Henderson
- Hillyard
- Hinkins
- Ipson
- Iwamoto
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Thatcher
- Van Tassell
- Vickers
- Weiler

**Absent or not voting were:** Senators

- Adams
- Bramble
- Fillmore
- Stephenson
- Stevenson
- Niederhauser

On motion of Senator Fillmore, 2nd Sub. S.B. 154, SOLAR ACCESS AMENDMENTS, was read the second time and circled.

1st Sub. S.B. 115, COMPULSORY EDUCATION REVISIONS, was read the second time. Senator Anderegg explained the bill. The bill passed second reading on the following roll call:

**Yeas, 17; Nays, 9; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

- Adams
- Anderegg
- Bramble
- Buxton
- Christensen
- Dayton
- Harper
- Hemmert
- Henderson
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Thatcher
- Van Tassell
Voting in the negative were: Senators
Dabakis    Davis    Escamilla    Hillyard
Hinkins    Ipson    Iwamoto    Vickers
Weiler

Absent or not voting were: Senators
Fillmore    Stevenson    Niederhauser

* * *

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 27, 2017

The House passed, as substituted, 1st Sub. H.B. 47, PROPERTY TAX ASSESSMENT APPEAL AMENDMENTS, by Representative J. Briscoe, and it is transmitted for consideration; and

The House passed H.B. 232, LAND USE AMENDMENTS, by Representative M. Schultz, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.B. 236, MOBILE HOME PARK RESIDENTS’ RIGHTS, by Representative B. R. Cutler, and it is transmitted for consideration; and

The House passed, as amended, H.B. 279, IMPACT FEE AMENDMENTS, by Representative W. Brooks, and it is transmitted for consideration; and

The House passed H.B. 291, SCHOOL AND INSTITUTIONAL TRUST LANDS AMENDMENTS, by Representative M. Noel, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 313, LICENSURE CHANGES, by Representative M. Schultz, and it is transmitted for consideration; and

The House passed H.B. 391, DRIVER LICENSE REVISIONS, by Representative T. Quinn, 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. 267, Utah Rural Jobs Act (R. Okerlund), was read the first time by short title and referred to the Rules Committee.
S.B. 268, Waste Amendments (P. Knudson), was read the first time by short title and referred to the Rules Committee.

S.B. 269, Elections Modifications (H. Stephenson), was read the first time by short title and referred to the Rules Committee.

* * *

On motion of Senator Okerlund, and at 4:05 p.m., the Senate adjourned until 10:00 a.m., Tuesday, February 28, 2017.
The Senate was called to order at 10:08 a.m., with President Wayne Niederhauser presiding.

Prayer – Senator Evan Vickers
Pledge of Allegiance – Senator Lyle Hillyard
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 100)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 27, 2017

The House passed H.B. 17, 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. 173, PARENTAL KIDNAPPING AMENDMENTS, by Representative V. Potter, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.B. 212, INCENTIVE FOR EFFECTIVE TEACHERS IN HIGH POVERTY SCHOOLS, by Representative M. Winder, et al, and it is transmitted for consideration; and

The House passed, as substituted and amended, 2nd Sub. H.B. 253, SHORT-TERM RENTAL AMENDMENTS, by Representative J. Knotwell, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 299, SUBSTANCE ABUSE AND MENTAL HEALTH ACT AMENDMENTS, by Representative E. Redd, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

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

Mr. President: February 27, 2017

The Transportation, Public Utilities, Energy, and Technology Committee recommends 1st Sub. H.B. 235, AUTOMATED TRAFFIC ENFORCEMENT SAFETY DEVICES, by Representative M. K. McKell, be replaced and favorably recommends 2nd Sub. H.B. 235, AUTOMATED TRAFFIC ENFORCEMENT SAFETY DEVICES; and

The Transportation, Public Utilities, Energy, and Technology Committee reports a favorable recommendation on H.C.R. 21, CONCURRENT RESOLUTION ENCOURAGING NASA TO CONSIDER TOOELE COUNTY FOR A TEST FACILITY, by Representative D. V. Sagers, with the following amendments:

1. Page 1, Lines 24 through 27:

24 WHEREAS, Congress has directed the Federal Aviation Administration and the
25 National Aeronautics and Space Administration (NASA) to select a
26 commercial drone testing { by April 15, 2017 } ;
27 WHEREAS, the landscape and topography of Tooele County, Utah, is ideal for testing ; and


D. Gregg Buxton, Chair

Mr. President: February 27, 2017

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on H.B. 200, SEXUAL ASSAULT KIT PROCESSING AMENDMENTS, by Representative A. Romero; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 251, LOCAL GOVERNMENT CRIMINAL PENALTY AMENDMENTS, by Senator D. W. Thatcher, with the following amendments:
1. Page 2, Lines 35 through 37:

35 (3) A municipal officer or official who is not a law enforcement officer in accordance
36 with Section 53–13–103 may { only enforce an ordinance } not issue a criminal citation for a violation that is punished as { an }
37 infraction } a misdemeanor .

Section 2. Effective date.
This bill takes effect on May 1, 2018. ; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 266, DIVISION OF CHILD AND FAMILY SERVICES APPEALS, by Senator D. M. Henderson.

Todd Weiler, Chair

Mr. President: February 27, 2017

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on 1st Sub. H.B. 82, STREET–LEGAL ALL–TERRAIN VEHICLE AMENDMENTS, by Representative M. E. Noel; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on H.B. 85, QUALITY GROWTH COMMISSION AMENDMENTS, by Representative G. Froerer; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on H.B. 183, EMISSIONS SETTLEMENT AMENDMENTS, by Representative T. D. Hawkes; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on 1st Sub. H.B. 207, FEDERALISM AMENDMENTS, by Representative K. Ivory; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on H.B. 280, AGRICULTURE REGULATION PREEMPTION AMENDMENTS, by Representative S. G. Handy; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on H.B. 282, STATE FAIR PARK BOARD AMENDMENTS, by Representative M. Schultz; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on H.C.R. 8, CONCURRENT RESOLUTION
REGARDING THE VOLKSWAGEN SETTLEMENT, by Representative T. D. Hawkes; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.B. 253**, ENERGY AMENDMENTS, by Senator D. P. Hinkins.

Margaret Dayton, 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 27, 2017

The Transportation, Public Utilities, Energy, and Technology Committee reports a favorable recommendation on **H.B. 343**, AGRICULTURAL AND LEADERSHIP EDUCATION SUPPORT SPECIAL GROUP LICENSE PLATE, by Representative S. H. Chew, and recommends it be considered read for the second time and placed on the Consent Calendar.

D. Gregg Buxton, Chair

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

**INTRODUCTION OF BILLS**

**S.B. 270**, Sudden Cardiac Arrest Prevention Act (J. S. Adams), was read the first time by short title and referred to the Rules Committee.

**S.B. 271**, Canal and Ditch Modifications (D. Hinkins), was read the first time by short title and referred to the Rules Committee.

**S.B. 272**, Search and Rescue Assistance Card Program Amendments (D. Hinkins), was read the first time by short title and referred to the Rules Committee.

**CONCURRENCE CALENDAR**

On motion of Senator Weiler, the Senate voted to concur in the House amendments to **1st Sub. S.B. 126**, COLLECTION PROCESS 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

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Absent or not voting was: Senator

Van Tassell

1st Sub. S.B. 126 was returned to the House for the signature of the Speaker.

CONSENT CALENDAR

H.B. 258, VETERANS TAX AMENDMENTS, was read the third time, explained by Senator Bramble, and passed on the following roll call:

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

Voting in the affirmative were: Senators

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Absent or not voting were: Senators

Anderegg | Dabakis

H.B. 258 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. 7, PROPOSAL TO AMEND UTAH CONSTITUTION — ACTIVE MILITARY PROPERTY TAX EXEMPTION, 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 Buxton Christensen
Davis Dayton Escamilla Fillmore
Harper Hemmert Henderson Hinkins
Ipson Iwamoto Knudson Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Anderegg Dabakis Hillyard

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.

***

S.B. 224, DEPARTMENT OF WORKFORCE SERVICES 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 Buxton Christensen
Dabakis Davis Dayton Escamilla
Fillmore Harper Hemmert Henderson
Hinkins Ipson Iwamoto Knudson
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Anderegg Hillyard

S.B. 224 was transmitted to the House for consideration.

***

1st Sub. S.C.R. 6, CONCURRENT RESOLUTION ON GUARDING THE CIVIL LIBERTIES AND FREEDOMS FOR ALL AMERICAN PEOPLE, was read the third time, explained by Senator Shiozawa, and passed on the following roll call:
Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hinkins Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Thatcher Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Hillyard Stevenson

1st Sub. S.C.R. 6 was transmitted to the House for consideration.

* * *

H.B. 292, CHARTER SCHOOL ADMISSION 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Knudson Mayne Millner
Okerlund Shiozawa Stephenson Thatcher
Van Tassell Vickers Weiler Niederhauser

Absent or not voting was: Senator
Stevenson

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.

* * *

1st Sub. S.B. 246, PHARMACY PRACTICE ACT AMENDMENTS, was read the third time, explained by Senator Vickers, and passed on the following roll call:
Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators

Adams  Anderegg  Bramble  Buxton
Christensen  Dabakis  Dayton  Escamilla
Fillmore  Harper  Hemmert  Henderson
Hillyard  Hinkins  Ipson  Iwamoto
Knudson  Millner  Okerlund  Shiozawa
Stephenson  Thatcher  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators

Davis  Mayne  Stevenson

1st Sub. S.B. 246 was transmitted to the House for consideration.

* * *

On motion of Senator Christensen, legislative staff was authorized to draft a bill regarding appropriations for a dental school.

THIRD READING CALENDAR

1st Sub. S.B. 133, PROCUREMENT PROCESS 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  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Escamilla
Fillmore  Harper  Henderson  Hillyard
Hinkins  Ipson  Iwamoto  Knudson
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Stevenson  Thatcher  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators

Dayton  Hemmert

1st Sub. S.B. 133 was transmitted to the House for consideration.

* * *

S.B. 186, EDUCATION REPORTING AMENDMENTS, was read the third time, explained by Senator Fillmore, and passed on the following roll call:
Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Henderson
Hillyard Hinkins Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Van Tassell Vickers Weiler Niederhauser

Absent or not voting was: Senator Hemmert

S.B. 186 was transmitted to the House for consideration.

***

1st Sub. S.B. 190, EDUCATION COMPUTING PARTNERSHIPS, 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 Anderegg Bramble Christensen
Dabakis Davis Dayton Escamilla
Fillmore Harper Henderson Hillyard
Ipson Iwamoto Mayne Millner
Okerlund Shiozawa Stephenson Thatcher
Van Tassell Vickers Weiler Niederhauser

Absent or not voting were: Senators
Buxton Hemmert Hinkins Knudson
Stevenson

1st Sub. S.B. 190 was transmitted to the House for consideration.

***

On motion of Senator Okerlund, 1st Sub. S.C.R. 8, HEALTH CARE FREEDOM CONCURRENT RESOLUTION, was read the third time and circled.

***

On motion of Senator Okerlund, 1st Sub. S.B. 187, CONSTRUCTION TRADE AMENDMENTS, was read the third time and circled.
1st Sub. S.B. 199, ABLE ACT REVISIONS, 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

|       | Hemmert     | Knudson     |

1st Sub. S.B. 199 was transmitted to the House for consideration.

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1st Sub. S.B. 193, JUDICIAL PERFORMANCE EVALUATION COMMISSION MODIFICATIONS, was read the third time, explained by Senator Weiler, and passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

|       | Hemmert     | Knudson     | Van Tassell|

1st Sub. S.B. 193 was transmitted to the House for consideration.

---

On motion of Senator Weiler, 2nd Sub. S.B. 109, SMALL EMPLOYER RETIREMENT PROGRAM, was read the third time and circled.
2nd Sub. S.B. 182, PUBLIC TRANSPORTATION SAFETY OVERSIGHT 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
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Henderson
Hillyard Hinkins Ipson Iwamoto
Mayne Millner Shiozawa Stephenson
Stevenson Thatcher Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Hemmert Knudson Okerlund

2nd Sub. S.B. 182 was transmitted to the House for consideration.

On motion of Senator Henderson, 2nd Sub. S.B. 198, UTAH COMMUNICATIONS AUTHORITY AMENDMENTS, was read the third time and circled.

2nd Sub. S.B. 157, CHANGES TO PROPERTY TAX, 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Henderson
Hillyard Hinkins Ipson Iwamoto
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Van Tassell Vickers
Vickers Weiler Niederhauser
Absent or not voting were: Senators
Hemmert Knudson

2nd Sub. S.B. 157 was transmitted to the House for consideration.

***

On motion of Senator Adams, S.B. 197, MANUFACTURING AMENDMENTS, was read the third time and circled.

***

On motion of Senator Okerlund, S.B. 204, PUBLIC–PRIVATE PARTNERSHIPS, was read the third time and circled.

***

S.B. 212, PROFESSIONAL LICENSING AMENDMENTS, was read the third time and explained by Senator Harper.

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

1st Sub. S.B. 212 Professional Licensing Amendments (W. Harper)

Senator Davis commented and the bill passed on the following roll call:

Yeas, 22; Nays, 4; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dayton Fillmore Harper
Henderson Hillyard Hinkins Ipson
Iwamoto Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Vickers
Weiler Niederhauser

Voting in the negative were: Senators
Dabakis Davis Escamilla Mayne

Absent or not voting were: Senators
Hemmert Knudson Van Tassell

1st Sub. S.B. 212 was transmitted to the House for consideration.
On motion of Senator Buxton, the circle was removed from 1st Sub. S.B. 187, CONSTRUCTION TRADE AMENDMENTS, and it was before the Senate. Senator Buxton 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  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Henderson
Hillyard  Hinkins  Ipson  Iwamoto
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Stevenson  Thatcher  Van Tassell
Vickers  Weiler  Niederhauser

**Absent or not voting were:** Senators
Hemmert  Knudson

1st Sub. S.B. 187 was transmitted to the House for consideration.

On motion of Senator Buxton, the Senate voted to include the following intent language in the Senate Journal:

**INTENT LANGUAGE**

The legislature intends for interest to be awarded on construction contracts and on mechanics’ liens as part of the value of services, labor, materials, and equipment furnished for Utah construction projects, and express that awarding interest on construction contracts and on mechanics’ liens is good public policy, because it encourages timely payment.

**Yeas, 13; Nays, 15; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators
Adams  Bramble  Buxton  Christensen
Dayton  Fillmore  Harper  Hemmert
Henderson  Millner  Stephenson  Vickers
Niederhauser
**Voting in the negative were:** Senators

Anderegg  
Dabakis  
Davis  
Escamilla  
Hillyard  
Hinkins  
Ipson  
Iwamoto  
Knudson  
Mayne  
Okerlund  
Shiozawa  
Stevenson  
Van Tassell  
Weiler

**Absent or not voting was:** Senator

Thatcher

* * *

On motion of Senator Hemmert, the circle was removed from **1st Sub. S.B. 115**, **HEALTH CARE FREEDOM CONCURRENT RESOLUTION**, and it was before the Senate. Senator Hemmert explained the bill. The bill passed on the following roll call:

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

**Voting in the affirmative were:** Senators

Adams  
Anderegg  
Bramble  
Buxton  
Christensen  
Dabakis  
Dayton  
Fillmore  
Harper  
Hemmert  
Henderson  
Hillyard  
Hinkins  
Ipson  
Knudson  
Millner  
Okerlund  
Shiozawa  
Stephenson  
Thatcher  
Van Tassell  
Vickers  
Weiler  
Niederhauser

**Voting in the negative were:** Senators

Davis  
Escamilla  
Iwamoto  
Mayne  

**Absent or not voting was:** Senator

Stevenson

**1st Sub. S.C.R. 8** was transmitted to the House for consideration.

**SECOND READING CALENDAR**

On motion of Senator Fillmore, the circle was removed from **2nd Sub. S.B. 154**, **SOLAR ACCESS AMENDMENTS**, and it was before the Senate. Senator Fillmore explained the bill.

Senator Fillmore proposed the following amendment #2:
1. Page 6, Lines 158 through 163:

158 (4) An association may, by association rule, for a lot with a detached dwelling, impose
159 a restriction other than a prohibition on a lot owner’s installation of a solar energy system if the
160 restriction:
161 (a) complies with Subsection (5);
162 (b) decreases the solar energy system’s production by 5% or less; and
163 (c) increases the solar energy system’s cost of installation by 5% or less.

2. Page 7, Lines 202 through 207:

202 57–8a–703. Applicability.
203 (1) Except as provided in Subsection (2), this part applies to a declaration or official association action regardless of when the declaration was recorded or the official association action was taken.
204 (2) This part does not apply to an express prohibition or an express restriction on a lot owner’s installation of a solar energy system:
205 (a) described in a declaration recorded before January 1, 2017; or
206 (b) created by official association action taken before January 1, 2017.
207 (3) This part does not apply during the period of administrative control.

Senator Fillmore’s motion to amend passed on a voice vote. Senators Davis and Dayton commented. The bill passed second reading on the following roll call:

**Yeas, 24; Nays, 3; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

- Adams
- Anderegg
- Bramble
- Buxton
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hemmert
- Henderson
Voting in the negative were: Senators
Hinkins    Ipson    Shiozawa

Absent or not voting were: Senators
Christensen    Thatcher

THIRD READING CALENDAR

On motion of Senator Adams, the circle was removed from S.B. 197, MANUFACTURING AMENDMENTS, and it was before the Senate.

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

1st Sub. S.B. 197 Manufacturing Amendments (S. Adams)

On motion of Senator Adams, the bill was circled.

SECOND READING CALENDAR

S.B. 216, READING INTERVENTION SOFTWARE LICENSE PROGRAM ACCOUNTABILITY AMENDMENTS, was read the second time.

Senator Stephenson proposed the following amendment #2:

1. Page 4, Lines 112 through 113
   Senate Committee Amendments 2–17–2017:

   112 (e) (i) (–A–) Except as provided in Subsection (e)(ii), public school that fails to meet the school fidelity rate by the end of the school year in which the public school is placed on probation may not continue to receive a license.

   (ii) A public school that fails to meet the school fidelity rate, after being placed on probation, may continue to receive a license if that public school demonstrates:

   (A) a 50% growth in the rate of use towards the school fidelity rate; and
   (B) at least 10% overall growth in the rate of use.
Senator Stephenson’s motion to amend passed on a voice vote. Senator Stephenson explained the bill.

On motion of Senator Stephenson, the bill was circled.

***

On motion of Senator Millner, S.B. 220, STUDENT ASSESSMENT AND SCHOOL ACCOUNTABILITY AMENDMENTS, was read the second time and circled.

***

On motion of Senator Henderson, 1st Sub. S.B. 223, MODIFICATIONS TO CHARTER SCHOOL GOVERNANCE, was read the second time and circled.

***

On motion of Senator Fillmore, the circle was removed from S.B. 209, BUDGETING REVISIONS, and it was before the Senate. 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

Adams  Anderegg  Bramble  Buxton
Dabakis  Davis  Escamilla  Fillmore
Harper  Hemmert  Henderson  Hillyard
Hinkins  Ipson  Iwamoto  Knudson
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Stevenson  Thatcher  Van Tassell
Vickers  Weiler

Absent or not voting were: Senators

Christensen  Dayton  Niederhauser

***

S.J.R. 15, JOINT RULES RESOLUTION — FEDERAL REVENUE CONSIDERATION, was read the second time. Senator Fillmore 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            Anderegg           Bramble           Buxton
Christensen     Dabakis            Davis             Escamilla
Fillmore        Harper             Hemmert           Henderson
Hillyard        Hinkins            Ipson             Iwamoto
Knudson         Mayne              Millner           Okerlund
Shiozawa        Stephenson         Stevenson         Thatcher
Van Tassell     Vickers            Weiler

Absent or not voting were: Senators
Dayton          Niederhauser

**

1st Sub. S.B. 83, SALES TAX NOTIFICATION AMENDMENTS, was read the second time. Senator Harper 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            Anderegg           Bramble           Buxton
Christensen     Dabakis            Davis             Escamilla
Fillmore        Harper             Henderson         Hillyard
Hinkins         Ipson              Iwamoto           Knudson
Mayne           Millner            Okerlund          Shiozawa
Stephenson      Thatcher           Van Tassell       Vickers

Absent or not voting were: Senators
Dayton          Hemmert            Stevenson         Weiler
Niederhauser

**

On motion of Senator Harper, 1st Sub. S.B. 229, SALES FACTOR WEIGHTED TAX MODIFICATIONS, was read the second time and circled.

**

S.B. 196, HEALTH EDUCATION AMENDMENTS, was read the second time. Senator Adams 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  Buxton  Christensen
Dabakis  Davis  Dayton  Escamilla
Fillmore  Harper  Henderson  Hillyard
Hinkins  Ipson  Iwamoto  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Thatcher  Van Tassell  Vickers
Weiler

Absent or not voting were: Senators
Anderegg  Hemmert  Knudson  Niederhauser

* * *

On motion of Senator Van Tassell, the circle was removed from S.B. 205, AREA ASSESSMENT AMENDMENTS, and it was before the Senate.

Senator Van Tassell proposed a verbal amendment as follows:

1. Page 2, Line 38:
   Delete “70%” and insert “50%”

Senator Van Tassell’s motion to amend passed on a voice vote. Senator Van Tassell explained the bill. Senator Harper commented.

On motion of Senator Van Tassell, the bill was circled.

* * *

On motion of Senator Millner, S.B. 234, SCHOOL TURNAROUND AMENDMENTS, was read the second time and circled.

* * *

On motion of Senator Millner, S.B. 225, JUDGMENT INTEREST RATE AMENDMENTS, was read the second time and circled.

* * *

S.B. 226, PERMANENT CRIMINAL STALKING INJUNCTION 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          Anderegg      Bramble      Buxton
Christensen   Dabakis       Davis       Dayton
Fillmore      Harper        Henderson   Hillyard
Hinkins       Ipson         Iwamoto     Knudson
Mayne         Millner       Okerlund    Shiozawa
Stephenson    Stevenson     Thatcher    Van Tassell
Vickers       Weiler

Absent or not voting were: Senators
Escamilla     Hemmert       Niederhauser

* * *

S.B. 230, SOLICITATION AMENDMENTS, was read the second time. Senator Weiler explained the bill. Senator Dabakis 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          Anderegg      Bramble      Buxton
Christensen   Dabakis       Davis       Dayton
Fillmore      Hemmert       Henderson   Hillyard
Hinkins       Ipson         Iwamoto     Knudson
Mayne         Millner       Okerlund    Shiozawa
Stephenson    Thatcher      Van Tassell Vickers

Absent or not voting were: Senators
Escamilla     Harper        Stevenson   Niederhauser

* * *

S.B. 235, ASSAULT AND THREAT OF VIOLENCE AMENDMENTS, was read the second time. Senator Thatcher explained the bill. The bill passed second reading on the following roll call:

Y eas, 26; Nays, 1; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams          Bramble       Buxton      Christensen
Dabakis       Davis         Dayton     Escamilla
Fillmore      Hemmert       Henderson   Hillyard
Voting in the negative was: Senator Anderegg

Absent or not voting were: Senators Harper Niederhauser

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 28, 2017

The Speaker of the House has signed 1st Sub. S.B. 126, COLLECTION PROCESS AMENDMENTS, 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: February 28, 2017

The House passed, as substituted, 2nd Sub. H.B. 117, LEGAL NOTICE AMENDMENTS, by Representative S. Chew, and it is transmitted for consideration; and

The House passed, as amended, H.B. 336, HEALTH REFORM AMENDMENTS, by Representative J. Dunnigan, and it is transmitted for consideration; and

The House passed H.J.R. 12, JOINT RESOLUTION — CONGRESSIONAL TERM LIMITS, by Representative T. Hawkes, 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 12:00 p.m.
AFTERNOON SESSION

The Senate reassembled at 2:20 p.m., with President Niederhauser presiding.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 28, 2017

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

BUSINESS AND LABOR COMMITTEE

ECONOMIC DEVELOPMENT AND WORKFORCE SERVICES COMMITTEE
S.B. 267 Utah Rural Jobs Act Sen. Okerlund, R.

EDUCATION COMMITTEE

GOVERNMENT OPERATIONS AND POLITICAL SUBDIVISIONS COMMITTEE
S.B. 269 Elections Modifications Sen. Stephenson, H.

HEALTH AND HUMAN SERVICES COMMITTEE
S.B. 270 Sudden Cardiac Arrest Prevention Act Sen. Adams, J. S.
H.B. 362 Alcohol Abuse Tracking Committee Relocation


JUDICIARY, LAW ENFORCEMENT, AND CRIMINAL JUSTICE COMMITTEE

NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENT COMMITTEE
S.B. 268 Waste Amendments Sen. Knudson, P.
S.B. 271 Canal and Ditch Modifications Sen. Hinkins, D.
S.B. 272 Search and Rescue Assistance Card Program Amendments Sen. Hinkins, D.

REVENUE AND TAXATION COMMITTEE

TRANSPORTATION, PUBLIC UTILITIES, ENERGY, AND TECHNOLOGY COMMITTEE

Deidre M. Henderson
Rules Committee Chair
Report filed. On motion of Senator Henderson, the committee report was adopted.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 28, 2017

The House passed, as substituted, 1st Sub. H.B. 223, ELEMENTARY SCHOOL COUNSELOR PROGRAM, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 249, HIGHER EDUCATION FINANCIAL LITERACY AMENDMENTS, by Representative R. Spendlove, and it is transmitted for consideration; and

The House passed, as amended, H.B. 272, REGULATORY IMPACT AMENDMENTS, by Representative B. Wilson, and it is transmitted for consideration; and

The House passed, as amended, H.B. 312, HOUSING PILOT PROGRAM FOR LOW–INCOME STUDENTS, by Representative M. Winder, 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 28, 2017

The Revenue and Taxation Committee reports a favorable recommendation on 2nd Sub. H.B. 219, RURAL TAX CREDIT AMENDMENTS, by Representative S. D. Sandall.

Howard A. Stephenson, Chair

Mr. President: February 28, 2017

The Economic Development and Workforce Services Committee reports a favorable recommendation on H.B. 214, PROBATE CODE AMENDMENTS, by Representative K. B. Miles; and

The Economic Development and Workforce Services Committee recommends S.B. 263, APPRENTICESHIP AMENDMENTS, by Senator H. A. Stephenson, be replaced and favorably recommends 1st Sub. S.B. 263, APPRENTICESHIP AMENDMENTS; and
The Economic Development and Workforce Services Committee recommends S.B. 264, OUTDOOR RECREATION GRANT PROGRAM, by Senator R. Okerlund, be replaced and favorably recommends 1st Sub. S.B. 264, OUTDOOR RECREATION GRANT PROGRAM.

Jacob L. Anderegg, Chair

Mr. President: February 28, 2017

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on 1st Sub. H.B. 204, PRESIDENTIAL PRIMARY AMENDMENTS, by Representative P. M. Arent; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 229, AMENDMENTS RELATING TO LOCAL DISTRICTS, by Representative D. McCay; and

The Government Operations and Political Subdivisions Committee recommends H.B. 230, ELECTIONS REVISIONS, by Representative B. M. Daw, be replaced and favorably recommends 1st Sub. H.B. 230, ELECTIONS REVISIONS; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on 2nd Sub. H.B. 243, COMMON AREA LAND USE AMENDMENTS, by Representative R. Curt Webb; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 244, GENERAL FUND BUDGET RESERVE ACCOUNT AMENDMENTS, by Representative K. Ivory; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on 1st Sub. H.B. 324, LOCAL BUDGET HEARING NOTICE AMENDMENTS, by Representative B. R. Cutler; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 328, SERVICE AREA BOARD OF TRUSTEES MODIFICATIONS, by Representative R. M. Spendlove.

Don. L. Ipson, 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 28, 2017

The Revenue and Taxation Committee reports a favorable recommendation on 1st Sub. H.B. 164, MUNICIPAL ENTERPRISE FUND AMENDMENTS, by
Representative J. Moss, with the following amendments and recommends it be considered read for the second time and placed on the Consent Calendar:

1. Page 5, Lines 128 through 132:

   128 (A) mailing a copy of the notice to users of the goods or services provided by the enterprise for which the enterprise fund was created, if the town regularly mails users a periodic billing for the goods or services;  
   (B) emailing a copy of the notice to users of the goods or services provided by the enterprise for which the enterprise fund was created, if the town regularly emails users a periodic billing for the goods or services;  
   (C) posting the notice on the Utah Public Notice Website created in Section 63F–1–701;  
   (D) if the town has a website, prominently posting the notice on the town’s website

2. Page 6, Lines 153 through 157:

   153 (i) within 60 days after adopting the budget or budget amendment:
   (A) mail a notice to users of the goods or services provided by the enterprise for which the enterprise fund was created
   (B) a notice that:
   (A) announces the adoption of a budget or budget amendment that includes or is based on a transfer of money from an enterprise fund to another fund; and
   (B) includes the specific enterprise fund information; if the town regularly mails users a periodic billing for the goods or services; and
   (B) email a notice to users of the goods or services provided by the enterprise for which the enterprise fund was created, if the town regularly emails users a periodic billing for the goods or services;
3. Page 6, Line 161:

161 (B) using the town’s social media platform, publish notice of the adoption of a budget

4. Page 6, Lines 165 through 166:

165 enterprise fund information for each enterprise fund from which money will be transferred,

(b) A notice required under Subsection (6)(a)(i) shall:

(i) announce the adoption of a budget or budget amendment that includes or is based on a transfer of money from an enterprise fund to another fund; and

(ii) include the specific enterprise fund information.

166 (c) The governing body shall maintain the website posting required under Subsection

5. Page 10, Lines 294 through 298:

294 (A) mailing a copy of the notice to users of the goods or services provided by the enterprise for which the enterprise fund was created, if the city regularly mails users a periodic billing for the goods or services;

295 (B) emailing a copy of the notice to users of the good or services provided by the enterprise for which the enterprise fund was created, if the city regularly emails users a periodic billing for the goods or services;

296 (C) posting the notice on the Utah Public Notice Website created in Section 63F−1−701;

297 and

298 (D) if the city has a website, prominently posting the notice on the city’s website until

6. Page 11, Lines 319 through 324:

319 (i) within 60 days after adopting the budget or budget amendment,

(A) mail a notice to users of the goods or services provided by the enterprise for which the enterprise fund was created

320 that:
(A) announces the adoption of a budget or budget amendment that includes or is based on a transfer of money from an enterprise fund to another fund; and (B) includes the specific enterprise fund information: if the city regularly mails users a periodic billing for the goods or services: and (B) email a notice to users of the goods or services provided by the enterprise for which the enterprise fund was created, if the city regularly emails users a periodic billing for the goods or services:

7. Page 11, Line 327:

(B) using the city’s social media platform, publish notice of the adoption of a budget or

8. Page 11, Lines 331 through 332:

enterprise fund information for each enterprise fund from which money will be transferred.

(b) A notice required under Subsection (6)(a)(i) shall:

(i) announce the adoption of a budget or budget amendment that includes or is based on a transfer of money from an enterprise fund to another fund; and

(ii) include the specific enterprise fund information.

(c) The governing body shall maintain the website posting required under Subsection ; and

The Revenue and Taxation Committee reports a favorable recommendation on S.B. 247, MODIFICATIONS TO DISTRIBUTION OF LOCAL SALES TAX REVENUES, by Senator R. Okerlund, 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. 265, DISTRIBUTION OF REVENUES COLLECTED UNDER THE LOCAL SALES AND USE TAX ACT, by Senator D. P. Hinkins, and recommends it be considered read for the second time and placed on the Consent Calendar.

Howard A. Stephenson, Chair

Mr. President: February 28, 2017

The Economic Development and Workforce Services Committee reports a favorable recommendation on 2nd Sub. H.B. 124, ASSAULT ON A PEACE OFFICER AMENDMENTS, by Representative A. Cory Maloy, and recommends it be considered read for the second time and placed on the Consent Calendar; and
The Economic Development and Workforce Services Committee reports a favorable recommendation on H.C.R. 20, CONCURRENT RESOLUTION RECOGNIZING THOSE WHO SERVED AND SACRIFICED DURING THE COLD WAR, by Representative B. M. Greene, and recommends it be considered read for the second time and placed on the Consent Calendar.

Jacob L. Anderegg, Chair

On motion of Senator Henderson, 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 27, 2017

The Natural Resources, Agriculture, and Environment Committee has tabled S.B. 151, PROPERTY TAX RELIEF MODIFICATIONS, by Senator J. Dabakis, and has returned it to the Rules Committee for filing.

Margaret Dayton, Chair

On motion of Senator Henderson, the committee report was adopted. The bill was returned to the Rules Committee for filing.

SECOND READING CALENDAR

On motion of Senator Bramble, the circle was removed from S.B. 225, JUDGMENT INTEREST RATE AMENDMENTS, and it was before the Senate. Senator Bramble explained the bill. The bill passed second reading on the following roll call:

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

Voting in the affirmative were: Senators

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Absent or not voting were: Senators

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On motion of Senator Millner, the circle was removed from S.B. 220, STUDENT ASSESSMENT AND SCHOOL ACCOUNTABILITY AMENDMENTS, 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. 220 Student Assessment and School Accountability Amendments (A. Millner)

Senators Hillyard, Dayton, and Anderegg 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
Adams  Christensen  Hillyard  Millner  Van Tassell
Anderegg  Fillmore  Ipson  Okerlund  Vickers
Bramble  Harper  Iwamoto  Shiozawa  Weiler
Buxton  Henderson  Knudson  Stephenson

**Voting in the negative were:** Senators
Dabakis  Dayton  Escamilla  Hemmert

**Absent or not voting were:** Senators
Davis  Hinkins  Mayne  Thatcher
Fillmore  Mayne  Mayne  Van Tassell
Weiler

On motion of Senator Millner, the circle was removed from S.B. 234, SCHOOL TURNAROUND AMENDMENTS, and it was before the Senate. Senator Millner explained the bill. Senators Fillmore, Weiler, Hillyard, and Stephenson commented. The bill passed second reading on the following roll call:

**Yeas, 20; Nays, 5; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators
Adams  Fillmore  Hinkins  Millner  Thatcher
Bramble  Harper  Ipson  Okerlund  Van Tassell
Buxton  Henderson  Iwamoto  Shiozawa  Vickers
Christensen  Hillyard  Knudson  Stephenson  Weiler
Voting in the negative were: Senators
Dabakis        Davis        Dayton        Escamilla
Mayne

Absent or not voting were: Senators
Anderegg        Hemmert        Stevenson        Niederhauser

***

On motion of Senator Harper, the circle was removed from 1st Sub. S.B. 229, SALES FACTOR WEIGHTED TAX MODIFICATIONS, and it was before the Senate.

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

2nd Sub. S.B. 229 Sales Factor Weighted Tax Modifications (W. Harper)

Senator Harper explained the bill. Senator Escamilla commented. The bill passed second reading on the following roll call:

Yeas, 20; Nays, 4; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams        Bramble        Buxton        Christensen
Davis        Dayton        Fillmore        Harper
Henderson    Hinkins        Ipson        Iwamoto
Mayne        Okerlund        Shiozawa        Stephenson
Stevenson    Thatcher        Vickers        Weiler

Voting in the negative were: Senators
Dabakis        Escamilla        Hillyard        Knudson

Absent or not voting were: Senators
Anderegg        Hemmert        Millner        Van Tassell
Niederhauser

***

S.B. 237, SERVICEMEMBERS CUSTODY AND VISITATION AMENDMENTS, was read the second time. Senator Hillyard explained the bill. The bill passed second reading on the following roll call:

Yeas, 24; Nays, 0; Absent or not voting, 5.
Voting in the affirmative were: Senators
Adams  Bramble  Buxton  Christensen
Dabakis  Davis  Dayton  Escamilla
Fillmore  Harper  Henderson  Hillyard
Ipson  Iwamoto  Knudson  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Thatcher  Vickers  Weiler

Absent or not voting were: Senators
Anderegg  Hemmert  Hinkins  Van Tassell
Niederhauser

* * *

S.B. 239, INTERFERING WITH A PEACE OFFICER, 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  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Hemmert
Henderson  Hillyard  Ipson  Iwamoto
Knudson  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Thatcher  Vickers

Absent or not voting were: Senators
Hinkins  Stevenson  Van Tassell  Weiler
Niederhauser

* * *

S.J.R. 16, JOINT RESOLUTION DESIGNATING NATIONAL SPEECH AND DEBATE EDUCATION DAY, was read the second time. Senator Iwamoto explained the bill. 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  Fillmore
Harper  Hemmert  Henderson  Hillyard
Day 36

S.C.R. 10, CONCURRENT RESOLUTION RECOGNIZING THE 150TH ANNIVERSARY OF THE FIRST TRANScontinental RAILROAD, was read the second time. Senator Knudson explained the bill. The bill passed second reading on the following roll call:

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

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Knudson Mayne Millner
Okerlund Shiozawa Stephenson Thatcher
Van Tassell Vickers Weiler

Absent or not voting were: Senators
Stevenson Niederhauser

***

On motion of Senator Bramble, 2nd Sub. S.B. 129, SALVAGE VEHICLE AMENDMENTS, was read the second time and circled.

**THIRD READING CALENDAR**

On motion of Senator Knudson, S.C.R. 10, CONCURRENT RESOLUTION RECOGNIZING THE 150TH ANNIVERSARY OF THE FIRST TRANScontinental RAILROAD, was read the third time and circled.

**SECOND READING CALENDAR**

On motion of Senator Bramble, the circle was removed from 2nd Sub. S.B. 129, SALVAGE VEHICLE AMENDMENTS, and it was before the Senate.
Senator Bramble explained the bill. The bill passed second reading on the following roll call:

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

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Millner | Niederhauser |

***

On motion of Senator Mayne, **S.B. 222**, EQUITABLE ALLOCATION OF PUBLIC TRANSIT DISTRICT FUNDING, was read the second time and circled.

***

**S.B. 248**, PHYSICAL THERAPY LICENSURE COMPACT, was read the second time. Senator Vickers 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

| Millner | Niederhauser |
On motion of Senator Mayne, the circle was removed from S.B. 222, EQUITABLE ALLOCATION OF PUBLIC TRANSIT DISTRICT FUNDING, and it was before the Senate. Senator Mayne explained the bill.

Senator Mayne proposed the following amendment #1:

1. Page 1, Line 14:

   14 {requires—} allows a public transit district to allocate funds based on access to rail lines and

2. Page 2, Line 43:

   43 district {—shall—} may:

Senator Mayne’s motion to amend passed on a voice vote. Senators Fillmore 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          Anderegg   Bramble      Buxton
Christensen    Dabakis    Davis       Dayton
Escamilla      Fillmore   Harper      Hemmert
Henderson      Hillyard   Hinkins     Ipson
Iwamoto        Knudson    Mayne      Okerlund
Shiozawa       Stephenson Stevenson  Thatcher
Van Tassell    Vickers    Weiler

**Absent or not voting were:** Senators

Millner       Niederhauser

S.B. 250, FOOD TRUCK LICENSING AND REGULATION, was read the second time. Senator Henderson explained the bill.

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

1st Sub. S.B. 250 Food Truck Licensing and Regulation (D. Henderson)
Senator Vickers 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

- Anderegg
- Bramble
- Buxton
- Dabakis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hemmert
- Henderson
- Hillyard
- Hinkins
- Ipson
- Iwamoto
- Knudson
- Mayne
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler

**Voting in the negative was:** Senator Millner

**Absent or not voting were:** Senators

- Adams
- Christensen
- Davis
- Niederhauser

**RULES COMMITTEE REPORTS**

To the Members of the Senate: February 28, 2017

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

**BUSINESS AND LABOR COMMITTEE**


**ECONOMIC DEVELOPMENT AND WORKFORCE SERVICES COMMITTEE**


**EDUCATION COMMITTEE**

H.B. 291 School and Institutional Trust Lands Amendments
Rep. Noel, M., Sen. Dayton, M.

REVENUE AND TAXATION COMMITTEE
H.B. 17 Offenses Against the Person Amendments
1st Sub. H.B. 47 Property Tax Assessment Appeal Amendments
Sen. Anderegg, J.
1st Sub. H.B. 299 Substance Abuse and Mental Health Act Amendments

TRANSPORTATION, PUBLIC UTILITIES, ENERGY, AND
TECHNOLOGY COMMITTEE
H.B. 232 Land Use Amendments Rep. Schultz, M.,
Sen. Adams, J. S.
H.B. 391 Driver License Revisions Rep. Quinn, T.,
Sen. Van Tassell, K.

Deidre M. Henderson
Rules Committee Chair

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

INTRODUCTION OF BILLS

S.C.R. 11, Concurrent Resolution on the Preservation of State Authority
to Regulate the Use of Ammunition Containing Lead (E. Vickers), was read the
first time by short title and referred to the Rules Committee.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 28, 2017

The House passed, as amended, H.B. 199, HIGH NEEDS CHILDREN
ADOPTION AMENDMENTS, by Representative M. Nelson, and it is
transmitted for consideration; and

The House passed, as substituted and amended, 2nd Sub. H.B. 239,
JUVENILE JUSTICE AMENDMENTS, by Representative V. L. Snow, and it is
transmitted for consideration; and
The House passed, as substituted and amended, 2nd Sub. H.B. 286, ESSENTIAL TREATMENT AND INTERVENTION ACT, by Representative L. Christensen, et al, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 308, PUBLIC HEALTH EDUCATION MODULE, by Representative N. Thurston, and it is transmitted for consideration; and

The House passed, as amended, H.B. 309, PUBLIC HEALTH IN SCHOOLS, 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.

***

On motion of Senator Okerlund, the Senate recessed at 4:00 p.m.

EVENING SESSION

The Senate reassembled at 6:16 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 28, 2017

The House passed, as amended, H.B. 54, CAMPUS FREE SPEECH AMENDMENTS, by Representative K. Coleman, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 97, ALCOHOL BEVERAGE CONTROL OPERATIONS AMENDMENTS, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 248, DOMESTIC VIOLENCE RELATED AMENDMENTS, by Representative L. Christensen, and it is transmitted for consideration; and

The House passed H.B. 283, CHILD HOMELESSNESS PREVENTION, by Representative R. Spendlove, and it is transmitted for consideration; and

The House passed, as amended, H.B. 284, STUDENT RIGHT TO ACTIVE COUNSEL, by Representative K. Coleman, and it is transmitted for consideration; and
The House passed **H.B. 310, UTAH STATEWIDE IMMUNIZATION INFORMATION SYSTEM PROGRAM**, by Representative N. Thurston, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 320, NOTARIES PUBLIC AMENDMENTS**, by Representative E. Hutchings, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 321, PARENTING PLAN AMENDMENTS**, by Representative V. L. Snow, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 323, CODE OF CRIMINAL PROCEDURE AMENDMENTS**, by Representative K. Coleman, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 335, UTAH POPULATION ESTIMATES PRODUCTION**, by Representative R. Spendlove, 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**

1st Sub. S.B. 214, PUBLIC WATER SUPPLIER AMENDMENTS, was read the second time. Senator Iwamoto explained the bill. Senator Dayton commented. The bill passed second reading on the following roll call vote:

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

**Voting in the affirmative were:** Senators

Adams  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Hemmert
Henderson  Hillyard  Hinkins  Ipson
Iwamoto  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Thatcher
Van Tassell  Vickers

**Voting in the negative was:** Senator

Weiler
**Absent or not voting were:** Senators
Stevenson Niederhauser

* * *

**1st Sub. S.B. 175, UNIFORM UNCLAIMED PROPERTY ACT,** was read the second time. Senator Hillyard explained the bill.

Senator Hillyard proposed the following amendment #1:

1. Page 22, Line 661 through Page 23, Line 689:

   661 (1) Subject to Section 67−4a−208, a security is presumed abandoned upon the earlier of

   662 the following:

   663 (a) three years after the date a communication sent by the holder by first−class United States mail to the apparent owner is returned to the holder undelivered by the United States Postal Service, provided, however, that if the returned communication is re−sent within one month to the apparent owner, the three−year period does not begin to run until the day the re−sent item is returned as undeliverable; or

   668 (b) five years after the date of the apparent owner’s last indication of interest in the

   669 security;

   670 (2) (a) Subject to Subsection (2)(b), if the holder does not send communications to the apparent owner of a security by first−class United States mail on at least an annual basis, the

   672 holder shall attempt to confirm the apparent owner’s interest in the security by sending the

   673 apparent owner an electronic mail communication not later than three years after the apparent

   674 owner’s last indication of interest in the security.
(b) The holder shall promptly attempt to contact the apparent owner by first-class United States mail if:

(i) the holder does not have information needed to send the apparent owner an electronic mail communication or the holder believes that the apparent owner’s electronic mail address in the holder’s records is not valid;

(ii) the holder receives notification that the electronic mail communication under Subsection (2)(a) was not received; or

(iii) the apparent owner does not respond to the electronic mail communication under Subsection (2)(a) within 30 days after the communication was sent.

(3) If first-class United States mail sent under Subsection (2) is returned undelivered by the United States Postal Service, the security is presumed abandoned in accordance with Subsection (1)(b) above.

(4) Notwithstanding the standards set forth in Subsections (1), (2) and (3), if the holder has reason to believe that the owner is deceased, the property shall be presumed abandoned two years after the date of death of the owner—

(a) the date a second consecutive communication sent by the holder by first-class United States mail to the apparent owner is returned to the holder undelivered by the United States Postal Service; or

(b) if the second communication is made later than 30 days after the first communication is returned, the date the first communication is returned undelivered to the holder by the United States Postal Service.

(2)(a) Except as provided in Subsection (2)(b), if the holder does not send communications to the apparent owner of a security by first-class United States mail, the holder shall attempt to confirm the apparent owner’s interest in the security by sending the apparent owner an electronic-mail communication not later than two years after the
apparent owner’s last indication of interest in the security.

(b) The holder shall promptly attempt to contact the apparent owner by first-class United States mail if:

(i) the holder does not have information needed to send the apparent owner an electronic-mail communication or the holder believes that the apparent owner’s electronic-mail address in the holder’s records is not valid;

(ii) the holder receives notification that the electronic-mail communication was not received; or

(iii) the apparent owner does not respond to the electronic-mail communication not later than 30 days after the communication was sent.

(3) If first-class United States mail sent under Subsection (2) is returned to the holder undelivered by the United States Postal Service, the security is presumed abandoned three years after the date the mail is returned.

2. Page 30, Line 918 through Page 31, Line 928:

(3) The holder of securities presumed abandoned under Section 67–4a–202, 67–4a–203, or 67–4a–206 shall send to the apparent owner notice by certified United States mail that complies with Section 67–4a–502 in a format acceptable to the administrator not less than 60 days before filing the report under Section 67–4a–401 if:

(a) the holder has in the holder’s records an address for the apparent owner that the holder’s records do not disclose to be invalid and is sufficient to direct the delivery of United States mail to the apparent owner; and

(b) the value of the property is $1,000 or more.

(4) A signed return receipt in response to a notice sent pursuant to this section by certified United States mail shall constitute a record communicated by the apparent owner to the holder concerning the property or the account in which the property is held.}
3. Page 42, Lines 1268 through 1269:

1268 (1) The administrator may sell all securities and other negotiable financial instruments upon receipt of such items using any commercially reasonable method. Not sell or otherwise liquidate a security until three years after the administrator receives the security and gives the apparent owner notice under Section 67-4a-503 that the administrator holds the security.

Senator Hillyard’s motion to amend passed on a voice vote. Senators Dabakis, Vickers, and Weiler 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
- Anderegg
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hemmert
- Henderson
- Hillyard
- Hinkins
- Ipson
- Iwamoto
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler

**Absent or not voting were:** Senators
- Bramble
- Niederhauser

* * *

**1st Sub. S.B. 238, HIGHER EDUCATION GOVERNANCE REVISIONS,** was read the second time. Senator Millner explained the bill. Senators Vickers and Buxton 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
- Anderegg
- Bramble
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hemmert
- Henderson
- Hillyard
- Hinkins
- Ipson
- Iwamoto
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
Absent or not voting were: Senators
Henderson       Stevenson       Niederhauser

* * *

1st Sub. S.B. 241, LOCAL GOVERNMENT PLAN REVIEW AMENDMENTS, was read the second time. Senator Bramble explained the bill.

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

2nd Sub. S.B. 241 Local Government Plan Review (C. Bramble)

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           Anderegge  Bramble         Buxton
Christensen    Dabakis     Davis           Dayton
Fillmore       Hemmert     Henderson       Hillyard
Hinkins        Ipson       Iwamoto        Knudson
Mayne          Millner     Okerlund        Shiozawa
Stephenson     Thatcher    Van Tassell     Vickers
Weiler

Voting in the negative was: Senator
Harper

Absent or not voting were: Senators
Escamilla       Stevenson       Niederhauser

* * *

1st Sub. S.B. 242, GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT AMENDMENTS, was read the second time. Senator Bramble explained the bill. The bill passed second reading on the following roll call:

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

Voting in the affirmative were: Senators
Adams           Anderegge  Bramble         Buxton
Christensen    Davis       Dayton          Fillmore
Harper            Hemmert            Henderson           Hillyard
Ipson             Iwamoto            Knudson            Mayne
Millner           Okerlund           Shiozawa           Stephenson
Thatcher          Van Tassell        Vickers            Weiler

Absent or not voting were: Senators
Dabakis           Escamilla          Hinkins            Stevenson
Niederhauser

* * *

S.R. 2, SENATE RULES RESOLUTION ON FLOOR ACTIVITIES, was read the second time. Senator Van Tassell explained the bill. The bill passed second reading on the following roll call:

Y eas, 23; Nays, 1; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams             Anderegg           Bramble            Buxton
Christensen       Davis              Fillmore           Harper
Hemmert           Henderson          Hillyard           Hinkins
Ipson             Iwamoto            Knudson            Mayne
Millner           Okerlund           Shiozawa           Stephenson
Van Tassell       Vickers            Weiler

Voting in the negative was: Senator
Dayton

Absent or not voting were: Senators
Dabakis           Escamilla          Stevenson          Thatcher
Niederhauser

* * *

S.B. 256, REGENTS SCHOLARSHIP AMENDMENTS, was read the second time. Senator Hillyard explained the bill. Senator Millner commented. The bill passed second reading on the following roll call:

Y eas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams             Anderegg           Bramble            Buxton
Christensen       Dabakis            Davis              Dayton
Fillmore          Harper             Hemmert           Henderson
On motion of Senator Stephenson, the circle was removed from **S.B. 216, READING INTERVENTION SOFTWARE LICENSE PROGRAM ACCOUNTABILITY AMENDMENTS**, and it was before the Senate. Senator Stephenson explained the bill. Senators Hillyard and Thatcher commented. The bill passed second reading on the following roll call:

**Yeas, 21; Nays, 5; Absent or not voting, 3.**

**Voting in the affirmative were: Senators**

Adams  Adams  Anderegg  Bramble  Buxton  Christensen  Christensen  Dabakis  Davis  Dayton  Escamilla  Escamilla  Fillmore  Hemmert  Henderson  Hinkins  Hinkins  Iwamoto  Knudson  Mayne  Millner  Millner  Okerlund  Stephenson  Thatcher  Van Tassell  Van Tassell

**Voting in the negative were: Senators**

Harper  Harper  Hillyard  Ipson  Vickers  Weiler  Weiler

**Absent or not voting were: Senators**

Shiozawa  Stevenson  Niederhauser

**S.B. 262, UPSTART AMENDMENTS**, was read the second time. Senator Adams explained the bill. The bill passed second reading on the following roll call:

**Yeas, 22; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were: Senators**

Adams  Adams  Anderegg  Bramble  Buxton  Christensen  Christensen  Dabakis  Davis  Dayton  Escamilla  Escamilla  Fillmore  Hemmert  Henderson  Hinkins  Hinkins  Iwamoto  Knudson  Mayne  Millner  Millner  Okerlund  Stephenson  Thatcher  Van Tassell  Van Tassell
Fillmore  Harper    Hemmert    Henderson  
Hinkins     Ipson      Iwamoto    Mayne   
Okerlund    Shiozawa   Stephenson Thatcher  
Vickers     Weiler     

Absent or not voting were: Senators  
Escamilla    Hillyard   Knudson    Millner  
Stevenson    Van Tassell Niederhauser  

* * *

1st Sub. S.B. 252, SPECIAL ELECTION TO FILL UNITED STATES HOUSE OF REPRESENTATIVES VACANCY, was read the second time. Senator Bramble explained the bill. Senator Hillyard and Weiler commented. The bill passed second reading on the following roll call:

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

Voting in the affirmative were: Senators  
Anderegg  Bramble  Buxton               Christensen 
Dabakis    Davis     Dayton               Escamilla  
Fillmore    Harper    Hemmert            Henderson  
Hillyard   Hinkins    Ipson              Iwamoto  
Knudson     Mayne     Millner            Okerlund  
Shiozawa    Stephenson Thatcher           Van Tassell 
Vickers     Weiler     

Absent or not voting were: Senators  
Adams      Stevenson  Niederhauser  

* * *

1st Sub. S.B. 211, CANNABINOID PRODUCT ACT, was read the second time. Senator Vickers 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      Anderegg  Bramble  Buxton  
Christensen  Dabakis  Davis   Dayton  
Escamilla  Fillmore  Harper  Hemmert  
Henderson  Hillyard  Hinkins  Ipson  
Iwamoto    Knudson   Mayne   Millner  
Okerlund   Shiozawa  Stephenson  Thatcher  
Van Tassell  Vickers  Weiler
Absent or not voting were: Senators
Stevenson Niederhauser

***

1st Sub. S.B. 258, ADDICTION RECOVERY AMENDMENTS, was read the second time. Senator Mayne explained the bill. Senator Dayton 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 Buxton Christensen
Dabakis Davis Escamilla Fillmore
Harper Hemmert Henderson Hillyard
Hinkins Ipson Iwamoto Knudson
Mayne Millner Okerlund Shiozawa
Stephenson Thatcher Van Tassell Vickers
Weiler

Voting in the negative was: Senator
Dayton

Absent or not voting were: Senators
Anderegg Stevenson Niederhauser

***

S.B. 261, RECOVERY RESIDENCE STUDY, was read the second time. Senator Mayne explained the bill. The bill passed second reading on the following roll call:

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

Voting in the affirmative were: Senators
Adams Bramble Buxton Christensen
Dabakis Davis Escamilla Fillmore
Fillmore Harper Hemmert Henderson
Hillyard Hinkins Ipson Iwamoto
Knudson Mayne Okerlund Shiozawa
Stephenson Thatcher Van Tassell Vickers
Weiler

Absent or not voting were: Senators
Anderegg Millner Stevenson Niederhauser
S.B. 260, ASSIGNABLE RIGHT OF FIRST REFUSAL, was read the second time. Senator Buxton 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
- Anderegg
- Bramble
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hemmert
- Henderson
- Hillyard
- Hinkins
- Ipson
- Iwamoto
- Knudson
- Mayne
- Okerlund
- Shiozawa
- Stephenson
- Thatcher
- Van Tassell
- Vickers
- Weiler

**Absent or not voting were:** Senators

- Millner
- Stevenson
- Niederhauser

S.B. 251, LOCAL GOVERNMENT CRIMINAL PENALTY 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, 26; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

- Adams
- Anderegg
- Bramble
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hemmert
- Henderson
- Hillyard
- Hinkins
- Ipson
- Iwamoto
- Knudson
- Mayne
- Okerlund
- Shiozawa
- Stephenson
- Thatcher
- Van Tassell
- Vickers
- Weiler

**Absent or not voting were:** Senators

- Millner
- Stevenson
- Niederhauser

S.B. 266, DIVISION OF CHILD AND FAMILY SERVICES APPEALS, was read the second time. Senator Henderson explained the bill. Senator Harper commented. The bill passed second reading on the following roll call:
Yeas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams             Anderegg           Bramble           Buxton
Christensen      Dabakis            Davis             Dayton
Escamilla        Fillmore           Harper            Hemmert
Henderson        Hillyard           Hinkins           Ipson
Iwamoto          Knudson            Mayne             Okerlund
Shiozawa         Stephenson         Thatcher          Van Tassell
Vickers          Weiler

Absent or not voting were: Senators
Millner           Stevenson          Niederhauser

* * *

S.B. 253, ENERGY AMENDMENTS, was read the second time. Senator Hinkins 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             Anderegg           Bramble           Buxton
Christensen      Dabakis            Davis             Dayton
Escamilla        Fillmore           Hemmert           Henderson
Hillyard         Hinkins            Ipson             Iwamoto
Knudson          Mayne              Okerlund          Shiozawa
Stephenson       Thatcher           Van Tassell       Vickers
Weiler

Absent or not voting were: Senators
Harper            Millner            Stevenson          Niederhauser

* * *

1st Sub. S.B. 263, APPRENTICESHIP AMENDMENTS, was read the second time. Senator Stephenson 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             Anderegg           Bramble           Buxton
Christensen      Dabakis            Davis             Dayton
Absent or not voting was: Senator Millner

***

1st Sub. S.B. 264, OUTDOOR RECREATION GRANT PROGRAM, was read the second time. Senator Okerlund explained the bill. Senator Stevenson commented. The bill passed second reading on the following roll call:

Yeas, 22; Nays, 5; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams Bramble Buxton Dabakis
Davis Escamilla Hemmert Hillyard
Hinkins Ipson Iwamoto Knudson
Mayne Millner Okerlund Shiozawa
Stephenson Thatcher Van Tassell Vickers
Weiler Niederhauser

Voting in the negative were: Senators
Anderegg Dayton Fillmore Harper
Henderson

Absent or not voting were: Senators
Christensen Stevenson

***

On motion of Senator Okerlund, and at 8:07 p.m., the Senate adjourned until 10:00 a.m., Wednesday, March 1, 2017.
THIRTY-SEVENTH DAY

MORNING SESSION

March 1, 2017

The Senate was called to order at 10:18 a.m., with President Wayne Niederhauser presiding.

Prayer – Senator Lincoln Fillmore
Pledge of Allegiance – Senator Gregg Buxton
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 100)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 28, 2017

The House passed H.B. 225, WATER COMMISSIONER AMENDMENTS, by Representative S. Chew, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.B. 294, UTAH INTERGENERATIONAL POVERTY WORK AND SELF-SUFFICIENCY TAX CREDIT, by Representative J. Westwood, and it is transmitted for consideration; and

The House passed H.B. 355, UNIFIED COMMERCIAL DEVELOPMENT AMENDMENTS, by Representative F. Gibson, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.B. 370, AMENDMENTS TO TOBACCO REGULATIONS, by Representative B. Last, and it is transmitted for consideration; and

The House passed H.B. 374, LONG-TERM CARE OMBUDSMAN AMENDMENTS, by Representative B. Daw, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 396, MEDICAL SCHOOL GRADUATES ASSOCIATE PHYSICIAN LICENSURE, by Representative S. Barlow, and it is transmitted for consideration; and
The House passed, as substituted and amended, 2nd Sub. H.B. 293, MOUNTAINOUS PLANNING DISTRICT AMENDMENTS, by Representative M. Schultz, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 301, CANAL SAFETY AMENDMENTS, by Representative S. Sandall, and it is transmitted for consideration; and

The House passed, as amended, H.B. 372, CANDIDATE REPLACEMENT AMENDMENTS, by Representative P. Arent, and it is transmitted for consideration; and

The House passed, as substituted and amended, 2nd Sub. H.B. 407, UTAH PUBLIC LAND MANAGEMENT ACT AMENDMENTS, by Representative M. Noel, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.C.R. 1, CONCURRENT RESOLUTION TO SECURE THE PERPETUAL HEALTH AND VITALITY OF UTAH’S PUBLIC LANDS AND ITS STATUS AS A PREMIER PUBLIC LANDS STATE, by Representative K. Stratton, and it is transmitted for consideration; and

The House passed H.J.R. 15, JOINT RULES RESOLUTION CREATING AND AMENDING APPROPRIATIONS COMMITTEES RULES, by Representative D. Sanpei, and it is transmitted for consideration; and

The House passed, as amended, H.B. 237, FIREARMS AND DOMESTIC VIOLENCE MODIFICATIONS, by Representative L. Perry, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.B. 240, EMPLOYABILITY TO CAREERS PROGRAM, by Representative M. Schultz, et al, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 261, LOCAL EMERGENCY RESPONSE AMENDMENTS, by Representative D. Sagers, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 319, DATA SECURITY MANAGEMENT, by Representative R. Spendlove, and it is transmitted for consideration; and

The House passed H.B. 345, TELEHEALTH PILOT PROJECT, by Representative R. Edwards, and it is transmitted for consideration; and
The House passed, as substituted, 1st Sub. H.B. 377, TAX REVISIONS, by Representative D. McCay, and it is transmitted for consideration; and

The House passed, as amended, H.B. 405, HYDROGEN FUEL PRODUCTION INCENTIVES, by Representative D. Sagers, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

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

STANDING COMMITTEE REPORTS

Mr. President: February 28, 2017

The Business and Labor Committee recommends 6th Sub. H.B. 128, HEALTH CARE DEBT COLLECTION AMENDMENTS, by Representative R. Curt Webb, be replaced and reports a favorable recommendation on 8th Sub. H.B. 128, HEALTH CARE DEBT COLLECTION AMENDMENTS with the following amendments:

1. Page 2, Line 34:

34 facility that violates Subsection {− 31A−36−301.5(4) −}
31A−26−301.5(4) .

2. Page 2, Lines 45 through 50:

45 (1) As used in this section {− “health −} : 
(a) “Health care provider” means:
46 {− (a) −} (i) a health care facility as defined in Section 26−21−2; or
47 {− (b) −} (ii) a person licensed to provide health care services under:
48 {− (i) −} (A) Title 58, Occupations and Professions; or
49 {− (ii) −} (B) Title 62A, Chapter 2, Licensure of Programs and Facilities.

(b) “Text message” means a real time or near real time message that consists of text and is transmitted to a device identified by a telephone number.
50 [(1)] (2) Except as provided in Section 31A−8−407, an insured retains ultimate
3. Page 3, Line 68:

   return receipt requested, priority mail, or text message; and

4. Page 3, Line 74:

   certified mail with return receipt requested, priority mail, or text message; and

5. Page 4, Line 113:

   provider who violates Subsection 31A-26-301.5(4); and

6. Page 5, Line 141:

   provider who violates Subsection 31A-26-301.5(4); and

The Business and Labor Committee recommends 3rd Sub. H.B. 142, ADMINISTRATION OF ANESTHESIA AMENDMENTS, by Representative M. S. Kennedy, be replaced and favorably recommends 4th Sub. H.B. 142, ADMINISTRATION OF ANESTHESIA AMENDMENTS; and

The Business and Labor Committee reports a favorable recommendation on 1st Sub. H.B. 281, CONSTRUCTION AND FIRE CODES AMENDMENTS, by Representative P. Ray, with the following amendments:

1. Page 10, Lines 288 through 289:

   {—[—]} (1) The following amendment is adopted as an amendment to the IRC for the Park City Corporation, Appendix P, of the 2006 IRC is adopted. {—[—]} ; and

The Business and Labor Committee reports a favorable recommendation on H.B. 287, COSMETOLOGY LICENSING ACT AMENDMENTS, by Representative J. A. Dunnigan.

Curtis S. Bramble, Chair

Mr. President: February 28, 2017

The Health and Human Services Committee reports a favorable recommendation on H.B. 246, SYSTEM OF CARE DEVELOPMENT, by Representative R. P. Edwards; and
The Health and Human Services Committee reports a favorable recommendation on 1st Sub. H.B. 346, SUICIDE PREVENTION PROGRAMS, by Representative S. Eliason; and

The Health and Human Services Committee reports a favorable recommendation on H.B. 358, LICENSING INFORMATION SYSTEM AMENDMENTS, by Representative C. R. Albrecht.

Lincoln Fillmore, Chair

Mr. President: February 28, 2017

The Education Committee reports a favorable recommendation on 2nd Sub. H.B. 168, KINDERGARTEN SUPPLEMENTAL ENRICHMENT PROGRAM, by Representative V. Lowry Snow; and

The Education Committee reports a favorable recommendation on H.B. 245, SCHOOL DISTRICT PROCUREMENT PROCESS, by Representative C. Hall; and

The Education Committee reports a favorable recommendation on H.C.R. 9, CONCURRENT RESOLUTION ENCOURAGING CONSIDERATION OF A LATER SCHOOL DAY START FOR HIGH SCHOOL, by Representative C. Spackman Moss; and

The Education Committee recommends S.B. 255, FUNDING FOR EDUCATION SYSTEMS AMENDMENTS, by Senator H. A. Stephenson, be replaced and reports a favorable recommendation on 1st Sub. S.B. 255, FUNDING FOR EDUCATION SYSTEMS AMENDMENTS with the following amendments:

1. Page 1, Lines 14 through 17:

   14 public notice requirements;

   15 establishes the Fixed Rate Growth Account to fund programs with demonstrated outcomes that improve student performance;

2. Page 16, Line 488 through Page 17, Line 503:

   488 Account created in Section 53A–17a–135.6.

   489 Section 9. Section 53A–17a–135.6 is enacted to read:

(1) As used in this section, “account” means the Fixed Rate Growth Account created in this section.

(2) There is created within the Education Fund a restricted account known as the “Fixed Rate Growth Account.”

(3) The account shall be funded by amounts deposited into the account in accordance with Section 53A–17a–135.5.

(4) The account shall earn interest.

(5) Interest earned on the account shall be deposited into the account.

(6) The Legislature shall appropriate money in the account to the State Board of Education.

(7) The State Board of Education shall use money in the account to fund programs with demonstrated outcomes that improve student performance.

Section 10. Section 53A–17a–143 is amended to read:

Ann Millner, Chair

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

INTRODUCTION OF BILLS

S.B. 273, Energy Development Amendments (J. S. Adams), was read the first time by short title and referred to the Rules Committee.

S.B. 274, Medicaid Dental Waiver Amendments (A. Christensen), was read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

On motion of Senator Okerlund, H.B. 311, INTERNATIONAL RELATIONS AND TRADE COMMISSION SUNSET, was read the third time and circled.
**S.B. 243**, REVISED UNIFORM ATHLETE AGENTS ACT, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

**Yeas, 22; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Senators

Bramble   Buxton   Christensen   Dabakis
Davis     Fillmore   Harper    Henderson
Hillyard  Hinkins   Ipson     Iwamoto
Knudson   Mayne     Millner  Okerlund
Shiozawa  Stephenson  Van Tassell  Vickers
Weiler     Niederhauser

**Absent or not voting were:** Senators

Adams     Anderegg  Dayton   Escamilla
Hemmert   Stevenson  Thatcher

**S.B. 243** was transmitted to the House for consideration.

***

**S.B. 245**, SECOND AMENDMENT SPECIAL LICENSE PLATES, was read the third time, explained by Senator Stephenson, and passed on the following roll call:

**Yeas, 23; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators

Buxton   Christensen   Dabakis   Davis
Dayton   Fillmore   Harper    Henderson
Hillyard  Hinkins   Ipson     Iwamoto
Knudson   Mayne     Millner  Okerlund
Shiozawa  Stephenson  Thatcher  Van Tassell
Vickers   Weiler     Niederhauser

**Absent or not voting were:** Senators

Adams     Anderegg  Bramble   Escamilla
Hemmert   Stevenson

**S.B. 245** was transmitted to the House for consideration.

***

On motion of Senator Okerlund, **1st Sub. S.B. 249**, TAX–EFILING AMENDMENTS, was read the third time and circled.
THIRD READING CALENDAR

2nd Sub. S.B. 154, SOLAR ACCESS AMENDMENTS, was read the third time, explained by Senator Fillmore, and passed on the following roll call:

Y eas, 23; Nays, 2; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams  Buxton  Christensen  Dabakis
Davis  Escamilla  Fillmore  Harper
Henderson  Hillyard  Iwamoto  Knudson
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Stevenson  Thatcher  Van Tassell
Vickers  Weiler  Niederhauser

Voting in the negative were: Senators
Dayton  Ipson

Absent or not voting were: Senators
Anderegg  Bramble  Hemmert  Hinkins

2nd Sub. S.B. 154 was transmitted to the House for consideration.

***

On motion of Senator Okerlund, the circle was removed from S.B. 204, PUBLIC−PRIVATE PARTNERSHIPS, and it was before the Senate. Senator Okerlund explained the bill.

Senator Weiler proposed the following amendment #2:

1. Page 12, Line 363
   Senate Committee Amendments 2–16–2017:

   363  (69) “Public−private partnership” means an arrangement or agreement occurring on or after January 1, 2017, between a

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

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

Voting in the affirmative were: Senators
Adams  Buxton  Christensen  Dabakis
Davis  Dayton  Escamilla  Fillmore
Absent or not voting were: Senators
Anderegg Bramble Hemmert Hillyard

S.B. 204 was transmitted to the House for consideration.

***

S.B. 209, BUDGETING REVISIONS, was read the third time, explained by Senator Fillmore, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams Buxton Christensen Dabakis
Davis Dayton Escamilla Fillmore
Harper Henderson Hinkins Ipson
Iwamoto Knudson Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Van Tassell Vickers Weiler
Niederhauser

Absent or not voting were: Senators
Anderegg Bramble Hemmert Hillyard

S.B. 209 was transmitted to the House for consideration.

***

S.J.R. 15, JOINT RULES RESOLUTION — FEDERAL REVENUE CONSIDERATION, 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 Buxton Christensen Dabakis
Dayton Fillmore Harper Henderson
Hinkins Ipson Iwamoto Knudson
Day 37708  SENATE JOURNAL  

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

**Absent or not voting were:** Senators  
Anderegg  Bramble  Davis  Escamilla  
Hemmert  Hillyard  

S.J.R. 15 was transmitted to the House for consideration.  

***  

1st Sub. S.B. 83, SALES TAX NOTIFICATION AMENDMENTS, was read the third time, explained by Senator Harper, and passed on the following roll call:  

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

**Voting in the affirmative were:** Senators  
Adams  Christensen  Dabakis  Davis  
Dayton  Escamilla  Fillmore  Harper  
Henderson  Hinkins  Ipson  Iwamoto  
Knudson  Mayne  Millner  Okerlund  
Shiozawa  Stephenson  Stevenson  Thatcher  
Van Tassell  Vickers  Weiler  Niederhauser  

**Voting in the negative was:** Senator  
Buxton  

**Absent or not voting were:** Senators  
Anderegg  Bramble  Hemmert  Hillyard  

1st Sub. S.B. 83 was transmitted to the House for consideration.  

***  

On motion of Senator Davis, S.B. 196, HEALTH EDUCATION AMENDMENTS, was read the third time and circled.  

***  

S.B. 226, PERMANENT CRIMINAL STALKING INJUNCTION 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

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**Absent or not voting were:** Senators

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S.B. 226 was transmitted to the House for consideration.

* * *

S.B. 230, SOLICITATION 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

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**Absent or not voting were:** Senators

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S.B. 230 was transmitted to the House for consideration.

* * *

S.B. 235, ASSAULT AND THREAT OF VIOLENCE AMENDMENTS, was read the third time, explained by Senator Thatcher, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent or not voting, 4.
Voting in the affirmative were: Senators
Adams  Bramble  Buxton  Christensen
Dabakis  Davis  Dayton  Fillmore
Harper  Henderson  Hinkins  Ipson
Iwamoto  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Thatcher  Van Tassell  Vickers  Weiler
Niederhauser

Absent or not voting were: Senators
Anderegg  Escamilla  Hemmert  Hillyard

S.B. 235 was transmitted to the House for consideration.

* * *

S.B. 225, JUDGMENT INTEREST RATE 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
Davis  Dayton  Fillmore  Harper
Henderson  Hinkins  Ipson  Iwamoto
Knudson  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Stevenson  Thatcher
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Anderegg  Buxton  Escamilla  Hemmert
Hillyard  Van Tassell

S.B. 225 was transmitted to the House for consideration.

* * *

1st Sub. S.B. 220, STUDENT ASSESSMENT AND SCHOOL ACCOUNTABILITY AMENDMENTS, was read the third time, explained by Senator Millner, and passed on the following roll call:
Yeas, 21; Nays, 5; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams  Bramble  Buxton  Christensen
Dayton  Fillmore  Harper  Henderson
S.B. 196, HEALTH EDUCATION AMENDMENTS, was transmitted to the House for consideration.

* * *

On motion of Senator Adams, the circle was removed from S.B. 196. HEALTH EDUCATION AMENDMENTS, and it was before the Senate. Senator Adams explained the bill. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Escamilla
Fillmore Harper Henderson Hinkins
Ipson Iwamoto Knudson Mayne
Millner Okerlund Shiozawa Stevenson
Thatcher Vickers Weiler Niederhauser

Voting in the negative was: Senator
Dayton

Absent or not voting were: Senators
Hemmert Hillyard Stephenson Van Tassell

S.B. 196 was transmitted to the House for consideration.

* * *

S.B. 234, SCHOOL TURNAROUND AMENDMENTS, was read the third time and explained by Senator Millner.

On motion of Senator Millner, the following substitute bill replaced the original bill:
1st Sub. S.B. 234 School Turnaround Amendments (A. Millner)

On motion of Senator Millner, the bill was circled.

***

On motion of Senator Harper, 2nd Sub. S.B. 229, SALES FACTOR WEIGHTED TAX MODIFICATIONS, was read the third time and circled.

***

S.B. 237, SERVICEMEMBERS CUSTODY AND VISITATION AMENDMENTS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

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

**Voting in the affirmative were: Senators**

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**Absent or not voting were:** Senators

| Hemmert | Van Tassell  |

S.B. 237 was transmitted to the House for consideration.

***

S.B. 239, INTERFERING WITH A PEACE OFFICER, was read the third time, explained by Senator Weiler, and passed on the following roll call:

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

**Voting in the affirmative were: Senators**

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Absent or not voting were: Senators
Hemmert           Knudson        Van Tassell

S.B. 239 was transmitted to the House for consideration.

* * *

S.J.R. 16, JOINT RESOLUTION DESIGNATING NATIONAL SPEECH AND DEBATE EDUCATION DAY, was read the third time and explained by Senator Iwamoto. Senator Weiler commented and the bill passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams           Anderegg        Bramble        Buxton
Christensen     Dabakis         Davis          Dayton
Escamilla       Fillmore        Harper         Hillyard
Hinkins         Ipson           Iwamoto        Mayne
Millner         Shiozawa        Stephenson     Stevenson
Thatcher        Van Tassell     Vickers        Weiler
Niederhauser

Absent or not voting were: Senators
Hemmert           Henderson       Knudson       Okerlund

S.J.R. 16 was transmitted to the House for consideration.

* * *

2nd Sub. S.B. 129, SALVAGE VEHICLE AMENDMENTS, was read the third time and explained by Senator Bramble.

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

3rd Sub. S.B. 129 Salvage Vehicle Amendments (C. Bramble)

The bill passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams           Anderegg        Bramble        Buxton
Christensen     Dabakis         Davis          Dayton
Absent or not voting were: Senators
Hemmert          Knudson          Okerlund

3rd Sub. S.B. 129 was transmitted to the House for consideration.

* * *

S.B. 248, PHYSICAL THERAPY LICENSURE COMPACT, was read the third time, explained by Senator Vickers, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams            Anderegg         Bramble         Buxton
Dabakis          Davis            Dayton          Escamilla
Fillmore         Harper           Henderson       Hillyard
Hinkins          Iwamoto          Knudson        Mayne
Millner          Okerlund        Shiozawa       Stephenson
Stevenson        Thatcher        Van Tassell    Vickers
Weiler           Niederhauser

Absent or not voting were: Senators
Christensen      Hemmert         Ipson

S.B. 248 was transmitted to the House for consideration.

* * *

On motion of Senator Harper, the circle was removed from 2nd Sub. S.B. 198, UTAH COMMUNICATIONS AUTHORITY AMENDMENTS, and it was before the Senate. Senator Harper explained the bill.

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

3rd Sub. S.B. 198 Utah Communications Authority Amendments (W. Harper)
Senator Harper proposed the following amendment #1:

1. Page 48, Lines 1452 through 1479:

   1452  [(3)]  {−(4)−}  {“Bonds” means bonds, notes, certificates, debentures, contracts, lease purchase agreements, or other evidences of indebtedness or borrowing issued or incurred by the authority pursuant to this chapter.−} 

   1455  {−(5)−}  (4)  “Dispatch center” means an entity that receives and responds to an emergency or nonemergency communication transferred to the entity from a public safety answering point.

   1457  [(4)]  {−(6)−}  (5)  “FirstNet” means the federal First Responder Network Authority [created by Congress in the Middle Class Tax Relief and Job Creation Act of 2012] established in 47 U.S.C. Sec. 1424.

   1460  [(5)]  {−(7)−}  (6)  “Lease” means any lease, lease purchase, sublease, operating, management, or similar agreement.

   1462  [(6) “Local entity” means a county, city, town, local district, special service district, or interlocal entity created under Title 11, Chapter 13, Interlocal Cooperation Act.] 

   1464  [(7) “Member” means a public agency which:] 

   1465  [(a) adopts a membership resolution to be included within the authority; and] 

   1466  [(b) submits an originally executed copy of an authorizing resolution to the authority’s office.] 

   1468  [(8) “Member representative” means a person or that person’s designee appointed by the governing body of each member.]
“Public agency” means any political subdivision of the state[, including cities, towns, counties, school districts, local districts, and special service districts,] dispatched by a public safety answering point.

“Public safety answering point” or “PSAP” means an entity that:

(a) receives, as a first point of contact, direct 911 emergency and nonemergency communications requesting a public safety service;

(b) has a facility with the equipment and staff necessary to receive the communication;

(c) assesses, classifies, and prioritizes the communication; and

(d) [transfers] dispatches the communication to the proper responding agency.

“Public safety communications network” means:

2. Page 59, Line 1700 through Page 56, Line 1711:

authorize the borrowing of money, the incurring of indebtedness, and the issuance of bonds as provided in this chapter;...

adopt rules consistent with this chapter and provide for the management and administration of the public safety communications network by rule made in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act[, for the management of the public safety communications network in order to carry out the purposes of this chapter, and perform all other acts necessary for the administration of the public safety communications network];

exercise the powers and perform the duties conferred on [it] the board by
1709 this chapter;
1710 {13} (13) {14} provide for audits of the authority; and
1711 {14} (14) {15} establish the following divisions within the authority:

3. Page 72, Lines 2220 through 2221:

2220 network such that the authority receives all requests for information responses before January 15, 2018.

(6) Any radio user fee that the authority assessed on a user of the public safety communications network before July 1, 2017 is repealed.

4. Page 94, Lines 2888 through 2890:

2888 (2) There is imposed a prepaid wireless 911 service charge of 1.9%:
2889 (a) before January 1, 2018, 2.45% of the sales price per transaction; and
2890 (b) on and after January 1, 2018, 3.30% of the sales price per transaction.

5. Page 96, Lines 2941 through 2953:

2941 (9) The commission shall distribute:
2942 (a) on and after July 1, 2017, and before January 1, 2018:
2943 (i) 72.4% of the prepaid wireless 911 service charge revenue to a public safety answering point in accordance with Section 69–2–302;
2944 (ii) 9.2% of the prepaid wireless 911 service charge revenue to the Unified Statewide 911 Emergency Service Account created in Section 63H–7a–304; and
2945 (iii) 18.4% of the revenue to the Utah Statewide Radio System Restricted Account; and
2948 (b) on and after January 1, 2018:
2949  (i) \( -\frac{54.8\%}{53.8\%} \) of the prepaid wireless 911 service charge revenue to a public safety answering point in accordance with Section 69–2–302;

2951  (ii) \( -\frac{6.89\%}{6.8\%} \) of the prepaid wireless 911 service charge revenue to the Unified Statewide 911 Emergency Service Account created in Section 63H–7a–304; and

2953  (iii) 39.4\% of the revenue to the Utah Statewide Radio System Restricted Account.

Senator Harper’s motion to amend passed on a voice vote. Senators Stephenson and Hillyard commented. The bill passed on the following roll call:

**Yeas, 25; Nays, 2; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

| Hillyard | Hinkins |

**Absent or not voting were:** Senators

| Bramble | Hemmert |

**3rd Sub. S.B. 198** was transmitted to the House for consideration.

* * *

**S.B. 222, EQUITABLE ALLOCATION OF PUBLIC TRANSIT DISTRICT FUNDING,** 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
Bramble Hemmert Hinkins

S.B. 222 was transmitted to the House for consideration.

***

On motion of Senator Weiler, 1st Sub. S.B. 250, FOOD TRUCK LICENSING AND REGULATION, was read the third time and circled.

***

1st Sub. S.B. 214, PUBLIC WATER SUPPLIER AMENDMENTS, was read the third time, explained by Senator Iwamoto, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Senators
Adams Buxton Christensen Dabakis
Davis Dayton Escamilla Fillmore
Harper Hinkins Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Thatcher Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Anderegg Bramble Hemmert Henderson
Hillyard Stevenson

1st Sub. S.B. 214 was transmitted to the House for consideration.

***

On motion of Senator Knudson, the circle was removed from S.C.R. 10, CONCURRENT RESOLUTION RECOGNIZING THE 150TH ANNIVERSARY OF THE FIRST TRANSCONTINENTAL RAILROAD, and it was before the Senate. Senator Knudson explained the bill. The bill passed on the following roll call:
Yeas, 26; Nays, 0; Absent or not voting, 3.

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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**S.C.R. 10** was transmitted to the House for consideration.

**1st Sub. S.B. 175**, UNIFORM UNCLAIMED PROPERTY ACT, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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**1st Sub. S.B. 175** was transmitted to the House for consideration.

**1st Sub. S.B. 250**, FOOD TRUCK LICENSING AND REGULATION, and it was before the Senate. Senator Henderson explained the bill. The bill passed on the following roll call:

**On motion of Senator Henderson, the circle was removed from 1st Sub. S.B. 250**, and it was before the Senate. Senator Henderson explained the bill. The bill passed on the following roll call:
Yeas, 23; Nays, 1; Absent or not voting, 5.

Voting in the affirmative were: Senators

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Voting in the negative was: Senator Millner

Absent or not voting were: Senators

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1st Sub. S.B. 250 was transmitted to the House for consideration.

***

1st Sub. S.B. 238, HIGHER EDUCATION GOVERNANCE REVISIONS, was read the third time, explained by Senator Millner, 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. 238 was transmitted to the House for consideration.

***

2nd Sub. S.B. 241, LOCAL GOVERNMENT PLAN REVIEW AMENDMENTS, was read the third time and explained by Senator Bramble.
Senators Davis, Buxton, and Adams commented and the bill passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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2nd Sub. S.B. 241 was transmitted to the House for consideration.

***

1st Sub. S.B. 242, GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT AMENDMENTS, was read the third time, explained by Senator Bramble, and passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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<td>Vickers</td>
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<td>Van Tassell</td>
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1st Sub. S.B. 242 was transmitted to the House for consideration.

***

On motion of Senator Okerlund, S.R. 2, SENATE RULES RESOLUTION ON FLOOR ACTIVITIES, was read the third time and circled.
On motion of Senator Okerlund, the Senate recessed at 12:00 p.m.

AFTERNOON SESSION

The Senate reassembled at 2:15 p.m., with President Niederhauser presiding.

RULES COMMITTEE REPORTS

To the Members of the Senate: March 1, 2017

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

BUSINESS AND LABOR COMMITTEE

1st Sub. H.B. 97 Alcohol Beverage Control Operations Amendments

2nd Sub. H.B. 240 Employability to Careers Program Rep. Schultz, M.,
   Sen. Christensen, A.

H.B. 374 Long–term Care Ombudsman Amendments Rep. Daw, B.,
   Sen. Dayton, M.

1st Sub. H.B. 396 Medical School Graduates Associate Physician Licensure

H.B. 405 Hydrogen Fuel Production Incentives Rep. Sagers, D.,
   Sen. Bramble, C.

ECONOMIC DEVELOPMENT AND WORKFORCE SERVICES COMMITTEE

1st Sub. H.B. 248 Domestic Violence Related Amendments

1st Sub. H.B. 323 Code of Criminal Procedure Amendments

EDUCATION COMMITTEE

1st Sub. H.B. 223 Elementary School Counselor Program Rep. Eliason, S.,
   Sen. Stephenson, H.

H.B. 241 School Accountability Amendments Rep. Poulson, M.,
   Sen. Fillmore, L.

1st Sub. H.B. 249 Higher Education Financial Literacy Amendments

H.B. 312 Housing Pilot Program for Low–income Students
GOVERNMENT OPERATIONS AND POLITICAL SUBDIVISIONS COMMITTEE


HEALTH AND HUMAN SERVICES COMMITTEE

S.B. 274  Medicaid Dental Waiver Amendments Sen. Christensen, A.


JUDICIARY, LAW ENFORCEMENT, AND CRIMINAL JUSTICE COMMITTEE


NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENT COMMITTEE


REVENUE AND TAXATION COMMITTEE


TRANSPORTATION, PUBLIC UTILITIES, ENERGY, AND TECHNOLOGY COMMITTEE

S.B. 273 Energy Development Amendments Sen. Adams, J. S.


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

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 1, 2017

The House passed, 2nd Sub. S.B. 17, TAX COMMISSION AMENDMENTS, by Senator D. Hemmert, 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. 63, NONPROFIT CORPORATION AMENDMENTS – WATER COMPANIES, 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. 93**, PROPERTY ASSESSMENT NOTICE 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. 164**, UTAH FIRST ECONOMIC DEVELOPMENT 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. 13**, JOINT RESOLUTION SUPPORTING CREATION OF CITIZENS EQUITY FUNDS, by Senator J. S. Adams, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 24**, HEAVY DUTY TAX CREDIT AMENDMENTS, by Senator D. Hemmert, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 81**, LOCAL GOVERNMENT LICENSING AMENDMENTS, by Senator J. Anderegg, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 82**, LIBRARY TECHNOLOGY USE 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. 132**, TAX PROVISION 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. 135**, MATERNAL AND CHILD HEALTH, 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. 208**, UTAH UNIFORM COMMERCIAL REAL ESTATE RECEIVERSHIP ACT, by Senator L. Hillyard, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.J.R. 8**, JOINT RESOLUTION ENCOURAGING STUDY TO REDUCE FALL–RELATED INJURIES, 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. 158**, PASS–THROUGH ENTITY WITHHOLDING 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. 97**, PUBLIC MEETING MINUTES 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, **2nd Sub. S.B. 98**, EXCESS DAMAGES CLAIMS, 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, **3rd Sub. S.B. 111**, UNMANNED AIRCRAFT AMENDMENTS, by Senator W. Harper, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 116**, POLLING LOCATION 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. 171**, UTAH’S STATE WORKS OF ART DESIGNATION, by Senator D. Hinkins, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 195**, GOVERNMENT TRANSPARENCY REVISIONS, by Senator D. Henderson, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.C.R. 1**, CONCURRENT RESOLUTION ON INCREASING PAY FOR CERTAIN PUBLIC SAFETY OFFICERS AND FIREFIGHTERS, 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 1, 2017

The House passed, as substituted and amended, **3rd Sub. H.B. 123**, JUVENILE OFFENSES AMENDMENTS, by Representative M. Roberts, and it is transmitted for consideration; and

The House passed **H.B. 417**, LOCAL GOVERNMENT MODIFICATIONS, by Representative S. Handy, and it is transmitted for consideration; and
The House passed **H.B. 432**, LOCAL DISTRICT BOARD APPOINTMENT AMENDMENTS, by Representative R. C. Webb, 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, 2017


D. Gregg Buxton, Chair

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **3rd Sub. H.B. 121**, LOCAL FOOD ADVISORY COUNCIL, by Representative S. G. Handy; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 296**, RADIOACTIVE AND HAZARDOUS WASTE ACCOUNT AMENDMENTS, by Representative B. R. Wilson; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 341**, STATE PARK NAME PROTECTION AMENDMENTS, by Representative L. B. Perry; and


Margaret Dayton, Chair

Mr. President: March 1, 2017

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **2nd Sub. H.B. 141**, UNBORN CHILD PROTECTION AMENDMENTS, by Representative K. J. Stratton; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **1st Sub. H.B. 156**, STATE JOB APPLICATION PROCESS, by Representative S. Hollins, with the following amendments:
1. Page 3, Lines 70 through 72:
   House Floor Amendments
   2–23–2017

70 (e) to a public employer that works with children or vulnerable adults [as part of the
human services system] {− and −}
71
72 (f) to the Department of Alcoholic Beverage Control created in Section 32B–2–203 {− z −} ; and
(g) to the State Tax Commission. ; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on H.B. 198, CONCEALED CARRY AMENDMENTS, by Representative K. Lisonbee; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on 1st Sub. H.B. 206, DOMESTIC VIOLENCE WEAPONS RESTRICTIONS, by Representative B. S. King, with the following amendments:

1. Page 2, Line 56 through Page 3, Line 69:

56 (x) is a respondent or defendant subject to a protective order or child protective order
57 that [z]
58 (A) is issued after a hearing for which the respondent or defendant received actual
59 notice and at which the respondent or defendant has an opportunity to participate [z] ; {− and −} that
60 (B) restrains the respondent or defendant from harassing, stalking, threatening, or
61 engaging in other conduct that would place an intimate partner, as defined in 18 U.S.C. Sec.
62 921, or a child of the intimate partner, in reasonable fear of bodily injury to the intimate partner
63 or child of the intimate partner {− z −} , and that:
64 (C) includes a finding that the respondent or defendant represents a credible
threat to
the physical safety of an individual who meets the definition of an intimate partner in 18 U.S.C.
Sec. 921 or the child of the individual; or
explicitly prohibits the use, attempted use, or threatened use of physical force that would reasonably be expected to cause bodily harm against an intimate partner or the child of an intimate partner; or and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on 2nd Sub. H.B. 252, DISPOSAL OF FIREARMS, by Representative B. M. Daw; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 227, DOXING PROHIBITION AMENDMENTS, by Senator H. A. Stephenson, with the following amendments:

1. Page 5, Lines 135 through 137:

(3) (a) A person who, with intent that electronic communication harassment occur, discloses or disseminates another person’s identifying information with the expectation that others will further disseminate or use the person’s identifying information is guilty of a third degree felony subject to the penalties outlined in Subsection (3)(b).

Todd Weiler, Chair

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

STANDING COMMITTEE REPORTS

Mr. President: March 1, 2017

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on H.B. 15, ALIMONY AMENDMENTS, by
Representative K. J. Stratton, and recommends it be considered read for the second time and placed on the Consent Calendar.

Todd Weiler, Chair

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

INTRODUCTION OF BILLS

S.B. 275, Campaign Finance Reporting Amendments (L. Hillyard), was read the first time by short title and referred to the Rules Committee.

S.B. 276, Transportation Funding Modifications (K. van Tassell), was read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

On motion of Senator Bramble, the circle was removed from H.B. 311, INTERNATIONAL RELATIONS AND TRADE COMMISSION, 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

Adams  Anderegg  Bramble  Buxton
Dabakis  Davis  Dayton  Escamilla
Fillmore  Harper  Hinkins  Ipson
Iwamoto  Knudson  Mayne  Millner
Okerlund  Shiozawa  Thatcher  Vickers
Weiler

**Absent or not voting were:** Senators

Christensen  Hemmert  Henderson  Hillyard
Stephenson  Stevenson  Van Tassell  Niederhauser

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 Bramble, the circle was removed from 1st Sub. S.B. 249, TAX E–FILING AMENDMENTS, and it was before the Senate. Senator Bramble 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  Anderegg  Bramble  Buxton  
Dabakis  Davis  Dayton  Escamilla  
Fillmore  Harper  Hinkins  Iwamoto  
Knudson  Mayne  Millner  Shiozawa  
Stephenson  Thatcher  Vickers  Weiler  

**Absent or not voting were:** Senators

Christensen  Hemmert  Henderson  Hillyard  
Ipson  Okerlund  Stevenson  Van Tassell  
Niederhauser  

1st Sub. S.B. 249 was transmitted to the House for consideration.

**THIRD READING CALENDAR**

On motion of Senator Bramble, S.B. 256, REGENTS’ SCHOLARSHIP AMENDMENTS, was read the third time and circled.

* * *

S.B. 216, READING INTERVENTION SOFTWARE LICENSE PROGRAM ACCOUNTABILITY AMENDMENTS, was read the third time, explained by Senator Stephenson, and passed on the following roll call:

Yeas, 21; Nays, 2; Absent or not voting, 6.

**Voting in the affirmative were:** Senators

Adams  Anderegg  Bramble  Buxton  
Christensen  Dabakis  Davis  Escamilla  
Fillmore  Hinkins  Ipson  Iwamoto  
Knudson  Mayne  Millner  Okerlund  
Shiozawa  Stephenson  Thatcher  Vickers  
Weiler  

**Voting in the negative were:** Senators

Dayton  Harper  

**Absent or not voting were:** Senators

Hemmert  Henderson  Hillyard  Stevenson  
Van Tassell  Niederhauser
S.B. 216 was transmitted to the House for consideration.

* * *

S.B. 262. UPSTART AMENDMENTS, 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
- Anderegg
- Bramble
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hinkins
- Ipson
- Iwamoto
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Thatcher
- Vickers
- Weiler

**Absent or not voting were:** Senators

- Hemmert
- Henderson
- Hillyard
- Stevenson
- Van Tassell
- Niederhauser

S.B. 262 was transmitted to the House for consideration.

* * *

On motion of Senator Millner, the circle was removed from 1st Sub. S.B. 234, SCHOOL TURNAROUND AMENDMENTS, and it was before the Senate. Senator Millner explained the bill. Senators Weiler, Stephenson, and Dayton commented. The bill passed on the following roll call:

**Yeas, 20; Nays, 4; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

- Adams
- Anderegg
- Bramble
- Buxton
- Dabakis
- Davis
- Escamilla
- Fillmore
- Henderson
- Hillyard
- Hinkins
- Iwamoto
- Knudson
- Mayne
- Millner
- Okerlund
- Stephenson
- Thatcher
- Vickers

**Voting in the negative were:** Senators

- Christensen
- Dayton
- Harper
- Weiler

**Absent or not voting were:** Senators

- Hemmert
- Ipson
- Stevenson
- Van Tassell
- Niederhauser
**1st Sub. S.B. 234** was transmitted to the House for consideration.

* * *

On motion of Senator Anderegg, the Senate voted to reconsider its action on **1st Sub. S.B. 115, COMPULSORY EDUCATION REVISIONS**.

**1st Sub. S.B. 115, COMPULSORY EDUCATION REVISIONS**, was before the Senate.

On motion of Senator Anderegg, the bill was circled.

* * *

On motion of Senator Hillyard, the circle was removed from **S.B. 256, REGENTS’ SCHOLARSHIP AMENDMENTS**, and it was before the Senate. Senator Hillyard explained the bill. The bill passed on the following roll call:

**Y eas, 22; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Senators

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<thead>
<tr>
<th>Adams</th>
<th>Buxton</th>
<th>Christensen</th>
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<td>Davis</td>
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**Absent or not voting were:** Senators

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<thead>
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<th>Anderegg</th>
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<td>Stevenson</td>
<td>Van Tassell</td>
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**S.B. 256** was transmitted to the House for consideration.

* * *

On motion of Senator Okerlund, **1st Sub. S.B. 252, SPECIAL ELECTION TO FILL UNITED STATES HOUSE OF REPRESENTATIVES VACANCY**, was read the third time and circled.

* * *

**1st Sub. S.B. 211, CANNABINOID PRODUCT ACT**, was read the third time and explained by Senator Vickers.
On motion of Senator Vickers, the following substitute bill replaced the original bill:

**2nd Sub. S.B. 211 Cannabinoid Product Act (E. Vickers)**

On motion of Senator Vickers, the bill was circled.

***

**1st Sub. S.B. 258**, ADDICTION RECOVERY AMENDMENTS, was read the third time, explained by Senator Mayne, and passed on the following roll call:

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

**Voting in the affirmative were:** Senators
- Adams
- Bramble
- Buxton
- Christensen
- Dabakis
- Davis
- Escamilla
- Fillmore
- Harper
- Henderson
- Hillyard
- Hinkins
- Ipson
- Iwamoto
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Thatcher
- Van Tassell
- Vickers
- Weiler

**Absent or not voting were:** Senators
- Anderegg
- Hemmert
- Stevenson
- Niederhauser

**1st Sub. S.B. 258** was transmitted to the House for consideration.

***

On motion of Senator Bramble, the circle was removed from **1st Sub. S.B. 252**, SPECIAL ELECTION TO FILL UNITED STATES HOUSE OF REPRESENTATIVES VACANCY, and it was before the Senate.

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

**2nd Sub. S.B. 252 Special Election to Fill United States House of Representatives Vacancy (C. Bramble)**

Senator Bramble explained the bill. The bill passed on the following roll call:

**Yeas, 24; Nays, 0; Absent or not voting, 5.**
Voting in the affirmative were: Senators
Adams  Bramble  Buxton  Christensen
Dabakis  Davis  Dayton  Escamilla
Fillmore  Harper  Henderson  Hillyard
Hinkins  Ipson  Iwamoto  Knudson
Mayne  Millner  Shiozawa  Stephenson
Thatcher  Van Tassell  Vickers  Weiler

Absent or not voting were: Senators
Anderegg  Hemmert  Okerlund  Stevenson
Niederhauser

2nd Sub. S.B. 252 was transmitted to the House for consideration.

* * *

S.B. 261, RECOVERY RESIDENCE STUDY, 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  Buxton  Christensen
Dabakis  Davis  Dayton  Escamilla
Fillmore  Harper  Henderson  Hillyard
Hinkins  Ipson  Iwamoto  Knudson
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Thatcher  Van Tassell  Vickers
Weiler

Absent or not voting were: Senators
Anderegg  Hemmert  Stevenson  Niederhauser

S.B. 261 was transmitted to the House for consideration.

* * *

S.B. 260, ASSIGNABLE RIGHT OF FIRST REFUSAL, was read the third time and explained by Senator Buxton.

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

1st Sub. S.B. 260 Assignable Right of First Refusal (G. Buxton)
The bill passed on the following roll call:

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

**Voting in the affirmative were:** Senators

Adams            Anderegg   Bramble   Buxton
Christensen      Dabakis    Davis     Dayton
Escamilla        Fillmore   Harper    Henderson
Hillyard         Hinkins    Ipson     Iwamoto
Knudson          Mayne     Millner   Okerlund
Shiozawa         Stephenson Thatcher Van Tassell
Vickers          Weiler

**Absent or not voting were:** Senators

Hemmert          Stevenson  Niederhauser

1st Sub. S.B. 260 was transmitted to the House for consideration.

* * *

S.B. 251, LOCAL GOVERNMENT CRIMINAL PENALTY AMENDMENTS, was read the third time, explained by Senator Thatcher, and passed on the following roll call:

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

**Voting in the affirmative were:** Senators

Adams            Anderegg   Bramble   Buxton
Christensen      Dabakis    Davis     Dayton
Escamilla        Fillmore   Harper    Henderson
Hillyard         Hinkins    Ipson     Iwamoto
Knudson          Mayne     Millner   Okerlund
Shiozawa         Stephenson Thatcher Van Tassell
Vickers          Weiler

**Absent or not voting were:** Senators

Hemmert          Stevenson  Niederhauser

S.B. 251 was transmitted to the House for consideration.

* * *

S.B. 266, DIVISION OF CHILD AND FAMILY SERVICES APPEALS, 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  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Henderson
Hillyard  Hinkins  Ipson  Iwamoto
Knudson  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Thatcher  Van Tassell
Vickers  Weiler

Absent or not voting were: Senators

Hemmert  Stevenson  Niederhauser

S.B. 266 was transmitted to the House for consideration.

* * *

S.B. 253, ENERGY AMENDMENTS, was read the third time and explained by Senator Hinkins.

Senator Hinkins proposed the following amendment #1:

1. Page 3, Lines 61 through 63:

61 (7) The office may charge application, filing, and processing fees in amounts determined by the office in accordance with Section 63J–1–504 as dedicated credits for performing office duties described in this part.

Senator Hinkins’ 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  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Henderson
Hillyard  Hinkins  Ipson  Iwamoto
Knudson  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Thatcher  Van Tassell
Vickers  Weiler
Absent or not voting were: Senators  
Hemmert  Stevenson  Niederhauser  

S.B. 253 was transmitted to the House for consideration.  

***  

On motion of Senator Stephenson, 1st Sub. S.B. 263, WORK–BASED LEARNING AMENDMENTS, was read the third time and circled.  

***  

1st Sub. S.B. 264, OUTDOOR RECREATION GRANT PROGRAM, was read the third time and explained by Senator Okerlund.  

Senator Okerlund proposed the following amendment #1:  

1. Page 3, Lines 68 through 69:  

   68 (3) A seller required to collect a tax under this chapter may retain each month 6% of  

   69 any amounts the seller is required to remit to the commission under this chapter for the costs of collecting the tax.  

2. Page 8, Lines 239 through 240:  

   239 Section 10. Effective date.  

   240 This bill takes effect on January 1, 2018.  

Senator Okerlund’s motion to amend passed on a voice vote. Senators Hillyard and Bramble commented and the bill passed on the following roll call:  

Yeas, 18; Nays, 6; Absent or not voting, 5.  

Voting in the affirmative were: Senators  
Adams  Anderegg  Bramble  Buxton  
Christensen  Dabakis  Davis  Escamilla  
Hinkins  Ipson  Iwamoto  Knudson  
Mayne  Millner  Okerlund  Shiozawa  
Van Tassell  Vickers  

Voting in the negative were: Senators  
Dayton  Fillmore  Harper  Henderson  
Stephenson  Weiler
Absent or not voting were: Senators
Hemmert Hillyard Stevenson Thatcher
Niederhauser

1st Sub. S.B. 264 was transmitted to the House for consideration.

RULES COMMITTEE REPORTS

To the Members of the Senate: March 1, 2017
The Rules Committee recommends assignment of the following bills to standing committees:

BUSINESS AND LABOR COMMITTEE
H.B. 345 Telehealth Pilot Project Rep. Edwards, R.,
Sen. Shiozawa, B.

GOVERNMENT OPERATIONS AND POLITICAL SUBDIVISIONS COMMITTEE
H.B. 417 Local Government Modifications Rep. Handy, S.,
Sen. Stevenson, J.
H.B. 432 Local District Board Appointment Amendments

JUDICIARY, LAW ENFORCEMENT, AND CRIMINAL JUSTICE COMMITTEE
Sen. Hillyard, L.

NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENT COMMITTEE
2nd Sub. H.B. 293 Mountainous Planning District Amendments

REVENUE AND TAXATION COMMITTEE
S.B. 275 Campaign Finance Reporting Amendments
Sen. Hillyard, L.
2nd Sub. H.B. 294 Utah Intergenerational Poverty Work and Self-sufficiency
TRANSPORTATION, PUBLIC UTILITIES, ENERGY, AND TECHNOLOGY COMMITTEE

S.B. 276 Transportation Funding Modifications
Sen. Van Tassell, K.

Deidre M. Henderson
Rules Committee Chair

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

SECOND READING CALENDAR

H.B. 52, POLITICAL CONTRIBUTION REPORTING AMENDMENTS, was read the second time. Senator Bramble explained the bill. The bill passed second reading on the following roll call:

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

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Henderson
Hillyard Hinkins Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Vickers Weiler

Absent or not voting were: Senators
Hemmert Stevenson Thatcher Van Tassell
Niederhauser

* * *

On motion of Senator Henderson, 1st Sub. H.B. 94, OCCUPATIONAL AND PROFESSIONAL LICENSURE REVIEW COMMITTEE AMENDMENTS, was read the second time and circled.

* * *

H.J.R. 8, JOINT RESOLUTION SUPPORTING THE RETENTION OF PUBLIC EDUCATORS, was read the second time. Senator Millner explained the bill. Senator Dabakis commented. The bill passed second reading on the following roll call:

Yeas, 19; Nays, 5; Absent or not voting, 5.
Voting in the affirmative were: Senators
Adams          Anderegg     Bramble      Buxton
Christensen    Dayton       Fillmore     Harper
Henderson      Hinkins      Ipson        Knudson
Millner        Okerlund     Shiozawa     Stephenson
Thatcher       Vickers      Weiler

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

Absent or not voting were: Senators
Hemmert        Iwamoto      Stevenson    Van Tassell
Niederhauser

***

H.B. 172, UTAH EDUCATIONAL SAVINGS PLAN MEDICAID EXEMPTIONS, 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
Adams          Anderegg     Bramble      Buxton
Christensen    Dabakis      Davis        Dayton
Escamilla      Fillmore     Harper       Henderson
Hinkins        Ipson        Iwamoto      Knudson
Mayne          Millner      Okerlund     Shiozawa
Stephenson     Thatcher     Vickers      Weiler

Absent or not voting were: Senators
Hemmert        Hillyard     Stevenson    Van Tassell
Niederhauser

***

1st Sub. H.C.R. 16, CONCURRENT RESOLUTION DECLARING MENTAL HEALTH ISSUES TO BE A PUBLIC HEALTH CRISIS AT UTAH HIGHER EDUCATION INSTITUTIONS, was read the second time. Senator Millner 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  Anderegg  Bramble  Buxton  
Christensen  Dabakis  Dayton  Escamilla  
Fillmore  Harper  Henderson  Hillyard  
Hinkins  Ipson  Iwamoto  Knudson  
Mayne  Millner  Okerlund  Shiozawa  
Stephenson  Thatcher  Van Tassell  Vickers  
Weiler

**Absent or not voting were:** Senators

Davis  Hemmert  Stevenson  Niederhauser

* * *

**H.B. 84, WATER LAW – NONUSE APPLICATIONS,** 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  Anderegg  Bramble  Buxton  
Christensen  Dabakis  Dayton  Escamilla  
Fillmore  Harper  Henderson  Hillyard  
Hinkins  Ipson  Iwamoto  Knudson  
Mayne  Millner  Okerlund  Shiozawa  
Stephenson  Van Tassell  Vickers  Weiler

**Absent or not voting were:** Senators

Hemmert  Okerlund  Stevenson  Thatcher  Niederhauser

* * *

On motion of Senator Adams, **H.B. 95, LITTLE SAHARA STATE PARK DESIGNATION,** was read the second time and circled.

* * *

**H.B. 118, AUTHORITY OF STATE ENGINEER,** 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Henderson
Hillyard Hinkins Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Van Tassell Vickers

Absent or not voting were: Senators
Hemmert Stevenson Thatcher Weiler
Niederhauser

* * *

H.B. 181, STATE ENGINEER FEE APPLICATION AMENDMENTS, was read the second time. Senator Buxton explained the bill. The bill passed second reading on the following roll call:

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

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Henderson
Hillyard Hinkins Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Van Tassell Vickers
Weiler

Absent or not voting were: Senators
Hemmert Stevenson Thatcher Weiler
Niederhauser

* * *

1st Sub. H.C.R. 7, CONCURRENT RESOLUTION SUPPORTING RANCHERS GRAZING LIVESTOCK ON PUBLIC LANDS, was read the second time. 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
Adams Anderegg Bramble Buxton
Davis Dayton Escamilla Fillmore
Harper Henderson Hinkins Ipson
Iwamoto Knudson Mayne Millner
Okerlund Shiozawa Stephenson Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Christensen Dabakis Hemmert Hillyard
Stevenson Thatcher

* * *

H.C.R. 18, CONCURRENT RESOLUTION ENCOURAGING UTAHNS TO CONSIDER THE SMOG RATING WHEN PURCHASING A VEHICLE, was read the second time. Senator Shiozawa 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 Anderegg Bramble Buxton
Dabakis Davis Dayton Escamilla
Fillmore Harper Henderson Hinkins
Ipson Iwamoto Knudson Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Van Tassell Vickers Weiler
Niederhauser

Absent or not voting were: Senators
Christensen Hemmert Hillyard Thatcher

* * *

H.B. 152, TRANSPORTATION FUNDING REVISIONS, 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 Anderegg Bramble Buxton
Dabakis Davis Dayton Escamilla
Fillmore Harper Henderson Hinkins
Ipson Iwamoto Knudson Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Van Tassell Vickers Weiler
Niederhauser
Absent or not voting were: Senators
Christensen    Hemmert    Hillyard    Thatcher

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 1, 2017

The House substituted and passed, 2nd Sub. S.B. 150, LOCAL GOVERNMENT BOND AMENDMENTS, by Senator D. Henderson, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bill was placed on the Concurrence Calendar.

Mr. President: March 1, 2017

The House passed, as substituted, 4th Sub. H.B. 274, HUMAN TRAFFICKING MODIFICATIONS, by Representative A. Romero, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 315, AQUACULTURE AMENDMENTS, by Representative G. Froerer, and it is transmitted for consideration; and

The House passed, as amended, H.B. 392, AIR QUALITY POLICY ADVISORY BOARD, by Representative T. Hawkes, et al, and it is transmitted for consideration; and

The House passed, as amended, H.B. 414, UTAH SCHOOLS FOR THE DEAF AND THE BLIND REFERRAL AMENDMENTS, by Representative D. Owens, 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, and at 4:00 p.m., the Senate adjourned until 10:00 a.m., Thursday, March 2, 2017.
THIRTY-EIGHTH DAY
MORNING SESSION
March 2, 2017

The Senate was called to order at 10:14 a.m., with President Wayne Niederhauser presiding.

Prayer – Captain Brian Shiozawa MD
Pledge of Allegiance – Senator Karen Mayne
Roll Call – All Senators present except Senator Hemmert, excused.

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 100)

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 1, 2017
The House substituted and passed, 3rd Sub. S.B. 128, ELECTION DAY NOTIFICATION AMENDMENTS, by Senator J. Iwamoto, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bill was placed on the Concurrence Calendar.

Mr. President: March 1, 2017
The House passed, as substituted and amended, 3rd Sub. H.B. 115, SOLID WASTE REVISIONS, by Representative M. McKell, and it is transmitted for consideration; and

The House passed, as amended, H.B. 231, EDUCATOR EVALUATION AMENDMENTS, by Representative J. Moss, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 329, CONCEAL CARRY RECIPROCITY AMENDMENTS, by Representative J. Fawson, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 393, VEHICLE TOWING AMENDMENTS, by Representative A.C. Maloy, and it is transmitted for consideration; and
The House passed, as amended, H.B. 435, HEALTH CARE PATIENT PRIVACY 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: March 1, 2017

The Government Operations and Political Subdivisions Committee recommends 5th Sub. H.B. 22, NOMINATION PETITION AMENDMENTS, by Representative B. M. Greene, be replaced and favorably recommends 6th Sub. H.B. 22, NOMINATION PETITION AMENDMENTS; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on 2nd Sub. H.B. 55, GOVERNMENTAL NONPROFIT ENTITY COMPLIANCE AMENDMENTS, by Representative K. F. Coleman; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 290, COMMUNITY REINVESTMENT AGENCY AMENDMENTS, by Representative S. G. Handy; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on 3rd Sub. H.B. 298, FREE EXPRESSION REGULATION BY LOCAL GOVERNMENT, by Representative N. K Thurston; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 389, COMMERCE SERVICE ACCOUNT AMENDMENTS, by Representative B. G. Last; and

The Government Operations and Political Subdivisions Committee recommends S.B. 269, ELECTIONS MODIFICATIONS, by Senator H. A. Stephenson, be replaced and favorably recommends 1st Sub. S.B. 269, ELECTIONS MODIFICATIONS.

Don L. Ipson, Chair

Mr. President: March 1, 2017

The Economic Development and Workforce Services Committee reports a favorable recommendation on 2nd Sub. H.B. 236, MOBILE HOME PARK
RESIDENTS’ RIGHTS, by Representative B. R. Cutler, with the following amendments:

1. Page 2, Line 51 through Page 3, Line 59:

   51 (b) A mobile home park shall, for each lease entered into by the mobile home park
   52 with a mobile home park resident:
   53 (i) maintain a written copy of the lease; and
   54 (ii) make a written copy of the lease available to the mobile home park resident that is
   55 a party to the lease:
   56 (A) no more than seven calendar days after the day on which the mobile home park receives written request from the mobile home park
   57 resident; and
   58 (B) except for reasonable copying expenses, at no charge to the mobile home park
   59 resident.

2. Page 6, Lines 163 through 164:

   163 (f) failure by a person that owns or resides in a mobile home park resident in the mobile home park
   164 to register with the mobile home park or enter into a written lease with the mobile home park that is offered by the mobile home park; and

The Economic Development and Workforce Services Committee reports a favorable recommendation on 2nd Sub. H.B. 253, SHORT-TERM RENTAL AMENDMENTS, by Representative J. Knotwell, with the following amendments:

1. Page 2, Lines 43 through 44:

   House Floor Amendments
   2–27–2017

   43 prosecute, or otherwise punish an individual solely for the act of listing, offering, or agreeing to rent a short-term
rental on a short−term rental website.


62 prosecute, or otherwise punish an individual solely for the act of listing , offering , or agreeing to rent a short−term rental on a short−term rental website; and

The Economic Development and Workforce Services Committee reports a favorable recommendation on H.B. 272, REGULATORY IMPACT AMENDMENTS, by Representative B. R. Wilson, with the following amendments:

1. Page 1, Lines 16 through 18:

16 requires agencies to conduct an analysis before submitting new administrative rules in order to show the regulatory impact the rule would have on state residents or businesses;

2. Page 6, Lines 175 through 176:

175 the agency’s analysis on the fiscal impact of the rule as required under Subsection (5); and

The Economic Development and Workforce Services Committee recommends S.B. 267, UTAH RURAL JOBS ACT, by Senator R. Okerlund, be replaced and favorably recommends 1st Sub. S.B. 267, UTAH RURAL JOBS ACT.

Jacob L. Anderegg, Chair

Mr. President: March 1, 2017

The Revenue and Taxation Committee reports a favorable recommendation on H.B. 17, OFFENSES AGAINST THE PERSON AMENDMENTS, by Representative V. Lowry Snow; and

The Revenue and Taxation Committee reports a favorable recommendation on 2nd Sub. H.B. 117, LEGAL NOTICE AMENDMENTS, by Representative S. H. Chew; and
The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 255**, TAX INCREASE INITIATIVE AMENDMENTS, by Representative D. McCay; and


Howard A. Stephenson, Chair

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

**STANDING COMMITTEE REPORTS**

Mr. President: March 1, 2017

The Revenue and Taxation Committee reports a favorable recommendation on **1st Sub. H.B. 47**, PROPERTY TAX ASSESSMENT APPEAL AMENDMENTS, by Representative J. K. Briscoe, and recommends it be considered read for the second time and placed on the Consent Calendar.

Howard A. Stephenson, Chair

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

**CONCURRENCE CALENDAR**

On motion of Senator Henderson, the Senate voted to concur in the House amendments to **2nd Sub. S.B. 150**, LOCAL GOVERNMENT BOND AMENDMENTS. The bill, as amended, passed on the following roll call:

**Yeas, 23; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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<td>Van Tassell</td>
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2nd Sub. S.B. 150 was returned to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 2, 2017

Sandy D. Tenney, Chief Clerk

CONSENT CALENDAR

S.B. 259, CERTIFIED PUBLIC ACCOUNTANT LICENSING ACT 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       Anderegg       Bramble       Buxton
Dabakis     Davis          Dayton        Escamilla
Fillmore    Harper         Henderson     Iwamoto
Knudson     Mayne          Millner       Okerlund
Shiozawa    Stephenson     Thatcher      Vickers
Weiler      Niederhauser

Absent or not voting were: Senators
Christensen Hemmert       Hillyard     Hinkins
Ipson       Stevenson      Van Tassell

S.B. 259 was transmitted to the House for consideration.

THIRD READING CALENDAR

H.B. 52, POLITICAL CONTRIBUTION REPORTING AMENDMENTS, was read the third time and explained by Senator Bramble. Senator Anderegg commented and the bill passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams       Anderegg       Bramble       Buxton
Dabakis     Davis          Dayton        Escamilla
Fillmore    Harper         Henderson     Hinkins
Absent or not voting were: Senators
Christensen Hemmert Hillyard Ipson
Iwamoto Okerlund Stevenson Van Tassell

H.B. 52 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. 8, JOINT RESOLUTION SUPPORTING THE RETENTION OF PUBLIC EDUCATORS, was read the third time, explained by Senator Millner, and passed on the following roll call:

Yeas, 16; Nays, 7; Absent or not voting, 6.

Voting in the affirmative were: Senators
Anderegg Buxton Fillmore Harper
Henderson Hinkins Ipson Iwamoto
Knudson Millner Shiozawa Stephenson
Thatcher Vickers Weiler Niederhauser

Voting in the negative were: Senators
Adams Dabakis Davis Dayton
Escamilla Mayne Okerlund

Absent or not voting were: Senators
Bramble Christensen Hemmert Hillyard
Stevenson Van Tassell

H.J.R. 8 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 172, UTAH EDUCATIONAL SAVINGS PLAN MEDICAID EXEMPTIONS, 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
Adams           Anderegg    Bramble    Buxton
Dabakis         Davis       Dayton     Escamilla
Fillmore        Harper      Henderson  Hinkins
Ipson           Iwamoto     Knudson    Mayne
Millner         Okerlund    Shiozawa  Stephenson
Thatcher        Vickers     Weiler     Niederhauser

Absent or not voting were: Senators
Christensen     Hemmert     Hillyard  Stevenson
Van Tassell

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.

* * *

1st Sub. H.C.R. 16, CONCURRENT RESOLUTION DECLARING MENTAL HEALTH ISSUES TO BE A PUBLIC HEALTH CRISIS AT UTAH HIGHER EDUCATION INSTITUTIONS, 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           Anderegg    Bramble    Buxton
Dabakis         Davis       Dayton     Escamilla
Fillmore        Harper      Henderson  Hinkins
Ipson           Iwamoto     Knudson    Mayne
Millner         Okerlund    Shiozawa  Stephenson
Thatcher        Vickers     Weiler     Niederhauser

Absent or not voting were: Senators
Christensen     Hemmert     Hillyard  Stevenson
Van Tassell

1st Sub. H.C.R. 16 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 84, WATER LAW – NONUSE APPLICATIONS, 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  Anderegg  Bramble  Dabakis
Davis  Dayton  Fillmore  Harper
Henderson  Hillyard  Hinkins  Ipson
Iwamoto  Knudson  Millner  Okerlund
Shiozawa  Stephenson  Thatcher  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Buxton  Christensen  Escamilla  Hemmert
Mayne  Stevenson  Van Tassell

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. 118, AUTHORITY OF STATE ENGINEER, 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  Anderegg  Bramble  Dabakis
Davis  Dayton  Fillmore  Harper
Henderson  Hillyard  Hinkins  Ipson
Iwamoto  Knudson  Millner  Okerlund
Shiozawa  Stephenson  Thatcher  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Buxton  Christensen  Escamilla  Hemmert
Mayne  Stevenson  Van Tassell

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.

***

On motion of Senator Dayton, H.B. 181, STATE ENGINEER FEE APPLICATION AMENDMENTS, was read the third time and circled.
1st Sub. H.C.R. 7, CONCURRENT RESOLUTION SUPPORTING RANCHERS GRAZING LIVESTOCK ON PUBLIC LANDS, was read the third time, explained by Senator Hinkins, and passed on the following roll call:

**Yeas, 23; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Senators  
Adams          Anderegg          Bramble          Dabakis  
Davis          Dayton            Escamilla        Fillmore  
Harper         Henderson         Hillyard         Hinkins  
Ipson          Iwamoto           Knudson          Millner  
Okerlund       Shiozawa          Stephenson       Thatcher  
Vickers        Weiler            Niederhauser

**Absent or not voting were:** Senators  
Buxton         Christensen       Hemmert          Mayne  
Stevenson      Van Tassell

1st Sub. 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.C.R. 18, CONCURRENT RESOLUTION ENCOURAGING UTAHNS TO CONSIDER THE SMOG RATING WHEN PURCHASING A VEHICLE,** was read the third time, explained by Senator Shiozawa, and passed on the following roll call:

**Yeas, 21; Nays, 1; Absent or not voting, 7.**

**Voting in the affirmative were:** Senators  
Adams          Bramble           Dabakis          Davis  
Dayton         Fillmore          Harper            Henderson  
Hillyard       Hinkins           Ipson            Iwamoto  
Knudson        Millner           Okerlund          Shiozawa  
Stephenson     Thatcher          Vickers           Weiler  
Niederhauser

**Voting in the negative was:** Senator  
Anderegg

**Absent or not voting were:** Senators  
Buxton         Christensen       Escamilla        Hemmert  
Mayne          Stevenson         Van Tassell
H.C.R. 18 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

On motion of Senator Ipson, H.B. 152, TRANSPORTATION FUNDING REVISIONS, was read the third time and circled.

***

On motion of Senator Stephenson, the circle was removed from 1st Sub. S.B. 263, APPRENTICESHIP AMENDMENTS, 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. 263 Work-Based Learning Amendments (H. Stephenson)

Senator Millner commented. The bill passed on the following roll call:

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

**Voting in the affirmative were:** Senators
Adams Anderegg Bramble Dabakis
Davis Dayton Escamilla Fillmore
Harper Henderson Hillyard Hinkins
Ipson Iwamoto Knudson Mayne
Millner Okerlund Shiozawa Stephenson
Thatcher Vickers Weiler Niederhauser

**Absent or not voting were:** Senators
Buxton Christensen Hemmert Stevenson
Van Tassell

2nd Sub. S.B. 263 was transmitted to the House for consideration.

***

On motion of Senator Stephenson, the circle was removed from 1st Sub. S.B. 173, ENGLISH LANGUAGE ARTS AMENDMENTS, and it was before the Senate. Senator Stephenson explained the bill. Senator Hillyard commented. The bill passed on the following roll call:
Yeas, 21; Nays, 4; Absent or not voting, 4.

**Voting in the affirmative were:** Senators
- Adams
- Anderegg
- Bramble
- Buxton
- Dabakis
- Davis
- Escamilla
- Fillmore
- Harper
- Hinkins
- Ipson
- Iwamoto
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Thatcher
- Weiler
- Niederhauser

**Voting in the negative were:** Senators
- Dayton
- Henderson
- Hillyard
- Vickers

**Absent or not voting were:** Senators
- Christensen
- Hemmert
- Stevenson
- Van Tassell

1st Sub. S.B. 173 was transmitted to the House for consideration.

* * *

On motion of Senator Buxton, the circle was removed from H.B. 181, STATE ENGINEER FEE APPLICATION AMENDMENTS, 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
- Anderegg
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Fillmore
- Harper
- Henderson
- Hinkins
- Iwamoto
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Thatcher
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators
- Bramble
- Escamilla
- Hemmert
- Hillyard
- Ipson
- Stevenson
- Van Tassell

H.B. 181 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 Henderson, H.B. 265, SAFETY INSPECTION AMENDMENTS, was read the second time and circled.
SECOND READING CALENDAR

On motion of Senator Okerlund, H.B. 257, AUTONOMOUS VEHICLES TASK FORCE, was read the second time and circled.

***

On motion of Senator Okerlund, the circle was removed from H.B. 95, LITTLE SAHARA STATE PARK DESIGNATION, and it was before the Senate. Senator Okerlund explained the bill.

Senator Okerlund proposed the following amendment #3:

1. Page 3, Lines 59 through 63:

59 (6) (a) Upon the division entering into the agreement described in Subsection (2)(a),
60 the division shall rename the approximately 9,000-acre area known as the Rockwell
61 Outstanding Natural Area to the “Bill Orton State Wilderness Area” with the ranch within the area being named the “Porter Rockwell Ranch.”
62 (b) The director shall recommend the Bill Orton State Wilderness Area to the governor
63 for designation as a protected wilderness area, as described in Section 63L−7−105.

Senator Okerlund’s motion to amend passed on a voice vote. Senators Davis and Escamilla 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Harper Henderson Hillyard
Hinkins Ipson Iwamoto Knudson
Mayne Millner Okerlund Shiozawa
Stephenson Thatcher Van Tassell Vickers
Weiler Niederhauser
Absent or not voting were: Senators
Fillmore        Hemmert        Stevenson

***

On motion of Senator Okerlund, 2nd Sub. H.B. 91, COUNTY COMMISSION ELECTION AMENDMENTS, was read the second time and circled.

***

H.B. 98, DEPARTMENT OF ADMINISTRATIVE SERVICES 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
Adams  Bramble  Buxton  Christensen
Dabakis  Dayton  Escamilla  Fillmore
Harper  Henderson  Hillyard  Hinkins
Ipson  Iwamoto  Knudson  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Thatcher  Van Tassell  Vickers  Weiler
Niederhauser

Absent or not voting were: Senators
Anderegg  Davis  Hemmert  Stevenson

***

H.B. 160, CAMPAIGN CONTRIBUTION SOLICITATION AMENDMENTS, was read the second time. Senator Harper explained the bill. Senators Hillyard, Bramble, Davis, Henderson, and Escamilla commented. The bill passed second reading on the following roll call:

Yeas, 20; Nays, 5; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams  Buxton  Christensen  Dabakis
Davis  Dayton  Escamilla  Harper
Henderson  Hillyard  Hinkins  Ipson
Iwamoto  Mayne  Millner  Okerlund
Van Tassell  Vickers  Weiler  Niederhauser
Voting in the negative were: Senators
Anderegg     Bramble     Fillmore     Stephenson
Thatcher

Absent or not voting were: Senators
Hemmert     Knudson     Shiozawa     Stevenson

* * *

On motion of Senator Harper, the circle was removed from 1st Sub. H.B. 94, OCCUPATIONAL AND PROFESSIONAL LICENSURE REVIEW COMMITTEE AMENDMENTS, and it was before the Senate. 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
Anderegg     Bramble     Buxton     Christensen
Davis       Dayton       Escamilla     Fillmore
Harper      Henderson    Hillyard     Ipson
Iwamoto     Knudson     Mayne       Millner
Shiozawa    Stephenson  Thatcher     Van Tassell
Vickers     Weiler      Niederhauser

Absent or not voting were: Senators
Adams       Dabakis     Hemmert     Hinkins
Okerlund    Stevenson

* * *

H.B. 211, STATE WORK OF ART, was read the second time. Senator Knudson explained the bill. Senators Weiler, Stephenson, Dayton, Dabakis, and Davis commented.

Senator Weiler proposed a verbal amendment as follows:

1. Page 1, Line 12:
   Before “art” insert “land”

2. Page 3, Line 67:
   Before “art” insert “land”

Senator Weiler’s motion to amend passed on a voice vote. 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          Anderegg          Bramble          Buxton
Dabakis        Davis            Escamilla         Harper
Henderson      Hillyard         Ipson             Iwamoto
Knudson        Mayne            Millner           Okerlund
Shiozawa       Stephenson       Stevenson         Thatcher
Vickers        Weiler           Niederhauser

Voting in the negative was: Senator
Dayton

Absent or not voting were: Senators
Christensen    Fillmore          Hemmert          Hinkins
Van Tassell

* * *

On motion of Senator Okerlund, the Senate recessed at 12:00 p.m.

AFTERNOON SESSION

The Senate reassembled at 2:23 p.m., with President Niederhauser presiding.

RULES COMMITTEE REPORTS

To the Members of the Senate: March 2, 2017

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

BUSINESS AND LABOR COMMITTEE

EDUCATION COMMITTEE
H.B. 414

GOVERNMENT OPERATIONS AND POLITICAL SUBDIVISIONS COMMITTEE

HEALTH AND HUMAN SERVICES COMMITTEE

JUDICIARY, LAW ENFORCEMENT, AND CRIMINAL JUSTICE COMMITTEE

NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENT COMMITTEE

Deidre M. Henderson
Rules Committee Chair

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

Mr. President: March 2, 2017

The Rules Committee reports a favorable recommendations on H.J.R. 15, JOINT RULES RESOLUTION CREATING AND AMENDING APPROPRIATIONS COMMITTEE RULES, by Representative D. Sanpei.

Deidre M. Henderson, Chair

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 2, 2017

The House passed, 2nd Sub. S.B. 74, MEDICAL INTERPRETER AMENDMENTS, 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. 108, EMERGENCY ADMINISTRATION OF EPINEPHRINE AMENDMENTS, by Senator B. Shiozawa, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 219, PHARMACEUTICAL PRODUCT AMENDMENTS, by Senator B. Shiozawa, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 231, BUSINESS ENTITIES 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. 70, ASSET FORFEITURE TRANSPARENCY 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. 102, UTAH STUDENT PRIVACY ACT, 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, 2nd Sub. S.B. 138, 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 2nd Sub. S.B. 150, LOCAL GOVERNMENT BOND AMENDMENTS, by Senator D. Henderson, and it is transmitted for the signature of the President; and

The House passed, S.B. 160, HOMELESS YOUTH HEALTH CARE AMENDMENTS, by Senator B. Shiozawa, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 162, PHYSICIAN ASSISTANT AMENDMENTS, by Senator B. Shiozawa, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 213, UTAH SUBSTANCE USE AND MENTAL HEALTH ADVISORY COUNCIL, 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. 9, CONCURRENT RESOLUTION CONCERNING THE ORAL HEALTH CARE OF UTAH’S AT-RISK POPULATIONS, 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. 140**, ANNEXATION OF ISLANDS WITHIN CITIES, by Senator D. G. Buxton, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.J.R. 16**, JOINT RESOLUTION DESIGNATING NATIONAL SPEECH AND DEBATE EDUCATION DAY, 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 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, 2017

The House substituted and passed, **1st Sub. S.B. 118**, CRIMINAL LAW AMENDMENTS, by Senator D. Thatcher, and it is transmitted for further consideration; and

The House passed, as amended, **1st Sub. S.B. 145**, NAIL SALON AMENDMENTS, by Senator T. Weiler, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.

Mr. President: March 2, 2017

The House passed, as substituted, **1st Sub. H.B. 273**, CONSTRUCTION TRADES LICENSING PENALTY PERIODS AMENDMENTS, by Representative P. Ray, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 171**, SECURITIES EXEMPTIONS AMENDMENTS, by Representative B. Greene, and it is transmitted for consideration; and

The House passed **H.B. 386**, ATTORNEY GENERAL AMENDMENTS, by Representative E. Hutchings, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 425**, SECURITY PERSONNEL AMENDMENTS, by Representative L. Perry, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 429**, COUNTY FUND AMENDMENTS, by Representative L. Hemingway, and it is transmitted for consideration; and
The House passed **H.B. 430**, DISHONORED INSTRUMENTS AMENDMENTS, by Representative V. L. Snow, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 259**, DUTY TO RETREAT AMENDMENTS, by Representative A.C. Maloy, and it is transmitted for consideration; and

The House passed **H.B. 354**, DIGITAL PIRACY AMENDMENTS, by Representative A. Gardiner, and it is transmitted for consideration; and

The House passed **H.B. 379**, CLASSIFICATION OF THEFT AMENDMENTS, by Representative Brian S. King, and it is transmitted for consideration; and

The House passed **H.B. 409**, CHARTER SCHOOL FUNDING AMENDMENTS, by Representative B. Last, 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 2, 2017

The Business and Labor Committee reports a favorable recommendation on **2nd Sub. H.B. 134**, EMISSIONS TESTING AMENDMENTS, by Representative P. M. Arent; and


Curtis S. Bramble, Chair

The Education Committee reports a favorable recommendation on **2nd Sub. H.B. 212**, INCENTIVE FOR EFFECTIVE TEACHERS IN HIGH POVERTY SCHOOLS, by Representative M. Winder; and
The Education Committee reports a favorable recommendation on 2nd Sub. H.B. 264, UTAH PUBLIC EDUCATION REVIEW AND STRATEGIC PLANNING, by Representative L. Christensen.

Ann Millner, Chair

Mr. President: March 2, 2017

The Health and Human Services Committee reports a favorable recommendation on 2nd Sub. H.B. 50, OPIOID PRESCRIBING REGULATIONS, by Representative R. P. Ward; and

The Health and Human Services Committee reports a favorable recommendation on 1st Sub. H.B. 127, HEALTH INSURANCE RIGHT TO SHOP AMENDMENTS, by Representative N. K Thurston; and

The Health and Human Services Committee reports a favorable recommendation on H.B. 262, DENTAL LICENSING AMENDMENTS, by Representative M. H. Poulson; and

The Health and Human Services Committee reports a favorable recommendation on H.B. 362, ALCOHOL ABUSE TRACKING COMMITTEE RELOCATION, by Representative S. Eliason; and

The Health and Human Services Committee reports a favorable recommendation on H.C.R. 19, CONCURRENT RESOLUTION ON HEALTH SCIENCES, by Representative E. H. Redd; and

The Health and Human Services Committee reports a favorable recommendation on S.B. 270, SUDDEN CARDIAC ARREST PREVENTION ACT, by Senator J. Stuart Adams.

Lincoln Fillmore, Chair

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

STANDING COMMITTEE REPORTS

Mr. President: March 2, 2017

The Business and Labor Committee reports a favorable recommendation on H.B. 336, HEALTH REFORM AMENDMENTS, by Representative J. A.
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 Henderson, the committee report was adopted. The bill was considered read the second time and placed on the Consent Calendar.

THIRD READING CALENDAR

On motion of Senator Christensen, the circle was removed from S.B. 51, DENTAL MANAGED CARE AMENDMENTS, and it was before the Senate. Senator Christensen explained the bill. Senator Bramble commented.

On motion of Senator Christensen, the Senate voted to strike the enacting clause on the bill.

* * *

On motion of Senator Harper, the circle was removed from 2nd Sub. S.B. 229, SALES FACTOR WEIGHTED TAX MODIFICATIONS, and it was before the Senate. Senator Harper explained the bill. Senator Bramble commented. The bill passed on the following roll call:

Yeas, 20; Nays, 1; Absent or not voting, 8.

Voting in the affirmative were: Senators
Adams  Buxton  Christensen  Davis
Dayton  Harper  Henderson  Ipson
Iwamoto  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser

Voting in the negative was: Senator Hillyard

Absent or not voting were: Senators
Anderegg  Bramble  Dabakis  Escamilla
Fillmore  Hemmert  Hinkins  Stevenson

2nd Sub. S.B. 229 was transmitted to the House for consideration.

* * *

On motion of Senator Van Tassell, the circle was removed from H.B. 152, TRANSPORTATION FUNDING REVISIONS, 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
Adams    Buxton    Christensen    Davis
Dayton   Fillmore  Harper        Henderson
Hinkins  Ipson     Iwamoto       Knudson
Mayne    Millner   Okerlund      Shiozawa
Stephenson Van Tassell Vickers     Weiler
Niederhauser

Absent or not voting were: Senators
Anderegg Bramble Dabakis Escamilla
Hemmert Hillyard Stevenson Thatcher

H.B. 152 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

SECOND READING CALENDAR

On motion of Senator Van Tassell, H.J.R. 9, JOINT RESOLUTION ON THE UTAH ATHLETIC FOUNDATION, was read the second time and circled.

* * *

H.B. 165, HIGHER EDUCATION RETIREMENT AMENDMENTS, was read the second time. Senator Vickers 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
Adams    Buxton    Dabakis      Davis
Dayton   Fillmore  Harper       Henderson
Ipson    Iwamoto   Knudson      Mayne
Millner  Shiozawa  Stephenson   Van Tassell
Vickers  Niederhauser

Absent or not voting were: Senators
Anderegg Bramble Christensen Escamilla
Hemmert Hillyard Hinkins Okerlund
Stevenson Thatcher Weiler

* * *

H.B. 175, OPIOID ABUSE PREVENTION AND TREATMENT AMENDMENTS, was read the second time. Senator Shiozawa 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
Anderegg  Bramble  Buxton  Christensen
Dabakis  Davis  Dayton  Escamilla
Fillmore  Harper  Henderson  Ipson
Iwamoto  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Thatcher  Van Tassell  Vickers  Weiler
Niederhauser

Absent or not voting were: Senators
Adams  Hemmert  Hillyard  Hinkins

On motion of Senator Van Tassell,

On motion of Senator Van Tassell H.B. 175 was placed on Third Reading Table due to fiscal impact.

COMMITTEE OF THE WHOLE

On motion of Senator Thatcher, Jon Heder and Justin Winters spoke in Committee of the Whole. Senators Stephenson and Davis commented.

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

SECOND READING CALENDAR

On motion of Senator Adams, the circle was removed from 2nd Sub. H.B. 91, COUNTY COMMISSION ELECTION AMENDMENTS, and it was before the Senate. Senator Adams explained the bill. The bill passed second reading on the following roll call:

Yeas, 22; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Senators
Adams  Anderegg  Bramble  Buxton
Christensen  Davis  Escamilla  Fillmore
Harper  Henderson  Hinkins  Ipson
Iwamoto  Knudson  Mayne  Okerlund
Shiozawa  Stephenson  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Dabakis  Dayton  Hemmert  Hillyard
Millner  Stevenson  Thatcher
On motion of Senator Ipson, **1st Sub. H.C.R. 10**, CONCURRENT RESOLUTION ENCOURAGING IDENTIFICATION AND SUPPORT OF TRAUMATIC CHILDHOOD EXPERIENCES SURVIVORS, was read the second time and circled.

**On motion of Senator Okerlund, 1st Sub. H.B. 42, INSURANCE RELATED MODIFICATIONS, was read the second time and circled.**

On motion of Senator Ipson, **H.B. 178**, GOOD LANDLORD AMENDMENTS, was read the second time and circled.

**1st Sub. H.B. 238, PAYMENT OF WAGES ACT AMENDMENTS, was read the second time. Senator Buxton explained the bill. The bill passed second reading on the following roll call:**

**Yeas, 17; Nays, 0; Absent or not voting, 12.**

**Voting in the affirmative were:** Senators
- Anderegg
- Buxton
- Christensen
- Dabakis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hinkins
- Ipson
- Knudson
- Mayne
- Okerlund
- Stephenson
- Van Tassell
- Vickers
- Niederhauser

**Absent or not voting were:** Senators
- Adams
- Bramble
- Davis
- Hemmert
- Henderson
- Hillyard
- Iwamoto
- Millner
- Shiozawa
- Stevenson
- Thatcher
- Weiler

On motion of Senator Van Tassell, **1st Sub. H.B. 238** was placed on Third Reading Table due to fiscal impact.

**On motion of Senator Okerlund, H.C.R. 13, CONCURRENT RESOLUTION FOR PUBLIC EMPLOYEES’ BENEFIT AND INSURANCE PROGRAM, was read the second time and circled.**
2nd Sub. H.B. 180, WATER RIGHTS TRANSFER AMENDMENTS, was read the second time. Senator Buxton 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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On motion of Senator Van Tassell, the circle was removed from **H.J.R. 9, JOINT RESOLUTION ON THE UTAH ATHLETIC FOUNDATION**, and it was before the Senate. Senator Van Tassell 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

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**Absent or not voting were:** Senators

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On motion of Senator Vickers, **H.B. 21, UNIFORM POWERS OF APPOINTMENT ACT**, was read the second time and circled.
On motion of Senator Vickers, **H.B. 129**, ADULT PROTECTIVE SERVICES AMENDMENTS, was read the second time and circled.

On motion of Senator Vickers, **1st Sub. H.B. 139**, CRIMINAL INTENT AMENDMENTS, was read the second time and circled.

On motion of Senator Vickers, **H.B. 191**, JUDICIAL PERFORMANCE EVALUATION COMMISSION AMENDMENTS, was read the second time and circled.

**H.B. 202**, TRESPASS AMENDMENTS, was read the second time. Senator Anderegg explained the bill. Senator Okerlund 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

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**Absent or not voting were:** Senators

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On motion of Senator Okerlund, **H.B. 100**, INSTITUTIONS OF HIGHER EDUCATION DISCLOSURE REQUIREMENTS, was read the second time and circled.

**1st Sub. H.B. 108**, TEACHER SALARY SUPPLEMENT AMENDMENTS, was read the second time. 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Henderson
Hinkins Ipson Iwamoto Knudson
Mayne Millner Okerlund Shiozawa
Thatcher Van Tassell Vickers

Absent or not voting were: Senators
Hemmert Hillyard Stephenson Stevenson
Weiler Niederhauser

On motion of Senator Vickers, 1st Sub. H.B. 108 was placed on Third Reading Table due to fiscal impact.

* * *

On motion of Senator Bramble, the circle was removed from 1st Sub. H.B. 42, INSURANCE RELATED MODIFICATIONS, and it was before the Senate. Senator Bramble explained the bill. The bill passed second reading on the following roll call:

Yeas, 23; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Henderson
Hinkins Ipson Iwamoto Knudson
Mayne Millner Okerlund Shiozawa
Thatcher Van Tassell Vickers

Absent or not voting were: Senators
Hemmert Hillyard Stephenson Stevenson
Weiler Niederhauser

* * *

On motion of Senator Bramble, the circle was removed from H.B. 178, GOOD LANDLORD AMENDMENTS, and it was before the Senate. Senator Bramble explained the bill. The bill passed second reading on the following roll call:
Yeas, 22; Nays, 1; Absent or not voting, 6.

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Escamilla
Fillmore Harper Henderson Hinkins
Ipson Iwamoto Knudson Mayne
Millner Okerlund Shiozawa Thatcher
Van Tassell Vickers

Voting in the negative was: Senator
Dayton

Absent or not voting were: Senators
Hemmert Hillyard Stephenson Stevenson
Weiler Niederhauser

* * *

H.B. 133, CANDIDATE FILING REQUIREMENTS, was read the second time. Senator Escamilla 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 Buxton Christensen
Dabakis Davis Dayton Escamilla
Fillmore Harper Henderson Hinkins
Ipson Iwamoto Knudson Mayne
Millner Okerlund Shiozawa Thatcher
Van Tassell Vickers Weiler

Voting in the negative was: Senator
Anderegg

Absent or not voting were: Senators
Hemmert Hillyard Stephenson Stevenson
Weiler Niederhauser

* * *

1st Sub. H.B. 163, MUNICIPALITY PER DIEM AMENDMENTS, was read the second time. Senator Henderson explained the bill. The bill passed second reading on the following roll call:
Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Henderson
Hinkins Ipson Iwamoto Knudson
Mayne Millner Okerlund Shiozawa
Thatcher Van Tassell Vickers Weiler

Absent or not voting were: Senators
Hemmert Hillyard Stephenson Stevenson
Niederhauser

* * *

On motion of Senator Henderson, 1st Sub. H.B. 186, LOCAL GOVERNMENT OFFICIAL RESIDENCY AMENDMENTS, was read the second time and circled.

* * *

1st Sub. H.B. 194, FEDERAL GRANTS MANAGEMENT AMENDMENTS, was read the second time. Senator Millner 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Henderson
Hinkins Ipson Iwamoto Knudson
Mayne Millner Okerlund Van Tassell
Vickers Weiler

Absent or not voting were: Senators
Hemmert Hillyard Shiozawa Stephenson
Stevenson Thatcher Niederhauser

On motion of Senator Van Tassell, 1st Sub. H.B. 194 was placed on Third Reading Table due to fiscal impact.

* * *

On motion of Senator Adams, 1st Sub. HB. 195, DISSOLUTION OF LOCAL DISTRICTS, was read the second time and circled.
On motion of Senator Weiler, the circle was removed from 1st Sub. H.C.R. 10, CONCURRENT RESOLUTION ENCOURAGING IDENTIFICATION AND SUPPORT OF TRAUMATIC CHILDHOOD EXPERIENCES SURVIVORS, and it was before the Senate. Senator Weiler 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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On motion of Senator Weiler, the circle was removed from 1st Sub. H.B. 139, CRIMINAL INTENT AMENDMENTS, and it was before the Senate. Senator Weiler explained the bill. The bill passed second reading on the following roll call:

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

Voting in the affirmative were: Senators

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Absent or not voting were: Senators

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On motion of Senator Weiler, the circle was removed from H.B. 191, JUDICIAL PERFORMANCE EVALUATION COMMISSION AMENDMENTS, and it was before the Senate. Senator Weiler explained the bill.
On motion of Senator Weiler, the following substitute bill replaced the original 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

- Anderegg
- Bramble
- Buxton
- Christensen
- Dabakis
- Dayton
- Escamilla
- Fillmore
- Harper
- Henderson
- Hinkins
- Ipson
- Iwamoto
- Mayne
- Millner
- Shiozawa
- Stephenson
- Thatcher
- Van Tassell
- Vickers
- Weiler

**Absent or not voting were:** Senators

- Adams
- Davis
- Hemmert
- Hillyard
- Knudson
- Okerlund
- Stevenson
- Niederhauser

* * *

**H.B. 58, DIRECT FOOD SALES AMENDMENTS,** was read the second time. Senator Vickers explained the bill. Senator Anderegg commented. The bill passed second reading on the following roll call:

**Yeas, 17; Nays, 0; Absent or not voting, 12.**

**Voting in the affirmative were:** Senators

- Anderegg
- Bramble
- Christensen
- Dabakis
- Escamilla
- Fillmore
- Harper
- Henderson
- Iwamoto
- Mayne
- Millner
- Shiozawa
- Stephenson
- Van Tassell
- Vickers
- Weiler

**Absent or not voting were:** Senators

- Adams
- Buxton
- Davis
- Dayton
- Hemmert
- Hillyard
- Hinkins
- Knudson
- Okerlund
- Stevenson
- Thatcher
- Niederhauser

On motion of Senator Van Tassell, **H.B. 58** was placed on Third Reading Table due to fiscal impact.
On motion of Senator Stephenson, the circle was removed from H.B. 100, INSTITUTIONS OF HIGHER EDUCATION DISCLOSURE REQUIREMENTS, and it was before the Senate. Senator Stephenson explained the bill. Senator Dabakis 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

- Bramble
- Buxton
- Christensen
- Dabakis
- Dayton
- Escamilla
- Harper
- Henderson
- Hillyard
- Hinkins
- Ipson
- Iwamoto
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- Mayne
- Millner
- Shiozawa
- Stephenson
- Thatcher
- Vickers
- Weiler

Absent or not voting were: Senators

- Adams
- Anderegg
- Davis
- Fillmore
- Hemmert
- Okerlund
- Stevenson
- Van Tassell
- Niederhauser

On motion of Senator Hillyard, the circle was removed from H.B. 21, UNIFORM POWERS OF APPOINTMENT ACT, and it was before the Senate. Senator Hillyard 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

- Anderegg
- Bramble
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Henderson
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- Hinkins
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- Knudson
- Millner
- Okerlund
- Shiozawa
- Thatcher
- Van Tassell
- Vickers
- Weiler

Absent or not voting were: Senators

- Adams
- Hemmert
- Stephenson
- Stevenson
- Niederhauser

On motion of Senator Hillyard, the circle was removed from H.B. 129, ADULT PROTECTIVE SERVICES AMENDMENTS, and it was before the
Senate. Senator Hillyard 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
- Bramble
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
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- Shiozawa
- Thatcher
- Van Tassell
- Vickers
- Weiler

**Absent or not voting were:** Senators
- Adams
- Anderegg
- Hemmert
- Iwamoto
- Stephenson
- Stevenson
- Niederhauser

* * *

1st Sub. H.B. 268, MONEY MANAGEMENT ACT AMENDMENTS, was read the second time. Senator Bramble explained the bill.

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

**2nd Sub. H.B. 268 Money Management Act Amendments (J. Knotwell)**

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
- Buxton
- Christensen
- Dabakis
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- Hinkins
- Ipson
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Thatcher
- Stevenson
- Vickers
- Weiler

**Absent or not voting were:** Senators
- Adams
- Anderegg
- Hemmert
- Iwamoto
- Stephenson

**CONFERENCE COMMITTEE REPORT**

Mr. President: March 2, 2017

The Joint Conference Committee comprised of Senators C. S. Bramble, D. M. Henderson, and G. Davis, and Representatives A. Gardiner, D. McCay, and
E. Weight, recommends H.B. 25, TAX INCENTIVE REVIEW AMENDMENTS, by Representative D. McCay be replaced and favorably recommends 2nd Sub. H.B. 25, TAX INCENTIVE REVIEW AMENDMENTS.


On motion of Senator Bramble, the Senate voted to adopt the Conference Committee report.

2nd Sub. H.B. 25, TAX INCENTIVE REVIEW AMENDMENTS, was before the Senate, 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

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Absent or not voting were: Senators

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2nd Sub. H.B. 25 was returned to the House for further consideration.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 2, 2017

The House passed, as substituted, 1st Sub. H.B. 169, CHILD CARE LICENSING MODIFICATIONS, by Representative G. Froerer, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 278, EXPENSES OF MINOR CHILDREN AMENDMENTS, by Representative R. Chavez–Houck, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.B. 359, SPINAL CORD AND BRAIN INJURY REHABILITATION FUND AMENDMENTS, by Representative E. Hutchings, and it is transmitted for consideration; and
The House passed, as substituted, **1st Sub. H.B. 415**, INCORPORATION FILING AMENDMENTS, by Representative J. Westwood, and it is transmitted for consideration; and

The House passed, as substituted, **2nd Sub. H.B. 431**, GOVERNMENT EMPLOYEES REIMBURSEMENT AMENDMENTS, by Representative T. Quinn, 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, and at 4:11 p.m., the Senate adjourned until 10:00 a.m., Friday, March 3, 2017.
The Senate was called to order at 10:06 a.m., with President Wayne Niederhauser presiding.

Prayer – Reverend Gregory Johnson
Pledge of Allegiance – Senator Van Tassell
Roll Call – All Senators present except Senators Hemmert and Harper, excused.

READING OF TITLES OF BILLS AND RESOLUTIONS
(Please refer to Day 1, Page 100)

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 2, 2017
The House passed, as amended, 3rd Sub. S.B. 111, UNMANNED AIRCRAFT AMENDMENTS, by Senator W. Harper, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bill was placed on the Concurrence Calendar.

Mr. President: March 2, 2017
The House passed, as substituted, 2nd Sub. H.B. 162, DRIVING UNDER THE INFLUENCE CLASSIFICATION AND SENTENCING REVISIONS, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.B. 222, CRIMINAL OFFENSES MODIFICATIONS, by Representative S. Handy, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 365, HOMELESS RESOURCE CENTER ZONE AMENDMENTS, by Representative J. Briscoe, and it is transmitted for consideration; and
The House passed, as amended, **H.B. 376**, LANDLORD–TENANT RIGHTS, by Representative J. Dunnigan, and it is transmitted for consideration; and

The House passed, as substituted, **2nd Sub. H.B. 398**, PROCUREMENT CODE AMENDMENTS, by Representative G. Froerer, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 404**, EARLY WARNING PILOT PROGRAM, by Representative V. Peterson, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

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

**STANDING COMMITTEE REPORTS**

Mr. President: March 2, 2017

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **H.B. 73**, CHILD PLACEMENT AMENDMENTS, by Representative J. A. Peterson; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **1st Sub. H.B. 197**, CUSTODY AND ADOPTION AMENDMENTS, by Representative T. D. Hawkes; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **1st Sub. H.B. 208**, JAIL RELEASE ORDERS AMENDMENTS, by Representative K. Ivory, with the following amendments:

1. Page 7, Line 186 through 190:

   186  (f) “Qualifying offense” means:
   187  (i) domestic violence;
   188  (ii) an offense against a child or vulnerable adult that threatens their physical health or safety; or
   189  (iii) the commission or attempted commission of an offense described in Title 76,
   190  Chapter 5, Part 4, Sexual Offenses.
2. Page 8, Line 237 through 240:

237 (5) Except as provided in Subsection [(3), the] (4) or otherwise ordered by a court, a jail release agreement or [the magistrate order described in Subsection (2)(d)(i)] jail release court order expires at midnight [on the day on which the person arrested is scheduled to appear,

240 as] after the arrested person’s initial scheduled court appearance described in Subsection [(2)] (3)(d)(i). ; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on 2nd Sub. H.B. 239, JUVENILE JUSTICE AMENDMENTS, by Representative V. Lowry Snow; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on S.B. 257, CASE STATUS UPDATES, by Senator T. Weiler.

Todd Weiler, Chair

Mr. President: March 2, 2017

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on 3rd Sub. H.B. 217, LIVESTOCK HARASSMENT, by Representative S. H. Chew; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on 2nd Sub. H.B. 293, MOUNTAINOUS PLANNING DISTRICT AMENDMENTS, by Representative M. Schultz; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on 1st Sub. H.B. 301, CANAL SAFETY AMENDMENTS, by Representative S. D. Sandall; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on 2nd Sub. H.B. 370, AMENDMENTS TO TOBACCO REGULATIONS, by Representative B. G. Last, with the following amendments:

1. Page 4, Lines 104 through 105:

104 (6) (a) Beginning July 1, 2017, a [– county –] municipality may not issue a license to an applicant for a
retail tobacco specialty business until the applicant provides the county municipality with: and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on H.B. 372, CANDIDATE REPLACEMENT AMENDMENTS, by Representative P. M. Arent; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on 2nd Sub. H.C.R. 1, CONCURRENT RESOLUTION TO SECURE THE PERPETUAL HEALTH AND VITALITY OF UTAH’S PUBLIC LANDS AND ITS STATUS AS A PREMIER PUBLIC LANDS STATE, by Representative K. J. Stratton.

Margaret Dayton, Chair

Mr. President: March 2, 2017

The Transportation, Public Utilities, Energy, and Technology Committee reports a favorable recommendation on 1st Sub. H.B. 261, LOCAL EMERGENCY RESPONSE AMENDMENTS, by Representative D. V. Sagers, with the following amendments:

1. Page 2, Line 26:

26 be composed of the following 17 members appointed by the governor, at least six of

2. Page 2, Line 36:

36 (b) two representatives from private ambulance providers;

3. Page 3, Lines 59 through 60:

59 (iii) shall:

(A) initially replace the member in Subsection (1)(b) with two members who are each from a different private provider than the member being replaced; and

(B) thereafter stagger each replacement of a member in Subsection (1)(b) so that one private provider does not hold both member positions under Subsection (1)(b); and

The Transportation, Public Utilities, Energy, and Technology Committee reports a favorable recommendation on S.B. 273, ENERGY DEVELOPMENT AMENDMENTS, by Senator J. Stuart Adams; and
The Transportation, Public Utilities, Energy, and Technology Committee reports a favorable recommendation on **S.B. 276**, TRANSPORTATION FUNDING MODIFICATIONS, by Senator K. T. Van Tassell, with the following amendments:

1. Page 17, Lines 510 through 519:

   510 [(B)] (ii) (A) For the calendar year beginning on January 1, 2018, only, the commission shall, on January 1, adjust the minimum statewide average rack price of a gallon of motor fuel described in Subsection (1)(c)(i) by taking the minimum statewide average rack price of a gallon of motor fuel described in Subsection (1)(c)(i) and adding an amount equal to the greater of:

   (I) an amount calculated by multiplying the statewide minimum average rack price of a gallon of motor fuel described in Subsection (1)(c)(i) by the actual percent change during the previous fiscal year in the Consumer Price Index; and

   (II) 0.

   (B) Beginning on [a calendar year following the year that the actual statewide average rack price of a gallon of motor fuel reaches $2.45 before applying the minimum under Subsection (1)(b)(iii)(A)] January 1, 2019, the commission shall, on January 1, annually adjust the minimum statewide average rack price of a gallon of motor fuel described in Subsection (1)(b)(iii)(A) by taking the minimum statewide average rack price of a gallon of motor fuel for the previous calendar year and adding an amount equal to the greater of:

   (I) an amount calculated by multiplying the minimum statewide average rack price of a gallon of motor fuel for the previous calendar year by the actual percent change during the previous fiscal year in the Consumer Price Index; and

   (II) 0.

   preceding any adjustment under Subsection (1)(b)(iii)(A) for the calendar year 2019.
D. Gregg Buxton, Chair

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

STANDING COMMITTEE REPORTS

Mr. President: March 2, 2017

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on H.B. 68, CRIME VICTIMS REPARATION BOARD SUNSET EXTENSION, 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 1st Sub. H.B. 145, FOSTER CHILDREN VISITATION AMENDMENTS, by Representative K. Ivory, with the following amendments and recommends it be considered read for the second time and placed on the Consent Calendar.

1. Page 11, Lines 308 through 315:

308 (12) The child and family plan shall incorporate all reasonable efforts to:

309 (a) provide sibling visitation when:

310 (i) siblings are separated due to foster care or adoptive placement;

311 (ii) visitation is in the best interest of the child for whom the plan is developed; and

312 (iii) the division has consent for sibling visitation from the legal guardian of the

313 sibling; and

314 (b) obtain consent for sibling visitation from the sibling’s legal guardian when the

315 criteria of Subsections (a)(i) and (ii) are met.; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on 1st Sub. H.B. 251, CAMPUS ADVOCATE CONFIDENTIALITY AMENDMENTS, by Representative A. Romero, and
The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on 1st Sub. H.B. 380, SEX OFFENDER REGISTRY AMENDMENTS, by Representative C. Hall, and recommends it be considered read for the second time and placed on the Consent Calendar.

Todd Weiler, Chair

Mr. President: March 2, 2017

The Transportation, Public Utilities, Energy, and Technology Committee reports a favorable recommendation on H.B. 232, LAND USE AMENDMENTS, by Representative M. Schultz, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Transportation, Public Utilities, Energy, and Technology Committee reports a favorable recommendation on H.B. 279, IMPACT FEE AMENDMENTS, by Representative W. Brooks, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Transportation, Public Utilities, Energy, and Technology Committee reports a favorable recommendation on 1st Sub. H.B. 297, RENEWABLE ENERGY AMENDMENTS, by Representative S. G. Handy, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Transportation, Public Utilities, Energy, and Technology Committee reports a favorable recommendation on 1st Sub. H.B. 319, DATA SECURITY MANAGEMENT, by Representative R. M. Spendlove, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Transportation, Public Utilities, Energy, and Technology Committee recommends H.B. 391, DRIVER LICENSE REVISIONS, by Representative T. Quinn, be replaced with and reports a favorable recommendation on 1st Sub. H.B. 391, DRIVER LICENSE REVISIONS and that it be considered read for the second time and placed on the Consent Calendar.

D. Gregg Buxton, Chair

On motion of Senator Henderson, the committee reports were adopted. The bills were considered read the second time and placed on the Consent Calendar.
CONCURRENCE CALENDAR

On motion of Senator Iwamoto, the Senate voted to concur in the House amendments to 3rd Sub. S.B. 128, ELECTION DAY NOTIFICATION AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 23; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Senators
- Anderegg
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Henderson
- Hillyard
- Hinkins
- Ipson
- Iwamoto
- Knudson
- Mayne
- Millner
- Okerlund
- Stephenson
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

Absent or not voting were: Senators
- Adams
- Bramble
- Fillmore
- Harper
- Hemmert
- Shiozawa

3rd Sub. S.B. 128 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Thatcher, the Senate voted to concur in the House amendments to 1st Sub. S.B. 118, CRIMINAL LAW 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
- Anderegg
- Buxton
- Dabakis
- Davis
- Dayton
- Escamilla
- Hillyard
- Hinkins
- Ipson
- Iwamoto
- Knudson
- Mayne
- Millner
- Okerlund
- Stephenson
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

Absent or not voting were: Senators
- Adams
- Bramble
- Christensen
- Fillmore
- Harper
- Hemmert
- Henderson
- Shiozawa

1st Sub. S.B. 118 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. 145, NAIL SALON AMENDMENTS. The bill, as amended, passed on the following roll call:

**Y** eas, 24; **N** ays, 0; **A** bsent or **n** ot 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. 145 was returned to the House for the signature of the Speaker.

**CONSENT CALENDAR**

**H.B. 343,** AGRICULTURAL AND LEADERSHIP EDUCATION SUPPORT SPECIAL GROUP LICENSE PLATE, was read the third time, explained by Senator Okerlund, and passed on the following roll call:

**Y** eas, 22; **N** ays, 0; **A** bsent or **n** ot voting, 7.

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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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.
Day 39792 SENATE JOURNAL

* * *

1st Sub. H.B. 164, MUNICIPAL ENTERPRISE FUND AMENDMENTS, was read the third time, explained by Senator Stephenson, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams Anderegg Bramble Dabakis
Davis Dayton Hillyard Hinkins
Ipson Iwamoto Knudson Mayne
Millner Okerlund Stephenson Thatcher
Van Tassell Vickers Weiler Niederhauser

Absent or not voting were: Senators
Buxton Christensen Escamilla Fillmore
Harper Hemmert Henderson Shiozawa
Stevenson

1st Sub. H.B. 164, as amended, was returned to the House for further consideration.

* * *

S.B. 247, MODIFICATIONS TO DISTRIBUTION OF LOCAL SALES TAX REVENUES, was read the third time, explained by Senator Okerlund, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Anderegg Bramble Buxton Dabakis
Davis Dayton Fillmore Hillyard
Hinkins Ipson Iwamoto Knudson
Mayne Millner Okerlund Stephenson
Van Tassell Vickers Weiler Niederhauser

Absent or not voting were: Senators
Adams Christensen Escamilla Harper
Hemmert Henderson Shiozawa
Thatcher

S.B. 247 was transmitted to the House for consideration.
S.B. 265, DISTRIBUTION OF REVENUES COLLECTED UNDER THE LOCAL SALES AND USE TAX ACT, 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

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S.B. 265 was transmitted to the House for consideration.

**2nd Sub. H.B. 124, ASSAULT ON A PEACE OFFICER AMENDMENTS,** was read the third time, explained by Senator Millner, and passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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2nd Sub. H.B. 124 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. 20, CONCURRENT RESOLUTION RECOGNIZING THOSE WHO SERVED AND SACRIFICED DURING THE COLD WAR, 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 Buxton Christensen
Dabakis Davis Dayton Escamilla
Hillyard Hinkins Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Van Tassell
Vickers Niederhauser

Absent or not voting were: Senators
Anderegg Fillmore Harper Hemmert
Henderson Thatcher Weiler

1st Sub. H.C.R. 20 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 that any bills which have not been reported out of Senate Standing Committees after the conclusion of their last scheduled meeting be reported back to the Rules Committee.

THIRD READING CALENDAR

On motion of Senator Van Tassell, the circle was removed from S.R. 2, SENATE RULES RESOLUTION ON FLOOR ACTIVITIES, and it was before the Senate. Senator Van Tassell explained the bill. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Escamilla
Fillmore Henderson Hinkins Ipson
Iwamoto Knudson Mayne Millner
Okerlund    Shiozawa    Stephenson    Stevenson
Thatcher    Van Tassell    Vickers    Weiler
Niederhauser

Absent or not voting were: Senators
Dayton    Harper    Hemmert    Hillyard

S.R. 2 was signed by the President and sent to the staff for enrolling.

* * *

H.B. 95, LITTLE SAHARA STATE PARK DESIGNATION, 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    Anderegg    Bramble    Buxton
Christensen    Dabakis    Davis    Dayton
Escamilla    Fillmore    Henderson    Hillyard
Hinkins    Ipson    Iwamoto    Knudson
Mayne    Okerlund    Shiozawa    Stephenson
Stevenson    Thatcher    Van Tassell    Weiler
Niederhauser

Absent or not voting were: Senators
Harper    Hemmert    Millner    Vickers

H.B. 95, as amended, was returned to the House for further consideration.

* * *

H.B. 98, DEPARTMENT OF ADMINISTRATIVE SERVICES AMENDMENTS, was read the third time, explained by Senator Henderson, and passed on the following roll call:

Yeas, 22; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Senators
Adams    Bramble    Buxton    Dabakis
Davis    Dayton    Escamilla    Henderson
Hillyard    Hinkins    Ipson    Iwamoto
Knudson    Mayne    Millner    Okerlund
Shiozawa    Stephenson    Van Tassell    Vickers
Weiler    Niederhauser
Absent or not voting were: Senators
Anderegg  Christensen  Fillmore  Harper
Hemmert  Stevenson  Thatcher

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. 160, CAMPAIGN CONTRIBUTION SOLICITATION AMENDMENTS, was read the third time and explained by Senator Dayton.

Senator Bramble proposed a verbal amendment as follows:

1. Page 5, Line 133:
   Delete “, as a reply to an email received”

Senator Bramble’s motion to amend passed on a voice vote. Senators Dabakis, Davis, and Bramble 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  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Henderson  Hillyard
Hinkins  Ipson  Iwamoto  Knudson
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Stevenson  Thatcher  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Harper  Hemmert  Van Tassell

H.B. 160, as amended, was returned to the House for further consideration.

***

On motion of Senator Henderson, 1st Sub. H.B. 94, OCCUPATIONAL AND PROFESSIONAL LICENSURE REVIEW COMMITTEE AMENDMENTS, was read the third time and circled.

***

H.B. 211, STATE WORK OF ART, was read the third time, explained by Senator Knudson, and passed on the following roll call:
Yeas, 23; Nays, 3; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams         Anderegg       Bramble       Buxton
Dabakis       Davis          Escamilla     Fillmore
Henderson     Hillyard      Ipson         Iwamoto
Knudson       Mayne          Millner       Okerlund
Shiozawa      Stephenson    Stevenson     Thatcher
Vickers       Weiler         Niederhauser

Voting in the negative were: Senators
Christensen   Dayton         Hinkins

Absent or not voting were: Senators
Harper         Hemmert        Van Tassell

H.B. 211, as amended, was returned to the House for further consideration.

** **

H.B. 165, HIGHER EDUCATION RETIREMENT 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
Anderegg       Buxton         Dabakis       Davis
Dayton         Escamilla      Fillmore       Henderson
Hillyard       Hinkins        Ipson         Iwamoto
Mayne          Millner        Okerlund      Shiozawa
Stephenson     Thatcher       Vickers       Weiler
Niederhauser

Absent or not voting were: Senators
Adams          Bramble        Christensen   Harper
Hemmert        Knudson        Stevenson     Van Tassell

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.

** **

On motion of Senator Henderson, 2nd Sub. H.B. 91, COUNTY COMMISSION ELECTION AMENDMENTS, was read the third time and circled.
2nd Sub. H.B. 180, WATER RIGHTS TRANSFER AMENDMENTS, was read the third time, explained by Senator Buxton, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Anderegg          Buxton          Christensen       Dabakis
Dayton           Escamilla       Fillmore          Henderson
Hillyard         Hinkins         Ipson             Iwamoto
Knudson          Mayne           Millner           Shiozawa
Stephenson       Thatcher        Vickers          Weiler
Niederhauser

Absent or not voting were: Senators
Adams            Bramble         Davis             Harper
Hemmert          Okerlund        Stevenson        Van Tassell

2nd Sub. H.B. 180, as amended, was returned to the House for further consideration.

H.B. 202, TRESPASS AMENDMENTS, was read the third time and explained by Senator Anderegg.

Senator Weiler proposed the following amendment #2:

1. Page 1, Line 26 through Page 2, Line 29a
   House Floor Amendments 2–15–2017:

26     (1) As used in this section:
27     (a) "\( \hat{H} \) [Guest] Long-term guest \( \hat{H} \) " means an individual
27a    who is not a tenant but who
28    is given express or
29    implied permission by \( \hat{H} \) [an owner, tenant] the person who is
30    the primary occupant
28a of the residence  or someone with apparent authority to act for the

29 primary occupant to enter a portion of a residence or temporarily

29a occupy a portion of a residence:
   (i) for a period of time longer than 48 hours, but otherwise for a short period of time; and
   (ii) without providing the owner or primary occupant of the residence compensation or entering into an agreement that the individual provide labor in lieu of providing the owner or primary occupant compensation for occupying the residence.

2. Page 2, Lines 38 through 39

House Floor Amendments 2–15–2017:

38 to act for the owner or tenant primary occupant.

39 (3) A violation of Subsection (2) is a class B misdemeanor.
   (4) Before a law enforcement officer escorts an individual from a residence for a violation of this section, the law enforcement officer shall provide the individual a reasonable time for the individual to collect the individual’s personal belongings.

Senator Weiler’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

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Absent or not voting were: Senators

| Harper | Hemmert | Stevenson |

H.B. 202, as amended, was returned to the House for further consideration.
SPECIAL ORDER OF BUSINESS

A citation was read honoring the Fallen Soldiers from Utah.

THIRD READING CALENDAR

1st Sub. H.B. 42, INSURANCE RELATED MODIFICATIONS, 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
Christensen
Escamilla
Ipson
Millner
Stevenson
Weiler
Anderegg
Dabakis
Fillmore
Iwamoto
Okerlund
Thatcher
Bramble
Davis
Henderson
Knudson
Shiozawa
Van Tassell
Buxton
Dayton
Hillyard
Mayne
Stephenson
Vickers

Absent or not voting were: Senators
Harper
Hemmert
Hinkins
Niederhauser

1st Sub. H.B. 42, as amended, was returned to the House for further consideration.

On motion of Senator Bramble, the following intent language will be entered in the Senate Journal.

INTENT LANGUAGE

The philosophy in taxation of insurance companies has been that it is better for the state to exact the support for exercising a corporate business charter by taxing insurance premiums in lieu of taxing net income. In adopting such a philosophy Utah like most states has made it clear that if an insurance company is subject to a premiums tax then the net income of such company is not subject to the corporate income or franchise tax. This bill makes it clear that is, has been and will continue to be the philosophy of Utah.

* * *

H.B. 178, GOOD LANDLORD AMENDMENTS, was read the third time and explained by Senator Bramble. Senators Thatcher and Escamilla 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Henderson Hillyard Hinkins
Ipson Iwamoto Knudson Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Van Tassell Vickers
Weiler

Absent or not voting were: Senators
Fillmore Harper Hemmert Niederhauser

H.B. 178 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

H.B. 133, CANDIDATE FILING REQUIREMENTS, 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Henderson Hillyard
Hinkins Ipson Iwamoto Knudson
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Van Tassell
Vickers Weiler

Absent or not voting were: Senators
Harper Hemmert Niederhauser

H.B. 133 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

On motion of Senator Dayton, 1st Sub. H.B. 163, MUNICIPALITY PER DIEM AMENDMENTS, was read the third time and circled.
On motion of Senator Dayton, 1st Sub. H.C.R. 10, CONCURRENT RESOLUTION ENCOURAGING IDENTIFICATION AND SUPPORT OF TRAUMATIC CHILDHOOD EXPERIENCES SURVIVORS, was read the third time and circled.

On motion of Senator Dayton, 1st Sub. H.B. 139, CRIMINAL INTENT AMENDMENTS, was read the third time and circled.

On motion of Senator Dayton, 1st Sub. H.B. 191, JUDICIARY RELATED AMENDMENTS, was read the third time and circled.

H.B. 100, INSTITUTIONS OF HIGHER EDUCATION DISCLOSURE REQUIREMENTS, was read the third time and explained by Senator Stephenson. Senator Mayne commented and the bill passed on the following roll call:

Y eas, 22; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Senators
Adams  Anderegg  Buxton  Dabakis
Davis  Dayton  Escamilla  Henderson
Hillyard  Hinkins  Ipson  Iwamoto
Knudson  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Thatcher  Van Tassell
Vickers  Weiler

Absent or not voting were: Senators
Bramble  Christensen  Fillmore  Harper
Hemmert  Stevenson  Niederhauser

H.B. 100, as amended, was returned to the House for further consideration.

On motion of Senator Adams, the circle was removed from 2nd Sub. H.B. 91, COUNTY COMMISSION ELECTION 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

Adams       Anderegg       Bramble       Buxton
Christensen Dabakis       Davis       Dayton
Henderson   Hillyard       Hinkins      Ipson
Iwamoto     Knudson        Mayne       Millner
Okerlund    Shiozawa       Stephenson  Thatcher
Van Tassell Vickers       Weiler

Absent or not voting were: Senators

Escamilla   Fillmore       Harper       Hemmert
Stevenson   Niederhauser

2nd Sub. H.B. 91 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 1st Sub. H.C.R. 10, CONCURRENT RESOLUTION ENCOURAGING IDENTIFICATION AND SUPPORT OF TRAUMATIC CHILDHOOD EXPERIENCES SURVIVORS, 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       Anderegg       Bramble       Buxton
Christensen Dabakis       Davis       Fillmore
Henderson   Hinkins       Ipson        Iwamoto
Knudson     Mayne         Millner      Okerlund
Shiozawa    Stephenson    Thatcher     Van Tassell
Vickers     Weiler

Absent or not voting were: Senators

Dayton      Escamilla      Harper       Hemmert
Hillyard    Stevenson     Niederhauser

1st Sub. H.C.R. 10, as amended, was returned to the House for further consideration.

***

On motion of Senator Weiler, the circle was removed from 1st Sub. H.B. 139, CRIMINAL INTENT AMENDMENTS, 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        Anderegg        Bramble        Buxton
Christensen  Dabakis        Davis          Escamilla
Henderson    Hillyard       Hinkins        Ipson
Iwamoto      Knudson        Mayne          Millner
Okerlund     Shiozawa       Thatcher       Van Tassell
Vickers      Weiler

Absent or not voting were: Senators

Dayton       Fillmore        Harper         Hemmert
Stephenson   Stevenson      Niederhauser

1st Sub. H.B. 139, as amended, was returned to the House for further consideration.

* * *

On motion of Senator Weiler, the circle was removed from 1st Sub. H.B. 191, JUDICIARY RELATED 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. The bill was considered read for the first, second and third time. The bill passed on the following roll call:

Yeas, 22; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Senators

Adams        Anderegg        Bramble        Buxton
Christensen  Dabakis        Davis          Dayton
Henderson    Hillyard       Hinkins        Ipson
Iwamoto      Knudson        Millner        Okerlund
Shiozawa     Stephenson     Thatcher       Van Tassell
Vickers      Weiler

Absent or not voting were: Senators

Escamilla    Fillmore        Harper         Hemmert
Mayne        Stevenson      Niederhauser

1st Sub. H.B. 191 was returned to the House for further consideration.

INTRODUCTION OF BILLS

S.B. 277, Highway General Obligation Bonds Authorization (W. Harper), was read the first time by short title and referred to the Rules Committee.
On motion of Senator Okerlund, the Senate recessed at 12:00 p.m.

AFTERNOON SESSION

The Senate reassembled at 2:10 p.m., with President Niederhauser presiding.

RULES COMMITTEE REPORTS

To the Members of the Senate: March 3, 2017

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

BUSINESS AND LABOR COMMITTEE


ECONOMIC DEVELOPMENT AND WORKFORCE SERVICES COMMITTEE


EDUCATION COMMITTEE


GOVERNMENT OPERATIONS AND POLITICAL SUBDIVISIONS COMMITTEE

2nd Sub. H.B. 431 Government Employees Reimbursement Amendments
Rep. Quinn, T., Sen. Van Tassell, K.

HEALTH AND HUMAN SERVICES COMMITTEE
1st Sub. H.B. 169 Child Care Licensing Modifications Rep. Froerer, G.,
Sen. Fillmore, L.
2nd Sub. H.B. 359 Spinal Cord and Brain Injury Rehabilitation Fund
1st Sub. H.B. 365 Homeless Resource Center Zone Amendments

JUDICIARY, LAW ENFORCEMENT, AND CRIMINAL JUSTICE COMMITTEE
1st Sub. H.B. 259 Duty to Retreat Amendments Rep. Maloy, A.C.,
Sen. Dayton, M.
1st Sub. H.B. 278 Expenses of Minor Children Amendments
H.B. 379 Classification of Theft Amendments Rep. King, Brian S.,
Sen. Weiler, T.
H.B. 386 Attorney General Amendments Rep. Hutchings, E.,
Sen. Thatcher, D.

TRANSPORTATION, PUBLIC UTILITIES, ENERGY, AND TECHNOLOGY COMMITTEE
S.B. 277 Highway General Obligation Bonds Authorization
Sen. Harper, W.
2nd Sub. H.B. 162 Driving Under the Influence Classification and
Sen. Ipson, D.
Sen. Buxton, D. G.

Deidre M. Henderson
Rules Committee Chair
Report filed. On motion of Senator Weiler, the committee report was adopted.
COMMUNICATIONS FROM THE HOUSE

Mr. President: March 3, 2017

The House passed, as amended, S.B. 170, WORKERS’ COMPENSATION WORKGROUP, by Senator K. Mayne, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bill was placed on the Concurrence Calendar.

Mr. President: March 3, 2017

The Speaker of the House has signed 1st Sub. S.B. 118, CRIMINAL LAW AMENDMENTS, by Senator D. Thatcher, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 3rd Sub. S.B. 128, ELECTION DAY NOTIFICATION AMENDMENTS, by Senator J. Iwamoto, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 1st Sub. S.B. 145, NAIL SALON 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: March 3, 2017

The House adopted the Joint Conference Committee Report dated March 3, 2017, and passed 2nd Sub. H.B. 25, TAX INCENTIVE REVIEW AMENDMENTS, 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 and returned to the House for the signature of the Speaker.

Mr. President: March 3, 2017

The House passed H.J.R. 16, JOINT RESOLUTION ON SERVICE ANIMALS, by Representative R. Chavez–Houck, and it is transmitted for consideration; and

The House passed, as amended, H.B. 331, OCCUPATIONAL LICENSING AMENDMENTS, by Representative N. Thurston, and it is transmitted for consideration; and
The House passed, as substituted, **1st Sub. H.B. 349**, RANKED CHOICE VOTING, by Representative R. Chavez–Houck, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

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

**STANDING COMMITTEE REPORTS**

March 3, 2017

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **H.B. 225**, WATER COMMISSIONER AMENDMENTS, by Representative S. H. Chew; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **1st Sub. H.B. 320**, NOTARIES PUBLIC AMENDMENTS, by Representative E. K. Hutchings; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **H.B. 335**, UTAH POPULATION ESTIMATES PRODUCTION, by Representative R. M. Spendlove; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **H.B. 355**, UNIFIED COMMERCIAL DEVELOPMENT AMENDMENTS, by Representative F. D. Gibson; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **H.B. 417**, LOCAL GOVERNMENT MODIFICATIONS, by Representative S. G. Handy.

Don L. Ipson, Chair

March 3, 2017

The Revenue and Taxation Committee reports a favorable recommendation on **2nd Sub. H.B. 294**, UTAH INTERGENERATIONAL POVERTY WORK AND SELF–SUFFICIENCY TAX CREDIT, by Representative J. R. Westwood; and

The Revenue and Taxation Committee recommends **1st Sub. H.B. 377**, TAX REVISIONS, by Representative D. McCay, be replaced and reports a favorable recommendation on **2nd Sub. H.B. 377**, TAX REVISIONS with the following amendments:
1. Page 5, Lines 126 through 136:

126 (g) “Excluded NAICS code” means a NAICS code of the 2017 North American Industry Classification System of the federal Executive Office of the President, Office of Management and Budget, within:

129 (i) NAICS Subsector 2121, Coal Mining;
130 (ii) NAICS Code 211120, Crude Petroleum Extraction;
131 (iii) NAICS Subsector 2212, Natural Gas Distribution;
132 (iv) NAICS Subsector 311, Food Manufacturing;
133 (v) NAICS Subsector 3121, Beverage Manufacturing;
134 (vi) NAICS Code 327310, Cement Manufacturing;
135 (vii) NAICS Subsector 482, Rail Transportation; or
136 (viii) NAICS Sector 52, Finance and Insurance Code 522110, Commercial Banking; and

The Revenue and Taxation Committee reports a favorable recommendation on S.B. 275, CAMPAIGN FINANCE REPORTING AMENDMENTS, by Senator L. W. Hillyard.

Howard A. Stephenson, Chair

Mr. President: March 3, 2017

The Economic Development and Workforce Services Committee reports a favorable recommendation on 1st Sub. H.B. 248, DOMESTIC VIOLENCE RELATED AMENDMENTS, by Representative L. Christensen.

Jacob L. Anderegg, Chair

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

STANDING COMMITTEE REPORTS

Mr. President: March 3, 2017

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 432, LOCAL DISTRICT BOARD APPOINTMENT AMENDMENTS, by Representative R. Curt Webb, with the
following amendments and recommends it be considered read for the second time and placed on the Consent Calendar.

1. Page 1, Lines 16 through 17:

   16 Other Special Clauses:
   17 {—None—} This bill provides a special effective date.

2. Page 3, Line 89:

   89 (ii) serve to shorten the term of any member of the board.

   Section 2. Effective date.
   If approved by two-thirds of all the members elected to each house, this bill takes effect upon approval by the governor, or the day following the constitutional time limit of Utah Constitution, Article VII, Section 8, without the governor’s signature, or in the case of a veto, the date of veto override.

   Don L. Ipson, Chair

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

THIRD READING CALENDAR

On motion of Senator Okerlund, H.B. 21, UNIFORM POWERS OF APPOINTMENT ACT, was read the third time and circled.

***

On motion of Senator Okerlund, H.B. 129, ADULT PROTECTIVE SERVICES AMENDMENTS, was read the third time and circled.

***

2nd Sub. H.B. 268, MONEY MANAGEMENT ACT 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

Anderegg  Bramble  Buxton  Christensen
Dabakis  Davis  Dayton  Escamilla
Absent or not voting were: Senators
Adams Fillmore Harper Hemmert
Henderson Stephenson

2nd Sub. H.B. 268, as substituted, was returned to the House for further consideration.

* * *

On motion of Senator Weiler, the circle was removed from 2nd Sub. S.B. 109, SMALL EMPLOYER RETIREMENT PROGRAM, and it was before the Senate. Senator Weiler explained the bill.

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

6th Sub. S.B. 109 Small Employer Retirement Program (T. Weiler)

The bill passed on the following roll call:

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Hillyard Ipson
Iwamoto 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
Harper Hemmert Henderson Stephenson

6th Sub. S.B. 109 was transmitted to the House for consideration.

* * *

On motion of Senator Hillyard, the circle was removed from H.B. 21, UNIFORM POWERS OF APPOINTMENT ACT, 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

- Anderegg
- Bramble
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Hillyard
- Hinkins
- Ipson
- Iwamoto
- Knudson
- Mayne
- Millner
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

Absent or not voting were: Senators

- Adams
- Buxton
- Christensen
- Harper
- Hemmert
- Henderson
- Okerlund

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 Hillyard, the circle was removed from H.B. 129, ADULT PROTECTIVE SERVICES AMENDMENTS, and it was before the Senate. Senators Dayton and Weiler commented. The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Senators

- Anderegg
- Bramble
- Buxton
- Christensen
- Davis
- Dayton
- Escamilla
- Fillmore
- Hillyard
- Hinkins
- Ipson
- Iwamoto
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler

Absent or not voting were: Senators

- Adams
- Dabakis
- Harper
- Hemmert
- Henderson
- Niederhauser

H.B. 129 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Van Tassell, the circle was removed from H.J.R. 9, JOINT RESOLUTION ON THE UTAH ATHLETIC FOUNDATION, 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Hillyard Hinkins
Ipson Iwamoto Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Van Tassell Vickers Weiler
Niederhauser

Absent or not voting were: Senators
Harper Hemmert Henderson Knudson

H.J.R. 9 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Adams, the circle was removed from 1st Sub. S.B. 197, REFINERY SALES AND USE TAX EXEMPTION AMENDMENTS, and it was before the Senate.

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

3rd Sub. S.B. 197 Refinery Sales and Use Tax Exemption Amendments (J. S. Adams)

Senator Adams explained the bill. Senators Hillyard, Weiler, Escamilla, Ipson, Dabakis, Buxton, and Millner commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams Bramble Buxton Christensen
Dabakis Davis Dayton Escamilla
Fillmore Hillyard Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Van Tassell Vickers Weiler Niederhauser

Voting in the negative was: Senator
Hinkins
Absent or not voting were: Senators
Anderegg    Harper    Hemmert    Henderson

3rd Sub. S.B. 197 was transmitted to the House for consideration.

SECOND READING CALENDAR

On motion of Senator Okerlund, 1st Sub. S.B. 255, FUNDING FOR EDUCATION SYSTEMS AMENDMENTS, was read the second time and circled.

* * *

S.B. 227, DOXING PROHIBITION AMENDMENTS, was read the second time. Senator Stephenson explained the bill. Senator Weiler commented. The bill passed second reading on the following roll call:

Y eas, 22; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Senators
Adams        Anderegg    Bramble    Christensen
Dabakis      Dayton      Escamilla  Fillmore
Hillyard     Ipson       Iwamoto    Knudson
Mayne        Millner     Okerlund   Shiozawa
Stephenson   Stevenson   Thatcher   Van Tassell
Weiler        Niederhauser

Absent or not voting were: Senators
Buxton       Davis       Harper     Hemmert
Henderson    Hinkins     Vickers

* * *

1st Sub. S.B. 269, ELECTIONS MODIFICATIONS, was read the second time. Senator Stephenson explained the bill. Senator Hillyard commented. The bill passed second reading on the following roll call:

Y eas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Adams        Anderegg    Bramble    Buxton
Christensen  Dabakis     Dayton     Escamilla
Fillmore     Hillyard    Hinkins    Ipson
Iwamoto      Knudson     Mayne      Millner
On motion of Senator Stephenson, the circle was removed from **1st Sub. S.B. 255, FUNDING FOR EDUCATION SYSTEMS AMENDMENTS**, and it was before the Senate.

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

**3rd Sub. S.B. 255 Funding for Education Systems (H. Stephenson)**

Senator Stephenson 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

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**Absent or not voting were:** Senators

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**1st Sub. S.B. 267, UTAH RURAL JOBS ACTS, 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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Fillmore       Hillyard     Hinkins       Ipson
Iwamoto        Knudson     Mayne        Millner
Okerlund       Shiozawa    Stephenson   Stevenson
Thatcher       Van Tassell  Vickers      Weiler

Absent or not voting were: Senators
Bramble       Harper       Hemmert      Henderson
Niederhauser

* * *

S.B. 270, SUDDEN CARDIAC ARREST PREVENTION ACT, was read the second time. Senator Adams explained the bill. The bill passed second reading on the following roll call:

Yea:s, 22; Nay:s, 0; Absent or not voting, 7.

Voting in the affirmative were: Senators
Adams          Anderegg    Buxton       Christensen
Dabakis        Davis       Dayton       Escamilla
Fillmore       Hillyard   Hinkins      Ipson
Iwamoto        Knudson     Mayne        Millner
Okerlund       Shiozawa    Stephenson   Thatcher
Van Tassell    Vickers     

Absent or not voting were: Senators
Bramble       Harper       Hemmert      Henderson
Stevenson     Weiler       Niederhauser

* * *

On motion of Senator Okerlund, S.B. 257, CASE STATUS UPDATES, was read the second time and circled.

* * *

S.B. 273, ENERGY DEVELOPMENT AMENDMENTS, was read the second time. Senator Adams explained the bill. Senator Van Tassell commented.

On motion of Senator Adams, the bill was circled.

* * *

On motion of Senator Van Tassell, S.B. 276, TRANSPORTATION FUNDING MODIFICATIONS, was read the second time and circled.
S.B. 275, CAMPAIGN FINANCE REPORTING AMENDMENTS, was read the second time. Senator Hillyard explained the bill. The bill, under suspension of the rules, passed second reading on the following roll call:

**Yeas, 22; Nays, 2; Absent or not voting, 5.**

**Voting in the affirmative were:** Senators

Adams Bramble Buxton Christensen
Davis Dayton Fillmore Hillyard
Hinkins Ipson Iwamoto Knudson
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

Anderegg Harper Hemmert Henderson
Niederhauser

* * *

On motion of Senator Adams, the circle was removed from S.B. 273, ENERGY DEVELOPMENT AMENDMENTS, and it was before the Senate. Senator Adams explained the bill. The bill, under suspension of the rules, 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 Buxton Christensen
Davis Dayton Escamilla Fillmore
Hillyard Hinkins Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stevenson Thatcher Van Tassell
Vickers Weiler

**Absent or not voting were:** Senators

Anderegg Dabakis Harper Hemmert
Henderson Stephenson Niederhauser
On motion of Senator Weiler, the circle was removed from S.B. 257, CASE STATUS UPDATES, and it was before the Senate. Senator Weiler explained the bill. The bill passed second reading on the following roll call:

**Y eases, 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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**RULES COMMITTEE REPORTS**

To the Members of the Senate:  
March 3, 2017

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

**ECONOMIC DEVELOPMENT AND WORKFORCE SERVICES COMMITTEE**

H.J.R. 16  
Joint Resolution on Service Animals  

**GOVERNMENT OPERATIONS AND POLITICAL SUBDIVISIONS COMMITTEE**

1st Sub. H.B. 349  

H.J.R. 12  
Joint Resolution — Congressional Term Limits  
TRANSPORTATION, PUBLIC UTILITIES, ENERGY, AND TECHNOLOGY COMMITTEE


Todd Weiler
Acting Rules Committee Chair

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

***

On motion of Senator Okerlund, and at 3:45 p.m., the Senate adjourned until 10:00 a.m., Monday, March 6, 2017.
FORTY–SECOND DAY

March 6, 2017

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

Prayer – Senator Todd Weiler
Pledge of Allegiance – Senator Wayne Harper
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 100)

COMMITTEE OF THE WHOLE

On motion of Senator Bramble, Wolfgang A. Waldner, Ambassador of Austria spoke in Committee of the Whole. Senator Weiler commented.

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

COMMUNICATIONS FROM THE HOUSE

Mr. President:

March 3, 2017

The House passed, as substituted, 3rd Sub. H.B. 289, GRANDPARENT VISITATION AMENDMENTS, by Representative L. Christensen, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 304, WATER CONSERVATION AMENDMENTS, by Representative G. Froerer, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.B. 314, ELECTION LAW REVISIONS, by Representative K. Stratton, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 338, AGRICULTURE MODIFICATIONS, by Representative M. McKell, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.B. 369, SEXUAL OFFENSES AND STATUTORY NONCONSENT AMENDMENTS, by Representative J. Fawson, and it is transmitted for consideration; and
The House passed, as substituted, 1st Sub. H.B. 426, STEM AMENDMENTS, by Representative V. Peterson, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.B. 442, ALCOHOL AMENDMENTS, by Representative B. Wilson, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

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

STANDING COMMITTEE REPORTS

Mr. President: March 3, 2017

The Business and Labor Committee reports a favorable recommendation on 2nd Sub. H.B. 240, EMPLOYABILITY TO CAREERS PROGRAM, by Representative M. Schultz, with the following amendments:

1. Page 4, Lines 108 through 109:

   108 (iii) (A) is enrolled in a public assistance program; {– or –}
   and

   109 (B) is unemployed or underemployed ...

2. Page 11, Lines 326 through 327:

   326 (2) Subject to {– money in the restricted account –}
   legislative appropriations from the restricted account, and in accordance with the contract

   327 between the board and the fiscal intermediary, a separate payment shall be made by the board; and

The Business and Labor Committee reports a favorable recommendation on 1st Sub. H.B. 313, LICENSURE CHANGES, by Representative M. Schultz, with the following amendments:

1. Page 8, Lines 215 through 218:

   215 [(30)] (32) (a) “Plumbing trade” means the performance of any mechanical work

   216 pertaining to the installation, alteration, change, repair, removal, maintenance, or use in
217 buildings, or within three feet beyond the outside walls of buildings, of pipes, fixtures, and fittings for the:

2. Page 13, Lines 375 through 378:

375 (c) (i) meet the examination requirements established by rule by the commission with the concurrence of the director, except [for the classifications of apprentice plumber and apprentice electrician for whom no examination is required] that no examination, other than an examination as part of a 25-hour course described in Subsection (1)(e)(iii), is required for licensure as an apprentice electrician, apprentice plumber, or specialty contractor; or

3. Page 13, Line 393 through Page 14, Line 400:

393 (iii) except as otherwise provided by rule by the commission with the concurrence of the director, complete a 25-hour course established by rule by the commission with the concurrence of the director, which course may include:

396 (A) construction business practices;

397 (B) bookkeeping fundamentals;

398 (C) mechanics lien fundamentals; and

399 (D) other aspects of business and construction principles considered important by the commission with the concurrence of the director; and

400 (E) for no additional fee, an examination at the end of the 25-hour course.

The Business and Labor Committee recommends 1st Sub. H.B. 329, CONCEAL CARRY RECIPROCITY AMENDMENTS, by Representative J. L. Fawson, be replaced and favorably recommends 2nd Sub. H.B. 329, CONCEAL CARRY RECIPROCITY AMENDMENTS; and

The Business and Labor Committee reports a favorable recommendation on H.B. 345, TELEHEALTH PILOT PROJECT, by Representative R. P. Edwards; and
The Business and Labor Committee reports a favorable recommendation on **H.B. 374**, LONG-TERM CARE OMBUDSMAN AMENDMENTS, by Representative B. M. Daw; and

The Business and Labor Committee reports a favorable recommendation on **H.B. 392**, AIR QUALITY POLICY ADVISORY BOARD, by Representative T. D. Hawkes; and

The Business and Labor Committee reports a favorable recommendation on **1st Sub. H.B. 393**, VEHICLE TOWING AMENDMENTS, by Representative A. Cory Maloy; and

The Business and Labor Committee reports a favorable recommendation on **1st Sub. H.B. 396**, MEDICAL SCHOOL GRADUATES ASSOCIATE PHYSICIAN LICENSURE, by Representative S. E. Barlow; and

The Business and Labor Committee reports a favorable recommendation on **H.B. 405**, HYDROGEN FUEL PRODUCTION INCENTIVES, by Representative D. V. Sagers; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 221**, STRATEGIC PLAN FOR EQUAL COMPENSATION, by Senator L. Escamilla.

Curtis S. Bramble, Chair

Mr. President: March 3, 2017

The Education Committee reports a favorable recommendation on **1st Sub. H.B. 223**, ELEMENTARY SCHOOL COUNSELOR PROGRAM, by Representative S. Eliason; and

The Education Committee reports a favorable recommendation on **H.B. 231**, EDUCATOR EVALUATION AMENDMENTS, by Representative J. Moss; and

The Education Committee reports a favorable recommendation on **1st Sub. H.B. 249**, HIGHER EDUCATION FINANCIAL LITERACY AMENDMENTS, by Representative R. M. Spendlove; and

The Education Committee reports a favorable recommendation on **H.B. 312**, HOUSING PILOT PROGRAM FOR LOW-INCOME STUDENTS, by Representative M. Winder; and
The Education Committee reports a favorable recommendation on **H.B. 414**, UTAH SCHOOLS FOR THE DEAF AND THE BLIND REFERRAL AMENDMENTS, by Representative D. R. Owens.

Ann Millner, Chair

Mr. President:

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **1st Sub. H.B. 159**, AMENDMENTS TO VOTER REGISTRATION, by Representative S. G. Handy; and


Don L. Ipson, Chair

Mr. President:

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **H.B. 54**, CAMPUS FREE SPEECH AMENDMENTS, by Representative K. F. Coleman; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **2nd Sub. H.B. 149**, CHILD ABUSE OFFENDER REGISTRY, by Representative D. R. Owens; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **H.B. 187**, COSTS FOR AGGRAVATED MURDER OFFENSES, by Representative S. G. Handy; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **H.B. 199**, HIGH NEEDS CHILDREN ADOPTION AMENDMENTS, by Representative M. F. Nelson; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **4th Sub. H.B. 274**, HUMAN TRAFFICKING MODIFICATIONS, by Representative A. Romero; and

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **H.B. 321**, PARENTING PLAN AMENDMENTS, by Representative V. Lowry Snow; and
The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **H.B. 379**, **CLASSIFICATION OF THEFT AMENDMENTS**, by Representative B. S. King.

Todd Weiler, Chair

Mr. President: March 6, 2017

The Transportation, Public Utilities, Energy, and Technology Committee reports a favorable recommendation on **2nd Sub. H.B. 162**, **DRIVING UNDER THE INFLUENCE CLASSIFICATION AND SENTENCING REVISIONS**, by Representative S. Eliason; and

The Transportation, Public Utilities, Energy, and Technology Committee reports a favorable recommendation on **H.B. 331**, **OCCUPATIONAL LICENSING AMENDMENTS**, by Representative N. K Thurston; and

The Transportation, Public Utilities, Energy, and Technology Committee reports a favorable recommendation on **H.B. 354**, **DIGITAL PIRACY AMENDMENTS**, by Representative A. Gardiner; and

The Transportation, Public Utilities, Energy, and Technology Committee reports a favorable recommendation on **2nd Sub. H.B. 398**, **PROCUREMENT CODE AMENDMENTS**, by Representative G. Froerer; and


D. Gregg Buxton, Chair

Mr. President: March 6, 2017

The Economic Development and Workforce Services Committee reports a favorable recommendation on **2nd Sub. H.B. 222**, **CRIMINAL OFFENSES MODIFICATIONS**, by Representative S. G. Handy; and

The Economic Development and Workforce Services Committee reports a favorable recommendation on **1st Sub. H.B. 425**, **SECURITY PERSONNEL AMENDMENTS**, by Representative L. B. Perry; and

The Economic Development and Workforce Services Committee reports a favorable recommendation on **H.B. 430**, **DISHONORED INSTRUMENTS AMENDMENTS**, by Representative V. Lowry Snow; and
The Economic Development and Workforce Services Committee reports a favorable recommendation on H.J.R. 16, JOINT RESOLUTION ON SERVICE ANIMALS, by Representative R. Chavez–Houck.

Jacob L. Anderegg, Chair

Mr. President: March 6, 2017

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on 1st Sub. H.B. 315, AQUACULTURE AMENDMENTS, by Representative G. Froerer, with the following amendments:

1. Page 18, Lines 526a through 526b:
   House Committee Amendments
   2–22–2017

   526a { (7) The division and the council shall report to the Natural Resources, Agriculture, and Environment Interim Committee by no later than November 30 of each year. } ; and

   The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on 2nd Sub. H.B. 407, UTAH PUBLIC LAND MANAGEMENT ACT AMENDMENTS, by Representative M. E. Noel; and

   The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on S.B. 268, WASTE AMENDMENTS, by Senator P. C. Knudson; and

   The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on S.B. 272, SEARCH AND RESCUE ASSISTANCE CARD PROGRAM AMENDMENTS, by Senator D. P. Hinkins.

Margaret Dayton, Chair

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

STANDING COMMITTEE REPORTS

Mr. President: March 6, 2017

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on H.B. 429, COUNTY FUND AMENDMENTS, by
Representative L. N. Hemingway, and recommends it be considered read for the second time and placed on the Consent Calendar.

Don L. Ipson, Chair

Mr. President: March 6, 2017

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on 1st Sub. H.B. 278, EXPENSES OF MINOR CHILDREN AMENDMENTS, by Representative R. Chavez–Houck, 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. 386, ATTORNEY GENERAL AMENDMENTS, by Representative E. K. Hutchings, and recommends it be considered read for the second time and placed on the Consent Calendar.

Todd Weiler, Chair

On motion of Senator Henderson, the committee reports were adopted. The bills were considered read the second time and placed on the Consent Calendar.

INTRODUCTION OF BILLS

S.B. 2, New Fiscal Year Supplemental Appropriations Act (J. Stevenson), 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 3rd Sub. S.B. 111, UNMANNED AIRCRAFT 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hilyard Hinkins Ipson
Iwamoto Mayne Millner Ökerlund
Stephenson Thatcher Van Tassell Vickers
Weiler Niederhauser
Absent or not voting were: Senators
Knudson Shiozawa Stevenson

3rd Sub. S.B. 111 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. 170, WORKERS’ COMPENSATION WORKGROUP. 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Mayne Millner Okerlund
Stephenson Thatcher Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Knudson Shiozawa Stevenson

S.B. 170 was returned to the House for the signature of the Speaker.

CONSENT CALENDAR

H.B. 15, ALIMONY 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Mayne Millner Okerlund
Stephenson Thatcher Van Tassell Vickers
Niederhauser

Absent or not voting were: Senators
Knudson Shiozawa Stevenson Weiler
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.

**THIRD READING CALENDAR**

On motion of Senator Henderson, the circle was removed from 1st Sub. H.B. 163, MUNICIPALITY PER DIEM 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Mayne Millner Okerlund
Stephenson Thatcher Van Tassell Vickers
Weiler Niederhauser

**Absent or not voting were:** Senators
Knudson Shiozawa Stevenson

1st 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.

* * *

On motion of Senator Harper, the circle was removed from 1st Sub. H.B. 94, OCCUPATIONAL AND PROFESSIONAL LICENSURE REVIEW COMMITTEE AMENDMENTS, and it was before the Senate. The bill passed on the following roll call:

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

**Voting in the affirmative were:** Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Fillmore Harper Hemmert Henderson
Hillyard Hinkins Ipson Iwamoto
Mayne Millner Okerlund Stephenson
Thatcher Van Tassell Vickers Niederhauser

**Voting in the negative was:** Senator
Davis
Absent or not voting were: Senators
Knudson      Shiozawa      Stevenson      Weiler

1st Sub. H.B. 94 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

On motion of Senator Stephenson, S.B. 227, DOXING PROHIBITION AMENDMENTS, was read the third time and circled.

***

1st Sub. S.B. 269, ELECTION MODIFICATIONS, 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          Anderegg       Bramble       Buxton
Christensen   Dabakis       Davis         Dayton
Escamilla     Fillmore       Harper        Hemmert
Henderson     Hillyard       Hinkins       Ipson
Iwamoto       Mayne         Millner       Okerlund
Shiozawa      Stephenson    Thatcher       Van Tassell
Vickers       Weiler         Niederhauser  

Absent or not voting were: Senators
Knudson      Stevenson

1st Sub. S.B. 269 was transmitted to the House for consideration.

***

On motion of Senator Stephenson, 3rd Sub. S.B. 255, FUNDING FOR EDUCATION SYSTEMS AMENDMENTS, was read the third time and circled.

***

1st Sub. S.B. 267, UTAH RURAL JOBS ACT, 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          Anderegg       Bramble       Buxton
Christensen   Dabakis       Davis         Dayton
Absent or not voting was: Senator
Knudson

1st Sub. S.B. 267 was transmitted to the House for consideration.

***

S.B. 270, SUDDEN CARDIAC ARREST PREVENTION ACT, was read the third time, explained by Senator Adams, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Knudson Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Van Tassell Vickers Weiler
Niederhauser

S.B. 270 was transmitted to the House for consideration.

***

On motion of Senator Stephenson, the circle was removed from S.B. 227, DOXING PROHIBITION AMENDMENTS, and it was before the Senate. Senator Stephenson explained the bill.

Senator Stephenson proposed the following amendment #2:

1. Page 6, Lines 164 through 166:

164 (7) Subsections (3)(a) and (b) do not apply to a person who provides information in

165 conjunction with a report under Title 34A, Chapter 6, Utah Occupational Safety and Health
166 Act, or Title 67, Chapter 21, Utah Protection of Public Employees Act.

(8) In accordance with 47 U.S.C.A. Sec. 230, this section may not apply to, and nothing in this section may be construed to impose liability or culpability on, an interactive computer service for content provided by another person.

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

# # #

Senator Stephenson proposed a verbal amendment as follows:

1. Page 3, Line 64:
   Delete Line 64
   Renumber remaining sections

Senator Stephenson’s motion to amend passed on a voice vote. Senators Bramble, Henderson, Weiler, and Thatcher commented.

On motion of Senator Stephenson, the bill was circled.

* * *

S.B. 275, CAMPAIGN FINANCE REPORTING AMENDMENTS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 23; Nays, 5; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams          Bramble          Buxton          Christensen
Dayton         Fillmore         Harper          Hemmert
Henderson      Hillyard         Hinkins         Ipson
Knudson        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 was: Senator
Anderegg
**S.B. 275** was transmitted to the House for consideration.

***

**S.B. 273**, ENERGY DEVELOPMENT AMENDMENTS, was read the third time and explained by Senator Adams.

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

1st Sub. S.B. 273 Energy Development Amendments (J. S. Adams)

Senator Hillyard 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  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Escamilla
Fillmore  Harper  Hemmert  Henderson
Hillyard  Hinkins  Ipson  Iwamoto
Knudson  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Stevenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser

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

1st Sub. S.B. 273 was transmitted to the House for consideration.

***

**S.B. 257**, CASE STATUS UPDATES, 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  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Hemmert
Henderson  Hillyard  Hinkins  Ipson
Iwamoto  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stevenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser
Absent or not voting was: Senator Stephenson

S.B. 257 was transmitted to the House for consideration.

STANDING COMMITTEE REPORTS

Mr. President: March 6, 2017

The Health and Human Services Committee reports a favorable recommendation on S.B. 274, MEDICAID DENTAL WAIVER AMENDMENTS, by Senator A. M. Christensen.

Lincoln Fillmore, Chair

On motion of Senator Henderson, the committee report was adopted. The bill was placed on Second Reading Calendar.

* * *

On motion of Senator Henderson, the Senate voted to suspend the rules for the remainder of the day.

SECOND READING CALENDAR

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, S.B. 221, STRATEGIC PLAN FOR EQUAL COMPENSATION, was considered read the second and third times. Senator Escamilla explained the bill. The bill passed on the following roll call:

Yeas, 22; Nays, 7; Absent or not voting, 0.

Voting in the affirmative were: Senators

Adams          Anderegg          Buxton          Christensen
Dabakis        Davis            Escamilla        Harper
Henderson      Ipson            Iwamoto          Knudson
Mayne          Millner          Okerlund         Shiozawa
Stevenson      Thatcher         Van Tassell      Vickers
Weiler         Niederhauser

Voting in the negative were: Senators

Bramble        Dayton           Fillmore         Hemmert
Hillyard       Hinkins          Stephenson
S.B. 221 was transmitted to the House.

***

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. 277, HIGHWAY GENERAL OBLIGATION BONDS AUTHORIZATION, was considered read the second and third times. Senator Harper explained the bill.

Senator Harper proposed a verbal amendment as follows:

1. Page 5, Line 145:
   Delete “future”

Senator Harper’s motion to amend passed on a voice vote. Senators Weiler and Thatcher commented. The bill passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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

1st Sub. S.B. 277 was transmitted to the House.

***

On motion of Senator Knudson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Knudson, under suspension of the rules, S.B. 268, WASTE AMENDMENTS, was considered read the second and third times. Senator Knudson explained the bill. The bill passed on the following roll call:
Yeas, 26; Nays, 1; Absent or not voting, 2.

Voting in the affirmative were: Senators

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Voting in the negative was: Senator

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Absent or not voting were: Senators

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S.B. 268 was transmitted to the House.

THIRD READING CALENDAR

On motion of Senator Anderegg, the circle was removed from 1st Sub. S.B. 115, COMPULSORY EDUCATION REVISIONS, and it was before the Senate. Senator Anderegg explained the bill. Senators Dabakis, Mayne, and Weiler commented. The bill failed on the following roll call:

Yeas, 13; Nays, 16; Absent or not voting, 0.

Voting in the affirmative were: Senators

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Voting in the negative were: Senators

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1st Sub. S.B. 115 was filed.

**

On motion of Senator Stephenson, the circle was removed from 3rd Sub. S.B. 255, FUNDING FOR EDUCATION SYSTEMS AMENDMENTS, and it
was before the Senate. Senator Stephenson explained the bill. Senators Harper and Henderson commented. The bill passed on the following roll call:

**Y eas, 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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**3rd Sub. S.B. 255** was transmitted to the House for consideration.

* * *

On motion of Senator Stevenson, the Senate voted to lift the following bills from Rules and place them at the top of the Second Reading Calendar.

**S.B. 2, NEW FISCAL YEAR SUPPLEMENTAL APPROPRIATIONS ACT**

**S.B. 8, REVENUE BOND AND CAPITAL FACILITIES AMENDMENTS**

* * *

On motion of Senator Stephenson, the circle was removed from **S.B. 227, DOXING PROHIBITION AMENDMENTS**, and it was before the Senate. Senator Stephenson explained the bill.

Senator Bramble proposed a verbal amendment as follows:

1. Page 3, Line 60:
   Delete Line 60

2. Page 3, Line 72:
   Delete Line 72
Senator Bramble’s motion to amend passed on a voice vote. The bill passed on the following roll call:

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

**Voting in the affirmative were:** Senators
- Adams
- Anderegg
- Bramble
- Buxton
- Christensen
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hemmert
- Henderson
- Hillyard
- Hinkins
- Ipson
- Iwamoto
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Niederhauser

**Voting in the negative were:** Senators
- Dabakis
- Weiler

S.B. 227 was transmitted to the House for consideration.

**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, S.B. 272, SEARCH AND RESCUE ASSISTANCE CARD PROGRAM AMENDMENTS, was considered read the second and third times. Senator Hinkins explained the bill. Senator Dayton commented. The bill passed on the following roll call:

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

**Voting in the affirmative were:** Senators
- Adams
- Anderegg
- Bramble
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Fillmore
- Harper
- Hemmert
- Henderson
S.B. 272 was transmitted to the House.

**INTRODUCTION OF BILLS**

S.B. 9, Revenue Bond and Capital Facilities Amendments (W. Harper), was read the first time by short title and placed on the Second Reading Calendar.

**SECOND READING CALENDAR**

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. 2, NEW FISCAL YEAR SUPPLEMENTAL APPROPRIATIONS ACT, was considered read the second and third times. Senator Stevenson explained the bill. Senator Bramble commented. The bill passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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S.B. 2 was transmitted to the House.

* * *

S.B. 8, STATE AGENCY FEES AND INTERNAL SERVICE FUND RATE AUTHORIZATION AND APPROPRIATIONS, was read the second time. Senator Van Tassell explained the bill.
On motion of Senator Van Tassell, the following substitute bill replaced the original bill:

1st Sub. S.B. 8 State Agency Fees and Internal Service Fund Rate Authorization and Appropriations (K. Van Tassell)

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. 8, STATE AGENCY FEES AND INTERNAL SERVICE FUND RATE AUTHORIZATION AND APPROPRIATIONS, was considered read the second and third times. Senator Van Tassell explained the bill. The bill passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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<td>Vickers</td>
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**Absent or not voting was:** Senator Thatcher

1st Sub. S.B. 8 was transmitted to the House.

* * *

On motion of Senator Harper, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Harper, under suspension of the rules, S.B. 9, REVENUE BOND AND CAPITAL FACILITIES AMENDMENTS, 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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S.B. 9 was transmitted to the House.

* * *

On motion of Senator Christensen, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Christensen, under suspension of the rules, S.B. 274, MEDICAID DENTAL WAIVER AMENDMENTS, was considered read the second and third times. Senator Christensen 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 Thatcher

S.B. 274 was transmitted to the House.

* * *

On motion of Senator Harper, the circle was removed from 1st Sub. H.B. 186, LOCAL GOVERNMENT OFFICIAL RESIDENCY AMENDMENTS, and it was before the Senate. Senator Harper explained the bill. The bill passed second reading on the following roll call:
Y eas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams  Anderegg  Bramble  Buxton
Dabakis  Davis  Dayton  Escamilla
Fillmore  Harper  Hemmert  Henderson
Hillyard  Hinkins  Ipson  Iwamoto
Knudson  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Stevenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator Christensen

* * *

On motion of Senator Van Tassell, the circle was removed from S.B. 276, TRANSPORTATION FUNDING MODIFICATIONS, and it was before the Senate.

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

1st Sub. S.B. 276 Transportation Funding Modifications (K. Van Tassell)

Senator Van Tassell explained the bill. Senator Henderson commented.

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. 276, TRANSPORTATION FUNDING MODIFICATIONS, was considered read the second and third times. Senator Van Tassell explained the bill. The bill passed on the following roll call:

Y eas, 26; Nays, 2; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams  Anderegg  Bramble  Buxton
Dabakis  Davis  Dayton  Escamilla
Harper  Hemmert  Hillyard  Hinkins
Ipson  Iwamoto  Knudson  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Thatcher  Van Tassell  Vickers
Weiler  Niederhauser
Voting in the negative were: Senators
Fillmore Henderson

Absent or not voting was: Senator Christensen

1st Sub. S.B. 276 was transmitted to the House.

* * *

On motion of Senator Henderson, the Senate voted to remove all Senate bills from the Second and Third Reading Calendars and send them to the Rules Committee.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 6, 2017
The House substituted and passed, 1st Sub. S.B. 124, CHILD CARE LICENSING AMENDMENTS, by Senator L. Fillmore, and it is transmitted for further consideration; and

The House passed, as amended, S.B. 203, REAL ESTATE TRUSTEE AMENDMENTS, by Senator G. Davis, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.

Mr. President: March 6, 2017
The Speaker of the House has signed 3rd Sub. S.B. 111, UNMANNED AIRCRAFT AMENDMENTS, by Senator W. Harper, and it is transmitted for the signature of the President; and

The House passed, 3rd Sub. S.B. 129, SALVAGE VEHICLE 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. 133, PROCUREMENT PROCESS 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, 2nd Sub. S.B. 168, CAREER AND COLLEGE READINESS MATHEMATICS COMPETENCY REVISIONS, 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. 169**, 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 Speaker of the House has signed **S.B. 170**, WORKERS’ COMPENSATION WORKGROUP, by Senator K. Mayne, and it is transmitted for the signature of the President; and

The House passed, **S.B. 172**, BARBER LICENSING RESTRICTION CHANGES, 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 6, 2017

The House concurred in the Senate amendments and passed **1st Sub. H.B. 164**, MUNICIPAL ENTERPRISE FUND AMENDMENTS, by Representative J. Moss, 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 6, 2017

The House passed **H.B. 375**, ASSET FORFEITURE GRANTS AMENDMENTS, by Representative E. Hutchings, and it is transmitted for consideration.

Sandy D. Tenney, Chief Clerk

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

***

On motion of Senator Okerlund, and at 6:52 p.m., the Senate adjourned until 9:00 a.m., Tuesday, March 7, 2017.
The Senate was called to order at 9:43 a.m., with President Wayne Niederhauser presiding.

**Prayer** – Former Senator Aaron Osmond

**Pledge of Allegiance** – Gabby Hutchinson

**Roll Call** – All Senators present

**READING OF TITLES OF BILLS AND RESOLUTIONS**

*(PLEASE REFER TO DAY 1, PAGE 100)*

**COMMUNICATIONS FROM THE HOUSE**

Mr. President: March 6, 2017

The House passed, **S.B. 66**, **ADMINISTRATIVE LAW JUDGE 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, **2nd Sub. S.B. 182**, **PUBLIC TRANSPORTATION SAFETY OVERSIGHT AMENDMENTS**, 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 6, 2017

The House concurred in the Senate amendments and passed **1st Sub. H.C.R. 10**, **CONCURRENT RESOLUTION ENCOURAGING IDENTIFICATION AND SUPPORT OF TRAUMATIC CHILDHOOD EXPERIENCES SURVIVORS**, 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. 268**, **MONEY MANAGEMENT ACT 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 **H.B. 211**, STATE WORK OF ART, by Representative R. Edwards, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 191**, JUDICIARY RELATED AMENDMENTS, by Representative V. L. Snow, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 180**, WATER RIGHTS TRANSFER AMENDMENTS, by Representative L. Wilde, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 160**, CAMPAIGN CONTRIBUTION SOLICITATION 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. 139**, CRIMINAL INTENT AMENDMENTS, by Representative K. Stratton, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 100**, INSTITUTIONS OF HIGHER EDUCATION DISCLOSURE REQUIREMENTS, by Representative K. Coleman, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 95**, LITTLE SAHARA STATE PARK DESIGNATION, by Representative S. Eliason, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 42**, INSURANCE RELATED MODIFICATIONS, by Representative J. Dunnigan, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

Communications filed. 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 6, 2017

The House refused to concur with the Senate Amendments to **H.B. 202**, TRESPASS AMENDMENTS, by Representative B. Greene, and requests the Senate recede from its amendments.

Sandy D. Tenney, Chief Clerk

On motion of Senator Anderegg, the Senate voted to refuse to recede from its amendments to **H.B. 202**. President Niederhauser appointed a conference
committee consisting of Senators Anderegg, Weiler, and Mayne to meet with a like committee from the House.

* * *

Mr. President: March 6, 2017

The House passed H.C.R. 25, CONCURRENT RESOLUTION REGARDING A NATIONAL CRISIS HOTLINE, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed H.B. 427, AGRICULTURE COMMODITY ZONE AMENDMENTS, by Representative K. Stratton, and it is transmitted for consideration; and

The House passed, as amended, H.B. 2, PUBLIC EDUCATION BUDGET AMENDMENTS, by Representative D. McCay, and it is transmitted for consideration; and

The House passed H.B. 3, CURRENT FISCAL YEAR SUPPLEMENTAL APPROPRIATIONS, by Representative D. Sanpei, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 8, STATE AGENCY AND HIGHER EDUCATION COMPENSATION APPROPRIATIONS, by Representative B. Last, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 366, EMERGENCY PERSONNEL RECORDING AMENDMENTS, by Representative A.C. Maloy, and it is transmitted for consideration; and

The House passed H.B. 402, SCHOOL TRUST FUND AMENDMENTS, by Representative J. Moss, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 131, CHILD PLACEMENT REVISIONS, by Representative K. Christofferson, and it is transmitted for consideration; and

The House passed, as substituted and amended, 2nd Sub. H.B. 157, HOMEOWNERS ASSOCIATION REVISIONS, by Representative J. Knotwell, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.B. 250, DRIVING UNDER THE INFLUENCE PROGRAM AMENDMENTS, by Representative J. Fawson, and it is transmitted for consideration; and
The House passed, as amended, **H.B. 303**, STATE BUILDING AMENDMENTS, by Representative L. Hemingway, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 342**, UTAH ANATOMICAL GIFT ACT AMENDMENTS, by Representative G. Froerer, and it is transmitted for consideration; and

The House passed, as substituted, **2nd Sub. H.B. 348**, VOTER RECORDS AMENDMENTS, by Representative R. Edwards, and it is transmitted for consideration; and

The House passed, as substituted, **2nd Sub. H.B. 363**, FEDERAL FUNDS AMENDMENTS, by Representative K. Ivory, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 368**, RELATED TO BASIC SCHOOL PROGRAMS REVIEW, by Representative J. Fawson, and it is transmitted for consideration; and

The House passed **H.B. 373**, SUBSTANCE ABUSE AND MENTAL HEALTH AMENDMENTS, by Representative E. Redd, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 381**, LAW ENFORCEMENT BODY CAMERA FOOTAGE AMENDMENTS, by Representative P. Ray, and it is transmitted for consideration; and

The House passed, as substituted and amended, **2nd Sub. H.B. 385**, STATE MONUMENTS ACT, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed **H.B. 387**, REGULATION OF ALKALINE HYDROLYSIS PROCESS, by Representative S. Handy, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 388**, DEPARTMENT OF PUBLIC SAFETY FEE AMENDMENTS, by Representative E. Hutchings, and it is transmitted for consideration; and

The House passed **H.B. 390**, SUICIDE PREVENTION MODIFICATIONS, by Representative S. Eliason, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 394**, NATIVE AMERICAN REMAINS REPATRIATION, by Representative M. Noel, and it is transmitted for consideration; and
The House passed, as substituted and amended, 5th Sub. H.B. 395, HEALTH INSURANCE AMENDMENTS, by Representative J. Dunnigan, and it is transmitted for consideration; and

The House passed, as amended, H.B. 399, GOVERNMENTAL IMMUNITY AMENDMENTS, by Representative V. L. Snow, and it is transmitted for consideration; and

The House passed, as substituted and amended, 2nd Sub. H.B. 400, PILOT PROGRAM TO STUDY COVERAGE PARITY FOR AMINO ACID–BASED FORMULA, by Representative E. Redd, and it is transmitted for consideration; and

The House passed H.B. 401, ELECTRONIC HIGH SCHOOL AMENDMENTS, by Representative R. Ward, and it is transmitted for consideration; and

The House passed, as amended, H.B. 408, STATE PROPERTY AND SCHOOL AND INSTITUTIONAL TRUST LAND AMENDMENTS, by Representative M. Noel, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 413, PUBLIC SCHOOL MEMBERSHIP IN ASSOCIATIONS, by Representative F. Gibson, and it is transmitted for consideration; and

The House passed, as amended, H.B. 416, TARGETED BUSINESS INCOME TAX CREDIT REVISIONS, by Representative R. Edwards, and it is transmitted for consideration; and

The House passed, as substituted, 1st Sub. H.B. 428, FELONY FLEEING AMENDMENTS, by Representative P. Ray, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.B. 433, PENALTY FOR TARGETING LAW ENFORCEMENT OFFICER, by Representative P. Ray, and it is transmitted for consideration; and

The House passed, as amended, H.B. 441, HOUSING AND HOMELESS REFORM INITIATIVE AMENDMENTS, by Representative F. Gibson, et al, and it is transmitted for consideration; and

The House passed H.B. 446, SENTENCING GUIDELINES AMENDMENTS, by Representative K. Ivory, and it is transmitted for consideration; and
The House passed **H.B. 448**, COMMUNITY REINVESTMENT AMENDMENTS, by Representative J. Peterson, and it is transmitted for consideration; and

The House passed, as substituted and amended, **2nd Sub. H.B. 453**, AIRPORT BOARD REVISIONS, by Representative K. Coleman, and it is transmitted for consideration; and

The House passed **H.B. 459**, RURAL HEALTH SERVICES ACCOUNT AMENDMENTS, by Representative R. C. Webb, and it is transmitted for consideration; and

The House passed **H.B. 460**, CAPITOL DEVELOPMENT PROJECTS BONDING AMENDMENTS, by Representative G. Froerer, and it is transmitted for consideration; and

The House passed **H.C.R. 22**, CONCURRENT RESOLUTION ON WILD HORSES AND BURROS, by Representative K. Ivory, and it is transmitted for consideration; and

The House passed **H.C.R. 23**, CONCURRENT RESOLUTION PROMOTING CONTINUED ACCESS AND RECREATION ON LANDS MANAGED BY THE BUREAU OF LAND MANAGEMENT, by Representative M. Noel, and it is transmitted for consideration; and

The House passed **H.C.R. 24**, CONCURRENT RESOLUTION ON NATIVE AMERICAN RECREATION AND PUBLIC PURPOSES GRANT, by Representative M. Noel, and it is transmitted for consideration; and

The House passed **H.C.R. 26**, CONCURRENT RESOLUTION URGING RESTORATION OF UTAH LAKE, by Representative M. McKell, and it is transmitted for consideration; and

The House passed **H.J.R. 17**, JOINT RESOLUTION TO RESTORE THE DIVISION OF GOVERNMENTAL RESPONSIBILITIES BETWEEN THE NATIONAL GOVERNMENT AND THE 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 6, 2017**

The Health and Human Services Committee recommends **H.B. 283**, CHILD HOMELESSNESS PREVENTION, by Representative R. M. Spendlove, be
replaced and favorably recommends 1st Sub. H.B. 283, CHILD HOMELESSNESS PREVENTION; and

The Health and Human Services Committee reports a favorable recommendation on 2nd Sub. H.B. 286, ESSENTIAL TREATMENT AND INTERVENTION ACT, by Representative L. Christensen; and

The Health and Human Services Committee recommends 1st Sub. H.B. 308, PUBLIC HEALTH EDUCATION MODULE, by Representative N. K Thurston, be replaced and favorably recommends 2nd Sub. H.B. 308, PUBLIC HEALTH AND SCHOOLS; and

The Health and Human Services Committee reports a favorable recommendation on H.B. 310, UTAH STATEWIDE IMMUNIZATION INFORMATION SYSTEM PROGRAM, by Representative N. K Thurston; and

The Health and Human Services Committee reports a favorable recommendation on 2nd Sub. H.B. 359, SPINAL CORD AND BRAIN INJURY REHABILITATION FUND AMENDMENTS, by Representative E. K. Hutchings, with the following amendments:

1. Page 2, Line 52 through Page 3, Line 57:

   52 (2) The fund shall consist of:
   53   (a) gifts, grants, donations, or any other conveyance of money
   54     that may be made to the
   55     fund from private sources;
   56   (b) a portion of the impound fee as designated in Section
   57     41−6a−1406; [and]
   58   (c) the fees collected by the Motor Vehicle Division under
   59     Subsection 41−22−8(3) and Subsection 41−1a−1201(8); and
   57     [(c) (d) amounts as appropriated by the Legislature.

2. Page 3, Line 83 through Page 4, Line 92:

   83 (2) The advisory committee shall be composed of [five] {seven} eight members as follows:
   84   (a) the executive director of the [Utah] Department of Health, or
   85     the executive
   85     director’s designee;
(b) [a survivor, or a family member] two survivors, or family members of a survivor of a traumatic brain injury, appointed by the governor;

(c) [a survivor, or a family member] two survivors, or family members of a survivor of a traumatic spinal cord injury, appointed by the governor;

(d) one traumatic brain injury or spinal cord injury professional appointed by the governor who, at the time of appointment and throughout the professional’s term on the committee, does not receive a financial benefit from the fund;

(e) a member of the House of Representatives appointed by the speaker of the House of Representatives; and

(f) a member of the Senate appointed by the president of the Senate.

The Health and Human Services Committee reports a favorable recommendation on 1st Sub. H.B. 365, HOMELESS RESOURCE CENTER ZONE AMENDMENTS, by Representative J. K. Briscoe; and

The Health and Human Services Committee reports a favorable recommendation on H.B. 435, HEALTH CARE PATIENT PRIVACY AMENDMENTS, by Representative F. D. Gibson.

Lincoln Fillmore, Chair

Mr. President: March 6, 2017

The Education Committee recommends H.B. 291, SCHOOL AND INSTITUTIONAL TRUST LANDS AMENDMENTS, by Representative M. E. Noel, be replaced and favorably recommends 1st Sub. H.B. 291, SCHOOL CHILDREN’S TRUST SECTION AND BENEFICIARY ADVOCATE AMENDMENTS; and

The Education Committee reports a favorable recommendation on 1st Sub. H.B. 404, EARLY WARNING PILOT PROGRAM, by Representative V. L. Peterson; and
The Education Committee reports a favorable recommendation on **H.B. 409**, CHARTER SCHOOL FUNDING AMENDMENTS, by Representative B. G. Last.

Ann Millner, Chair

Mr. President: March 6, 2017

The Business and Labor Committee recommends **3rd Sub. H.B. 115**, SOLID WASTE REVISIONS, by Representative M. K. McKell, be replaced and favorably recommends **4th Sub. H.B. 115**, SOLID WASTE REVISIONS; and

The Business and Labor Committee reports a favorable recommendation on **H.B. 376**, LANDLORD–TENANT RIGHTS, by Representative J. A. Dunnigan; and


Curtis S. Bramble, Chair

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

**STANDING COMMITTEE REPORTS**

Mr. President: March 6, 2017

The Business and Labor Committee reports a favorable recommendation on **1st Sub. H.B. 273**, CONSTRUCTION TRADES LICENSING PENALTY PERIODS AMENDMENTS, by Representative P. Ray, and recommends it be considered read for the second time and placed on the Consent Calendar.

Curtis S. Bramble, Chair

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

**CONCURRENCE CALENDAR**

On motion of Senator Fillmore, the Senate voted to concur in the House amendments to **1st Sub. S.B. 124**, CHILD CARE LICENSING AMENDMENTS. The bill, as amended, passed on the following roll call:

**Y** eas, 27; **N** ays, 0; **A** bsent or not voting, 2.
Day 43854 SENATE JOURNAL

Voting in the affirmative were: Senators
Adams        Bramble        Buxton        Christensen
Dabakis      Davis          Dayton        Escamilla
Fillmore      Harper         Hemmert       Henderson
Hinkins       Ipson          Iwamoto       Knudson
Mayne         Millner        Okerlund      Shiozawa
Stephenson    Stevenson      Thatcher      Van Tassell
Vickers       Weiler         Niederhauser

Absent or not voting were: Senators
Anderegg     Hillyard

1st Sub. S.B. 124 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Davis, the Senate voted to concur in the House amendments to S.B. 203, REAL ESTATE TRUSTEE 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        Buxton        Christensen
Dabakis      Davis          Dayton        Escamilla
Fillmore      Harper         Hemmert       Henderson
Hillyard      Hinkins        Ipson         Iwamoto
Knudson       Mayne          Millner       Okerlund
Shiozawa      Stephenson     Stevenson      Thatcher
Van Tassell   Vickers        Weiler        Niederhauser

Absent or not voting was: Senator
Anderegg

S.B. 203 was returned to the House for the signature of the Speaker.

CONSENT CALENDAR

1st Sub. H.B. 47, PROPERTY TAX ASSESSMENT APPEAL AMENDMENTS, was read the third time, explained by Senator Hemmert, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent or not voting, 3.
Voting in the affirmative were: Senators
Adams            Anderegg      Bramble            Buxton
Christensen     Dabakis       Davis               Dayton
Escamilla       Fillmore      Hemmert             Henderson
Hillyard        Hinkins       Ipson               Iwamoto
Knudson         Mayne         Millner             Okerlund
Shiozawa        Stephenson    Stevenson           Van Tassell
Vickers          Niederhauser

Absent or not voting were: Senators
Harper            Thatcher       Weiler

1st Sub. H.B. 47 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 336, HEALTH REFORM AMENDMENTS, was read the third time, explained by Senator Bramble, and passed on the following roll call:

Y eases, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams            Anderegg      Bramble            Buxton
Christensen     Dabakis       Davis               Dayton
Escamilla       Fillmore      Harper              Hemmert
Henderson       Hillyard      Hinkins             Ipson
Iwamoto         Knudson       Mayne               Millner
Okerlund        Shiozawa      Stevenson           Stevenson
Vickers          Weiler        Niederhauser

Absent or not voting were: Senators
Thatcher         Van Tassell

H.B. 336 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Buxton, the Senate voted to lift 1st Sub. H.B. 238, PAYMENT OF WAGES ACT AMENDMENTS, from the Third Reading Table and place it on the Third Reading Calendar.
THIRD READING CALENDAR

1st Sub. H.B. 186, LOCAL GOVERNMENT OFFICIAL RESIDENCY AMENDMENTS, was read the third time, explained by Senator Harper, and passed on the following roll call:

Y eas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams          Anderegg          Bramble          Buxton
Christensen   Dabakis           Davis           Dayton
Escamilla      Fillmore          Harper          Hemmert
Henderson      Hillyard         Hinkins         Ipson
Iwamoto        Knudson           Mayne          Millner
Okerlund       Stephenson        Stevenson       Thatcher
Vickers        Weiler           Niederhauser

Absent or not voting were: Senators
Shiozawa          Van Tassell

1st Sub. H.B. 186 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. 238, PAYMENT OF WAGES ACT AMENDMENTS, was read the third time, explained by Senator Buxton, and passed on the following roll call:

Y eas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams          Anderegg          Bramble          Buxton
Christensen   Dabakis           Davis           Dayton
Escamilla      Fillmore          Harper          Hemmert
Henderson      Hillyard         Hinkins         Ipson
Iwamoto        Knudson           Mayne          Millner
Okerlund       Shiozawa          Stephenson       Stevenson
Thatcher       Vickers           Weiler           Niederhauser

Absent or not voting was: Senator
Van Tassell

1st Sub. H.B. 238 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
SECOND READING CALENDAR

On motion of Senator Okerlund, the Senate voted to suspend the rules for the remainder of the day

***

H.B. 92, PHYSICAL RESTRAINT IN SCHOOLS, was read the second time. Senator Vickers explained the bill. Senators Fillmore and 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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**Absent or not voting were:** Senators

| Hinkins | Millner | Okerlund | Van Tassell |

***

On motion of Senator Stevenson, the circle was removed from 1st Sub. H.B. 195, DISSOLUTION OF LOCAL DISTRICTS, 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. 195, DISSOLUTION OF LOCAL DISTRICTS, 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
Hillyard Okerlund Van Tassell

1ST Sub. H.B. 195 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Henderson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Henderson, under suspension of the rules, H.B. 136, BOARD OF EDUCATION REVISIONS, was considered read the second and third times. Senator Dabakis commented and the bill passed on the following roll call:

Yeas, 20; Nays, 8; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dayton Fillmore Harper
Hemmert Henderson Hillyard Ipson
Knudson Millner Okerlund Stephenson
Stevenson Thatcher Weiler Niederhauser

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

Absent or not voting was: Senator
Van Tassell

H.B. 136, as amended, was returned to the House for further consideration.

* * *

1st Sub. H.B. 75, COMMON OWNERSHIP AMENDMENTS, was read the second time. Senator Ipson explained the bill.
On motion of Senator Ipson, the following substitute bill replaced the original bill:

2nd Sub. H.B. 75 Common Ownership Amendments (G. Froerer)

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
- Anderegg
- Bramble
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hemmert
- Henderson
- Hillyard
- Hinkins
- Ipson
- Iwamoto
- Knudson
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Mayne
- Van Tassell

* * *

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. 83**, RENTAL APPLICATION DISCLOSURE 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
- Anderegg
- Bramble
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
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- Harper
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- Shiozawa
- Stephenson
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- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Mayne
- Stevenson
**2nd 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.

***

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. 110, CONTROLLED SUBSTANCE 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 Davis

**1st Sub. H.B. 110,** as amended, was returned to the House for further consideration.

***

On motion of Senator Ipson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Ipson, under suspension of the rules, **H.B. 201, CONDOMINIUM AND COMMUNITY ASSOCIATION 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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Knudson        Mayne         Millner       Okerlund
Shiozawa       Stephenson    Stevenson     Thatcher
Van Tassell    Vickers       Weiler        Niederhauser

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

**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 Vickers, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Vickers, under suspension of the rules, **1st Sub. H.B. 113**, *NURSING CARE FACILITY 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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**Absent or not voting were:** Senators

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**1st Sub. H.B. 113** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

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. 234**, *POST–EXPOSURE BLOOD 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

Fillmore    Stephenson

H.B. 234 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 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, H.B. 267, ORGAN DONATION 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

Fillmore

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.

* * *

On motion of Senator Shiozawa, under suspension of the rules, H.C.R. 17, CONCURRENT RESOLUTION DESIGNATING AUTISM AFTER 21 DAY,
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     Anderegg  Bramble  Buxton  
Christensen  Davis   Dayton  Escamilla  
Harper    Hemmert  Henderson  Hillyard  
Hinkins  Ipson  Iwamoto  Mayne  
Millner  Okerlund  Shiozawa  Stephenson  
Stevenson  Thatcher  Van Tassell  Vickers  
Weiler  Niederhauser

**Voting in the negative was:** Senator

Fillmore

**Absent or not voting were:** Senators

Dabakis  Knudson

**H.C.R. 17** 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. 235, AUTOMATED TRAFFIC ENFORCEMENT SAFETY DEVICES,** was read the second time. Senator Bramble explained the bill.

Senator Bramble proposed the following amendment #2:

1. Page 5, Line 140:

   (3) A photograph, video image, or other record produced by an automated traffic enforcement safety device may not be used for any purpose other than evidence for a violation of Section 41−6a−1302.

\[140 \ (3) \ (4) \ A \ photograph, \ video \ image, \ or \ other \ record \ produced \ by \ an \ automated \ traffic\]

2. Page 5, Line 143:

\[143 \ (4) \ (5) \ In \ accordance \ with \ Title \ 63G, \ Chapter \ 3, \ Utah \ Administrative \ Rulemaking \ Act, \ the\]

Senator Bramble’s motion to amend passed on a voice vote.
On motion of Senator Bramble, the bill was circled.

***

On motion of Senator Okerlund, under suspension of the rules, H.C.R. 21, CONCURRENT RESOLUTION ENCOURAGING NASA TO CONSIDER TOOELE COUNTY FOR A TEST FACILITY, was considered read the second and third times. Senators Davis and Buxton 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

Dabakis

H.C.R. 21, as amended, was returned to the House for further consideration.

***

H.B. 200, SEXUAL ASSAULT KIT PROCESSING AMENDMENTS, was read the second time. Senator Weiler explained the bill.

On motion of Senator Weiler, the bill was circled.

***

On motion of Senator Bramble, 1st Sub. H.B. 82, STREET–LEGAL ALL–TERRAIN VEHICLE AMENDMENTS, was read the second time and circled.

***

H.B. 85, QUALITY GROWTH COMMISSION AMENDMENTS, was read the second time. Senator Buxton explained the bill. The bill passed second reading on the following roll call:
Yeas, 24; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Senators

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Absent or not voting were: Senators

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On motion of Senator Shiozawa, **H.B. 183**, EMISSIONS SETTLEMENT AMENDMENTS, was read the second time and circled.

***

1st Sub. H.B. 207, FEDERALISM AMENDMENTS, was read the second time. Senator Christensen explained the bill.

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

2nd Sub. H.B. 207 Federalism Amendments (K. Ivory)

On motion of Senator Christensen, the bill was circled.

***

H.B. 280, AGRICULTURE REGULATION PREEMPTION AMENDMENTS, was read the second time. Senator Vickers explained the bill.

Senator Vickers proposed the following amendment #3:

1. Page 1, Lines 16 through 21:

   16 states that the regulation of commercial feed, fertilizer, pesticides, and seeds is of

   17 statewide concern and state code occupies the whole field of potential regulation;
and
states that, subject to an exemption, a political subdivision of the state is prohibited from regulating commercial feed, fertilizer, pesticides, or seeds, and local ordinances that seek to regulate commercial feed, fertilizer, pesticides, or seeds are void.

2. Page 2, Lines 32 through 46
a House Committee Amendments
b. 2–16–2017:


(1) Subject to concurrence with relevant federal laws and except as provided in Subsection (4), the department has exclusive jurisdiction over regulation regarding:

(a) commercial feed, as described in Chapter 12, Utah Commercial Feed Act;
(b) fertilizer, as described in Chapter 13, Utah Fertilizer Act;
(c) pesticides, as described in Chapter 14, Utah Pesticide Control Act; and
(d) seeds, as described in Chapter 16, Utah Seed Act.

(2) The regulation of commercial feed, fertilizer, pesticides, and seeds within the state is of statewide concern and, except as provided in Subsection (4), this title occupies the whole field of potential regulation.

(3) Except as provided in Subsection (4), a political subdivision of the state is prohibited from regulating commercial feed, fertilizer, pesticides, and seeds, and local ordinances, resolutions, amendments, regulations, or laws that seek to do so are void.

(4) Nothing in this section preempts or otherwise limits the authority of a political
subdivision to:

(a) adopt and enforce zoning regulations, fire codes, building codes, or waste disposal restrictions;

(b) in consultation with the department, enforce, maintain, amend, or otherwise continue to implement a regulation created on or before January 1, 2017 related to the use of pesticides and fertilizers in a source water protection zone.

Senator Vickers’ 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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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. 282, STATE FAIR PARK BOARD 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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<td>Weiler</td>
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Absent or not voting were: Senators
Hinkins        Knudson        Stephenson

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.

***

On motion of Senator Hillyard, H.B. 2, PUBLIC EDUCATION BUDGET AMENDMENTS, was read the second time and circled.

***

On motion of Senator Stevenson, H.B. 3, CURRENT FISCAL YEAR SUPPLEMENTAL APPROPRIATIONS, was read the second time and circled.

On motion of Senator Van Tassell, 1st Sub. H.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.B. 2, PUBLIC EDUCATION BUDGET AMENDMENTS, and it was before the Senate. Senator Hillyard explained the bill. Senators Dayton, Adams, Dabakis, Iwamoto, and Stevenson 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. 2, PUBLIC EDUCATION BUDGET AMENDMENTS, was considered read the second and third times and passed on the following roll call:

Y eas, 29; Nays, 0; Absent or not voting, 0.

Voting in the affirmative were: Senators
Adams          Anderegg          Bramble          Buxton
Christensen    Dabakis           Davis            Dayton
Escamilla      Fillmore          Harper           Hemmert
Henderson      Hillyard          Hinkins          Ipson
Iwamoto        Knudson           Mayne            Millner
Okerlund       Shiozawa          Stephenson       Stevenson
Thatcher       Van Tassell       Vickers          Weiler
Niederhauser
**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.

* * *

**H.B. 460, CAPITOL DEVELOPMENT PROJECTS BONDING AMENDMENTS,** was read the second time. Senator Harper explained the bill.

Senator Harper proposed the following amendment #1:

1. Page 1, Line 1:

   1 {CAPITOL} CAPITAL DEVELOPMENT PROJECTS BONDING

Senator Harper’s amendment 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, **H.B. 460, CAPITOL DEVELOPMENT PROJECTS BONDING AMENDMENTS,** was considered read the second and third times. Senator Escamilla commented and the bill passed on the following roll call:

**Yeas, 23; Nays, 4; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

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**Absent or not voting were:** Senators

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**H.B. 460,** as amended, was returned to the House for further consideration.

* * *

On motion of Senator Stevenson, the circle was removed from **1st Sub. H.B. 8, STATE AGENCY AND HIGHER EDUCATION COMPENSATION**
APPROPRIATIONS, and it was before the Senate. Senator Van Tassell explained the bill.

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. 8, STATE AGENCY AND HIGHER EDUCATION COMPENSATION APPROPRIATIONS, 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 Adams

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 Stevenson, the circle was removed from H.B. 3, CURRENT FISCAL YEAR SUPPLEMENTAL 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, H.B. 3, CURRENT FISCAL YEAR SUPPLEMENTAL APPROPRIATIONS, 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

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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.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 7, 2017

The Speaker of the House has appointed a Conference Committee consisting of Representatives B. Greene, D. McCay, and Brian S. King to meet with a like committee from the Senate to consider or amend H.B. 202, TRESPASS AMENDMENTS, by Representative B. Greene.

Sandy D. Tenney, Chief Clerk

Mr. President: March 7, 2017

The House substituted, amended, and passed, 1st Sub. S.B. 79, WASTE MANAGEMENT AMENDMENTS, by Senator J. S. Adams, and it is transmitted for further consideration; and

The House substituted and passed, 1st Sub. S.B. 181, HIGH PRIORITY TRANSPORTATION CORRIDORS AMENDMENTS, by Senator W. Harper, and it is transmitted for further consideration; and

The House substituted and passed, 1st Sub. S.J.R. 6, JOINT RESOLUTION URGING LEGISLATIVE APPROVAL FOR THE LEASE OF WATER RIGHTS BY THE STATE DEVELOPMENTAL CENTER, by Senator M. Dayton, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.

Mr. President: March 7, 2017

The House passed, 1st Sub. S.B. 113, NATURAL RESOURCES MODIFICATIONS, 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. 122**, WILDLAND FIRE SUPPRESSION FUND AMENDMENTS, by Senator E. Vickers, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **2nd Sub. S.B. 191**, OIL AND GAS AMENDMENTS, by Senator R. Okerlund, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 224**, DEPARTMENT OF WORKFORCE SERVICES AMENDMENTS, by Senator L. Fillmore, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.J.R. 14**, JOINT RESOLUTION REGARDING JOBS IN RURAL UTAH, 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. 2**, NEW FISCAL YEAR SUPPLEMENTAL APPROPRIATIONS ACT, by Senator J. Stevenson, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 8**, STATE AGENCY FEES AND INTERNAL SERVICE FUND RATE AUTHORIZATION AND APPROPRIATIONS, 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. 9**, REVENUE BOND AND CAPITAL FACILITIES AMENDMENTS, by Senator W. Harper, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 58**, UNIFORM VOIDABLE TRANSACTIONS ACT, 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. 124**, CHILD CARE LICENSING AMENDMENTS, by Senator L. Fillmore, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 203**, REAL ESTATE TRUSTEE AMENDMENTS, by Senator G. Davis, 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, the Senate recessed at 12:00 p.m.**

**AFTERNOON SESSION**

The Senate reassembled at 2:10 p.m., with President Niederhauser presiding.

**COMMUNICATIONS FROM THE HOUSE**

Mr. President: March 7, 2017

The House passed, as amended, **1st Sub. S.B. 246**, PHARMACY PRACTICE ACT AMENDMENTS, by Senator E. Vickers, and it is transmitted for further consideration; and

The House passed, as amended, **1st Sub. S.C.R. 8**, HEALTH CARE FREEDOM CONCURRENT RESOLUTION, by Senator D. Hemmert, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.

Mr. President: March 7, 2017

The House passed, **2nd Sub. S.B. 54**, ADOPTION 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, **1st Sub. S.B. 71**, CRIMINAL ACCOUNTS RECEIVABLE 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, **1st Sub. S.B. 89**, ADOPTION AGENCY AMENDMENTS, 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. 127**, STATE BOARD OF EDUCATION AMENDMENTS, 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.B. 186**, EDUCATION REPORTING AMENDMENTS, by Senator L. Fillmore, 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. 187**, CONSTRUCTION TRADE AMENDMENTS, by Senator D. G. Buxton, 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. 214**, PUBLIC WATER SUPPLIER 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, **1st Sub. S.B. 277**, HIGHWAY GENERAL OBLIGATION BONDS AUTHORIZATION, 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.

**STANDING COMMITTEE REPORTS**

Mr. President: March 6, 2017

With committee review, the Government Operations and Political Subdivisions Committee has returned **H.B. 284**, STUDENT RIGHT TO ACTIVE COUNSEL, by Representative K. F. Coleman, to the Rules Committee without recommendation; and

The Government Operations and Political Subdivisions Committee recommends **1st Sub. H.B. 349**, RANKED CHOICE VOTING, by Representative R. Chavez–Houck, be replaced with **2nd Sub. H.B. 349**, RANKED CHOICE VOTING, and has returned it to the Rules Committee without recommendation; and

With committee review, the Government Operations and Political Subdivisions Committee has returned **H.J.R. 1**, JOINT RULES RESOLUTION ON REDISTRICTING STANDARDS, by Representative M. F. Nelson, to the Rules Committee without recommendation; and

With committee review, the Government Operations and Political Subdivisions Committee has returned **H.J.R. 12**, JOINT RESOLUTION CONGRESSIONAL TERM LIMITS, by Representative T. D. Hawkes, to the Rules Committee without recommendation; and

With committee review, the Government Operations and Political Subdivisions Committee has returned **S.B. 176**, PUBLIC TRANSIT
AUTHORITY COLLECTIVE BARGAINING AMENDMENTS, by Senator T. Weiler, to the Rules Committee without recommendation.

Don L. Ipson, Chair

Mr. President: March 6, 2017

The Education Committee has deleted H.B. 241, SCHOOL ACCOUNTABILITY AMENDMENTS, by Representative M. H. Poulson, and replaced it with 1st Sub. H.B. 241, SCHOOL ACCOUNTABILITY AND ASSESSMENT AMENDMENTS and has tabled and returned it to the Rules Committee for filing; and

With committee review, the Education Committee has returned S.B. 86, EDUCATION − ACCREDITATION AMENDMENTS, by Senator L. Fillmore, to the Rules Committee; and

Without committee review, the Education Committee has returned S.B. 131, RESIDENTIAL VOCATIONAL AND LIFE SKILLS PROGRAMS AMENDMENTS, by Senator E. J. Vickers, to the Rules Committee; and

With committee review, the Education Committee has returned S.B. 144, CARSON SMITH SCHOLARSHIP AMENDMENTS, by Senator L. Fillmore, to the Rules Committee

With committee review, the Education Committee has returned S.B. 240, LOCAL SCHOOL OPTIONS, by Senator L. Fillmore, to the Rules Committee

Ann Millner, Chair

Mr. President: March 6, 2017

The Economic Development and Workforce Services Committee has tabled 1st Sub. H.B. 323, CODE OF CRIMINAL PROCEDURE AMENDMENTS, by Representative K. F. Coleman and returned it to the Rules Committee for filing with the following amendments:

1. Page 2, Lines 50 through 51:

50      (l) any offense against property described in Title 76, Chapter 6, Part 1, Property

51      Destruction, except Section 76–6–108, committed with the intent to harass, intimidate, or cause fear in a cohabitant; and
Without committee review, the Economic Development and Workforce Services Committee has returned S.B. 254, OCCUPATION INFORMATION AMENDMENTS, by Senator H. A. Stephenson, to the Rules Committee.

Jacob L. Anderegg, Chair

Mr. President: March 6, 2017

Without committee review, the Transportation, Public Utilities, Energy, and Technology Committee has returned S.B. 201, PUBLIC TRANSIT DISTRICT EMPLOYEE RIGHTS AMENDMENTS, by Senator K. Mayne, to the Rules Committee.

D. Gregg Buxton, Chair

Mr. President: March 6, 2017

Without committee review, the Judiciary, Law Enforcement, and Criminal Justice Committee has returned 2nd Sub. H.B. 19, CIVIL ASSET FORFEITURE REFORM AMENDMENTS, by Representative B. M. Greene, to the Rules Committee; and

Without committee review, the Judiciary, Law Enforcement, and Criminal Justice Committee has returned H.B. 79, PRIVATE ATTORNEY GENERAL DOCTRINE, by Representative B. M. Greene, to the Rules Committee; and

The Judiciary, Law Enforcement, and Criminal Justice Committee has returned H.B. 93, JUDICIAL NOMINATING PROCESS AMENDMENTS, by Representative M. F. Nelson to the Rules Committee without recommendation and with the following amendments:

1. Page 2, Lines 51 through 54:

   House Floor Amendments
   2–15–2017

   51 (2) (a) In determining which of the applicants are the most qualified, the nominating
   52 commissions shall determine by a majority vote of the commissioners present which of the
   53 applicants best possess the [ability, temperament, training, and experience] legal knowledge
   53a and ability, judicial temperament, training, professional experience, integrity, impartiality,
53b work ethic, financial responsibility, public service, and ability to perform the work of a

53c judge that qualifies them

54 for the office.

(b) For diversity on the bench, when deciding among applicants whose qualifications appear in all other respects to be equal, it is relevant to consider the background and experience of the applicants in relation to the current composition of the bench for which the appointment is being made.

Without committee review, the Judiciary, Law Enforcement, and Criminal Justice Committee has returned 3rd Sub. H.B. 123, JUVENILE OFFENSES AMENDMENTS, by Representative M. K. Roberts, to the Rules Committee; and

With committee review, the Judiciary, Law Enforcement, and Criminal Justice Committee has returned 1st Sub. H.B. 173, PARENTAL KIDNAPPING AMENDMENTS, by Representative V. K. Potter, to the Rules Committee without recommendation; and

Without committee review, the Judiciary, Law Enforcement, and Criminal Justice Committee has returned H.B. 176, HUMAN TRAFFICKING AMENDMENTS, by Representative P. Ray, to the Rules Committee; and

With committee review, the Judiciary, Law Enforcement, and Criminal Justice Committee has returned 1st Sub. H.B. 259, DUTY TO RETREAT AMENDMENTS, by Representative A. Cory Maloy, to the Rules Committee without recommendation; and

The Judiciary, Law Enforcement, and Criminal Justice Committee has returned S.B. 68, IMPUTED INCOME AMENDMENTS, by Senator J. L. Anderegg to the Rules Committee without recommendation and with the following amendments:

1. Page 3, Lines 66 through 73:

66 (b) If income is imputed to a parent, the income shall be based upon employment potential and probable earnings as derived from employment opportunities, work history,

68 occupation qualifications, and prevailing earnings for persons of similar backgrounds in the
community, or the median earning for persons in the same occupation in the same geographical area as found in the statistics maintained by the Bureau of Labor Statistics, except that if a parent has no recent work history in a specified occupation or has not recently worked a 40-hour work week, the court may consider the parent’s attempts at obtaining employment, and may impute income congruent with employment in a recent occupation or congruent with actual recent earnings.

(ii) Income may not be imputed to a parent for an occupation for which the parent has no recent and significant work history and has no recent occupational qualifications, unless it can be shown that the parent can obtain employment in that occupation.

The Judiciary, Law Enforcement, and Criminal Justice Committee deleted S.B. 146, CONSTABLE AMENDMENTS, by Senator L. Fillmore, and replaced it with 1st Sub. S.B. 146, CONSTABLE AMENDMENTS, with the following amendments, and has returned it to the Rules Committee without recommendation.

1. Page 1, Lines 11 through 13:

This bill:

- repeals provisions related to fees for constables;

2. Page 1, Line 25 through Page 2, Line 30:

REPEALS AND REENACTS:

17–25a–1, as last amended by Laws of Utah 1993, Chapters 38 and 234

17–25–2, as renumbered and amended by Laws of Utah 2001, Chapter 46

17–25–3, as renumbered and amended by Laws of Utah 2001, Chapter 46

17–25–4, as renumbered and amended by Laws of Utah 2001, Chapter 46
30 17–25a–4, as last amended by Laws of Utah 2001, Chapter 46

3. Page 2, Lines 41 through 43:

41 (2) [Any] A constable may serve any process throughout the state.

42 { (3) A constable may charge a fee to the person for whom
43 the constable is providing

44 service in an amount mutually agreed upon. – }

4. Page 3, Lines 79 through 86:

79 (5) The legislative body of a county or city described in
80 Subsection (1)(a) may

81 withdraw a constable’s appointment for cause, including if the
82 constable’s peace officer

83 certification is suspended or revoked under Section 53–6–211.

84 { Section 3. Repealer.
85 This bill repeals:
86 Section 17–25–2, Fees for constables—Civil.
87 Section 17–25–3, Fees for constables—Criminal.
88 Section 17–25a–4, Rates recoverable—Exception. – }

Todd Weiler, Chair

Mr. President:

March 3, 2017

With committee review, the Revenue and Taxation Committee has returned
S.B. 23, SALES TAX EXEMPTION FOR GUIDES AND OUTFITTERS, by
Senator M. Dayton, to the Rules Committee without recommendation; and

Without committee review, the Revenue and Taxation Committee has returned
S.B. 101, SALES AND USE TAX MODIFICATIONS, by Senator W. A.
Harper, to the Rules Committee; and

With committee review, the Revenue and Taxation Committee has returned
S.B. 139, TAX INCREMENT FINANCING REVISIONS, by Senator H. A.
Stephenson, to the Rules Committee without recommendation; and

With committee review, the Revenue and Taxation Committee has returned
S.B. 141, INCOME TAX AMENDMENTS, by Senator J. Dabakis, to the Rules
Committee without recommendation; and
With committee review, the Revenue and Taxation Committee has returned **S.B. 142**, REDEVELOPMENT AGENCY AMENDMENTS, by Senator L. Fillmore, to the Rules Committee without recommendation.

Howard A. Stephenson, Chair

Mr. President: March 6, 2017

The Natural Resources, Agriculture, and Environment Committee has returned **S.B. 105**, SALE OF STATE LANDS ACT, by Senator G. Davis to the Rules Committee without recommendation and with the following amendments:

1. Page 2, Lines 47 through 48:

   47 (2) (a) Before legally binding the state by executing an agreement to sell or transfer 200 or more acres of state land, an agency shall:

2. Page 3, Line 65:

   65 than 200 acres of any state land, the state shall notify the Legislative Management Committee.; and

Without committee review, the Natural Resources, Agriculture, and Environment Committee has returned **S.B. 206**, VETERANS’ BENEFIT AMENDMENTS, by Senator J. L. Anderegg, to the Rules Committee; and

Without committee review, the Natural Resources, Agriculture, and Environment Committee has returned **S.B. 207**, REGIONAL SERVICE CENTER FUNDING AMENDMENTS, by Senator R. Okerlund, to the Rules Committee; and

With committee review, the Natural Resources, Agriculture, and Environment Committee has returned **S.B. 217**, ENVIRONMENTAL IMPACT MITIGATION REGARDING NEW PRISON PROJECT, by Senator L. Escamilla, to the Rules Committee without recommendation; and

Without committee review, the Natural Resources, Agriculture, and Environment Committee has returned **S.B. 218**, AIR QUALITY BOARD MEMBERSHIP AMENDMENTS, by Senator J. Dabakis, to the Rules Committee; and

Without committee review, the Natural Resources, Agriculture, and Environment Committee has returned **S.B. 228**, WATER INFRASTRUCTURE REVISIONS, by Senator J. Stuart Adams, to the Rules Committee; and
With committee review, the Natural Resources, Agriculture, and Environment Committee has returned **S.B. 271**, **CANAL AND DITCH MODIFICATIONS**, by Senator D. P. Hinkins, to the Rules Committee without recommendation; and

Without committee review, the Natural Resources, Agriculture, and Environment Committee has returned **S.J.R. 9**, **JOINT RESOLUTION ON CLIMATE CHANGE**, by Senator J. Dabakis, to the Rules Committee.

Margaret Dayton, Chair

Mr. President: March 6, 2017

The Business and Labor Committee has returned **1st Sub. H.B. 97**, **ALCOHOL BEVERAGE CONTROL OPERATIONS AMENDMENTS**, by Representative S. Eliason to the Rules Committee without recommendation and with the following amendments:

1. Page 1, Lines 15 through 17:

   15 creates and provides funding for the Operations Investigation Program to covertly observe engage in undisclosed observation and evaluate customer contacts with the Department of Alcoholic Beverage Control;

2. Page 8, Lines 229 through 239:

   229 (1) “Covert observation” or “covertly observe” means an act taken by the program to directly observe and evaluate the service offered by a subject store without the knowledge of the subject store.

   232 (2) “Interaction” means an individual act under the program to engage in the undisclosed observation of a subject store in a manner authorized by this part.

   234 “Program” means the Operations Investigation Program created under Section 63J–4–703.
“Subject department” means the Department of Alcoholic Beverage Control.

“Subject store” means a store created under Title 32B, Chapter 2, Part 5, State

“Undisclosed observation” means an act taken by the program to directly observe and evaluate the service offered by a subject store without the knowledge of the subject store.

Section 5. Section 63J−4−703 is enacted to read:

3. Page 9, Line 247:

(1) The executive director shall ensure that the program, through {covert} undisclosed observation,

4. Page 9, Line 265:

{covertly observe} engage in undisclosed observation and evaluate each subject store’s performance.

5. Page 9, Line 272:

(i) shall ensure that the program {covertly} observes by undisclosed observation the customer service offered by each

6. Page 10, Line 274:

(ii) may also authorize the program to {covertly} observe by undisclosed observation the customer service offered by

7. Page 10, Lines 277 through 279:

(b) The executive director may authorize the program to {covertly} record an interaction without disclosing the recording

(c) The executive director may not authorize the program to purposely {covertly observe} engage in undisclosed observation

or record a direct interaction between a subject store and another person unless the person is; and

The Business and Labor Committee has returned 1st Sub. H.B. 171, SECURITIES EXEMPTIONS AMENDMENTS, by Representative B. M. Greene, to the Rules Committee; and
Without committee review, the Business and Labor Committee has returned S.B. 107, HEALTH CARE MALPRACTICE ACT AMENDMENTS, by Senator K. Mayne, to the Rules Committee; and

The Business and Labor Committee recommends S.B. 210, EQUAL PAY AMENDMENTS, by Senator J. L. Anderegg, be replaced with 1st Sub. S.B. 210, EQUAL PAY AMENDMENTS, and has returned it to the Rules Committee without recommendation; and

Without committee review, the Business and Labor Committee has returned S.B. 233, HOMEOWNERS ASSOCIATION AMENDMENTS, by Senator L. Fillmore, to the Rules Committee; and

The Business and Labor Committee has returned S.B. 236, MOTOR VEHICLE FRANCHISE AMENDMENTS, by Senator R. Okerlund, to the Rules Committee with the recommendation that it be referred to the Legislative Management Committee to include on the master list for Interim study.

Curtis S. Bramble, Chair

Mr. President: March 6, 2017

Without committee review, the Health and Human Services Committee has returned 1st Sub. H.B. 169, CHILD CARE LICENSING MODIFICATIONS, by Representative G. Froerer, to the Rules Committee; and

Without committee review, the Health and Human Services Committee has returned H.B. 309, PUBLIC HEALTH IN SCHOOLS, by Representative N. K Thurston, to the Rules Committee.

Lincoln Fillmore, Chair

On motion of Senator Henderson, the committee reports were adopted. The bills returned to the Rules Committee.

CONCURRENCE CALENDAR

On motion of Senator Adams, the Senate voted to concur in the House amendments to 1st Sub. S.B. 79, WASTE MANAGEMENT AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 22; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Senators
Adams Anderegg Buxton Christensen
Dabakis Dayton Escamilla Fillmore
Harper  Hemmert  Henderson  Hillyard
Ipson   Iwamoto   Mayne  Millner
Okerlund Shiozawa  Van Tassell Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Bramble  Davis  Hinkins  Knudson
Stephenson  Stevenson  Thatcher

1st Sub. S.B. 79 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. 181, HIGH PRIORITY TRANSPORTATION CORRIDORS 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  Anderegg  Bramble  Buxton
Christensen  Dabakis  Dayton  Escamilla
Fillmore  Harper  Hemmert  Henderson
Hillyard  Hinkins  Ipson  Iwamoto
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Stevenson  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Davis  Knudson  Thatcher

1st Sub. S.B. 181 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 1st Sub. S.J.R. 6, JOINT RESOLUTION URGING LEGISLATIVE APPROVAL FOR THE LEASE OF WATER RIGHTS BY THE STATE DEVELOPMENTAL CENTER. 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         Anderegg       Bramble       Buxton
Christensen   Dabakis        Davis         Dayton
Escamilla     Fillmore       Harper        Hemmert
Henderson     Hillyard       Hinkins       Ipson
Iwamoto       Mayne          Millner       Okerlund
Shiozawa      Stephenson     Stevenson     Thatcher
Van Tassell   Vickers        Weiler        Niederhauser

Absent or not voting was: Senator
Knudson

1st Sub. S.J.R. 6 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 1st Sub. S.B. 246, PHARMACY PRACTICE ACT AMENDMENTS. 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         Anderegg       Bramble       Buxton
Christensen   Dabakis        Davis         Dayton
Escamilla     Fillmore       Harper        Hemmert
Henderson     Hillyard       Ipson         Iwamoto
Knudson       Mayne          Millner       Okerlund
Shiozawa      Stephenson     Stevenson     Thatcher
Van Tassell   Vickers        Weiler        Niederhauser

Absent or not voting was: Senator
Hinkins

1st Sub. S.B. 246 was returned to the House for the signature of the Speaker.

***

On motion of Senator Hemmert, the Senate voted to concur in the House amendments to 1st Sub. S.C.R. 8, HEALTH CARE FREEDOM CONCURRENT RESOLUTION. The bill, as amended, passed on the following roll call:

Y eas, 25; Nays, 3; Absent or not voting, 1.
Voting in the affirmative were: Senators

Adams  Bramble  Buxton  Christensen
Davis  Dayton  Fillmore  Harper
Hemmert  Henderson  Hillyard  Hinkins
Ipson  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Thatcher  Van Tassell  Vickers  Weiler
Niederhauser

Voting in the negative were: Senators

Dabakis  Escamilla  Iwamoto

Absent or not voting was: Senator

Anderegg

1st Sub. S.C.R. 8 was returned to the House for the signature of the Speaker.

SECOND READING CALENDAR

On motion of Senator Shiozawa, under suspension of the rules, H.C.R. 8, CONCURRENT RESOLUTION REGARDING THE VOLKSWAGEN SETTLEMENT, 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  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Hemmert
Henderson  Hinkins  Ipson  Iwamoto
Knudson  Mayne  Millner  Shiozawa
Stephenson  Stevenson  Thatcher  Van Tassell
Vickers  Weiler  Niederhauser

Absent or not voting were: Senators

Hillyard  Okerlund

H.C.R. 8 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

On motion of Senator Fillmore, the circle was removed from 1st Sub. H.B. 82, STREET–LEGAL ALL–TERRAIN VEHICLE AMENDMENTS, and it was before the Senate. Senator Fillmore explained the bill.
Senator Fillmore proposed the following amendment #1:

1. Page 2, Line 44:

44  (c) Nothing in this section authorizes the operation of a street–legal ATV in an area that is not open to motor vehicle use.

(2) A street–legal ATV shall comply with the same requirements as:

Senator Fillmore’s motion to amend passed on a voice vote. Senators Davis, Iwamoto, Shiozawa, Hinkins, Stephenson, Dabakis, Escamilla, and Bramble commented. The bill passed second reading on the following roll call:

**Yeas, 19; Nays, 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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On motion of Senator Knudson, the Senate voted to lift the following bills from Senate Rules and place them on the Second Reading Calendar.

- **2nd Sub. H.B. 250**  Driving Under the Influence Program Amendments
  (Rep. J. Fawson)
- **3rd Sub. H.B. 289**  Grandparent Visitation Amendments
  (Rep. L. Christensen)
- **5th Sub. H.B. 395**  Health Insurance Amendments (Rep. J. Dunnigan)
- **1st Sub. H.B. 413**  Public School Membership in Associations
  (Rep. F. Gibson)

On motion of Senator Knudson, the Senate voted to move the following House bills to the top of the Second Reading Calendar.
<table>
<thead>
<tr>
<th>Bill Number</th>
<th>Bill Title</th>
<th>Sponsor</th>
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<tbody>
<tr>
<td>H.B. 17</td>
<td>Offenses Against the Person Amendments</td>
<td>Rep. V. L. Snow</td>
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<td>1st Sub. H.B. 346</td>
<td>Suicide Prevention Programs</td>
<td>Rep. S. Eliason</td>
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<tr>
<td>1st Sub. H.B. 413</td>
<td>Public School Membership in Associations</td>
<td>Rep. F. Gibson</td>
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<tr>
<td>1st Sub. H.B. 404</td>
<td>Early Warning Pilot Program</td>
<td>Rep. V. Peterson</td>
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**SECOND READING CALENDAR**

On motion of Senator Buxton, 2nd Sub. H.B. 250, DRIVING UNDER THE INFLUENCE PROGRAM AMENDMENTS, was read the second time and circled.

***

On motion of Senator Hillyard, 3rd Sub. H.B. 289, GRANDPARENT VISITATION AMENDMENTS, was read the second time and circled.
On motion of Senator Iwamoto, **1st Sub. H.B. 394**, NATIVE AMERICAN REMAINS REPATRIATION, was read the second time and circled.

On motion of Senator Okerlund, and at 3:00 p.m., the Senate sauntered.

The Senate was called to order at 3:08 p.m., with President Niederhauser presiding.

On motion of Senator Shiozawa, the circle was removed from **H.B. 183**, EMISSIONS SETTLEMENT AMENDMENTS, and it was before the Senate. Senator Shiozawa explained the bill.

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. 183**, EMISSIONS SETTLEMENT 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       Buxton       Christensen       Dabakis
Dayton      Escamilla   Fillmore            Harper
Hemmert     Hillyard     Hinkins            Ipson
Iwamoto     Knudson      Mayne              Millner
Okerlund    Shiozawa    Stephenson         Stevenson
Thatcher    Van Tassell  Vickers            Weiler
Niederhauser

**Absent or not voting were:** Senators

Anderegg   Bramble     Davis             Henderson

**H.B. 183** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

On motion of Senator Shiozawa, **5th Sub. H.B. 395**, HEALTH INSURANCE AMENDMENTS, was read the second time and circled.
** On motion of Senator Hemmert, 1st Sub. H.B. 413, PUBLIC SCHOOL MEMBERSHIP IN ASSOCIATIONS, was read the second time and circled.

***

** On motion of Senator Christensen, H.B. 17, OFFENSES AGAINST THE PERSON AMENDMENTS, was read the second time and circled.

***

** On motion of Senator Iwamoto, the circle was removed from 1st Sub. H.B. 394, NATIVE AMERICAN REMAINS REPATRIATION, and it was before the Senate. Senator Iwamoto explained the bill.

On motion of Senator Iwamoto, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Iwamoto, under suspension of the rules, 1st Sub. H.B. 394, NATIVE AMERICAN REMAINS REPATRIATION, 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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1st Sub. H.B. 394 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. 17, OFFENSES AGAINST THE PERSON AMENDMENTS, and it was before the Senate. Senator Bramble explained the bill.
On motion of Senator Bramble, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Bramble, under suspension of the rules, **H.B. 17, OFFENSES AGAINST THE PERSON 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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**Absent or not voting were:** Senators

| Anderegg | Fillmore | Hinkins | Millner |

**H.B. 17** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Davis, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Davis, under suspension of the rules, **3rd Sub. H.B. 121, LOCAL FOOD ADVISORY COUNCIL**, 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

| Dayton |        |        |        |        |

* * *
Absent or not voting were: Senators
Fillmore   Hinkins   Stevenson   Van Tassell
Niederhauser

3rd Sub. H.B. 121 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

On motion of Senator Davis, 2nd Sub. H.B. 149, CHILD ABUSE OFFENDER REGISTRY, was read the second time and circled.

***

On motion of Senator Weiler, the circle was removed from H.B. 200, SEXUAL ASSAULT KIT PROCESSING AMENDMENTS, and it was before the Senate. Senator Weiler explained the bill.

On motion of Senator Weiler, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Weiler, under suspension of the rules, H.B. 200, SEXUAL ASSAULT KIT PROCESSING 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
Anderegg   Bramble   Buxton   Christensen
Dabakis    Davis     Dayton   Escamilla
Fillmore    Harper    Hemmert  Henderson
Hillyard   Ipson     Iwamoto  Knudson
Mayne      Millner   Okerlund  Shiozawa
Stephenson  Thatcher  Vickers  Weiler

Absent or not voting were: Senators
Adams      Hinkins   Stevenson  Van Tassell
Niederhauser

H.B. 200 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

On motion of Senator Christensen, the circle was removed from 2nd Sub. H.B. 207, FEDERALISM AMENDMENTS, and it was before the Senate.
Senator Christensen explained the bill. Senators Hillyard, Dabakis, Bramble, Escamilla, Fillmore, Davis, and Day commented. The bill passed second reading on the following roll call:

**Yeas, 19; Nays, 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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On motion of Senator Okerlund, the circle was removed from 2nd Sub. H.B. 149, CHILD ABUSE OFFENDER REGISTRY, and it was before the Senate. Senator Okerlund explained the bill.

Senator Okerlund proposed the following amendment #1:

1. Page 1, Lines 12 through 15:

   12 This bill:
   13   creates the Child Abuse Offender Registry;
   14   requires persons convicted of felony child abuse {→ child endangerment,} and human trafficking to register;
   15

2. Page 16, Line 483 through Page 17, Line 491:

   483 As used in this chapter:
   484 (1) “Business day” means a day on which state offices are open for regular business.
   485 (2) “Child abuse offender” means any person who:
(a) has been convicted in this state of a felony violation of:

(i) Subsection 76–5–109(2)(a) or (b), child abuse;

(ii) Section 76–5–112.5, child endangerment;

(iii) Section 76–5–308.5, human trafficking of a child; or

(iv) attempting, soliciting, or conspiring to commit any felony offense listed in

Senator Okerlund’s motion to amend passed on a voice vote. Senators Hillyard and Escamilla commented. The bill passed second reading on the following roll call:

**Yeas, 18; Nays, 10; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

Adams Christensen Dayton Escamilla

Fillmore Hemmert Henderson Hinkins

Ipson Iwamoto Knudson Millner

Okerlund Shiozawa Stevenson Van Tassell

Vickers Weiler

**Voting in the negative were:** Senators

Anderegg Bramble Buxton Dabakis

Davis Harper Hillyard Mayne

Stephenson Thatcher

**Absent or not voting was:** Senator

Niederhauser

* * *

On motion of Senator Bramble, the circle was removed from 2nd Sub. H.B. 235, AUTOMATED TRAFFIC ENFORCEMENT SAFETY DEVICES, and it was before the Senate. Senator Bramble explained the bill. Senator Van Tassell commented.

On motion of Senator Bramble, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Bramble, under suspension of the rules, 2nd Sub. H.B. 235, AUTOMATED TRAFFIC ENFORCEMENT SAFETY DEVICES,
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

| Okerlund | Stevenson |

**2nd Sub. H.B. 235**, as amended, was returned to the House for further consideration.

**2nd Sub. H.B. 235**, as amended, was returned to the House for further consideration.

On motion of Senator Buxton, the circle was removed from **2nd Sub. H.B. 250**, DRIVING UNDER THE INFLUENCE PROGRAM AMENDMENTS, and it was before the Senate. Senator Buxton explained the bill.

On motion of Senator Buxton, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Buxton, under suspension of the rules, **2nd Sub. H.B. 250**, DRIVING UNDER THE INFLUENCE PROGRAM 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
Adams  Escamilla  Okerlund  Stevenson
Niederhauser

2nd Sub. H.B. 250 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

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. 206, DOMESTIC VIOLENCE – WEAPONS RESTRICTIONS, was considered read the second and third times and passed on the following roll call:

Yeas, 23; Nays, 2; Absent or not voting, 4.

Voting in the affirmative were: Senators
Anderegg  Bramble  Buxton  Dabakis
Davis  Dayton  Escamilla  Fillmore
Harper  Hemmert  Henderson  Hillyard
Ipson  Iwamoto  Knudsen  Mayne
Millner  Shiozawa  Stephenson  Thatcher
Van Tassell  Vickers  Weiler

Voting in the negative were: Senators
Christensen  Hinkins

Absent or not voting were: Senators
Adams  Okerlund  Stevenson  Niederhauser

1st Sub. H.B. 206, as amended, was returned to the House for further consideration.

* * *

1st Sub. H.B. 208, JAIL RELEASE ORDERS AMENDMENTS, was read the second time. Senator Hinkins explained the bill.

Senator Hinkins proposed the following amendment #3:

1. Page 7, Lines 188 through 188a
   Senate Committee Amendments 3–3–2017:
(ii) an offense against a child or vulnerable adult that threatens their physical health; or

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

On motion of Senator Hinkins, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Hinkins, under suspension of the rules, 1st Sub. H.B. 208, JAIL RELEASE ORDERS 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
Anderegg  Bramble  Buxton  Christensen
Dabakis  Davis  Dayton  Escamilla
Fillmore  Harper  Hemmert  Henderson
Hillyard  Hinkins  Ipson  Knudson
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Thatcher  Van Tassell  Vickers
Weiler

Absent or not voting were: Senators
Adams  Iwamoto  Stevenson  Niederhauser

1st Sub. H.B. 208, as amended, was returned to the House for further consideration.

* * *

2nd Sub. H.B. 212, INCENTIVE FOR EFFECTIVE TEACHERS IN HIGH POVERTY SCHOOLS, was read the second time. Senator Hillyard explained the bill.

Senator Hillyard proposed the following amendment #2:

1. Page 2, Lines 33 through 35:

33 to the State Board of Education — Minimum School Program — Related to Basic
School Program, as an ongoing appropriation:

- from the Education Fund, 
  \(-\$365,000\) $250,000 ; and

2. Page 2, Lines 39 through 40:

Other Special Clauses:

- This bill provides a coordination clause.

3. Page 2, Lines 46 through 47:

ENACTS:

53A−17a−173, Utah Code Annotated 1953

Utah Code Sections Affected by Coordination Clause:

53A−17a−173, Utah Code Annotated 1953

4. Page 16, Line 488 through Page 17, Line 492:

To State Board of Education — Minimum School Program — Related to Basic Program

From Education Fund 
\(-\$365,000\) $250,000

Schedule of Programs:

Effective Teachers in High Poverty

Schools Incentive Program

\(-\$365,000\) $250,000

5. Page 17, Line 505:

evaluate the program described in Section 53A−17a−172.


If this H.B. 212 and S.B. 220, Student Assessment and School Accountability Amendments, both pass and become law, it is the intent of the Legislature that the Office of Legislative Research and General Counsel prepare the Utah Code database for publication by modifying Subsection 53A−17a−173(1)(c)(ii)(B) to read:

“(B) while teaching at any public school in the state a course for which a standards assessment is administered as described in Section 53A−1−604.”

Senator Hillyard’s motion to amend passed on a voice vote. Senators Stephenson, Shiozawa, Mayne, and Fillmore 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, **2nd Sub. H.B. 212**, **INCENTIVE FOR EFFECTIVE TEACHERS IN HIGH POVERTY SCHOOLS**, 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

Anderegg          Bramble          Buxton          Christensen
Dabakis          Davis           Dayton          Escamilla
Fillmore          Harper          Hemmert          Henderson
Hillyard          Hinkins         Ipson           Iwamoto
Knudson          Mayne           Millner          Okerlund
Shiozawa         Stephenson       Thatcher         Van Tassell
Vickers          Weiler

*Absent or not voting were:* Senators

Adams          Stevenson         Niederhauser

**2nd Sub. H.B. 212**, as amended, 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, **2nd Sub. H.B. 219**, **RURAL TAX CREDIT 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          Anderegg        Christensen        Dabakis
Dayton          Escamilla       Fillmore          Harper
Hemmert          Hillyard       Hinkins          Ipson
Iwamoto          Knudson        Mayne            Millner
Okerlund        Shiozawa        Stephenson       Thatcher
Van Tassell      Vickers         Weiler
Voting in the negative was: Senator Henderson

Absent or not voting were: Senators Bramble, Buxton, Davis, Stevenson, Niederhauser

2nd Sub. 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 Hillyard, the Senate voted to reconsider its action on 2nd Sub. H.B. 212, INCENTIVE FOR EFFECTIVE TEACHERS IN HIGH POVERTY SCHOOLS.

2nd Sub. H.B. 212, INCENTIVE FOR EFFECTIVE TEACHERS IN HIGH POVERTY SCHOOLS, was before the Senate, explained by Senator Hillyard.

Senator Hillyard proposed the following amendment #3:

1. Page 2, Lines 32 through 39:

   32 This bill appropriates for fiscal year 2018:
   33   to the State Board of Education — Minimum School Program — Related to Basic School Program, as an ongoing appropriation:
   34   • from the Education Fund, { $365,000; and−} $250,000.
   36   { to the State Board of Education — Minimum School Program — Categorical Program Administration, as an ongoing appropriation:
   38   • from the Education Fund, $27,000—}
   39 Other Special Clauses:

2. Page 16, Line 487 through Page 17, Line 505:

   487 ITEM 1
   488 To State Board of Education — Minimum School Program — Related to Basic Program
   489 From Education Fund {−$365,000—} $250,000
   490 Schedule of Programs:
Effective Teachers in High Poverty Schools Incentive Program

{−$365,000} $250,000

ITEM 2
To State Board of Education — Minimum School Program — Categorical Program
Administration

From Education Fund $27,000

Schedule of Programs:

Effective Teachers in High Poverty Schools Incentive Program $27,000

The Legislature intends that the State Board of Education (1) use the {−$365,000} $250,000 ongoing appropriation described in this section to award a salary bonus and pay an authorized employer–paid benefit to an eligible teacher as part of the program described in Section 53A–17a–172; and (2) use the $27,000 ongoing appropriation described in this section to administer and evaluate the program described in Section 53A–17a–172.

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

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

Voting in the affirmative were: Senators
Adams Bramble Christensen Dabakis
Davis Dayton Escamilla Fillmore
Harper Hemmert Henderson Hillyard
Hinkins Ipson Iwamoto Knudson
Mayne Millner Okerlund Shiozawa
Stephenson Thatcher Van Tassell Vickers
Weiler

Absent or not voting were: Senators
Anderegg Buxton Stevenson Niederhauser

2nd Sub. H.B. 212 was returned to the House for further consideration.
On motion of Senator Hemmert, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Hemmert, under suspension of the rules, **H.B. 272**, **REGULATORY IMPACT AMENDMENTS**, was considered read the second and third times and passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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**Voting in the negative was:** Senator Dabakis

**Absent or not voting were:** Senators

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**H.B. 272**, as amended, was returned to the House for further consideration.

On motion of Senator Okerlund, and at 4:40 p.m., the Senate sauntered.

The Senate was called to order at 5:04 p.m., with President Niederhauser presiding.

**COMMUNICATIONS FROM THE HOUSE**

Mr. President:  
March 7, 2017

The House passed, as amended, **1st Sub. S.B. 94**, **LOCAL DISTRICT REVISIONS**, by Senator L. Fillmore, and it is transmitted for further consideration; and

The House passed, as amended, **1st Sub. S.B. 185**, **CAUSE OF ACTION FOR MINORS INJURED BY PORNOGRAPHY**, by Senator T. Weiler, and it is transmitted for further consideration; and
The House passed, as amended, **S.B. 196**, HEALTH EDUCATION AMENDMENTS, by Senator J. S. Adams, and it is transmitted for further consideration; and

The House passed, as amended, **S.B. 226**, PERMANENT CRIMINAL STALKING INJUNCTION AMENDMENTS, by Senator T. Weiler, and it is transmitted for further consideration; and

The House substituted and passed, **2nd Sub. S.B. 264**, OUTDOOR RECREATION GRANT PROGRAM, by Senator R. Okerlund, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.

Mr. President: March 7, 2017

The Speaker of the House has signed **1st Sub. S.B. 79**, WASTE MANAGEMENT AMENDMENTS, by Senator J. S. Adams, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 181**, HIGH PRIORITY TRANSPORTATION CORRIDORS AMENDMENTS, by Senator W. Harper, and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 193**, JUDICIAL PERFORMANCE EVALUATION COMMISSION MODIFICATIONS, 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. 199**, ABLE ACT 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.B. 202**, PARENT–TIME 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. 209**, BUDGETING REVISIONS, by Senator L. Fillmore, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 215**, MASTER OFFENSE LIST, 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. 230**, SOLICITATION 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. 235**, ASSAULT AND THREAT OF VIOLENCE 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. 239**, INTERFERING WITH A PEACE OFFICER, by Senator T. Weiler, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 245**, SECOND AMENDMENT SPECIAL LICENSE PLATES, 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 **1st Sub. S.B. 246**, PHARMACY PRACTICE ACT AMENDMENTS, by Senator E. Vickers, and it is transmitted for the signature of the President; and

The House passed, **S.B. 253**, ENERGY AMENDMENTS, by Senator D. Hinkins, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 258**, ADDICTION RECOVERY 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 **1st Sub. S.C.R. 8**, HEALTH CARE FREEDOM CONCURRENT RESOLUTION, by Senator D. Hemmert, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.J.R. 6**, JOINT RESOLUTION URGING LEGISLATIVE APPROVAL FOR THE LEASE OF WATER RIGHTS BY THE STATE DEVELOPMENTAL CENTER, by Senator M. Dayton, 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.

**CONCURRENCE CALENDAR**

On motion of Senator Fillmore, the Senate voted to concur in the House amendments to **1st Sub. S.B. 94**, LOCAL DISTRICT 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
Bramble Buxton Dabakis Davis
Dayton Escamilla Fillmore Harper
Hemmert Henderson Hillyard Hinkins
Ipson Iwamoto Knudson Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Van Tassell Vickers
Weiler

Absent or not voting were: Senators
Adams Anderegg Christensen Niederhauser

1st Sub. S.B. 94 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. 185, CAUSE OF ACTION FOR MINORS INJURED BY PORNOGRAPHY. 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 Buxton Christensen Dabakis
Davis Dayton Fillmore Harper
Hemmert Henderson Hillyard Ipson
Iwamoto Knudson Mayne Millner
Okerlund Stephenson Thatcher Van Tassell
Vickers Weiler

Absent or not voting were: Senators
Adams Anderegg Escamilla Hinkins
Shiozawa Stevenson Niederhauser

1st Sub. S.B. 185 was returned to the House for the signature of the Speaker.

* * *

S.B. 196, HEALTH EDUCATION AMENDMENTS, was before the Senate.

On motion of Senator Weiler, the bill was circled.
* * *

On motion of Senator Weiler, the Senate voted to concur in the House amendments to S.B. 226, PERMANENT CRIMINAL STALKING INJUNCTION AMENDMENTS. The bill, as amended, passed on the following roll call:

**Y eas, 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. 226 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 2nd Sub. S.B. 264, OUTDOOR RECREATION GRANT PROGRAM. The bill, as amended, passed on the following roll call:

**Y eas, 20; Nays, 4; 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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2nd Sub. S.B. 264 was returned to the House for the signature of the Speaker.
COMMUNICATIONS FROM THE HOUSE

Mr. President: March 7, 2017

The House substituted, amended, and passed, 2nd Sub. S.B. 65, POSTAL FACILITIES AND GOVERNMENT SERVICES, by Senator K. Mayne, and it is transmitted for further consideration; and

The House passed, as amended, 3rd Sub. S.B. 174, PUBLIC TRANSIT AND TRANSPORTATION GOVERNANCE AMENDMENTS, by Senator W. Harper, and it is transmitted for further consideration; and

The House passed, as amended, 1st Sub. S.B. 190, EDUCATION COMPUTING PARTNERSHIPS, 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 Mayne, the Senate voted to concur in the House amendments to 2nd Sub. S.B. 65, POSTAL FACILITIES AND GOVERNMENT SERVICES. The bill, as amended, passed on the following roll call:

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

Voting in the affirmative were: Senators
Bramble
Davis
Hemmert
Ipson
Millner
Thatcher
Buxton
Dayton
Henderson
Iwamoto
Okerlund
Van Tassell
Christensen
Escamilla
Hillyard
Knudson
Shiozawa
Vickers
Dabakis
Harper
Hinkins
Mayne
Stephenson
Weiler

Absent or not voting were: Senators
Adams
Anderegg
Fillmore
Stevenson
Niederhauser

2nd Sub. S.B. 65 was returned to the House for the signature of the Speaker.

* * *

3rd Sub. S.B. 174, PUBLIC TRANSIT AND TRANSPORTATION GOVERNANCE AMENDMENTS, was before the Senate.
On motion of Senator Okerlund, the bill was circled.

* * *

On motion of Senator Okerlund, the Senate voted to concur in the House amendments to 1st Sub. S.B. 190, EDUCATION COMPUTING PARTNERSHIPS. The bill, as amended, passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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1st Sub. S.B. 190 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Knudson, the Senate voted to lift the following bills from Senate Rules and place them on the Second Reading Calendar.


H.B. 389 Commerce Service Account Amendments (Rep. B. Last)

* * *

On motion of Senator Knudson, the circle was removed from H.B. 265, SAFETY INSPECTION AMENDMENTS, and it was before the Senate. On motion of Senator Knudson, the bill was placed on the calendar

* * *

On motion of Senator Knudson, the circle was removed from H.C.R. 13, CONCURRENT RESOLUTION FOR PUBLIC EMPLOYEES’ BENEFIT AND
INSURANCE PROGRAM, and it was before the Senate. On motion of Senator Knudson, the bill was placed on the calendar

***

On motion of Senator Knudson, the Senate voted to place **1st Sub. H.B. 204, PRESIDENTIAL PRIMARY AMENDMENTS**, on the Second Reading Calendar.

***

On motion of Senator Knudson, the Senate voted to lift the following bills from the Third Reading Table and place on the Third Reading Calendar.

- H.B. 58 Direct Food Sales Amendments (Rep. S. Sandall)
- H.B. 175 Opioid Abuse Prevention and Treatment Amendments (Rep. S. Eliason)

***

H.B. 265, SAFETY INSPECTION AMENDMENTS, was before the Senate

On motion of Senator Bramble, the bill was circled.

***

H.C.R. 13, CONCURRENT RESOLUTION FOR PUBLIC EMPLOYEES’ BENEFIT AND INSURANCE PROGRAM, was before the Senate.

On motion of Senator Bramble, the bill was circled.

**SECOND READING CALENDAR**

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. 308, PUBLIC HEALTH AND SCHOOLS**, was considered read the second and third times. Senator Stephenson commented and the bill passed on the following roll call:
Yeas, 27; Nays, 0; Absent or not voting, 2.

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Stevenson  | Niederhauser |

**2nd Sub. H.B. 308** was returned to the House for further consideration.

**THIRD READING CALENDAR**

On motion of Senator Ipson, the Senate voted to lift **H.B. 77, FIFTH DISTRICT COURT JUDGE**, from the Third Reading Table and place it on the Third Reading Calendar.

***

**H.B. 92, PHYSICAL RERAINT IN SCHOOLS**, was read the third time, explained by Senator Vickers.

Senator Vickers proposed the following amendment #3:

1. Page 2, Lines 49 through 52:

   49 (5) “Student” means an individual who is:
   
   50 (a) under the age of \(\{18\} 19\) and receiving educational services; or
   
   51 (b) under the age of \(\{22\} 23\) and receiving educational services as an individual with a

   52 disability.

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

   **Yeas, 27; Nays, 0; Absent or not voting, 2.**
Voting in the affirmative were: Senators
Adams                        Anderegg         Bramble         Buxton
Christensen                  Dabakis          Davis           Dayton
Escamilla                    Fillmore          Harper          Hemmert
Henderson                    Hillyard          Hinkins         Ipson
Iwamoto                      Knudson          Mayne           Millner
Okerlund                     Shiozawa         Stephenson      Thatcher
Van Tassell                  Vickers           Weiler

Absent or not voting were: Senators
Stevenson                    Niederhauser

H.B. 92, as amended, was returned to the House for further consideration.

* * *

2nd Sub. H.B. 75, COMMON OWNERSHIP AMENDMENTS, was read the third time, explained by Senator Ipson, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Anderegg                     Bramble          Buxton          Christensen
Dabakis                      Davis            Dayton          Escamilla
Fillmore                     Harper           Hemmert         Henderson
Hillyard                     Hinkins          Ipson           Iwamoto
Knudson                      Mayne            Millner         Okerlund
Shiozawa                     Stephenson       Thatcher        Van Tassell
Vickers                      Weiler

Absent or not voting were: Senators
Adams                        Stevenson        Niederhauser

2nd Sub. H.B. 75, as amended, was returned to the House for further consideration.

* * *

H.B. 85, QUALITY GROWTH COMMISSION AMENDMENTS, was read the third time, explained by Senator Buxton, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams                        Anderegg        Bramble        Buxton
Christensen                  Dabakis          Davis          Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Knudson Mayne Millner
Okerlund Shiozawa Stephenson Thatcher
Van Tassell Vickers Weiler

Absent or not voting were: Senators
Stevenson Niederhauser

H.B. 85 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 280, AGRICULTURE REGULATION PREEMPTION AMENDMENTS, was read the third time and explained by Senator Vickers.

Senator Vickers proposed the following amendment #4:

1. Page 2, Lines 44 through 46c
   Senate 2nd Reading Amendments 3–7–2017:
   44 (4) Nothing in this section preempts or otherwise limits the authority of a political subdivision to:
   45 subdivision to:
   45a (a) adopt and enforce zoning regulations, fire codes, building codes, or waste disposal restrictions:
   46 (b) in consultation with the department, enforce, maintain, amend, or otherwise continue to implement a regulation created on or before January 1, 2017 related to the use of pesticides and fertilizers in surface water and groundwater source water protection zones:

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

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

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
H.B. 280, as amended, was returned to the House for further consideration.

* * *

H.B. 58, DIRECT FOOD SALES AMENDMENTS, was read the third time, explained by Senator Vickers, and passed on the following roll call:

Y eas, 26; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Dayton Escamilla
Fillmore Harper Hemmert Henderson
Hillyard Hinkins Ipson Knudsen
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Thatcher Van Tassell
Vickers Weiler

Absent or not voting were: Senators
Davis Stevenson Niederhauser

H.B. 58 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 16, VOTING REVISIONS, was read the third time, explained by Senator Dayton, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Voting in the negative were: Senators 
Hillyard  Hinkins

Absent or not voting was: Senator 
Niederhauser

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.

***

1st Sub. H.B. 24, STUDENT PROSPERITY SAVINGS PROGRAM, was read the third time, explained by Senator Henderson, and passed on the following roll call:

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

Voting in the affirmative were: Senators 
Adams  Bramble  Buxton  Christensen
Dabakis  Davis  Escamilla  Harper
Hemmert  Henderson  Hillyard  Ipson
Iwamoto  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Thatcher  Van Tassell  Vickers  Weiler

Voting in the negative was: Senator 
Hinkins

Absent or not voting were: Senators 
Anderegg  Dayton  Fillmore  Niederhauser

1st Sub. 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.

***

2nd Sub. H.B. 130, CANNABINOID RESEARCH, 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
Adams Bramble Buxton Christensen
Davis Dayton Escamilla Harper
Hemmert Henderson Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Van Tassell Vickers Weiler

Voting in the negative was: Senator
Dabakis

Absent or not voting were: Senators
Anderegg Fillmore Hillyard Hinkins
Niederhauser

2nd Sub. H.B. 130, as amended, was returned to the House for further consideration.

On motion of Senator Dayton, the Senate voted to reconsider its action on H.B. 16, VOTING REVISIONS.

H.B. 16, VOTING REVISIONS, was before the Senate, explained by Senator Dayton.

Senator Dayton proposed a verbal amendment as follows:

1. Page 1, Line 23:
   Delete “$2,500,000” and insert “$275,000

2. Page 8, Line 240:
   Delete “$2,500,000” and insert “$275,000

3. Page 8, Line 242:
   Delete “$2,500,000” and insert “$275,000

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

Yeas, 27; Nays, 0; Absent or not voting, 2.
Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hinkins Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Van Tassell Vickers Weiler

Absent or not voting were: Senators
Hillyard Niederhauser

H.B. 16, as amended, was returned to the House for further consideration.

***

H.B. 175, OPIOID ABUSE PREVENTION AND TREATMENT 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
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hinkins Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Van Tassell Vickers Weiler

Absent or not voting were: Senators
Hillyard Niederhauser

H.B. 175 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. 194, FEDERAL GRANTS MANAGEMENT AMENDMENTS, was read the third time and explained by Senator Millner.

Senator Millner proposed the following amendment #1:
(b) Until {October 1, 2017–}, Subsections (2)(c) and (d) apply, this chapter does not govern federal funds requests for:

(c) Federal funds requests described in Subsection (2)(b) are subject to the provisions of this chapter:

(i) beginning on January 1, 2018, for each agency that receives more than $200,000,000 annually in federal funds; or

(ii) beginning on July 1, 2018, for each agency that receives $200,000,000 or less annually in federal funds.

(d) Maintenance of effort reporting requirements described in Subsection 63J–5–102(1)(d)(ii)(B) may not be required until:

(i) January 1, 2018, for each agency that receives more than $200,000,000 annually in federal funds; or

(ii) July 1, 2018, for each agency that receives $200,000,000 or less annually in federal funds.

Senator Millner’s motion to amend passed on a voice vote. Senator Anderegg 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 Anderegg Bramble Buxton
Christensen Dabakis Dayton Escamilla
1st Sub. H.B. 194, as amended, was returned to the House for further consideration.

* * *

H.B. 77, FIFTH DISTRICT COURT JUDGE, was read the third time, explained by Senator Ipson, and passed on the following roll call:

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

Voting in the affirmative were: Senators

Adams   Anderegg   Bramble   Buxton
Christensen   Dabakis   Dayton   Escamilla
Fillmore   Harper   Henderson   Hillyard
Hinkins   Ipson   Iwamoto   Knudson
Mayne   Millner   Okerlund   Shiozawa
Stephenson   Stevenson   Thatcher   Van Tassell
Vickers   Weiler   Niederhauser

Absent or not voting were: Senators

Davis   Hemmert

H.B. 77 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 H.C.R. 13, CONCURRENT RESOLUTION FOR PUBLIC EMPLOYEES’ BENEFIT AND INSURANCE PROGRAM, and it was before the Senate.

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

1st Sub. H.C.R. 13 Concurrent Resolution for Public Employees’ Benefit and Insurance Program (J. Dunnigan)
Senator Bramble explained the bill. Senators Hemmert, Davis, and Weiler commented.

On motion of Senator Bramble, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Bramble, under suspension of the rules, 1st Sub. H.C.R. 13, CONCURRENT RESOLUTION FOR PUBLIC EMPLOYEES’ BENEFIT AND INSURANCE PROGRAM, 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
- Anderegg
- Bramble
- Buxton
- Christensen
- Dabakis
- Davis
- Escamilla
- Fillmore
- Harper
- Hemmert
- Henderson
- Hillyard
- Hinkins
- Ipson
- Iwamoto
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler

**Absent or not voting were:** Senators
- Dayton
- Niederhauser hb308

1st Sub. H.C.R. 13, as substituted, was returned to the House for further consideration.

**COMMUNICATIONS FROM THE HOUSE**

Mr. President:  
March 7, 2017

The House passed, 1st Sub. S.B. 75, CHILD WELFARE AMENDMENTS, by Senator L. Fillmore, 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. 76, POST–CONVICTION DNA TESTING 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. 88, MEDICAID HOUSING COORDINATOR, 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, 1st Sub. S.B. 100, EARLY CHILDHOOD SERVICES COORDINATION AMENDMENTS, 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.B. 106**, PSYCHOLOGY INTERJURISDICTIONAL COMPACT, 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. 134**, INDIGENT DEFENSE COMMISSION AMENDMENTS, by Senator T. Weiler, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 165**, REIMBURSEMENTS FOR PUBLIC SAFETY OFFICERS, 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. 232**, CYBER EXPLOITATION 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. 266**, DIVISION OF CHILD AND FAMILY SERVICES APPEALS, 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.

**CONFERENCE COMMITTEE REPORT**


Sen. J. Anderegg and Rep. B. Greene, Chairs

On motion of Senator Anderegg, the Conference Committee Report was adopted. Senator Hillyard commented and the bill passed on the following roll call vote:

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

**Voting in the affirmative were:** Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Absent or not voting was: Senator Niederhauser

1st Sub. H.B. 202, as substituted, was returned to the House for further consideration.

* * *

On motion of Senator Hinkins, the Senate voted to lift H.B. 43, AMERICAN INDIAN AND ALASKAN NATIVE EDUCATION AMENDMENTS, from the Third Reading Table and place it on the Third Reading Calendar.

THIRD READING CALENDAR

H.B. 43, AMERICAN INDIAN AND ALASKAN NATIVE EDUCATION AMENDMENTS, was read the third time, explained by Senator Hinkins.

Senator Hinkins proposed the following amendment #3:

1. Page 1, Lines 20 through 23
   House Committee Amendments 1–26–2017:

   This bill appropriates for fiscal year 2018:

   20 to the State Board of Education – State Office of Education

   21 as an ongoing

   22 appropriation:

   23 from the Education Fund,

   $250,000

2. Page 3, Lines 66 through 69
   House Committee Amendments 1–26–2017:
To State Board of Education – [Utah State Office of Education] State Administrative

From Education Fund

Schedule of Programs:

Pilot Teacher Retention Grant Program

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

On motion of Senator Hinkins, the bill was circled.

* * *

On motion of Senator Knudson, the Senate voted to lift 2nd Sub. H.B. 239, JUVENILE JUSTICE AMENDMENTS, from the Senate Rules and place it at the bottom of the Second Reading Calendar.

* * *

On motion of Senator Knudson, the Senate voted to lift 1st Sub. H.B. 36, AFFORDABLE HOUSING AMENDMENTS, from the Third Reading Table and place it at the bottom of the Third Reading Calendar.

* * *

On motion of Senator Okerlund, and at 6:48 p.m., the Senate adjourned until 8:30 a.m., Wednesday, March 8, 2017.
**FORTY-FOURTH DAY**

**MORNING SESSION**

**March 8, 2017**

The Senate was called to order at 8:38 a.m., with President Wayne Niederhauser presiding.

**Prayer** – Senator Stuart Adams

**Pledge of Allegiance** – Senator Jim Dabakis

**Roll Call** – All Senators present

**READING OF TITLES OF BILLS AND RESOLUTIONS**

(PLEASE REFER TO DAY 1, PAGE 100)

**COMMUNICATIONS FROM THE HOUSE**

Mr. President: March 7, 2017

The House passed, as amended, **S.B. 155**, ALCOHOL BEVERAGE CONTROL BUDGET AMENDMENTS, by Senator K. Mayne, and it is transmitted for further consideration; and

The House substituted and passed, **5th Sub. S.B. 194**, UTAH DATA RESEARCH CENTER ACT, by Senator J. Anderegg, and it is transmitted for further consideration; and

The House passed, as amended, **1st Sub. S.B. 220**, STUDENT ASSESSMENT AND SCHOOL ACCOUNTABILITY AMENDMENTS, 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 7, 2017

The Speaker of the House has signed **2nd Sub. S.B. 65**, POSTAL FACILITIES AND GOVERNMENT SERVICES, by Senator K. Mayne, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 94**, LOCAL DISTRICT REVISIONS, by Senator L. Fillmore, and it is transmitted for the signature of the President; and
The Speaker of the House has signed 1st Sub. S.B. 185, CAUSE OF ACTION FOR MINORS INJURED BY PORNOGRAPHY, by Senator T. Weiler, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 1st Sub. S.B. 190, EDUCATION COMPUTING PARTNERSHIPS, by Senator R. Okerlund, and it is transmitted for the signature of the President; and

The Speaker of the House has signed S.B. 226, PERMANENT CRIMINAL STALKING INJUNCTION 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. 264, OUTDOOR RECREATION GRANT PROGRAM, 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.

CONCURRENCE CALENDAR

On motion of Senator Mayne, the Senate voted to concur in the House amendments to S.B. 155, ALCOHOL BEVERAGE CONTROL BUDGET 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  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Fillmore
Harper  Hemmert  Henderson  Hillyard
Hinkins  Ipson  Iwamoto  Knudson
Mayne  Millner  Okerlund  Shiozawa
Stevenson  Thatcher  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Dayton  Escamilla  Stephenson

S.B. 155 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Harper, the circle was removed from 3rd Sub. S.B. 174, PUBLIC TRANSIT AND TRANSPORTATION GOVERNANCE AMENDMENTS, and it was before the Senate.
On motion of Senator Harper, the Senate voted to concur in the House amendments to 3rd Sub. S.B. 174, PUBLIC TRANSIT AND TRANSPORTATION GOVERNANCE AMENDMENTS. The bill, as amended, passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Dayton | Escamilla |

3rd Sub. S.B. 174 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Adams, the circle was removed from S.B. 196, HEALTH EDUCATION AMENDMENTS, and it was before the Senate.

On motion of Senator Adams, the Senate voted to concur in the House amendments to S.B. 196, HEALTH EDUCATION AMENDMENTS. The bill, as amended, passed on the following roll call:

**Yeas, 27; Nays, 1; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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**Voting in the negative was:** Senator

Dayton
Absent or not voting was: Senator Escamilla

S.B. 196 was returned to the House for the signature of the Speaker.

***

On motion of Senator Anderegg, the Senate voted to concur in the House amendments to 5th Sub. S.B. 194, UTAH DATA RESEARCH CENTER ACT. The bill, as amended, passed on the following roll call:

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

Voting in the affirmative were: Senators

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Absent or not voting was: Senator Escamilla

5th Sub. S.B. 194 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. 220, STUDENT ASSESSMENT AND SCHOOL ACCOUNTABILITY AMENDMENTS. 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

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Voting in the negative were: Senators
Dabakis        Dayton        Harper

Absent or not voting was: Senator
Escamilla

1st Sub. S.B. 220 was returned to the House for the signature of the Speaker.

CONSENT CALENDAR

On motion of Senator Stephenson, the circle was removed from H.B. 148, REAUTHORIZATION OF ADMINISTRATIVE RULES, 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          Anderegg       Bramble       Buxton
Christensen    Dabakis        Dayton        Fillmore
Harper         Hemmert        Henderson     Hillyard
Hinkins        Ipson          Iwamoto       Knudson
Mayne          Millner        Okerlund      Shiozawa
Stephenson     Thatcher       Van Tassell   Vickers
Weiler         Niederhauser

Absent or not voting were: Senators
Davis          Escamilla      Stevenson

H.B. 148 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 68, CRIME VICTIMS REPARATION BOARD SUNSET EXTENSION, was read the third time, explained by Senator Hemmert, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams          Anderegg       Bramble       Buxton
Christensen    Dabakis        Dayton        Fillmore
Harper         Hemmert        Henderson     Hillyard
Hinkins        Ipson          Iwamoto       Knudson
Weiler
H.B. 68 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. 145, FOSTER CHILDREN VISITATION 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 Anderegg Bramble Buxton
Christensen Dabakis Dayton Fillmore
Harper Hemmert Henderson Hillyard
Hinkins Ipson Iwamoto Knudson
Mayne Millner Okerlund Shiozawa
Stephenson Thatcher Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Davis Escamilla Stevenson

1st Sub. H.B. 145, as amended, was returned to the House for further consideration.

* * *

1st Sub. H.B. 251, CAMPUS ADVOCATE CONFIDENTIALITY AMENDMENTS, was read the third time, explained by Senator Weiler, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams Bramble Buxton Christensen
Dabakis Dayton Fillmore Harper
Absent or not voting were: Senators
Anderegg  Davis  Escamilla  Stevenson

1st Sub. H.B. 251 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, SEX OFFENDER REGISTRY 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  Anderegg  Bramble  Buxton
Christensen  Dabakis  Dayton  Fillmore
Harper  Hemmert  Henderson  Hillyard
Hinkins  Ipson  Iwamoto  Knudson
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Thatcher  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Davis  Escamilla  Stevenson

1st Sub. H.B. 380 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

H.B. 232, LAND USE AMENDMENTS, was read the third time, explained by Senator Adams, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams  Anderegg  Bramble  Buxton
Christensen  Dabakis  Dayton  Fillmore
Day 44930 SENATE JOURNAL

Harper    Hemmert    Henderson    Hillyard
Hinkins   Ipson      Iwamoto     Knudson
Mayne     Millner    Okerlund    Stephenson
Thatcher   Van Tassell  Vickers    Weiler
Niederhauser

Absent or not voting were: Senators
Davis    Escamilla    Shiozawa    Stevenson

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.

* * *

H.B. 279, IMPACT FEE AMENDMENTS, was read the third time, explained by Senator Ipson, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams    Anderegg    Bramble    Buxton
Christensen  Dabakis    Dayton    Fillmore
Harper    Hemmert    Henderson    Hillyard
Hinkins   Ipson      Iwamoto     Knudson
Mayne     Millner    Okerlund    Shiozawa
Stephenson  Thatcher    Van Tassell  Vickers
Weiler    Niederhauser

Absent or not voting were: Senators
Davis    Escamilla    Stevenson

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.

* * *

1st Sub. H.B. 297, RENEWABLE ENERGY AMENDMENTS, 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    Anderegg    Buxton    Christensen
Dabakis  Dayton     Fillmore   Harper
Absent or not voting were: Senators
Bramble Davis Escamilla Mayne
Shiozawa Stevenson

1st Sub. H.B. 297 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. 319, DATA SECURITY MANAGEMENT, was read the third time, explained by Senator Buxton, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Dayton Fillmore
Harper Hemmert Henderson Hillyard
Hinkins Ipson Iwamoto Knudson
Mayne Millner Okerlund Shiozawa
Stephenson Thatcher Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Davis Escamilla Stevenson

1st Sub. H.B. 319 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. 391, DRIVER LICENSE REVISIONS, 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 Anderegg Bramble Buxton
Christensen Dabakis Dayton Fillmore

Absent or not voting were: Senators
Davis Escamilla Stevenson

1st Sub. 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.

* * *
Harper                Hemmert               Henderson               Hillyard
Hinkins               Ipson                  Iwamoto                Knudson
Mayne                 Millner                Okerlund               Shiozawa
Stephenson            Thatcher               Van Tassell            Vickers
Weiler                Niederhauser

**Absent or not voting were:** Senators
Davis                Escamilla               Stevenson

**1st Sub. H.B. 391,** as amended, was returned to the House for further consideration.

* * *

**H.B. 432**, LOCAL DISTRICT BOARD APPOINTMENT AMENDMENTS, was read the third time, explained by Senator Ipson, and passed on the following roll call:

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

**Voting in the affirmative were:** Senators
Adams                Anderegg               Bramble                Buxton
Christensen          Dabakis                Davis                  Dayton
Fillmore             Harper                  Hemmert                Henderson
Hinkins              Ipson                  Iwamoto                Knudson
Mayne                Okerlund               Shiozawa               Stephenson
Thatcher             Van Tassell            Vickers                Weiler
Niederhauser

**Absent or not voting were:** Senators
Escamilla            Hillyard               Millner                Stevenson

**H.B. 432**, as amended, was returned to the House for further consideration.

**THIRD READING CALENDAR**

**1st Sub. H.B. 82,** STREET–LEGAL ALL–TERRAIN VEHICLE AMENDMENTS, was read the third time, explained by Senator Fillmore, and passed on the following roll call:

**Yeas, 22; Nays, 3; Absent or not voting, 4.**

**Voting in the affirmative were:** Senators
Adams                Anderegg               Bramble                Buxton
Christensen          Dayton                 Fillmore               Harper
Voting in the negative were: Senators
Dabakis Iwamoto Shiozawa

Absent or not voting were: Senators
Davis Escamilla Stevenson Thatcher

1st Sub. H.B. 82, as amended, was returned to the House for further consideration.

* * *

2nd Sub. H.B. 207, FEDERALISM AMENDMENTS, was read the third time and explained by Senator Christensen.

Senator Dayton proposed a verbal amendment as follows:

1. Page 4, Line 89:
   After “powers” add “;”

2. Page 4, Line 89:
   Delete “including by action under Article V of the United States Constitution;”

   Senator Dayton’s motion to amend passed on a voice vote. Senators Henderson, Dayton, Vickers, Bramble, Hillyard, Anderegg, Dabakis, and Weiler commented and the bill failed on the following roll call:

Y eas, 11; Nays, 17; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams Christensen Dayton Fillmore
Harper Hemmert Hinkins Millner
Okerlund Stevenson Niederhauser

Voting in the negative were: Senators
Anderegg Bramble Buxton Dabakis
Davis Henderson Hillyard Ipson
Iwamoto Knudson Mayne Shiozawa
Stephenson Thatcher Van Tassell Vickers
Weiler
Absent or not voting was: Senator Escamilla

2nd Sub. H.B. 207, as amended, was filed.

* * *

2nd Sub. H.B. 149, CHILD ABUSE OFFENDER REGISTRY, was read the third time and explained by Senator Okerlund. Senators Anderegg, Hillyard, Henderson, Thatcher, and Bramble commented and the bill passed on the following roll call:

Yeas, 15; Nays, 12; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams   Buxton   Christensen   Dayton
Hemmert Henderson Hillyard Hinkins
Ipson   Knudson   Millner   Okerlund
Shiozawa Stevenson Vickers

Voting in the negative were: Senators
Anderegg Bramble Dabakis Davis
Escamilla Fillmore Harper Iwamoto
Mayne   Thatcher Weiler Niederhauser

Absent or not voting were: Senators
Stephenson Van Tassell

2nd Sub. H.B. 149, as amended, was returned to the House for further consideration.

* * *

On motion of Senator Weiler, 1st Sub. H.B. 36, AFFORDABLE HOUSING AMENDMENTS, was read the third time and circled.

* * *

On motion of Senator Hillyard, the Senate voted to suspend the rules for the remainder of the day.

* * *

On motion of Senator Hillyard, the Senate voted to reconsider its action on 2nd Sub. H.B. 212, INCENTIVE FOR EFFECTIVE TEACHERS IN HIGH POVERTY SCHOOLS.
2nd Sub. H.B. 212, INCENTIVE FOR EFFECTIVE TEACHERS IN HIGH POVERTY SCHOOLS, was before the Senate, explained by Senator Hillyard.

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

3rd Sub. H.B. 212 Incentive for Effective Teachers in High Poverty Schools (M. Winder)

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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3rd Sub. H.B. 212, as substituted, was returned to the House for further consideration.

***

On motion of Senator Hinkins, the circle was removed from H.B. 43, AMERICAN INDIAN AND ALASKAN NATIVE EDUCATION AMENDMENTS, and it was before the Senate. Senator Dayton commented and 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  Davis  Mayne  Millner
Stephenson  Van Tassell  Vickers

H.B. 43, as amended, was returned to the House for further consideration.

SECOND READING CALENDAR

On motion of Senator Henderson, the circle was removed from H.B. 265, SAFETY INSPECTION AMENDMENTS, and it was before the Senate. Senator Henderson explained the bill.

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

3rd Sub. H.B. 265 Safety Inspection Amendments (D. McCay)

Senators Ipson, Hillyard, Bramble, Harper, Mayne, Dabakis, and Iwamoto commented. The bill passed second reading on the following roll call:

Y eas, 21; Nays, 8; Absent or not voting, 0.

Voting in the affirmative were: Senators
Anderegg  Bramble  Buxton  Christensen
Dabakis  Dayton  Escamilla  Fillmore
Harper  Hemmert  Henderson  Hillyard
Hinkins  Ipson  Knudson  Millner
Stephenson  Stevenson  Van Tassell  Vickers
Niederhauser

Voting in the negative were: Senators
Adams  Davis  Iwamoto  Mayne
Okerlund  Shiozawa  Thatcher  Weiler

* * *

On motion of Senator Knudson, the Senate voted to lift the following bills from Rules and place them on the Second Reading Calendar:

2nd Sub. H.B. 168  Kindergarten Supplemental Enrichment Program
(Rep. V. L. Snow)
H.B. 296  Radioactive and Hazardous Waste Account Amendments
(Rep. B. Wilson)
SECOND READING CALENDAR

On motion of Senator Hemmert, the circle was removed from 1st Sub. H.B. 413, PUBLIC SCHOOL MEMBERSHIP IN ASSOCIATIONS, and it was before the Senate. Senator Hemmert explained the bill.

Senator Hemmert proposed the following amendment #2:

1. Page 5, Lines 140 through 143:

   140 (3) (a) “Association” means an organization that governs or regulates a student’s participation in an athletic interscholastic activity.
   141 (b) “Association” does not include an institution of higher education described in Section 53B–1–102.

2. Page 19, Lines 569 through 573:

   569 (12) (a) “Public employee” means a person who is not a public officer who is employed on a full–time, part–time, or contract basis by:
   570 (i) the state [or any of its political subdivisions.];
   571 (ii) a political subdivision of the state; or
   572 (iii) an association as defined in Section 53A–1–1601.

Senator Hemmert’s motion to amend passed on a voice vote. Senators Okerlund, Davis, Hillyard, Escamilla, Fillmore, Mayne, and Dayton commented.

On motion of Senator Hemmert, the Senate, by a two–thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Hemmert, under suspension of the rules, 1st Sub. H.B. 413, PUBLIC SCHOOL MEMBERSHIP IN ASSOCIATIONS, was considered read the second and third times and passed on the following roll call:

Yeas, 22; Nays, 4; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Davis Dayton Fillmore
Hemmert        Henderson        Hillyard        Hinkins
Knudson        Mayne           Millner         Okerlund
Shiozawa       Stephenson      Stevenson       Thatcher
Van Tassell    Weiler

**Voting in the negative were:** Senators
Dabakis        Escamilla       Iwamoto        Vickers

**Absent or not voting were:** Senators
Harper          Ipson           Niederhauser

1st Sub. H.B. 413, as amended, was returned to the House for further consideration.

**COMMUNICATIONS FROM THE HOUSE**

Mr. President:  March 8
The House passed, as amended, **S.B. 123**, STATE DEVELOPMENTAL CENTER DENTAL CLINIC, by Senator M. Dayton, and it is transmitted for further consideration; and

Sandy D. Tenney, Chief Clerk

The bill was placed on the Concurrence Calendar.

Mr. President:  March 8
The House passed, **S.B. 222**, EQUITABLE ALLOCATION OF PUBLIC TRANSIT DISTRICT FUNDING, 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. 243**, REVISED UNIFORM ATHLETE AGENTS ACT, by Senator L. Hillyard, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 256**, REGENTS’ SCHOLARSHIP 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. 260**, ASSIGNABLE RIGHT OF FIRST REFUSAL, by Senator D. G. Buxton, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 248**, PHYSICAL THERAPY LICENSURE COMPACT, 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. 155**, ALCOHOL BEVERAGE CONTROL BUDGET 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. 196**, HEALTH EDUCATION AMENDMENTS, by Senator J. S. Adams, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **3rd Sub. S.B. 174**, PUBLIC TRANSIT AND TRANSPORTATION GOVERNANCE AMENDMENTS, by Senator W. Harper, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **5th Sub. S.B. 194**, UTAH DATA RESEARCH CENTER ACT, by Senator J. Anderegg, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 220**, STUDENT ASSESSMENT AND SCHOOL ACCOUNTABILITY AMENDMENTS, 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, 2017

The House adopted the Joint Conference Committee Report dated March 8, 2017, and passed **1st Sub. H.B. 202**, TRESPASS 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 **H.B. 16**, VOTING REVISIONS, 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. 75**, COMMON OWNERSHIP AMENDMENTS, by Representative G. Froerer, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 92**, PHYSICAL RESTRAINT IN SCHOOLS, by Representative C. Moss, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 110**, CONTROLLED SUBSTANCE AMENDMENTS, by Representative P. Ray, and it is transmitted for the signature of the President; and
The House concurred in the Senate amendments and passed 2nd Sub. H.B. 130, CANNABINOID RESEARCH, by Representative B. Daw, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed H.B. 136, BOARD OF EDUCATION REVISIONS, by Representative M. Kennedy, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed 1st Sub. H.B. 194, FEDERAL GRANTS MANAGEMENT AMENDMENTS, by Representative J. Fawson, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed 1st Sub. H.B. 206, DOMESTIC VIOLENCE —— WEAPONS RESTRICTIONS, by Representative Brian S. King, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed 1st Sub. H.B. 208, JAIL RELEASE ORDERS AMENDMENTS, by Representative K. Ivory, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed 2nd Sub. H.B. 235, AUTOMATED TRAFFIC ENFORCEMENT SAFETY DEVICES, 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. 272, REGULATORY IMPACT 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 H.B. 280, AGRICULTURE REGULATION PREEMPTION 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 2nd Sub. H.B. 308, PUBLIC HEALTH AND SCHOOLS, by Representative N. Thurston, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed H.B. 460, CAPITOL DEVELOPMENT PROJECTS BONDING AMENDMENTS, by Representative G. Froerer, and it is transmitted for the signature of the President; and
The House concurred in the Senate amendments and passed 1st Sub. H.C.R. 13, CONCURRENT RESOLUTION FOR PUBLIC EMPLOYEES’ BENEFIT AND INSURANCE PROGRAM, by Representative J. Dunnigan, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed H.C.R. 21, CONCURRENT RESOLUTION ENCOURAGING NASA TO CONSIDER TOOELE COUNTY FOR A TEST FACILITY, by Representative D. Sagers, 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 Dayton, the Senate voted to concur in the House amendments to S.B. 123, STATE DEVELOPMENTAL CENTER DENTAL CLINIC. 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

Anderegg  Bramble  Buxton  Christensen
Dabakis  Davis  Dayton  Escamilla
Fillmore  Hemmert  Henderson  Ipson
Iwamoto  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Thatcher
Van Tassell  Vickers  Weiler

Absent or not voting were: Senators

Adams  Harper  Hillyard  Hinkins
Stevenson  Niederhauser

S.B. 123 was returned to the House for the signature of the Speaker.

SECOND READING CALENDAR

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. 345, TELEHEALTH PILOT PROJECT, was considered read the second and third times. Senators Davis, Hillyard, Fillmore, and Millner 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
- Anderegg
- Bramble
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Harper
- Hemmert
- Henderson
- Hillyard
- Iwamoto
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Thatcher
- Van Tassell
- Vickers
- Weiler

**Voting in the negative were:** Senators
- Fillmore
- Hinkins

**Absent or not voting were:** Senators
- Ipson
- Stevenson
- Niederhauser

**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. 346**, **SUICIDE PREVENTION PROGRAMS**, was read the second time.

Senator Bramble proposed the following amendment #2:

1. Page 1, Line 25 through Page 2, Line 26
   House Committee Amendments 2–22–2017:
   - 25 from General Fund, ($100,000); {and−}  
   - 26 from Education Fund,  
     {−$225,000} $145,000 {−−} ; and  
     to Department of Health -- Disease Control and Prevention -- Office of the Medical Examiner:  
     From General Fund, as an ongoing appropriation, $15,000  
     From General Fund, as a one-time appropriation, $95,000.

2. Page 6, Line 155:
   - 155 To Department of Human Services -- Division of  
     {−Substance−} Substance Abuse and Mental Health
3. Page 6, Lines 161 through 167:

ITEM 3
To State Board of Education — State Administrative Office
From General Fund ($100,000)
From Education Fund ($225,000) $145,000
Schedule of Programs:
{Teaching and Learning} Student Advocacy Service
{(-$125,000-)} $45,000

ITEM 4
To Department of Health — Disease Control and Prevention
From General Fund $15,000
From General Fund, One-Time $95,000
Schedule of Programs:
Office of the Medical Examiner $110,000

The Legislature intends that:

4. Page 6, Lines 173 through 176:

(2) the public education suicide prevention coordinator specialist at the State Board of Education

— State Administrative Office be funded with money from the Education Fund; and

(3) ($25,000) $45,000 provided by this Item 3 be used to fund the grant awards described in

Section 53A–15–1303.

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. 346, SUICIDE PREVENTION PROGRAMS, was considered read the second and third times and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
* * *

On motion of Senator Weiler, **1st Sub. H.B. 365**, HOMELESS RESOURCE CENTER ZONE 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. 392**, AIR QUALITY POLICY ADVISORY BOARD, was considered read the second and third times. Senators Dayton, Hinkins, Dabakis, and Hillyard commented and the bill passed on the following roll call:

**Yeas, 21; Nays, 5; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

- Anderegg
- Bramble
- Buxton
- Christensen
- Davis
- Escamilla
- Fillmore
- Harper
- Hemmert
- Henderson
- Hillyard
- Ipson
- Iwamoto
- Knudson
- Mayne
- Millner
- Okerlund
- Stephenson
- Van Tassell
- Vickers
- Weiler

**Voting in the negative were:** Senators

- Adams
- Dabakis
- Dayton
- Hinkins
- Thatcher

**Absent or not voting were:** Senators

- Shiozawa
- Stevenson
- Niederhauser
**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.

***

**1st Sub. H.B. 404**, EARLY WARNING PILOT PROGRAM, was read the second time.

Senator Millner proposed the following amendment #1:

1. Page 1, Line 24 through Page 2, Line 28:

   24 This bill appropriates:
   25 to the State Board of Education — Initiative Programs, as a one–time appropriation:
   26 • from the Education Fund {–$375,000–} $125,000;
   27 and
   28 • to the State Board of Education — Initiative Programs, as an ongoing appropriation:

   • from the Education Fund $250,000 .

2. Other Special Clauses:

   28 This bill provides a coordination clause.

2. Page 6, Lines 163 through 169:

   163 **ITEM 1**
   164 To State Board of Education — Initiative Programs
   165 From Education Fund, One–time
   166 {–$375,000–} $125,000

   **ITEM 2**
   166 Schedule of Programs:
   167 Early Warning Pilot Program
   168 {–$375,000–} $125,000

   **ITEM 2**
   167 To State Board of Education — Initiative Programs
   168 From Education Fund, Ongoing $250,000
   169 Schedule of Programs:
   170 Early Warning Pilot Program $250,000

   The Legislature intends that the State Board of Education:

   170 (1) use $125,000 of the appropriation under this section for enhancement of the online
Senator Millner’s motion to amend passed on a voice vote.

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. 404, EARLY WARNING PILOT PROGRAM, was considered read the second and third times. Senators Hillyard, Mayne, Stephenson, and Dabakis commented and the bill passed on the following roll call:

**Yeas, 19; Nays, 7; Absent or not voting, 3.**

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

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**Absent or not voting were:** Senators

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1st Sub. H.B. 404, as amended, was returned to the House for further consideration.

***

On motion of Senator Vickers, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Vickers, under suspension of the rules, 1st Sub. H.B. 283, CHILD HOMELESSNESS PREVENTION, 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
Davis     Hillyard   Hinkins   Niederhauser

1st Sub. H.B. 283, as substituted, was returned to the House for further consideration

* * *

1st Sub. H.B. 204, PRESIDENTIAL PRIMARY AMENDMENTS, was read the second time.

Senator Bramble proposed the following amendment #1:

1. Page 1, Lines 14 through 23:

   14 Money Appropriated in this Bill:
   15 This bill appropriates:
   16 { to the Office of the Governor − Office of the Lieutenant Governor, as a one-time
   17 appropriation:
   18 • from the General Fund, $725,000, subject to intent language stating that the
   19 appropriation be spent for a presidential primary election; and − }
   20 to the Office of the Governor − Office of the Lieutenant Governor, as an ongoing,
   21 nonlapsing appropriation:
   22 • from the General Fund, { $725,000 − $100,000 }, subject to intent language stating that the
   23 appropriation be spent for a presidential primary election.

2. Page 2, Line 45 through Page 3, Line 72:

   45 ITEM 1
   46 { To the Office of the Governor
From General Fund, One-time

Schedule of Programs:

Office of the Lieutenant Governor

(1) The Legislature intends that the Office of the Lieutenant Governor:

(a) use the funds appropriated under this Item (1) for the administration of a presidential primary election conducted under Section 20A−9−810;

(b) prioritize the distribution of the funds appropriated under this Item (1) for use by counties in the administration of a presidential primary election; and

(c) expend funds not distributed to counties under Subsection (1)(b) for the administration of a presidential primary election, including for the training of election officials and voter outreach.

(2) Funds appropriated under this Item (1) are nonlapsing.

ITEM 2 To the Office of the Governor

From General Fund $100,000

Schedule of Programs:

Office of the Lieutenant Governor

(1) The Legislature intends that the Office of the Lieutenant Governor:

(a) use the funds appropriated under this Item (1) for the administration of a presidential primary election conducted under Section 20A−9−810;

(b) prioritize the distribution of the funds appropriated under this Item (1) for use by
68 counties in the administration of a presidential primary election; and
69 (c) expend funds not distributed to counties under Subsection (1)(b) for the
70 administration of a presidential primary election, including for the
71 training of election officials
72 and voter outreach.
72 (2) Funds appropriated under this Item \{-(2)-\} (1) are nonlapsing.

Senator Bramble’s 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        Anderegg        Bramble        Buxton
Christensen  Dabakis         Dayton         Escamilla
Fillmore     Hemmert         Henderson      Hinkins
Ipson        Iwamoto         Knudson        Mayne
Millner      Okerlund        Shiozawa       Stephenson
Stevenson    Thatcher        Van Tassell    Vickers
Weiler

**Voting in the negative was:** Senator
Harper

**Absent or not voting were:** Senators
Davis        Hillyard        Niederhauser

* * *

**2nd Sub. H.B. 240, EMPLOYABILITY TO CAREERS PROGRAM, was read the second time.**

Senator Christensen proposed the following amendment #4:

1. Page 2, Lines 37 through 43:

   37 This bill appropriates:
   
   38 \[to the General Fund Restricted \] --- Employability to Careers Program Restricted
39 Account, as a one−time appropriation:
40 • from the General Fund, $1,000,000 ;
41 to the Governor’s Office of Management and Budget, as a one−time appropriation:
42 • from the General Fund Restricted — Employability to Careers Program
43 Restricted Account, $1,000,000 .

2. Page 5, Line 145 through Page 6, Line 154:
145 (1) There is created within the office the Employability to Careers Program Board
146 composed of the following members:
147 (a) two members appointed by the governor;
148 (b) two members appointed by the speaker of the House of Representatives; and
149 (c) two members appointed by the president of the Senate —
150 (a) the executive director of the Department of Workforce Services or the executive director’s designee;
151 (b) the executive director of the Department of Human Services or the executive director’s designee; and
152 (c) three members appointed by the governor with the consent of the Senate as follows:
153 (i) one member from the private or nonprofit sector with expertise in finance;
154 (ii) one member from the private or nonprofit sector chosen from among two individuals recommended by the president of the Senate; and
155 (iii) one member from the private or nonprofit sector chosen from among two individuals recommended by the speaker of the House of Representatives.
156 (2) (a) An appointed member of the board shall serve for a term of three years, but may be
157 reappointed for one additional term.
158 (b) If a vacancy occurs in the board for any reason, the governor with the consent of the Senate shall appoint a replacement to serve the remainder of the board member’s term.
154  (3) The governor shall appoint a board shall elect a chair from among the board’s membership.

3. Page 6, Lines 158 through 160:

158  (7) A board member may not receive compensation or benefits for the member’s service, but a member who is not a legislator may receive per diem and travel expenses in accordance with:

4. Page 11, Lines 326 through 326a
Senate Committee Amendments 3–6–2017:

326  (2) Subject to money in the restricted account legislative appropriations from the restricted account legislative appropriations, and in accordance with the contract

5. Page 12, Line 354 through Page 13, Line 365:

354  To Restricted Fund and Account Transfers —— General Fund Restricted ——

355  Employability to Careers Program Restricted Account

356  From General Fund, One–time

357  Schedule of Programs:

358  General Fund Restricted —— Employability to Careers Program Restricted Account

359  ITEM 2

360  To Governor’s Office of Management and Budget —— Operations and Policy

361  From General Fund Restricted —— Employability to Careers Program

362  Restricted Account, One–time

363  Schedule of Programs:
Employability to Careers Program

\{-\$10,000,000\-\} \$1,000,000

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

On motion of Senator Christensen, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Christensen, under suspension of the rules, 2nd Sub. H.B. 240, EMPLOYABILITY TO CAREERS PROGRAM, 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 Anderegg Bramble Buxton
Christensen Dabakis Dayton Escamilla
Fillmore Harper Hemmert Henderson
Hinkins Ipson Iwamoto Knudson
Mayne Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Van Tassell
Vickers

Absent or not voting were: Senators
Davis Hillyard Niederhauser

2nd Sub. H.B. 240, as amended, was returned to the House for further consideration.

THIRD READING CALENDAR

1st Sub. H.B. 204, PRESIDENTIAL PRIMARY AMENDMENTS, was read the third time, explained by Senator Bramble, and passed, under suspension of the rules, on the following roll call:

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

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Dayton Escamilla
Fillmore Hemmert Henderson Hinkins
Ipson Iwamoto Knudson Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Van Tassell Vickers
Vickers

Weiler
**Voting in the negative was:** Senator Harper

**Absent or not voting were:** Senators Davis Hillyard Niederhauser

1st Sub. H.B. 204, as amended, was returned to the House for further consideration.

* * *

On motion of Senator Weiler, the circle was removed from 1st Sub. H.B. 36, AFFORDABLE HOUSING AMENDMENTS, and it was before the Senate.

Senator Weiler proposed the following amendment #1:

1. Page 1, Lines 18 through 24:

   18 This bill appropriates in fiscal year 2018:
   19 to the Department of Workforce Services — Economic Revitalization and
   20 Investment Fund, as a one-time appropriation:
   21 • from the General Fund,
   22 to the Department of Workforce Services — Olene Walker Housing Loan Fund, as a
   23 one-time appropriation:
   24 • from the General Fund,

2. Page 10, Lines 295 through 302:

   295 [(d)] (c) (i) For [the] a calendar year beginning [on January 1, 1995, through the
   296 calendar year beginning on January 1, 2025] on or before December 31, 2016, or on or after January 1, 2018, the aggregate
   297 annual tax credit that the Utah Housing Corporation may allocate for the credit period
   298 described in Section 42(f), Internal Revenue Code, pursuant to this section and Section
59–10–1010 is an amount equal to the product of:

(A) 12.5 cents; and

(B) the population of Utah.

(ii) For the calendar year beginning on January 1, 2017, the aggregate annual tax

3. Page 20, Line 611 through Page 21, Line 628:

611 To Department of Workforce Services — Economic Revitalization and Investment Fund

612 From General Fund, One-time

\(-\$4,000,000\) $2,061,000

614 Schedule of Programs:

615 Economic Revitalization and Investment Fund

\(-\$4,000,000\) $2,061,000

617 To Department of Workforce Services — Olene Walker Housing Loan Fund

618 From General Fund, One-time

\(-\$2,000,000\) $500,000

619 Schedule of Programs:

620 Olene Walker Housing Loan Fund

\(-\$2,000,000\) $500,000

621 The Legislature intends that:

1. up to $1,000,000 of the one-time appropriation to the Olene Walker Housing Fund be used by the Housing and Community Development Division to provide funding for transit-oriented development; and

2. up to $500,000 of the one-time appropriation to the Olene Walker Housing Loan Fund be used by the Housing and Community Development Division to develop a pilot program for
627 reimbursing persons under certain limited circumstances who provide housing to tenants using Federal Housing Choice Vouchers.

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

**Yeas, 25; Nays, 2; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Escamilla
Fillmore Harper Hemmert Henderson
Ipson Iwamoto Knudson Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Thatcher Van Tassell Vickers
Weiler

**Voting in the negative were:** Senators
Dayton Hinkins

**Absent or not voting were:** Senators
Hillyard Niederhauser

1st Sub. H.B. 36, as amended, was returned to the House for further consideration.

* * *

3rd Sub. H.B. 265, SAFETY INSPECTION AMENDMENTS, was read the third time and explained by Senator Henderson. Senators Iwamoto and Bramble 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
Anderegg Bramble Buxton Christensen
Dayton Escamilla Fillmore Harper
Hemmert Henderson Hinkins Ipson
Knudson Millner Okerlund Stephenson
Van Tassell Vickers Weiler

**Voting in the negative were:** Senators
Adams Davis Iwamoto Mayne
Shiozawa Thatcher
Absent or not voting were: Senators
Dabakis  Hillyard  Stevenson  Niederhauser

3rd Sub. H.B. 265, as amended, was returned to the House for further consideration.

On motion of Senator Knudson, the Senate voted to lift H.B. 441, HOUSING AND HOMELESS REFORM INITIATIVE AMENDMENTS, from Rules and place it on the top of the Second Reading Calendar.

* * *

On motion of Senator Okerlund, the Senate recessed at 12:11 p.m.

AFTERNOON SESSION

The Senate reassembled at 2:15 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE GOVERNOR

Mr. President:  February 7, 2017
I am pleased to inform you that I have appointed Kirk Morgan as a Judge of the First 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 Mr. Morgan.

Gary R. Herbert
Governor

Mr. President:  February 27, 2017
The Senate Judicial Confirmation Committee met on February 27, 2017, and reports a favorable recommendation that Mr. Kirk Morgan be confirmed to the position of Judge of the First District Juvenile Court.

Todd Weiler, Chair

On motion of Senator Weiler, the Senate voted to approve the appointment of Kirk Morgan on the following roll call vote:

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

Voting in the affirmative were: Senators
Adams  Bramble  Buxton  Christensen
Dabakis  Davis  Escamilla  Harper
COMMITTEE OF THE WHOLE

On motion of Senator Okerlund, Judge Kirk Morgan spoke in Committee of the Whole.

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

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 8, 2017

The House substituted, amended, and passed, 1st Sub. S.B. 12, EXPUNGEMENT AMENDMENTS, by Senator D. Thatcher, and it is transmitted for further consideration; and

The House substituted and passed, 4th Sub. S.B. 117, HIGHER EDUCATION PERFORMANCE FUNDING, by Senator A. Millner, and it is transmitted for further consideration; and

The House substituted and passed, 3rd Sub. S.B. 267, UTAH RURAL JOBS ACT, by Senator R. Okerlund, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.

Mr. President: March 8, 2017

The House passed, S.B. 34, COMPETENCY−BASED EDUCATION FUNDING, 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 S.B. 123, STATE DEVELOPMENTAL CENTER DENTAL CLINIC, by Senator M. Dayton, and it is transmitted for the signature of the President; and

Absent or not voting were: Senators
Anderegg Dayton Fillmore Hemmert

Henderson Hillyard Hinkins Ipson
Iwamoto Knudson Mayne Millner
Okerlund Shiozawa Stephenson Stevenson
Thatcher Van Tassell Vickers Weiler
Niederhauser
The House passed, 3rd Sub. S.B. 197, REFINERY SALES AND USE TAX EXEMPTION 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.

Mr. President:

The House has rejected S.B. 216, READING INTERVENTION SOFTWARE LICENSE PROGRAM ACCOUNTABILITY AMENDMENTS, by Senator H. Stephenson, and it is transmitted for filing; and

The House has rejected 1st Sub. S.B. 173, ENGLISH LANGUAGE ARTS AMENDMENTS, by Senator H. Stephenson, and it is transmitted for filing.

Sandy D. Tenney, Chief Clerk

The bills were filed.

SECOND READING CALENDAR

H.B. 441, HOUSING AND HOMELESS REFORM INITIATIVE AMENDMENTS, was read the second time.

Senator Millner proposed the following amendment #3:

1. Page 1, Line 21 through Page 2, Line 30:

21 to the General Fund Restricted — Homeless to Housing Reform Restricted Account,

22 as a one-time appropriation:

23 • from the General Fund, $9,850,000;

24 to the General Fund Restricted — Homeless to Housing Reform Restricted Account,

25 as an ongoing appropriation:

26 • from the General Fund, $250,000;

27 to the Department of Workforce Services — Housing and Community Development,

28 as a one-time appropriation:
29. from the General Fund Restricted — Homeless to Housing Reform Restricted
30. Account, \( -$9,898,000 \) \$9,850,000 ;

2. Page 6, Line 174 through Page 7, Line 189
   House Floor Amendments 3–6–2017:

   174 ITEM 1
   175 To Fund and Account Transfers — General Fund Restricted — Homeless to
   176 Housing Reform Restricted Account
   177 From General Fund, One-time
   \( -$9,898,000 \) \$9,850,000
   178 From General Fund \$250,000
   179 Schedule of Programs:
   180 General Fund Restricted — Homeless to Housing Reform
   181 Restricted Account
   \( -$10,148,000 \) \$10,100,000

   182 ITEM 2
   183 To Department of Workforce Services — Housing and Community Development
   184 From General Fund Restricted — Homeless to Housing Reform Restricted Account, One-time
   \( -$9,898,000 \) \$9,850,000
   186 From General Fund Restricted — Homeless to Housing Reform Restricted Account \$250,000
   188 Schedule of Programs
   189 Homeless to Housing Reform Program
   \( -$10,148,000 \) \$10,100,000

3. Page 7, Lines 195 through 199e
   House Floor Amendments 3–6–2017:

   195 The Legislature intends that:
   196 (1) under Section 63J–1–603 appropriations provided under this section not lapse at the
(2) the one-time appropriation to the Olene Walker Housing Loan Fund be used by the Olene Walker Housing Loan Fund Board to provide a grant in fiscal year 2017 to a homeless shelter and soup kitchen located in a city of the second class and in a county of the second class that:

(a) is open year-round;

(b) provides meals and other services to homeless families and individuals; and

(c) has the capacity to provide temporary shelter to at least 250 individuals per night; and

(3) any ongoing or future appropriations to the Olene Walker Housing Loan Fund that may be awarded by the Olene Walker Housing Loan Fund Board for the purpose of funding one or more homeless shelters in a city of the first class or a county of the first class are contingent upon city and county leaders working with stakeholders to close the Salt Lake Community Shelter located at 210 South Rio Grande Street, Salt Lake City, Utah, on or before June 30, 2019.

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

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

Voting in the affirmative were: Senators

Adams    Bramble   Buxton   Christensen
Dabakis  Davis     Escamilla Fillmore
Harper    Hemmert   Henderson Hillyard
Hinkins   Ipson     Iwamoto Knudson
Mayne     Millner   Okerlund Shiozawa
Stevenson Van Tassell Vickers Weiler
Niederhauser

Voting in the negative were: Senators

Anderegg  Dayton  Stephenson  Thatcher
4th Sub. H.B. 142, ADMINISTRATION OF ANESTHESIA AMENDMENTS, was read the second time. Senator Adams explained the bill.

Senator Adams proposed the following amendment #1:

1. Page 7, Line 181:
   181 (1) Section 26–1–40 is repealed July 1, 20{21} 19.

2. Page 8, Line 216:
   216 (13) The following sections are repealed on July 1, 20{21} 19:

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, 4th Sub. H.B. 142, ADMINISTRATION OF ANESTHESIA AMENDMENTS, was considered read the second and third times and passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

Bramble       | Escamilla |

4th Sub. H.B. 142, as amended, was returned to the House for further consideration.

2nd Sub. H.B. 442, ALCOHOL AMENDMENTS, was read the second time.
On motion of Senator Stevenson, the following substitute bill replaced the original bill:

**3rd Sub. H.B. 442 Alcohol Amendments (B. Wilson)**

Senator Stevenson explained the bill. Senators Iwamoto, Hillyard, Fillmore, and Dabakis commented.

Senator Iwamoto proposed a verbal amendment as follows:

1. Page 34, Line 1026:
   Delete “300” and insert “600”

Senator Iwamoto’s motion to amend failed 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, **3rd Sub. H.B. 442, ALCOHOL AMENDMENTS**, was considered read the second and third times and passed on the following roll call:

**Yeas, 20; Nays, 9; 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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**3rd Sub. H.B. 442**, as substituted, was returned to the House for further consideration

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On motion of Senator Dayton, **1st Sub. H.B. 301, CANAL SAFETY AMENDMENTS**, was read the second time and circled.
On motion of Senator Van Tassell, **H.B. 389**, COMMERCE SERVICE ACCOUNT 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. 214**, PROBATE CODE 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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**Absent or not voting were:** Senators

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**H.B. 214** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

On motion of Senator Van Tassell, the circle was removed from **H.B. 389**, COMMERCE SERVICE ACCOUNT AMENDMENTS, and it was before the Senate.

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. 389**, COMMERCE SERVICE ACCOUNT AMENDMENTS, was considered read the second and third times and passed on the following roll call:
Y eas, 25; Nays, 0; Absent or not voting, 4.

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Adams | Anderegg | Shiozawa | Niederhauser |

**H.B. 389** 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 Fillmore, **H.B. 229**, AMENDMENTS RELATING TO LOCAL DISTRICTS, was read the second time and circled.

* * *

On motion of Senator Dayton, the circle was removed from **1st Sub. H.B. 301**, CANAL SAFETY AMENDMENTS, and it was before the Senate. Senator Dayton explained the bill. Senators Van Tassell and Fillmore commented.

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. 301**, CANAL SAFETY 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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<td>Van Tassell</td>
<td>Vickers</td>
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Absent or not voting were: Senators
Shiozawa Niederhauser

1st Sub. H.B. 301 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

1st Sub. H.B. 230, ELECTIONS REVISIONS, was read the second time.

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

2nd Sub. H.B. 230 Election Revisions (B. Daw)

Senator Henderson explained the bill.

On motion of Senator Henderson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Henderson, under suspension of the rules, 2nd Sub. H.B. 230, ELECTION 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Knudson Mayne Millner
Okerlund Stephenson Stevenson Thatcher
Van Tassell Vickers Weiler

Absent or not voting were: Senators
Shiozawa Niederhauser

2nd Sub. H.B. 230, as substituted, was returned to the House for further consideration.

***

On motion of Senator Buxton, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.
On motion of Senator Buxton, under suspension of the rules, 2nd Sub. H.B. 243, COMMON AREA LAND USE 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
- Anderegg
- Bramble
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hemmert
- Henderson
- Hillyard
- Hinkins
- Ipson
- Iwamoto
- Knudson
- Millner
- Okerlund
- Stephenson
- Thatcher
- Van Tassell
- Weiler

**Absent or not voting were:** Senators
- Mayne
- Shiozawa
- Stevenson
- Vickers
- Niederhauser

2nd Sub. 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.

***

On motion of Senator Fillmore, the circle was removed from H.B. 229, AMENDMENTS RELATING TO LOCAL DISTRICTS, and it was before the Senate.

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

1st Sub. H.B. 229 Amendments Relating to Local Districts (D. McCay)

Senator Hillyard commented.

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. H.B. 229, AMENDMENTS TO LOCAL DISTRICTS, was considered read the second and third times and passed on the following roll call:

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

**Voting in the affirmative were:** Senators
- Adams
- Anderegg
- Bramble
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton


**Voting in the negative was:** Senator Hinkins

**Absent or not voting were:** Senators

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**1st Sub. H.B. 229,** as substituted, 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, **H.B. 244,** GENERAL FUND BUDGET RESERVE ACCOUNT 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

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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. 244** 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 Anderegg, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.
On motion of Senator Anderegg, under suspension of the rules, 1st Sub. H.B. 324, LOCAL BUDGET HEARING NOTICE 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 Anderegg Bramble Buxton
Dayton Fillmore Harper Hemmert
Henderson Hillyard Hinkins Knudson
Mayne Okerlund Stephenson Stevenson
Thatcher Van Tassell Vickers Weiler

**Voting in the negative were:** Senators
Christensen Dabakis Davis Escamilla

**Absent or not voting were:** Senators
Ipson Iwamoto Millner Shiozawa
Niederhauser

1st Sub. H.B. 324 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

On motion of Senator Okerlund, H.B. 328, SERVICE AREA BOARD OF TRUSTEES MODIFICATIONS, was read the second time and circled.

***

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. 386, ATTORNEY GENERAL 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Fillmore Harper Hemmert Henderson
Hillyard Ipson Iwamoto Knudson
Mayne Okerlund Stephenson Stevenson
Thatcher Van Tassell Vickers Weiler
Absent or not voting were: Senators
Escamilla       Hinkins       Millner       Shiozawa
Niederhauser

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.

* * *

2nd Sub. H.B. 239, JUVENILE JUSTICE AMENDMENTS, was read the second time. Senator Weiler explained the bill.

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

3rd Sub. H.B. 239 Juvenile Justice Amendments (V. L. Snow)

Senator Weiler proposed the following amendment #2:

1. Page 42, Lines 1273 through 1277:

   1273  62A–1–111.5, Duties of the department for fiscal year 2018.
   1274  Notwithstanding Section 63J–1–206, for fiscal year 2018 only, the department may
   1275  transfer money from savings related to implementation of this bill and nonlapsing balances from fiscal year 2017 between appropriation line items to allocate resources between the Division of
   1276  Juvenile Justice Services, the Division of Child and Family Services, and the Division of
   1277  Substance Abuse and Mental Health to facilitate the department’s implementation of this bill.

2. Page 145, Lines 4460 through 4473:

   4460  (c) (i) Notwithstanding Subsection (2)(b), the probation department may conduct a
   4461  validated risk and needs assessment {— and if the results of that assessment indicate the youth is
   4462  high risk, the probation department—} and may request that the prosecutor review the referral pursuant
   4463  to Subsection (2)(g) to determine whether to dismiss the referral or file a petition instead of
offering a nonjudicial adjustment if:
(A) the results of the assessment indicate the youth is high risk; or
(B) the results of the assessment indicate the youth is moderate risk and
the referral is for a class A misdemeanor violation under Title 76,
Chapter 9, Part 7, Miscellaneous Provisions.

(ii) The court’s probation department, may offer a nonjudicial
adjustment to any other
minor who does not meet the criteria provided in Subsection
(2)(b).

(iii) Acceptance of an offer of nonjudicial adjustment may not
be predicated on an
admission of guilt.

(iv) A minor may not be denied an offer of nonjudicial
adjustment due to an inability to
pay a financial penalty under Subsection (2)(d).

Efforts to effect a nonjudicial adjustment may not
extend for a period of more
than 90 days without leave of a judge of the court, who may
extend the period for an additional
90 days.

3. Page 164, Line 5030 through Page 165, Line 5104:

Section 75. Effective date.

(1) Except as provided in Subsections (2) and (3), this bill takes
effect on May 9, 2017.

(2) The actions affecting the following sections take effect on
August 1, 2017:

(a) Section 32B–4–409;
(b) Section 32B–4–411;
(a) Section 53A–1–403;
(b) Section 53A–3–402;
(c) Section 53A–11–101.7;
(d) Section 53A–11–103;
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(3) The actions affecting the following sections take effect on July 1, 2018:

(a) Section 17–18a–404;
(b) Section 32B–4–409;
(c) Section 32B–4–410;
(d) Section 32B–4–411;
(e) Section 62A–7–107.5;
(f) Section 62A–7–202;
(g) Section 62A–7–404;
(h) Section 63M–7–404;
Senator Weiler’s motion to amend passed on a voice vote. Senators Henderson, Hillyard, Buxton, and Anderegg commented.

###

Senator Weiler proposed a verbal amendment as follows:

1. Page 145, Line 4464:

   After “misdemeanor violation under” insert “Title 76, Chapter 5, or”

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. 239, JUVENILE JUSTICE 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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<td>Shiozawa</td>
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</table>
Absent or not voting were: Senators
Hillyard Knudson Stevenson Van Tassell
Niederhauser

3rd Sub. H.B. 239, as amended, was returned to the House for further consideration.

***

Senator Christensen made a motion to recall 2nd Sub. H.B. 207, FEDERALISM AMENDMENTS, from the House. The motion failed.

***

On motion of Senator Okerlund, and at 4:20 p.m., the Senate sauntered.

The Senate was called to order at 4:50 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 8, 2017

The House passed, S.B. 52, RENTAL AMENDMENTS, by Senator L. Fillmore, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, 6th Sub. S.B. 109, SMALL EMPLOYER RETIREMENT PROGRAM, 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. 276, TRANSPORTATION FUNDING MODIFICATIONS, 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. 159, HELMET REQUIREMENT AMENDMENTS, by Senator B. Shiozawa, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, 1st Sub. S.B. 212, PROFESSIONAL LICENSING AMENDMENTS, 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.
The House concurred in the Senate amendments and passed **1st Sub. H.B. 82**, STREET–LEGAL ALL–TERRAIN VEHICLE AMENDMENTS, by Representative M. Noel, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 145**, FOSTER CHILDREN VISITATION AMENDMENTS, by Representative K. Ivory, 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**, CHILD ABUSE OFFENDER REGISTRY, by Representative D. Owens, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **3rd Sub. H.B. 212**, INCENTIVE FOR EFFECTIVE TEACHERS IN HIGH POVERTY SCHOOLS, by Representative M. Winder, et al, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 391**, DRIVER LICENSE REVISIONS, by Representative T. Quinn, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 432**, LOCAL DISTRICT BOARD APPOINTMENT AMENDMENTS, by Representative R. C. Webb, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **3rd Sub. H.B. 442**, ALCOHOL AMENDMENTS, 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 and returned to the House for the signature of the Speaker.

Mr. President: March 8, 2017

The House passed **H.B. 461**, JAIL CONTRACTING AMENDMENTS, by Representative M. Noel, 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.
CONCURRENCE CALENDAR

1st Sub. S.B. 12, EXPUNGEMENT AMENDMENTS, was before the Senate.

On motion of Senator Okerlund, the bill was circled.

* * *

On motion of Senator Millner, the Senate voted to concur in the House amendments to 4th Sub. S.B. 117, HIGHER EDUCATION PERFORMANCE FUNDING. 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          Anderegg         Bramble          Buxton
Christensen    Dabakis          Davis            Fillmore
Harper         Hemmert          Henderson        Hillyard
Hinkins        Ipson            Iwamoto          Knudson
Mayne          Millner          Okerlund         Shiozawa
Stephenson     Thatcher         Van Tassell      Vickers
Niederhauser

Absent or not voting were: Senators
Dayton         Escamilla         Stevenson       Weiler

4th Sub. S.B. 117 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Thatcher, the circle was removed from 1st Sub. S.B. 12, EXPUNGEMENT AMENDMENTS, and it was before the Senate.

On motion of Senator Thatcher, the Senate voted to concur in the House amendments to 1st Sub. S.B. 12, EXPUNGEMENT 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          Anderegg         Bramble          Buxton
Christensen    Dabakis          Davis            Dayton
Escamilla      Fillmore         Harper           Hemmert
Absent or not voting was: Senator Weiler

1st Sub. S.B. 12 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 3rd Sub. S.B. 267, UTAH RURAL JOBS ACTS. 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

| Thatcher | Weiler |

3rd Sub. S.B. 267 was returned to the House for the signature of the Speaker.

**SECOND READING CALENDAR**

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. 459 Rural Health Services Account Amendments (Rep. R. Webb)
- H.B. 199 High Need Children Adoption Amendments (Rep. M Nelson)
2nd Sub. H.C.R. 1 Concurrent Resolution to Secure the Perpetual Health
And Vitality Of Utah’s Public Lands and its Status as a
Premier Public Lands State (Rep. K. Stratton)
H.B. 376 Landlord–tenant Rights (Rep. J. Dunnigan)
H.B. 435 Health Care Patient Privacy Amendments
(Rep. F. Gibson)
H.B. 399 Governmental Immunity Amendments (Rep. V. L. Snow)
2nd Sub. H.B. 433 Penalty for Targeting Law Enforcement Officers
(Rep. P Ray)
3rd Sub. H.B. 123 Juvenile Offenses Amendments (Rep. M Roberts)
2nd Sub. H.B. 286 Essential Treatment and Intervention Act
(Rep. L. Christensen)
1st Sub. H.B. 261 Local Emergency Response Amendments
(Rep. D. Sagers)
H.C.R. 26 Concurrent Resolution Urging Restoration of Utah Lake
(Rep. M. McKell)
H.J.R. 15 Joint Rules Resolution Creating and Amending
Appropriations Committee Rules (Rep. D. Sanpei)
H.B. 448 Community Reinvestment Amendments
(Rep. J. Peterson)
2nd Sub. H.B. 431 Government Employees Reimbursement Amendments
(Rep. T. Quinn)

***

On motion of Senator Millner, the Senate, by a two–thirds majority, voted to
suspend the constitutional three readings requirement.

H.B. 168, KINDERGARTEN SUPPLEMENTAL ENRICHMENT PROGRAM,
was considered read the second and third times and passed on the following roll
call:

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

Voting in the affirmative were: Senators

Adams  Bramble  Buxton  Christensen
Dabakis  Davis  Escamilla  Fillmore
On motion of Senator Adams, the Senate voted to lift 1st Sub. H.B. 155, DRIVING UNDER THE INFLUENCE AND PUBLIC SAFETY REVISIONS, from Rules and place it at the top of the Second Reading Calendar.

* * *

On motion of Senator Adams, 1st Sub. H.B. 155, DRIVING UNDER THE INFLUENCE AND PUBLIC SAFETY REVISIONS, was read the second time and circled.

* * *

On motion of Senator Anderegg, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Anderegg, under suspension of the rules, H.B. 296, RADIOACTIVE AND HAZARDOUS WASTE ACCOUNT AMENDMENTS, was considered read the second and third times. Senators Dabakis and Bramble 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

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**Voting in the negative were:** Senators
Dabakis    Escamilla

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

**H.B. 296** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

On motion of Senator Harper, the circle was removed from **H.B. 328**, SERVICE AREA BOARD OF TRUSTEES MODIFICATIONS, and it was before the Senate.

On motion of Senator Harper, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Harper, under suspension of the rules, **H.B. 328**, SERVICE AREA BOARD OF TRUSTEES MODIFICATIONS, was considered read the second and third times and passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators
Fillmore    Iwamoto    Stevenson    Weiler

**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 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. 459**, RURAL HEALTH SERVICES ACCOUNT 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

<table>
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<th>Anderegg</th>
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**H.B. 459** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Weiler, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Weiler, under suspension of the rules, **H.B. 199**, HIGH NEEDS CHILDREN ADOPTION AMENDMENTS, was considered read the second and third times. Senator Anderegg commented and the bill passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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**H.B. 199** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

On motion of Senator Adams, the circle was removed from **1st Sub. H.B. 155, DRIVING UNDER THE INFLUENCE AND PUBLIC SAFETY REVISIONS**, and it was before the Senate. Senators Dabakis, Hillyard, Ipson, Knudson, Escamilla, Vickers commented.

On motion of Senator Adams, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Adams, under suspension of the rules, **1st Sub. H.B. 155, DRIVING UNDER THE INFLUENCE AND PUBLIC SAFETY REVISIONS**, was considered read the second and third times and passed 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. H.B. 155** 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. 248, DOMESTIC VIOLENCE RELATED AMENDMENTS**, was read the second time and circled.

***

**2nd Sub. H.C.R. 1, CONCURRENT RESOLUTION TO SECURE THE PERPETUAL HEALTH AND VITALITY OF UTAH’S PUBLIC LANDS AND**
ITS STATUS AS A PREMIER PUBLIC LANDS STATE, was read the second time.

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

3rd Sub. H.C.R. 1 Concurrent Resolution to Secure the Perpetual Health and Vitality of Utah’s Public Lands and its Status as a Premier Public Lands State (K. Stratton)

On motion of Senator Hinkins, under suspension of the rules, 3rd Sub. H.C.R. 1, CONCURRENT RESOLUTION TO SECURE THE PERPETUAL HEALTH AND VITALITY OF UTAH’S PUBLIC LANDS AND ITS STATUS AS A PREMIER PUBLIC LANDS STATE, was considered read the second and third times and passed on the following roll call:

Y eas, 24; Nays, 4; Absent or not voting, 1.

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

| Dabakis | Davis | Escamilla | Mayne |

**Absent or not voting was:** Senator

Harper

3rd Sub. H.C.R. 1, as substituted, was returned to the House for further consideration.

***

On motion of Senator Bramble, the circle was removed from 1st Sub. H.B. 248, DOMESTIC VIOLENCE RELATED AMENDMENTS, and it was before the Senate.

On motion of Senator Bramble, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.
On motion of Senator Bramble, under suspension of the rules, 1st Sub. H.B. 248, DOMESTIC VIOLENCE RELATED 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

Hillyard

1st Sub. H.B. 248 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

**THIRD READING CALENDAR**

H.B. 441, HOUSING AND HOMELESS REFORM INITIATIVE AMENDMENTS, was read the third time and explained by Senator Millner. Senators Thatcher, Dayton, Buxton, Davis, Hinkins, Escamilla, and Christensen commented.

Senator Millner proposed the following amendment #6:

Senate Floor Amendment Number 3 that previously passed is rescinded and is replaced with the following amendments:

1. Page 1, Line 20 through Page 2, Line 36:

20 This bill appropriates:

21 to the General Fund Restricted — Homeless to Housing Reform Restricted Account,

22 as a one-time appropriation:

23 from the General Fund,

\[-9,898,000\] \[9,850,000\] ;

24 to the General Fund Restricted — Homeless to Housing Reform Restricted Account,
as an ongoing appropriation:

- from the General Fund, $250,000;

- to the Department of Workforce Services — Housing and Community Development,

as a one-time appropriation:

- from the General Fund Restricted — Homeless to Housing Reform Restricted Account, $9,898,000;

- to the Department of Workforce Services — Housing and Community Development,

as an ongoing appropriation:

- from the General Fund Restricted — Homeless to Housing Reform Restricted Account, $250,000; and

- to the Olene Walker Housing Loan Fund, as a one-time appropriation:

- from the General Fund, $700,000.

2. Page 6, Line 168 through Page 7, Line 199:

House Floor Amendments 3–6–2017:

Section 3. Appropriation.

[The] For Item 1 and Item 2, the following sums of money are appropriated for the fiscal year beginning July 1, 2017, and ending June 30, 2018. These are additions to amounts previously appropriated for fiscal year 2018. Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the Legislature appropriates the following sums of money from the funds or accounts indicated for the use and support of the government of the state of Utah.

ITEM 1
To Fund and Account Transfers — General Fund Restricted — Homeless to

Housing Reform Restricted Account
From General Fund, One-time
\(-9,898,000\) \(\$9,850,000\)

From General Fund
\(\$250,000\)

Schedule of Programs:

General Fund Restricted — Homeless to Housing Reform

Restricted Account
\(-10,148,000\) \(\$10,100,000\)

ITEM 2

To Department of Workforce Services — Housing and Community Development

From General Fund Restricted — Homeless to Housing Reform Restricted Account, One-time
\(-9,898,000\) \(\$9,850,000\)

From General Fund Restricted — Homeless to Housing Reform Restricted Account
\(\$250,000\)

Schedule of Programs:

Homeless to Housing Reform Program
\(-10,148,000\) \(\$10,100,000\)

For Item 3, the following sums of money are appropriated for the fiscal year beginning July 1, 2016, and ending June 30, 2017. These are additions to amounts previously appropriated for fiscal year 2017. Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the Legislature appropriates the following sums of money from the funds or accounts indicated for the use and support of the government of the state of Utah.
To Fund and Account Transfers — Olene Walker Housing Loan Fund

From General Fund, One-time $700,000

Schedule of Programs:

Olene Walker Housing Loan Fund $700,000

The Legislature intends that:

(1) under Section 63J−1−603 appropriations provided under this section not lapse at the close of fiscal year 2017 or 2018;

(2) the one−time appropriation to the Olene Walker Housing Loan Fund be used by the Olene Walker Housing Loan Fund Board to [loan capital funds to the St. Anne’s Center]

provide a grant in fiscal year 2017 to a homeless shelter and soup kitchen located in a city of the second class and in a county of the second class that:

(a) is open year−round;

(b) provides meals and other services to homeless families and individuals; and

(c) has the capacity to provide temporary shelter to at least 250 individuals per night ; and

(3) any ongoing or future appropriations to the Homeless to Housing Reform Restricted Account that may be awarded by the Homeless Coordinating Committee for the purpose of funding one or more homeless shelters in a city of the first class or a county of the first class are contingent upon city and county leaders working with stakeholders to close the Salt Lake Community Shelter located at 210 South Rio Grande Street, Salt Lake City, Utah, on or before June 30, 2019.

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

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

Voting in the affirmative were: Senators

Adams Anderegg Bramble Buxton
Dabakis Davis Escamilla Fillmore
H.B. 441, as amended, was returned to the House for further consideration.

SECOND READING CALENDAR

4th Sub. H.B. 115, SOLID WASTE REVISIONS, was read the second time.

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

5th Sub. H.B. 115 Solid Waste Revisions (M. McKell)

On motion of Senator Bramble, the bill was circled.

* * *

On motion of Senator Okerlund, and at 6:42 p.m., the Senate adjourned until 8:30 a.m., Thursday, March 9, 2017.
The Senate was called to order at 9:15 a.m., with President Wayne Niederhauser presiding.

Prayer – Senator Todd Weiler
Pledge of Allegiance – Diana Merino
Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(Please refer to Day 1, Page 100)

CONSENT CALENDAR

H.B. 429, COUNTY FUND AMENDMENTS, was read the third time, explained by Senator Davis, and passed on the following roll call:

Yeas, 22; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Senators
Adams  Anderegg  Buxton  Christensen
Dabakis  Davis  Dayton  Fillmore
Hemmert  Henderson  Hinkins  Ipson
Iwamoto  Knudson  Mayne  Millner
Okerlund  Stevenson  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Bramble  Escamilla  Harper  Hillyard
Shiozawa  Stephenson  Thatcher

H.B. 429 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. 278, EXPENSES FOR MINOR CHILDREN 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Fillmore Hemmert Henderson Hillyard
Hinkins Ipson Iwamoto Knudson
Mayne Millner Okerlund Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Escamilla Harper Shiozawa Stephenson
Stevenson Thatcher

1st Sub. H.B. 278 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 Buxton, the Senate voted to move 1st Sub. H.B. 273, CONSTRUCTION TRADES LICENSING PENALTY PERIODS AMENDMENTS, to the top of the Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Buxton, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Buxton, under suspension of the rules, 1st Sub. H.B. 273, CONSTRUCTION TRADES LICENSING PENALTY PERIODS 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
Anderegg Bramble Buxton Christensen
Dabakis Davis Dayton Fillmore
Harper Hemmert Henderson Hillyard
Hinkins Ipson Iwamoto Knudson
Mayne Millner Okerlund Stephenson
Stevenson Thatcher Van Tassell Vickers
Weiler Niederhauser
Absent or not voting were: Senators
Adams        Escamilla      Shiozawa

1st Sub. 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 Bramble, the circle was removed from 5th Sub. H.B. 115, SOLID WASTE REVISIONS, 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, 5th Sub. H.B. 115, SOLID WASTE REVISIONS, was considered read the second and third times and passed on the following roll call:

Yeas, 27; Nays, 1; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams        Anderegg      Bramble      Buxton
Christensen  Dabakis       Davis        Dayton
Fillmore      Harper        Hemmert      Henderson
Hillyard      Ipson         Iwamoto      Knudson
Mayne         Millner       Okerlund     Shiozawa
Stephenson    Stevenson     Thatcher     Van Tassell
Vickers       Weiler        Niederhauser

Voting in the negative was: Senator
Hinkins

Absent or not voting was: Senator
Escamilla

5th Sub. H.B. 115, as substituted, was returned to the House for further consideration.

* * *

On motion of Senator Weiler, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Weiler, under suspension of the rules, H.B. 376, LANDLORD–TENANT RIGHTS, was considered read the second and third times. Senator Davis 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
- Adams
- Anderegg
- Buxton
- Christensen
- Davis
- Dayton
- Fillmore
- Harper
- Hemmert
- Henderson
- Hillyard
- Hinkins
- Ipson
- Iwamoto
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Voting in the negative was:** Senator
- Dabakis

**Absent or not voting were:** Senators
- Bramble
- Escamilla

* * *

H.B. 376 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

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. 435, HEALTH CARE PATIENT PRIVACY 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
- Anderegg
- Bramble
- Buxton
- Christensen
- Christensen
- Dabakis
- Davis
- Fillmore
- Harper
- Hemmert
- Henderson
- Hillyard
- Hinkins
- Ipson
- Iwamoto
- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

* * *

H.B. 435 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
On motion of Senator Bramble, the Senate, by a two–thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Bramble, under suspension of the rules, **H.B. 399**, GOVERNMENTAL IMMUNITY AMENDMENTS, was considered read the second and third times. Senator Hillyard 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 Anderegg Bramble Buxton Christensen Dabakis Dayton Escamilla Fillmore Harper Hemmert Henderson Hillyard Hinkins Ipson Iwamoto Knudson Mayne Millner Okerlund Shiozawa Stephenson Thatcher Van Tassell Vickers Weiler Niederhauser

**Absent or not voting were:** Senators Davis Stevenson

**H.B. 399** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

On motion of Senator Adams, **2nd Sub. H.B. 253**, SHORT–TERM RENTAL AMENDMENTS, was read the second time and circled.

On motion of Senator Bramble, **2nd Sub. H.B. 433**, PENALTY FOR TARGETING LAW ENFORCEMENT OFFICER, 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, **3rd Sub. H.B. 123**, JUVENILE OFFENSES AMENDMENTS, was considered read the
second and third times. Senator Escamilla 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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<th>Senator</th>
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<td>Niederhauser</td>
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**Absent or not voting was:** Senator Henderson

3rd Sub. H.B. 123 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Adams, the circle was removed from 2nd Sub. H.B. 253, SHORT–TERM RENTAL AGREEMENTS, and it was before the Senate.

Senator Adams proposed the following amendment #3:

1. Page 2, Lines 43 through 44
   a. Senate Committee Amendments
   b. 3–2–2017:

   43 prosecute, or otherwise punish an individual solely for the act of listing Š⇒ {−} or {−} {−−} ⇐ Š offering

   43a Š⇒ {−} or agreeing to rent −} ⇐ Š a short–term

   44 rental on a short–term rental website.

2. Page 3, Lines 62 through 63
   c. Senate Committee Amendments
   d. 3–2–2017:

   62 prosecute, or otherwise punish an individual solely for the act of listing Š⇒ {−} or {−} {−} ⇐ Š offering
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. H.B. 253, SHORT-TERM RENTAL AGREEMENTS**, 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 Henderson

2nd Sub. H.B. 253 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

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. 286, ESSENTIAL TREATMENT AND INTERVENTION ACT**, was considered read the second and third times. Senators Mayne, Shiozawa, and Dabakis commented and the bill passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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Voting in the negative were: Senators
Anderegg Christensen

2nd Sub. H.B. 286 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, 2017

The House refused to concur with the Senate Amendments to 1st Sub. H.B. 36, AFFORDABLE HOUSING AMENDMENTS, by Representative R. Edwards, 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 1st Sub. H.B. 36. President Niederhauser appointed a conference committee consisting of Senators Weiler, Hillyard, and Mayne to meet with a like committee from the House.

SECOND READING CALENDAR

On motion of Senator Bramble, the circle was removed from 2nd Sub. H.B. 433, PENALTY FOR TARGETING LAW ENFORCEMENT OFFICER, 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, 2nd Sub. H.B. 433, PENALTY FOR TARGETING LAW ENFORCEMENT OFFICER, 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 Anderegg Bramble Buxton
Christensen Dayton Fillmore Harper
Voting in the negative were: Senators
Dabakis Escamilla Iwamoto Mayne

Absent or not voting was: Senator
Davis

2nd Sub. H.B. 433 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

2nd Sub. H.B. 431, GOVERNMENT EMPLOYEES REIMBURSEMENT AMENDMENTS, was read the second time.

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

3rd Sub. H.B. 431 Government Employees Reimbursement Amendments (T. Quinn)

Senator Van Tassell proposed the following amendment #1:

1. Page 3, Lines 77 through 79:

77 (2) If a political subdivision determines that a political subdivision officer or employee
78 has intentionally made a personal use expenditure in violation of Subsection (1), the political subdivision
79 shall:

2. Page 5, Lines 137 through 139:

137 (3) If the institution of higher education determines that an officer or employee of an
138 institution of higher education has intentionally made a personal use expenditure in violation of Subsection
139 (2), the institution of higher education shall:
3. Page 7, Lines 202 through 204:

202 (3) If the Division of Finance or the responsible governmental entity determines that a state officer or employee has intentionally made a personal use expenditure in violation of Subsection (2),

204 the governmental entity shall:

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

###

Senator Buxton proposed the following amendment #2:

1. Page 3, Lines 61 through 65:

61 (b) “Personal use expenditure” does not include:

62 (i) a de minimis or incidental expenditure; {−or−}

63 (ii) a monthly vehicle allowance; or

65 detour} personal use as provided by a written policy of the political subdivision.

2. Page 4, Lines 104 through 106:

104 (1) Nothing in this chapter ;

105 or precludes any criminal prosecution or civil or employment action for an unlawful personal

106 use expenditure {−or−} ; or

(b) limits or supersedes the authority of a political subdivision to set compensation in accordance with Section 10−3−818.

Senator Buxton’s motion to amend passed on a voice vote. Senators Escamilla and Bramble commented.
On motion of Senator Van Tassell, the bill was 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. 405**, HYDROGEN FUEL PRODUCTION INCENTIVES, 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

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**Voting in the negative was:** Senator Dabakis

**Absent or not voting were:** Senators

<table>
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<th>Henderson</th>
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**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.

***

**1st Sub. H.B. 261**, LOCAL EMERGENCY RESPONSE AMENDMENTS, was read the second time.

Senator Vickers proposed the following amendment #2:

1. Page 3, Lines 59a through 60b

   Senate Committee Amendments 3–3–2017:

   59a $\Rightarrow (A)$ initially $\Leftarrow\Rightarrow \{\text{replace }\Rightarrow [a] \text{ the } \Leftarrow\Rightarrow [a] \text{ member in Subsection (1)(b) with }\Rightarrow [a] \text{ member}$
Day 45

59b who is two members who are each from a different
60 private provider than the member being replaced} appoint the
second member under Subsection (1)(b) from a different private provider
than the private provider currently serving under Subsection (1)(b)
\[\Rightarrow\] ; and \[\Rightarrow\]

60a \[\Rightarrow\] \(\text{(B) thereafter stagger each replacement of a member in Subsection (1)(b) so that } \{\text{one}\)

60b \[\Rightarrow\] \(\text{private provider does not hold both } \text{ the member positions under Subsection (1)(b) are not held by representatives of the same private provider } \[\Rightarrow\].

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

On motion of Senator Vickers, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Vickers, under suspension of the rules, 1st Sub. H.B. 261, LOCAL EMERGENCY RESPONSE AMENDMENTS, was considered read the second and third times and passed on the following roll call:

Yea's, 23; Nay's, 0; Absent or not voting, 6.

Voting in the affirmative were: Senators
Adams Anderegg Buxton Christensen
Dabakis Davis Escamilla Fillmore
Hemmert Hillyard Hinkins Ipson
Iwamoto Knudson Millner Okerlund
Shiozawa Stephenson Thatcher Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Bramble Dayton Harper Henderson
Mayne Stevenson

1st Sub. H.B. 261, as amended, was returned to the House for further consideration.

***

On motion of Senator Anderegg, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.
On motion of Senator Anderegg, under suspension of the rules, **2nd Sub. H.B. 117**, LEGAL NOTICE 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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**Absent or not voting were:** Senators

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<th>Dayton</th>
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<th>Thatcher</th>
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**2nd Sub. H.B. 117** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Henderson, under suspension of the rules, **H.C.R. 26, CONCURRENT RESOLUTION URGING RESTORATION OF UTAH LAKE**, was considered read the second and third times. Senators Stephenson, Davis, and Hinkins 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 Anderegg

**H.C.R. 26** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
On motion of Senator Henderson, H.J.R. 15, JOINT RULES RESOLUTION CREATING AND AMENDING APPROPRIATIONS COMMITTEES RULES, was read the second time and circled.

On motion of Senator Buxton, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Buxton, under suspension of the rules, 2nd Sub. H.B. 398, PROCUREMENT CODE AMENDMENTS, was considered read the second and third times. Senators Weiler, Fillmore, and Mayne commented and the bill passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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2nd Sub. H.B. 398 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. 448, COMMUNITY REINVESTMENT 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 Anderegg Bramble Buxton
Christensen Dabakis Dayton Escamilla
Fillmore Harper Hemmert Henderson
Hillyard Hinkins Ipson Iwamoto
Knudson Millner Okerlund Shiozawa
Stephenson Stevenson Thatcher Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Davis Mayne

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 Okerlund, and at 10:45 a.m., the Senate sauntered.

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

***

On motion of Senator Knudson, the Senate voted to lift the following bills from Rules and place them on the Second Reading Calendar:

8th Sub. H.B. 128 Health Care Debt Collection Amendments
H.B. 390 Suicide Prevention Modifications
1st Sub. H.B. 313 Licensure Changes
2nd Sub. H.B. 453 Airport Board Revisions
1st Sub. H.B. 393 Vehicle Towing Amendments
H.B. 414 Utah Schools for the Deaf and the Blind Referral Amendments
2nd Sub. H.B. 50 Opioid Prescribing Regulations
H.B. 381 Law Enforcement Body Camera Footage Amendments
H.B. 198 Concealed Carry Amendments
1st Sub. H.B. 156 State Job Application Process
H.B. 303 State Building Amendments
H.B. 358 Licensing System Information Amendments
2nd Sub. H.B. 157 Homeowners’ Association Revisions
2nd Sub. H.B. 236 Mobile Home Park Residents’ Rights
H.B. 245 School District Procurement Process
1st Sub. H.B. 426  Stem Amendments  
H.B. 262  Dental Licensing Amendments  
4th Sub. H.B. 274  Human Trafficking Modifications  
1st Sub. H.B. 197  Custody and Adoption Amendments  
1st Sub. H.B. 344  Utah Agriculture Code Amendments  
H.B. 246  System Of Care Development  
2nd Sub. HB. 141  Unborn Child Protection Amendments  
1st Sub. H.B. 281  Construction And Fire Code Amendments  
2nd Sub. H.B. 400  Pilot Program to Study Coverage Parity for Amino Acid–Based Formula  
H.J.R. 17  Joint Resolution to Restore the Division of Governmental Responsibilities Between the National Government and the States  
1st Sub. H.B. 249  Higher Education Financial Literacy Amendments  
2nd Sub. H.B. 293  Mountainous Planning District Amendments  
1st Sub. H.B. 425  Security Personnel Amendments  

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 9, 2017  
The House refused to concur with the Senate Amendments to 3rd Sub. H.C.R. 1, CONCURRENT RESOLUTION TO SECURE THE PERPETUAL HEALTH AND VITALITY OF UTAH’S PUBLIC LANDS AND ITS STATUS AS A PREMIER PUBLIC LANDS STATE, by Representative K. Stratton, and requests the Senate recede from its amendments  

Sandy D. Tenney, Chief Clerk  

On motion of Senator Hinkins, the Senate voted to refuse to recede from its amendments to 3rd Sub. H.C.R. 1. President Niederhauser appointed a conference committee consisting of Senators Hinkins, Van Tassell, and Iwamoto to meet with a like committee from the House.  

Mr. President: March 9, 2017  
The House passed, as amended, 1st Sub. S.C.R. 6, CONCURRENT RESOLUTION ON GUARDING THE CIVIL LIBERTIES AND FREEDOMS FOR ALL AMERICAN PEOPLE, by Senator B. Shiozawa, and it is transmitted for further consideration; and
The House substituted and passed, 3rd Sub. S.B. 61, STUDENTS WITH DISABILITIES ACCOMMODATIONS FUNDING, by Senator G. Davis, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.

Mr. President: March 9, 2017

The House passed, S.B. 237, SERVICEMEMBERS CUSTODY AND VISITATION 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 4th Sub. S.B. 117, HIGHER EDUCATION PERFORMANCE FUNDING, by Senator A. Millner, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 3rd Sub. S.B. 267, UTAH RURAL JOBS ACT, 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. 12, EXPUNGEMENT AMENDMENTS, by Senator D. Thatcher, 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, 2017

The House concurred in the Senate amendments and passed 3rd Sub. H.B. 239, JUVENILE JUSTICE AMENDMENTS, by Representative V. L. Snow, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed 2nd Sub. H.B. 240, EMPLOYABILITY TO CAREERS PROGRAM, by Representative M. Schultz, et al, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed 1st Sub. H.B. 346, SUICIDE PREVENTION PROGRAMS, by Representative S. Eliason, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed 1st Sub. H.B. 413, PUBLIC SCHOOL MEMBERSHIP IN ASSOCIATIONS, by
Representative F. Gibson, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 441**, HOUSING AND HOMELESS REFORM INITIATIVE AMENDMENTS, by Representative F. Gibson, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 43**, AMERICAN INDIAN AND ALASKAN NATIVE EDUCATION AMENDMENTS, 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. 142**, ADMINISTRATION OF ANESTHESIA AMENDMENTS, by Representative M. Kennedy, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 204**, PRESIDENTIAL PRIMARY 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. 229**, AMENDMENTS RELATING TO LOCAL DISTRICTS, by Representative D. McCay, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 230**, ELECTIONS REVISIONS, by Representative B. Daw, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **3rd Sub. H.B. 265**, SAFETY INSPECTION AMENDMENTS, by Representative D. McCay, et al, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 283**, CHILD HOMELESSNESS PREVENTION, by Representative R. Spendlove, et al, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 404**, EARLY WARNING PILOT PROGRAM, by Representative V. Peterson, and it is transmitted for the signature of the President; and
The House concurred in the Senate amendments and passed 5th Sub. H.B. 115, SOLID WASTE REVISIONS, by Representative M. McKell, 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

SECOND READING CALENDAR

On motion of Senator Thatcher, 8th Sub. H.B. 128, HEALTH CARE DEBT COLLECTION AMENDMENTS, was read the second time and circled.

***

On motion of Senator Stevenson, the circle was removed from H.J.R. 15, JOINT RULES RESOLUTION CREATING AND AMENDING APPROPRIATIONS COMMITTEES RULES, and it was before the Senate.

On motion of Senator Stevenson, under suspension of the rules, H.J.R. 15, JOINT RULES RESOLUTION CREATING AND AMENDING APPROPRIATIONS COMMITTEES RULES, 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 Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Harper Hemmert Henderson
Hillyard Hinkins Ipso Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stevenson Thatcher Van Tassell
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Fillmore Stephenson

H.J.R. 15 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 8th Sub. H.B. 128, HEALTH CARE DEBT COLLECTION AMENDMENTS, and it was before the Senate.
On motion of Senator Bramble, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Bramble, under suspension of the rules, **8th Sub. H.B. 128, HEALTH CARE DEBT COLLECTION 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

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**Voting in the negative were:** Senators

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**Absent or not voting were:** Senators

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**8th Sub. H.B. 128**, as substituted, was returned to the House for further consideration.

* * *

**H.B. 390, SUICIDE PREVENTION MODIFICATIONS**, was read the second time.

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

**1st Sub. H.B. 390 Suicide Prevention Modifications (S. Eliason)**

Senator Ipson proposed the following amendment #1:

1. Page 1, Lines 19 through 22:

   19 This bill appropriates:

   20 to the Department of Public Safety – Bureau of Criminal Identification, as an
ongoing appropriation:

- from the General Fund, $9,800, to the Firearm Safety Account;
- from the Firearm Safety Account, $9,800, to the Bureau of Criminal Identification.

2. Page 9, Lines 250 through 259:

250 Section 5. Appropriation.

(1) Restricted Fund and Account Transfers. The Legislature authorizes the State Division of Finance to transfer the following amounts among the following funds or accounts as indicated. Expenditures and outlays from the recipient funds must be authorized elsewhere in an appropriations act.

ITEM 1 To General Fund Restricted – Firearm Safety Account

From General Fund Restricted – Firearm Safety Account $9,800

Schedule of Programs:

General Fund Restricted – Firearm Safety Account 9,800

(2) Operating and Capital Budgets. The following sums of money are appropriated for the fiscal year beginning July 1, 2017, and ending June 30, 2018. These are additions to amounts previously appropriated for fiscal year 2018. Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the Legislature appropriates the following sums of money from the funds or accounts indicated for the use and support of the government of the state of Utah.

ITEM 2 To Bureau of Criminal Identification – Department of Public Safety

From General Fund Restricted – Firearm Safety Account $9,800

Schedule of Programs:

{Firearm Safety Account} CITS Bureau of Criminal Identification $9,800
Senator Ipson’s motion to amend passed on a voice vote.

On motion of Senator Ipson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Ipson, under suspension of the rules, **1st Sub. H.B. 390**, SUICIDE PREVENTION MODIFICATIONS, was considered read the second and third times and passed on the following roll call:

**Yeas, 27; Nays, 1; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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**Voting in the negative was:** Senator

Dayton

**Absent or not voting was:** Senator

Fillmore

**1st Sub. H.B. 390**, as substituted and amended, was returned to the House for further consideration.

* * *

On motion of Senator Bramble, **1st Sub. H.B. 313**, LICENSURE CHANGES, was read the second time and circled.

* * *

On motion of Senator Bramble, **2nd Sub. H.B. 453**, AIRPORT BOARD 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, 1st Sub. H.B. 393, VEHICLE TOWING 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

| Fillmore | Hemmert |

1st Sub. H.B. 393 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

**H.B. 414, UTAH SCHOOLS FOR THE DEAF AND THE BLIND REFERRAL AMENDMENTS, was read the second time.**

Senator Stephenson proposed the following amendment #2:

1. **Page 1, Lines 14 through 15:**

   14 requires reporting results of a test for hearing loss to the Utah Schools for the Deaf and the Blind and an early intervention program under certain circumstances;

2. **Page 3, Lines 64 through 66:**

   64 diagnostic procedures or medical interventions are necessary:

   65 (i) a parent or guardian of the infant; (ii) an early intervention program administered by the department in accordance with Part C of the Individuals with Disabilities Education Act, 20 U.S.C. Sec. 1431 et seq.; and

   66 the Utah Schools for the Deaf and the Blind, created in Section 53A–25b–103.
Senator Stephenson’s motion to amend passed on a voice vote. Senators Escamilla and Hillyard commented.

On motion of Senator Stephenson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Stephenson, under suspension of the rules, **H.B. 414, UTAH SCHOOLS FOR THE DEAF AND THE BLIND REFERRAL AMENDMENTS,** was considered read the second and third times and passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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**H.B. 414,** as amended, was returned to the House for further consideration.

**On motion of Senator Bramble, the circle was removed from 1st Sub. H.B. 313, LICENSURE CHANGES,** and it was before the Senate.

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

**2nd Sub. H.B. 313 Licensure Changes (M. Schultz)**

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. 313, LICENSURE CHANGES,** was considered read the second and third times. Senators Ipson and Dayton 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  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Harper  Hemmert  Henderson
Hinkins  Ipson  Iwamoto  Knudsen
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Stevenson  Thatcher  Van Tassell
Vickers  Niederhauser

Absent or not voting were: Senators
Fillmore  Hillyard  Weiler

2nd Sub. H.B. 313, as substituted, was returned to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 9, 2017

The House substituted and passed, 2nd Sub. S.B. 273, ENERGY DEVELOPMENT AMENDMENTS, by Senator J. S. Adams, and it is transmitted for further consideration; and

The House passed, as amended, 1st Sub. S.B. 238, HIGHER EDUCATION GOVERNANCE REVISIONS, by Senator A. Millner, and it is transmitted for further consideration; and

The House passed, as amended, 3rd Sub. S.B. 198, UTAH COMMUNICATIONS AUTHORITY AMENDMENTS, by Senator W. Harper, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.
The Speaker of the House has appointed a Conference Committee consisting of Representatives R. Edwards, M. Winder, and R. Chavez–Houck to meet with a like committee from the Senate to consider or amend 1st Sub. H.B. 36, AFFORDABLE HOUSING AMENDMENTS, by Representative R. Edwards.

Sandy D. Tenney, Chief Clerk

***

On motion of Senator Okerlund, the Senate recessed at 11:50 p.m.

AFTERNOON SESSION

The Senate reassembled at 2:25 p.m., with President Niederhauser presiding.

***

On motion of Senator Stevenson, legislative staff was authorized to draft a bill regarding alcohol amendments.

COMMUNICATIONS FROM THE HOUSE

The House substituted and passed, 3rd Sub. S.B. 154, SOLAR ACCESS AMENDMENTS, by Senator L. Fillmore, and it is transmitted for further consideration; and

The House passed, as amended, 2nd Sub. S.B. 163, STUDENT INFORMATION AMENDMENTS, by Senator J. Anderegg, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bills were placed on the Concurrence Calendar.

AMENDMENTS, by Representative R. P. Edwards be replaced and favorably recommends 2nd Sub. H.B. 36, AFFORDABLE HOUSING AMENDMENTS.

Sen. Todd Weiler and
Rep. Rebecca Edwards

On motion of Senator Weiler, the Conference Committee report was adopted.

2nd Sub. H.B. 36, AFFORDABLE HOUSING AMENDMENTS, was before the Senate, explained by Senator Weiler, and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Escamilla
Fillmore Harper Hemmert Henderson
Hillyard Ipson Iwamoto Knudson
Mayne Millner Okerlund Shiozawa
Stevenson Thatcher Vickers Weiler
Niederhauser

Voting in the negative was: Senator
Dayton

Absent or not voting were: Senators
Hinkins Stephenson Van Tassell

2nd Sub. H.B. 36, as substituted, was returned to the House for further consideration.

* * *

Mr. President:

March 9, 2017

The House passed, S.J.R. 15, JOINT RULES RESOLUTION — FEDERAL REVENUE CONSIDERATION, by Senator L. Fillmore, 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. 157, CHANGES TO PROPERTY TAX, 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, **2nd Sub. S.B. 241**, LOCAL GOVERNMENT PLAN REVIEW 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.

**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, **2nd Sub. H.B. 50**, OPIOID PRESCRIBING REGULATIONS, was considered read the second and third times. Senator Stephenson, Dayton, Hillyard, and Christensen 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
- Anderegg
- Bramble
- Buxton
- Christensen
- Dabakis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hemmert
- Henderson
- Hillyard
- Hinkins
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- Knudson
- Mayne
- Millner
- Okerlund
- Shiozawa
- Stephenson
- Stevenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

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

2nd Sub. H.B. 50 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

**CONCURRENCE CALENDAR**

3rd Sub. S.B. 61, STUDENTS WITH DISABILITIES ACCOMMODATIONS FUNDING, was before the Senate.

On motion of Senator Escamilla, the bill was circled.

***

On motion of Senator Shiozawa, the Senate voted to concur in the House amendments to **1st Sub. S.C.R. 6**, CONCURRENT RESOLUTION ON
GUARDING THE CIVIL LIBERTIES AND FREEDOMS FOR ALL AMERICAN PEOPLE. 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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1st Sub. S.C.R. 6 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 3rd Sub. S.B. 198, UTAH COMMUNICATIONS AUTHORITY AMENDMENTS. The bill, as amended, passed on the following roll call:

**Yeas, 27; Nays, 2; 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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3rd Sub. S.B. 198 was returned to the House for the signature of the Speaker.

***

On motion of Senator Davis, the circle was removed from 3rd Sub. S.B. 61, STUDENTS WITH DISABILITIES ACCOMMODATIONS FUNDING, and it was before the Senate.
On motion of Senator Davis, the Senate voted to concur in the House amendments to 3rd Sub. S.B. 61, STUDENTS WITH DISABILITIES ACCOMMODATIONS FUNDING. The bill, as amended, passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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**Voting in the negative was:** Senator Anderegg

3rd Sub. S.B. 61 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. 238, HIGHER EDUCATION GOVERNANCE REVISIONS. 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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1st Sub. S.B. 238 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 2nd Sub. S.B. 273, ENERGY DEVELOPMENT 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            Anderegg       Bramble       Buxton
Christensen      Dabakis        Davis         Dayton
Escamilla        Fillmore       Harper        Hemmert
Henderson        Hillyard       Hinkins       Ipson
Iwamoto          Knudson        Mayne         Millner
Okerlund         Shiozawa       Stephenson    Stevenson
Thatcher          Vickers      Niederhauser

Absent or not voting was: Senator
Van Tassell

2nd Sub. S.B. 273 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Fillmore, the Senate voted to concur in the House amendments to 3rd Sub. S.B. 154, SOLAR ACCESS AMENDMENTS. The bill, as amended, passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams            Anderegg       Bramble       Buxton
Christensen      Dabakis        Davis         Escamilla
Fillmore         Harper         Hemmert       Henderson
Hillyard         Ipson          Iwamoto       Knudson
Mayne            Millner        Okerlund      Shiozawa
Stephenson       Stevenson      Thatcher      Vickers
Weiler            Niederhauser

Voting in the negative were: Senators
Dayton           Hinkins

Absent or not voting was: Senator
Van Tassell

3rd Sub. S.B. 154 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Anderegg, the Senate voted to concur in the House amendments to 2nd Sub. S.B. 163, STUDENT INFORMATION 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 Anderegg Buxton Christensen
Dabakis Davis Dayton Escamilla
Fillmore Harper Hemmert Henderson
Hillyard Hinkins Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Vickers Weiler Niederhauser

Absent or not voting were: Senators
Bramble Van Tassell

2nd Sub. S.B. 163 was returned to the House for the signature of the Speaker.

SECOND READING CALENDAR

On motion of Senator Fillmore, the circle was removed from 2nd Sub. H.B. 453, AIRPORT BOARD REVISIONS, and it was before the Senate.

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. 453, AIRPORT BOARD REVISIONS, 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
Hemmert Henderson Hillyard Hinkins
Ipson Iwamoto Knudson Mayne
Millner Okerlund Shiozawa Stephenson
Thatcher Vickers Weiler Niederhauser

Absent or not voting were: Senators
Anderegg Bramble Buxton Stevenson
Van Tassell

2nd Sub. H.B. 453 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, **H.B. 381**, LAW ENFORCEMENT BODY CAMERA FOOTAGE 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 Anderegg

**H.B. 381** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

On motion of Senator 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. 198**, CONCEALED CARRY AMENDMENTS, was considered read the second and third times. Senator Escamilla commented and the bill passed on the following roll call:

**Yeas, 23; Nays, 6; 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              Shiozawa

**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.

***

**1st Sub. H.B. 156**, **STATE JOB APPLICATION PROCESS**, was read the second time.

Senator Iwamoto proposed the following amendment #4:

1. Page 3, Lines 72 through 72b
   Senate Committee Amendments 3–1–2017:
   
   72  (f) to the Department of Alcoholic Beverage Control created in Section 32B–2–203
   72a and
   72b {Ŝ (f) to the Department of Alcoholic Beverage Control created in Section 32B–2–203 Ŝ}
   (g) to the State Tax Commission; and
   (h) to a public employer whose primary purpose is performing financial or fiduciary functions.

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

On motion of Senator Iwamoto, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Iwamoto, under suspension of the rules, **1st Sub. H.B. 156**, **STATE JOB APPLICATION PROCESS**, was considered read the second and third times. Senator Vickers, Weiler, Mayne, and Hinkins 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            Anderegg            Bramble            Buxton
Christensen      Dabakis            Davis            Dayton
Escamilla        Fillmore            Harper            Hemmert
Henderson        Hillyard            Hinkins            Ipson
Iwamoto          Knudson            Mayne            Millner
Okerlund         Shiozawa            Stevenson            Thatcher
Van Tassell      Vickers            Weiler            Niederhauser
Absent or not voting was: Senator Stephenson

1st Sub. H.B. 156, as amended, was returned to the House for further consideration.

***

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, H.B. 303, STATE BUILDING 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 Christensen

H.B. 303 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

***

On motion of Senator Okerlund, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Okerlund, under suspension of the rules, H.B. 358, LICENSING INFORMATION SYSTEM 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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Okerlund  Shiozawa  Stephenson  Stevenson
Thatcher  Van Tassell  Vickers  Weiler

Absent or not voting were: Senators
Adams  Hillyard  Hinkins  Ipson
Niederhauser

H.B. 358 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

2nd Sub. HB. 157, HOMEOWNERS ASSOCIATION REVISIONS, was read the second time.

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

3rd Sub. H.B. 157 Homeowners Association Revisions (J. Knotwell)

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. 157, HOMEOWNERS ASSOCIATION REVISIONS, 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
Anderegg  Bramble  Buxton  Christensen
Dabakis  Davis  Dayton  Fillmore
Harper  Ipson  Iwamot o  Knudson
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Stevenson  Thatcher  Van Tassell
Vickers  Weiler

Absent or not voting were: Senators
Adams  Escamilla  Hemmert  Henderson
Hillyard  Hinkins  Niederhauser

3rd Sub. H.B. 157, as substituted, was returned to the House for further consideration.
COMMUNICATIONS FROM THE HOUSE

Mr. President:  March 9, 2017

The House adopted the Joint Conference Committee Report dated March 9, 2017, and passed 2nd Sub. H.B. 36, AFFORDABLE HOUSING AMENDMENTS, by Representative R. Edwards, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed 8th Sub. H.B. 128, HEALTH CARE DEBT COLLECTION AMENDMENTS, by Representative R. C. Webb, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed 1st Sub. H.B. 261, LOCAL EMERGENCY RESPONSE AMENDMENTS, by Representative D. Sagers, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed 2nd Sub. H.B. 313, LICENSURE CHANGES, by Representative M. Schultz, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed 1st Sub. H.B. 390, SUICIDE PREVENTION MODIFICATIONS, by Representative S. Eliason, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed H.B. 414, UTAH SCHOOLS FOR THE DEAF AND THE BLIND REFERRAL AMENDMENTS, by Representative D. Owens, 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, 2017

The House passed, S.B. 147, UNIFORM PARENTAGE ACT AMENDMENTS, by Senator L. Hillyard, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

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

S.B. 279, Alcohol Modifications (J. Stevenson), was read the first time by short title and referred to the Rules Committee.

***

On motion of Senator Stevenson, the Senate voted to place S.B. 279 at the top of the Second Reading Calendar.

***

On motion of Senator Stevenson, S.B. 279, ALCOHOL MODIFICATIONS, was read the second time and circled.

***

On motion of Senator Okerlund, and at 3:50 p.m., the Senate sauntered.

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

SECOND READING CALENDAR

On motion of Senator Stevenson, the circle was removed from S.B. 279, ALCOHOL MODIFICATIONS, 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. 279, ALCOHOL MODIFICATIONS, was considered read the second and third times. Senator Stevenson explained the bill. The bill passed on the following roll call:

Yeas, 20; Nays, 4; Absent or not voting, 5.

Voting in the affirmative were: Senators
Bramble Buxton Christensen Davis
Escamilla Fillmore Harper Hemmert
Hillyard Ipson Knudson Mayne
Millner Okerlund Shiozawa Stephenson
Stevenson Van Tassell Vickers Weiler

Voting in the negative were: Senators
Dabakis Dayton Henderson Iwamoto
Absent or not voting were: Senators
Adams        Anderegg       Hinkins       Thatcher
Niederhauser

S.B. 279 was transmitted to the House.

* * *

On motion of Senator Van Tassell, the circle was removed from 3rd Sub. H.B. 431, GOVERNMENT EMPLOYEES REIMBURSEMENT AMENDMENTS, and it was before the Senate. Senator Bramble commented.

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. 431, GOVERNMENT EMPLOYEES REIMBURSEMENT 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
Anderegg        Bramble        Buxton        Christensen
Dabakis        Dayton         Escamilla      Fillmore
Harper          Hemmert        Henderson      Hillyard
Ipson           Iwamoto        Knudson       Mayne
Millner         Okerlund       Stephenson     Stevenson
Thatcher        Van Tassell    Vickers       Weiler

Absent or not voting were: Senators
Adams         Davis          Hinkins       Shiozawa
Niederhauser

3rd Sub. H.B. 431, as amended, was returned to the House for further consideration.

* * *

2nd Sub. H.B. 236, MOBILE PARK HOME RESIDENTS’ RIGHTS, was read the second time.

On motion of Senator Mayne, the following substitute bill replaced the original bill:
3rd Sub. H.B. 236 Mobile Park Home Residents’ Rights (B. Cutler)

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, 3rd Sub. H.B. 236, MOBILE HOME PARK RESIDENTS’ RIGHTS, was considered read the second and third times. Senators Bramble, Hillyard, and Weiler 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

Bramble    Buxton    Christensen    Dabakis
Davis      Dayton     Escamilla    Fillmore
Harper     Hemmert    Henderson    Hillyard
Hinkins    Ipson      Iwamoto     Knudson
Mayne      Millner    Okerlund    Shiozawa
Stephenson Stevenson  Thatcher    Van Tassell
Vickers    Weiler

**Absent or not voting were:** Senators

Adams      Anderegg    Niederhauser

3rd Sub. H.B. 236, as substituted, was returned to the House for further consideration.

* * *

H.B. 245, SCHOOL DISTRICT PROCUREMENT PROCESS, was read the second time.

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

1st Sub. H.B. 245 School District Procurement Process (C. Hall)

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. 245, SCHOOL DISTRICT PROCUREMENT PROCESS, was considered read the second and third times and passed on the following roll call:
### Voting in the affirmative were: Senators

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### Absent or not voting were: Senators

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**1st Sub. H.B. 245**, as substituted, was returned to the House for further consideration.

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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. H.B. 426**, STEM 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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**1st Sub. H.B. 426** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

---

On motion of Senator 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. 262**, DENTAL LICENSING 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

Anderegg  Bramble  Buxton  Christensen
Dabakis  Dayton  Escamilla  Harper
Hemmert  Henderson  Hillyard  Hinkins
Ipson  Iwamoto  Knudson  Mayne
Millner  Okerlund  Shiozawa  Stevenson
Thatcher  Van Tassell  Vickers  Weiler

**Absent or not voting were:** Senators

Adams  Davis  Fillmore  Stephenson
Niederhauser

**H.B. 262** was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

**CONFERENCE COMMITTEE REPORT**

Mr. President: March 9, 2017


Sen. David Hinkins and
Rep. Keven Stratton

On motion of Senator Hinkins, the Senate voted to adopt the Conference Committee report.

**4th Sub. H.C.R. 1**, CONCURRENT RESOLUTION TO SECURE THE PERPETUAL HEALTH AND VITALITY OF UTAH’S PUBLIC LANDS AND ITS STATUS AS A PREMIER PUBLIC LANDS STATE, was before the Senate, explained by Senator Hinkins, and passed on the following roll call:
Yeas, 22; Nays, 3; Absent or not voting, 4.

**Voting in the affirmative were:** Senators

Bramble  Buxton  Christensen  Dayton
Fillmore  Harper  Hemmert  Henderson
Hillyard  Hinkins  Ipson  Iwamoto
Knudson  Millner  Okerlund  Shiozawa
Stephenson  Stevenson  Thatcher  Van Tassell
Vickers  Weiler

**Voting in the negative were:** Senators

Dabakis  Escamilla  Mayne

**Absent or not voting were:** Senators

Adams  Anderegg  Davis  Niederhauser

4th Sub. H.C.R. 1, as substituted, was returned to the House for further consideration.

***

On motion of Senator Okerlund, 4th Sub. H.B. 274, HUMAN TRAFFICKING MODIFICATIONS, 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, 1st Sub. H.B. 197, CUSTODY AND ADOPTION AMENDMENTS, was considered read the second and third times. Senator Hillyard commented and the bill passed on the following roll call:

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

**Voting in the affirmative were:** Senators

Bramble  Buxton  Christensen  Dabakis
Davis  Dayton  Escamilla  Fillmore
Harper  Hemmert  Henderson  Hinkins
Ipson  Iwamoto  Knudson  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Thatcher  Van Tassell  Vickers
Weiler
Voting in the negative was: Senator Hillyard

Absent or not voting were: Senators
Adams   Anderegg   Niederhauser

1st Sub. H.B. 197 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

1st Sub. H.B. 344, UTAH AGRICULTURE CODE AMENDMENTS, was read the second time.

Senator Dayton proposed a verbal amendment as follows:

1. Page 319, Line 9855:
   Delete “2018” and insert “2017”

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

On motion of Senator Dayton, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Dayton, under suspension of the rules, 1st Sub. H.B. 344, UTAH AGRICULTURE CODE AMENDMENTS, was considered read the second and third times and passed on the following roll call:

Y eas, 25; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Senators
Bramble   Buxton   Christensen   Dabakis
Davis     Dayton   Escamilla   Fillmore
Harper    Henderson Hillyard   Hinkins
Ipson     Iwamoto   Knudson   Mayne
Millner   Okerlund Shiozawa   Stephenson
Stevenson Thatcher Van Tassell Vickers
Weiler

Absent or not voting were: Senators
Adams   Anderegg   Hemmert   Niederhauser

1st Sub. H.B. 344, as amended, was returned to the House for further consideration.
On motion of Senator Christensen, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Christensen, under suspension of the rules, H.B. 246, SYSTEM OF CARE DEVELOPMENT, 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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H.B. 246 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

**Yeas, 22; Nays, 5; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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</table>
Voting in the negative were: Senators
Dabakis       Davis       Escamilla       Iwamoto
Mayne

Absent or not voting were: Senators
Anderegg       Thatcher

2nd Sub. H.B. 141 was signed by the President of the Senate in open session
and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Dayton, the Senate voted to reconsider its action on
1st Sub. H.B. 344, UTAH AGRICULTURE CODE AMENDMENTS.

1st Sub. H.B. 344, UTAH AGRICULTURE CODE AMENDMENTS, was
before the Senate.

Senator Dayton proposed a verbal amendment as follows:

1. Page 319, Line 9860:
   Delete “2018” and insert “2017”
2. Page 319, Line 9867
   Delete “2018” and insert “2017”
3. Page 319, Line 9875:
   Delete “2018” and insert “2017”
4. Page 319, Line 9881:
   Delete “2018” and insert “2017”

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

On motion of Senator Dayton, the Senate, by a two-thirds majority, voted to
suspend the constitutional three readings requirement.

On motion of Senator Dayton, the bill passed on the following roll call:

Y eas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Adams       Anderegg       Buxton       Christensen
Dabakis       Davis       Dayton       Escamilla
Fillmore       Harper       Hemmert       Henderson
Hillyard       Hinkins       Ipson       Iwamoto
1st Sub. H.B. 344, as amended, was returned to the House for further consideration.

* * *

On motion of Senator Bramble, 1st Sub. H.B. 281, CONSTRUCTION AND FIRE CODES AMENDMENTS, was read the second time and circled.

* * *

On motion of Senator Harper, the circle was removed from 4th Sub. H.B. 274, HUMAN TRAFFICKING MODIFICATIONS, and it was before the Senate.

On motion of Senator Harper, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Harper, under suspension of the rules, 4th Sub. H.B. 274, HUMAN TRAFFICKING MODIFICATIONS, was considered read the second and third times and passed on the following roll call:

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

Voting in the affirmative were: Senators

Adams  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Hemmert
Henderson  Hillyard  Hinkins  Ipson
Iwamoto  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator

Stevenson

4th Sub. H.B. 274 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
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. 400, PILOT PROGRAM TO STUDY COVERAGE PARITY FOR AMINO ACID–BASED FORMULA, was considered read the second and third times. Senator Dayton commented and the bill passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Fillmore | Okerlund | Stevenson |

2nd Sub. H.B. 400 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

On motion of Senator Bramble, the circle was removed from 1st Sub. H.B. 281, CONSTRUCTION AND FIRE CODES AMENDMENTS, and it was before the Senate.

On motion of Senator Bramble, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Bramble, under suspension of the rules, 1st Sub. H.B. 281, CONSTRUCTION AND FIRE CODES 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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Absent or not voting were: Senators
Escamilla Mayne Okerlund Stevenson

1st Sub. H.B. 281, as amended, was returned to the House for further consideration.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 9, 2017
The House passed, as amended, 1st Sub. S.B. 175, UNIFORM UNCLAIMED PROPERTY ACT, by Senator L. Hillyard, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bill was placed on the Concurrence Calendar.

Mr. President: March 9, 2017
The Speaker of the House has signed 1st Sub. S.C.R. 6, CONCURRENT RESOLUTION ON GUARDING THE CIVIL LIBERTIES AND FREEDOMS FOR ALL AMERICAN PEOPLE, by Senator B. Shiozawa, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 3rd Sub. S.B. 61, STUDENTS WITH DISABILITIES ACCOMMODATIONS FUNDING, by Senator G. Davis, and it is transmitted for the signature of the President; and

The House passed, S.B. 153, CHILD SUPPORT INCOME CALCULATION 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 3rd Sub. S.B. 154, SOLAR ACCESS AMENDMENTS, by Senator L. Fillmore, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 2nd Sub. S.B. 163, STUDENT INFORMATION AMENDMENTS, by Senator J. Anderegg, and it is transmitted for the signature of the President; and
The House passed, S.B. 180, CHARTER SCHOOL START-UP GRANTS, 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. 198, UTAH COMMUNICATIONS AUTHORITY AMENDMENTS, by Senator W. Harper, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 1st Sub. S.B. 238, HIGHER EDUCATION GOVERNANCE REVISIONS, by Senator A. Millner, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 2nd Sub. S.B. 273, ENERGY DEVELOPMENT AMENDMENTS, 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.

CONCURRENCE CALENDAR

On motion of Senator Hillyard, the Senate voted to concur in the House amendments to 1st Sub. S.B. 175, UNIFORM UNCLAIMED PROPERTY ACT. 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  Anderegg  Buxton  Christensen
Dabakis  Davis  Dayton  Fillmore
Harper  Hemmert  Henderson  Hillyard
Hinkins  Ipson  Iwamoto  Knudson
Mayne  Millner  Okerlund  Shiozawa
Stephenson  Thatcher  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators

Bramble  Escamilla  Stevenson

1st Sub. S.B. 175 was returned to the House for the signature of the Speaker.

* * *

On motion of Senator Knudson, the Senate voted to lift the following bills from Rules and place them on the Second Reading Calendar:
2nd Sub. H.B. 407  Utah Public Land Management Act Amendments  
1st Sub. H.B. 396  Medical School Graduates Associate Physician Licensure  
H.B. 255  Tax Increase Initiative Amendments  
2nd Sub. H.B. 252  Disposal of Firearms  
2nd Sub. H.B. 369  Sexual Offenses and Statutory Nonconsent Amendments  
H.B. 430  Dishonored Instruments Amendments  
H.B. 54  Campus Free Speech Amendments  
3rd Sub. H.B. 217  Livestock Harassment  
H.B. 446  Sentencing Guidelines Amendments  
1st Sub. H.B. 415  Incorporation Filing Amendments  
H.B. 287  Cosmetology Licensing Act Amendments  
H.B. 416  Targeted Business Income Tax Credit Revisions  
1st Sub. H.B. 315  Aquaculture Amendments  
6th Sub. H.B. 22  Nomination Petition Amendments  
H.B. 231  Educator Evaluation Amendments  
2nd Sub. H.B. 222  Criminal Offenses Modifications  
H.B. 379  Classification of Theft Amendments  
H.B. 355  Unified Commercial Development Amendments  
2nd Sub. H.B. 162  Driving Under the Influence Classification and Sentencing Revisions  
2nd Sub. H.B. 359  Spinal Cord and Brain Injury Rehabilitation Fund Amendments  
H.B. 354  Digital Piracy Amendments  
1st Sub. H.B. 320  Notaries Public Amendments  
2nd Sub. H.B. 55  Governmental Nonprofit Entity Compliance Amendments  
2nd Sub. H.B. 370  Amendment to Tobacco Regulations  
2nd Sub. H.B. 264  Utah Public Education Review And Strategic Planning  
1st Sub. H.B. 291  School Children’s Trust Section and Beneficiary Advocate Amendments  
H.B. 79  Private Attorney General Doctrine  
1st Sub. H.B. 127  Health Insurance Right To Shop Amendments  
H.B. 409  Charter School Funding Amendments  
2nd Sub. H.B. 385  State Monuments Act  
1st Sub. H.B. 99  Bigamy Offense Amendments

COMMUNICATIONS FROM THE HOUSE

Mr. President:  March 9, 2017

The House passed, S.B. 251, LOCAL GOVERNMENT CRIMINAL PENALTY 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. 259**, CERTIFIED PUBLIC ACCOUNTANT LICENSING ACT AMENDMENTS, by Senator C. Bramble, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

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

Mr. President: March 9, 2017

The House concurred in the Senate amendments and passed **1st Sub. H.B. 156**, STATE JOB APPLICATION PROCESS, by Representative S. Hollins, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **3rd Sub. H.B. 157**, HOMEOWNERS ASSOCIATION REVISIONS, by Representative J. Knotwell, 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 and returned to the House for the signature of the Speaker.

Mr. President: March 9, 2017

The House passed, as amended, **S.B. 225**, JUDGMENT INTEREST RATE AMENDMENTS, by Senator C. Bramble, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bill was placed on the Concurrence Calendar.

**CONCURRENCE CALENDAR**

On motion of Senator Bramble, the Senate voted to concur in the House amendments to **S.B. 225**, JUDGMENT INTEREST RATE AMENDMENTS. The bill, as amended, passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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Absent or not voting were: Senators
Hillyard    Thatcher

S.B. 225 was returned to the House for the signature of the Speaker.

***

On motion of Senator Okerlund, the Senate recessed at 5:50 p.m.

EVENING SESSION

The Senate reassembled at 7:35 p.m., with President Niederhauser presiding.

SECOND READING CALENDAR

On motion of Senator Okerlund, H.B. 287, COSMETOLOGY LICENSING ACT AMENDMENTS, was read the second time and circled.

***

On motion of Senator Christensen, under suspension of the rules, H.J.R. 17, JOINT RESOLUTION TO RESTORE THE DIVISION OF GOVERNMENTAL RESPONSIBILITIES BETWEEN THE NATIONAL GOVERNMENT AND THE STATES, was considered read the second and third times and passed on the following roll call:

Yeas, 20; Nays, 1; Absent or not voting, 8.

Voting in the affirmative were: Senators
Adams    Bramble    Buxton    Christensen
Dayton   Fillmore   Harper    Hemmert
Hillyard  Ipson     Knudson   Millner
Okerlund  Shiozawa  Stevenson  Thatcher
Van Tassell  Vickers  Weiler    Niederhauser

Voting in the negative was: Senator
Dabakis

Absent or not voting were: Senators
Anderegg  Davis     Escamilla  Henderson
Hinkins   Iwamoto   Mayne     Stephenson

H.J.R. 17 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.
* * *

On motion of Senator Weiler, the circle was removed from H.B. 287, COSMETOLOGY LICENSING ACT AMENDMENTS, and it was before the Senate.

On motion of Senator Weiler, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Weiler, under suspension of the rules, H.B. 287, COSMETOLOGY LICENSING ACT 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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**Absent or not voting were:** Senators

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H.B. 287 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

**INTRODUCTION OF BILLS**

S.B. 3, Appropriations Adjustments (J. Stevenson), was read the first time by short title and placed on the Second Reading Calendar.

**SECOND READING CALENDAR**

On motion of Senator Stevenson, S.B. 3, APPROPRIATIONS ADJUSTMENTS, was read the second time and circled.

* * *

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. 249**, HIGHER EDUCATION FINANCIAL LITERACY AMENDMENTS, was considered read the second and third times and passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Bramble | Thatcher  |

**1st Sub. H.B. 249** 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, **2nd Sub. H.B. 293**, MOUNTAINOUS PLANNING DISTRICT AMENDMENTS, was considered read the second and third times. Senators Shiozawa and Anderegg commented and the bill passed on the following roll call:

**Yeas, 23; Nays, 4; Absent or not voting, 2.**

**Voting in the affirmative were:** Senators

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**Voting in the negative were:** Senators

| Fillmore | Harper | Hinkins | Shiozawa |


Absent or not voting were: Senators
Christensen Thatcher

2nd Sub. H.B. 293 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator 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. 425, SECURITY PERSONNEL AMENDMENTS, was considered read the second and third times and passed on the following roll call:

Voting in the affirmative were: Senators
Adams Bramble Buxton Christensen
Dabakis Davis Dayton Escamilla
Fillmore Harper Hemmert Henderson
Hillyard Hinkins Ipson Iwamoto
Knudson Mayne Millner Okerlund
Shiozawa Stephenson Stevenson Thatcher
Van Tassell Vickers Weiler Niederhauser

Absent or not voting was: Senator
Anderegg

1st Sub. H.B. 425 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, 2017

Sandy D. Tenney, Chief Clerk

The bill was placed on the Concurrence Calendar.
Mr. President: March 9, 2017

The Speaker of the House has signed 1st Sub. S.B. 175, UNIFORM UNCLAIMED PROPERTY ACT, by Senator L. Hillyard, and it is transmitted for the signature of the President; and

The Speaker of the House has signed S.B. 225, JUDGMENT INTEREST RATE AMENDMENTS, by Senator C. Bramble, 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, 2017

The House concurred in the Senate amendments and passed 1st Sub. H.B. 344, UTAH AGRICULTURE CODE AMENDMENTS, by Representative L. Perry, and it is transmitted for the signature of the President; and

The House adopted the Joint Conference Committee Report dated March 9, 2017, and passed 4th Sub. H.C.R. 1, CONCURRENT RESOLUTION TO SECURE THE PERPETUAL HEALTH AND VITALITY OF UTAH’S PUBLIC LANDS AND ITS STATUS AS A PREMIER PUBLIC LANDS STATE, by Representative K. Stratton, 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, MOBILE HOME PARK RESIDENTS’ RIGHTS, by Representative B. R. Cutler, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed 1st Sub. H.B. 245, SCHOOL DISTRICT PROCUREMENT PROCESS, by Representative C. Hall, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed 3rd Sub. H.B. 431, GOVERNMENT EMPLOYEES REIMBURSEMENT AMENDMENTS, by Representative T. Quinn, 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 and returned to the House for the signature of the Speaker.

SECOND READING CALENDAR

2nd Sub. H.B. 407, UTAH PUBLIC MANAGEMENT ACT AMENDMENTS, was read the second time.
On motion of Senator Dayton, the following substitute bill replaced the original bill:

**3rd Sub. H.B. 407 Utah Public Management Act Amendments (M. Noel)**

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, **3rd Sub. H.B. 407**, **UTAH PUBLIC LAND MANAGEMENT ACT AMENDMENTS**, 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

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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. 407**, as substituted, was returned to the House for further consideration.

***

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. H.B. 396**, **MEDICAL SCHOOL GRADUATES ASSOCIATE PHYSICIAN LICENSURE**, 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
Adams Bramble Fillmore

1st Sub. H.B. 396 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 Knudson, the Senate voted to concur in the House amendments to S.C.R. 10, CONCURRENT RESOLUTION RECOGNIZING THE 150TH ANNIVERSARY OF THE FIRST TRANSCONTINENTAL RAILROAD. 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
Anderegg Bramble Christensen Dabakis
Davis Dayton Escamilla Fillmore
Harper Hemmert Henderson Hillyard
Hinkins Ipson Iwamoto Knudson
Mayne Millner Okerlund Shiozawa
Stephenson Thatcher Van Tassell Vickers
Weiler Niederhauser

Absent or not voting were: Senators
Adams Buxton Stevenson

S.C.R. 10 was returned to the House for the signature of the Speaker.

SECOND READING CALENDAR

On motion of Senator Bramble, H.B. 255, TAX INCREASE INITIATIVE 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, **2nd Sub. H.B. 252**, DISPOSAL OF FIREARMS, was considered read the second and third times and passed on the following roll call:

**Yeas, 27; Nays, 1; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

Adams  Bramble  Buxton  Christensen  
Dabakis  Davis  Dayton  Fillmore  
Harper  Hemmert  Henderson  Hillyard  
Hinkins  Ipson  Iwamoto  Knudson  
Mayne  Millner  Okerlund  Shiozawa  
Stephenson  Stevenson  Thatcher  Van Tassell  
Vickers  Weiler  Niederhauser

**Voting in the negative was:** Senator Escamilla

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

**2nd Sub. 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.

* * *

On motion of Senator Bramble, the circle was removed from **H.B. 255**, TAX INCREASE INITIATIVE AMENDMENTS, and it was before the Senate.

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

**2nd Sub. H.B. 255 Tax Increase Initiative Amendments** (D. McCay)

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. 255**, TAX INCREASE INITIATIVE AMENDMENTS, was considered read the second and third times. Senators Hillyard, Henderson, and Davis commented and the bill passed on the following roll call:

**Yeas, 20; Nays, 7; Absent or not voting, 2.**
Voting in the affirmative were: Senators
Adams  Anderegg  Bramble  Buxton
Christensen  Dayton  Fillmore  Harper
Hemmert  Henderson  Hillyard  Ipson
Okerlund  Stephenson  Stevenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser

Voting in the negative were: Senators
Davis  Escamilla  Iwamoto  Knudson
Mayne  Millner  Shiozawa

Absent or not voting were: Senators
Dabakis  Hinkins

2nd Sub. H.B. 255, as substituted, was returned to the House for further consideration.

* * *

On motion of Senator Stevenson, the circle was removed from S.B. 3, APPROPRIATIONS ADJUSTMENTS, 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. 3, APPROPRIATIONS ADJUSTMENTS, was considered read the second and third times. Senator Stevenson explained the bill. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams  Anderegg  Bramble  Buxton
Christensen  Davis  Dayton  Escamilla
Fillmore  Harper  Hemmert  Henderson
Hillyard  Hinkins  Ipson  Iwamoto
Knudson  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Stevenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator
Dabakis
S.B. 3 was transmitted to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 9, 2017
The House substituted and passed, 4th Sub. S.B. 50, AUTOMOBILE INSURANCE REGISTRY AMENDMENTS, by Senator L. Fillmore, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bill was placed on the Concurrence Calendar.

Mr. President: March 9, 2017
The House passed, 1st Sub. S.B. 242, GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT AMENDMENTS, by Senator C. Bramble, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, 1st Sub. S.B. 250, FOOD TRUCK LICENSING AND REGULATION, 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, 2017
The House concurred in the Senate amendments and passed 1st Sub. H.B. 281, CONSTRUCTION AND FIRE CODES AMENDMENTS, by Representative P. Ray, 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 and returned to the House for the signature of the Speaker.

CONCURRENCE CALENDAR

On motion of Senator Fillmore, the Senate voted to concur in the House amendments to 4th Sub. S.B. 50, AUTOMOBILE INSURANCE REGISTRY AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 23; Nays, 0; Absent or not voting, 6.
Voting in the affirmative were: Senators
Adams     Bramble     Buxton     Christensen
Dayton    Escamilla   Fillmore   Hemmert
Henderson Hinkins     Ipson      Iwamoto
Knudson   Mayne       Millner    Okerlund
Shiozawa  Stephenson  Stevenson  Van Tassell
Vickers   Weiler      Niederhauser

Absent or not voting were: Senators
Anderegg  Dabakis     Davis      Harper
Hillyard  Thatcher

4th Sub. S.B. 50 was returned to the House for the signature of the Speaker.

SECOND READING CALENDAR

2nd Sub. H.B. 369, SEXUAL OFFENSES AND STATUTORY NONCONSENT AMENDMENTS, was read the second time.

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

4th Sub. H.B. 369 Criminal Penalty Enhancements for Sexual Offenses (J. Fawson)

Senator Escamilla proposed the following amendment #1:

1. Page 1, Line 11:

   11 {or –} Acquired Immunodeficiency Virus, hepatitis B, or hepatitis C.

2. Page 1, Lines 15 through 16:

   15 infected with Human Immunodeficiency Virus {or –} Acquired Immunodeficiency

   16 Virus, hepatitis B, or hepatitis C.

3. Page 2, Line 28:

   28 Human Immunodeficiency Virus {or –} Acquired Immunodeficiency Virus, hepatitis B, or hepatitis C.
4. Page 2, Line 31:

31 infected with Human Immunodeficiency Virus {or} Acquired Immunodeficiency Virus, hepatitis B, or hepatitis C and the

Senator Escamilla’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, 4th Sub. H.B. 369, CRIMINAL PENALTY ENHANCEMENTS FOR SEXUAL OFFENSES, was considered read the second and third times and passed on the following roll call:

**Yeas, 27; Nays, 1; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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**Voting in the negative was:** Senator Dabakis

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

4th Sub. H.B. 369, as substituted, was returned to the House for further consideration.

***

On motion of Senator Weiler, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Weiler, under suspension of the rules, H.B. 430, DISHONORED INSTRUMENTS AMENDMENTS, was considered read the second and third times and passed on the following roll call:
Y eas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams  Anderegg  Bramble  Buxton
Christensen  Dabakis  Dayton  Escamilla
Fillmore  Harper  Hemmert  Henderson
Hillyard  Hinkins  Ipson  Iwamoto
Knudson  Mayne  Millner  Okerlund
Shiozawa  Stephenson  Stevenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting was: Senator
Davis

H.B. 430 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. 255  Initiative Amendments
1st Sub. H.B. 366  Emergency Personnel Recording Amendments
H.B. 388  Department of Public Safety Fee Amendments
H.B. 335  Utah Population Estimates Production

* * *

On motion of Senator Okerlund, and at 9:05 p.m., the Senate sauntered.

The Senate was called to order at 9:20 p.m., with President Niederhauser presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 9, 2017

The House passed, S.B. 274, MEDICAID DENTAL WAIVER AMENDMENTS, by Senator A. Christensen, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 268, WASTE 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. 265**, DISTRIBUTION OF REVENUES COLLECTED UNDER THE LOCAL SALES AND USE TAX ACT, by Senator D. Hinkins, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 247**, MODIFICATIONS TO DISTRIBUTION OF LOCAL SALES TAX REVENUES, 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. 125**, AUTHORIZATION TO MODIFY CHARTER SCHOOL CHARTER AGREEMENTS, by Senator H. Stephenson, 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, 2017

The House concurred in the Senate amendments and passed **3rd Sub. H.B. 407**, UTAH PUBLIC LAND MANAGEMENT ACT AMENDMENTS, by Representative M. Noel, 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 and returned to the House for the signature of the Speaker.

**SECOND READING CALENDAR**

On motion of Senator Okerlund, **H.B. 54**, CAMPUS FREE SPEECH AMENDMENTS, was read the second time and circled.

* * *

**3rd Sub. H.B. 217**, LIVESTOCK HARASSMENT, was read the second time.

Senator Davis proposed a verbal amendment as follows:

1. Page 2, Line 35:
   Delete “actively disturbs” and insert “with the intent of causing distress”

Senator Davis’ motion to amend passed on a voice vote. Senator Hillyard commented.
On motion of Senator Ipson, the bill was circled.

* * *

On motion of Senator Weiler, the circle was removed from H.B. 54, CAMPUS FREE SPEECH AMENDMENTS, and it was before the Senate.

On motion of Senator Weiler, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Weiler, under suspension of the rules, H.B. 54, CAMPUS FREE SPEECH AMENDMENTS, was considered read the second and third times. Senator Hillyard commented and the bill passed on the following roll call:

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

Voting in the affirmative were: Senators

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Voting in the negative was: Senator Hillyard

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.

* * *

On motion of Senator Ipson, the circle was removed from 1st Sub. H.B. 217, LIVESTOCK HARASSMENT, and it was before the Senate.

On motion of Senator Ipson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Ipson, under suspension of the rules, 3rd Sub. H.B. 217, LIVESTOCK HARASSMENT, 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          Anderegg          Bramble          Buxton
Christensen   Dabakis           Davis           Dayton
Fillmore       Harper           Hemmert          Henderson
Hillyard      Hinkins          Ipson           Iwamoto
Knudson       Mayne            Millner          Okerlund
Shiozawa      Stephenson       Stevenson        Thatcher
Van Tassell   Vickers          Niederhauser

Absent or not voting were: Senators
Escamilla     Weiler

3rd Sub. H.B. 217, as amended, was returned to the House for further consideration.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 9, 2017

The House substituted and passed, 1st Sub. S.B. 261, SUBSTANCE USE DISORDER PROGRAMS, by Senator K. Mayne, and it is transmitted for further consideration; and

The House passed, as amended, 1st Sub. S.B. 234, SCHOOL TURNAROUND AMENDMENTS, by Senator A. Millner, and it is transmitted for further consideration; and

The House passed, as amended, S.B. 227, DOXING PROHIBITION 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.

Mr. President: March 9, 2017

The Speaker of the House has signed S.C.R. 10, CONCURRENT RESOLUTION RECOGNIZING THE 150TH ANNIVERSARY OF THE FIRST TRANSCONTINENTAL RAILROAD, by Senator P. Knudson, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 4th Sub. S.B. 50, AUTOMOBILE INSURANCE REGISTRY AMENDMENTS, by Senator L. Fillmore, and it is transmitted for the signature of the President; and
The House passed, 1st Sub. S.B. 249, TAX E–FILING AMENDMENTS, by Senator C. Bramble, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Sandy D. Tenney, Chief Clerk

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

Mr. President: March 9, 2017

The House concurred in the Senate amendments and passed 2nd Sub. H.B. 255, INITIATIVE AMENDMENTS, 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 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 S.B. 227, DOXING PROHIBITION AMENDMENTS. The bill, as amended, passed on the following roll call:

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

Voting in the affirmative were: Senators

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Absent or not voting were: Senators

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S.B. 227 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. 234, SCHOOL TURNAROUND 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         Buxton         Christensen
Dabakis       Davis           Dayton         Escamilla
Fillmore      Harper          Hemmert        Henderson
Hillyard      Hinkins         Ipson          Iwamoto
Knudson       Mayne           Millner        Shiozawa
Stephenson    Stevenson       Thatcher       Van Tassell
Vickers       Niederhauser

Absent or not voting were: Senators
Anderegg      Okerlund        Weiler

1st Sub. S.B. 234 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 1st Sub. S.B. 261, SUBSTANCE USE DISORDER PROGRAMS. 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         Buxton         Christensen
Dabakis       Davis           Dayton         Escamilla
Fillmore      Harper          Hemmert        Henderson
Hillyard      Hinkins         Ipson          Iwamoto
Knudson       Mayne           Millner        Shiozawa
Stephenson    Stevenson       Thatcher       Van Tassell
Vickers       Niederhauser

Absent or not voting were: Senators
Anderegg      Okerlund        Weiler

1st Sub. S.B. 261 was returned to the House for the signature of the Speaker.
COMMUNICATIONS FROM THE HOUSE

Mr. President: March 9, 2017

The House passed, S.B. 3, APPROPRIATIONS ADJUSTMENTS, 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 bill was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

SECOND READING CALENDAR

On motion of Senator Hemmert, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Hemmert, under suspension of the rules, H.B. 446, SENTENCING GUIDELINES 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  Anderegg  Bramble  Buxton
Christensen  Dabakis  Davis  Dayton
Escamilla  Fillmore  Harper  Hemmert
Henderson  Hillyard  Hinkins  Ipson
Iwamoto  Knudson  Mayne  Millner
Shiozawa  Stephenson  Thatcher  Van Tassell
Vickers  Niederhauser

**Absent or not voting were:** Senators

Okerlund  Stevenson  Weiler

H.B. 446 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 Ipson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Ipson, under suspension of the rules, 1st Sub. H.B. 415, INCORPORATION FILING 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

| Bramble      | Escamilla | Hinkins | Okerlund | Stevenson |

**1st Sub. H.B. 415** 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. 416**, TARGETED BUSINESS INCOME TAX CREDIT REVISIONS, was considered read the second and third times and passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

| Hinkins      | Okerlund | Stevenson |

**H.B. 416** 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 Buxton, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.
On motion of Senator Buxton, under suspension of the rules, **1st Sub. H.B. 315**, AQUACULTURE 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

| Hinkins | Stevenson |

**1st Sub. H.B. 315**, as amended, was returned to the House for further consideration.

***

On motion of Senator Anderegg, **6th Sub. H.B. 22**, NOMINATION PETITION AMENDMENTS, was read the second time and circled.

***

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. 231**, EDUCATOR EVALUATION 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
Hillyard                Okerlund                Stevenson

H.B. 231 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 Anderegg, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Anderegg, under suspension of the rules, 2nd Sub. H.B. 222, CRIMINAL OFFENSES MODIFICATIONS, was considered read the second and third times. Senator Weiler, Hillyard, and Ipson commented and the bill passed on the following roll call:

Yeas, 15; Nays, 11; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams                Anderegg               Bramble               Buxton
Christensen          Dabakis                Davis                 Escamilla
Hinkins              Iwamoto                Knudson               Mayne
Millner              Stephenson             Thatcher

Voting in the negative were: Senators
Dayton               Fillmore                Harper                Hemmert
Henderson            Ipson                  Shiozawa              Van Tassell
Vickers              Weiler                 Niederhauser

Absent or not voting were: Senators
Hillyard              Okerlund              Stevenson

2nd Sub. 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.

* * *

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. 379, CLASSIFICATION OF THEFT AMENDMENTS, 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
Anderegg  Bramble  Buxton  Christensen
Dabakis  Davis  Dayton  Escamilla
Fillmore  Harper  Hemmert  Henderson
Hinkins  Ipson  Iwamoto  Knudson
Mayne  Millner  Stephenson  Thatcher
Van Tassell  Vickers  Weiler  Niederhauser

Absent or not voting were: Senators
Adams  Hillyard  Okerlund  Shiozawa
Stevenson

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.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 9, 2017

The House substituted and passed, 5th Sub. S.B. 130, UNIVERSAL SERVICE FUND AMENDMENTS, by Senator D. Hinkins, and it is transmitted for further consideration; and

The House substituted, amended, and passed, 3rd Sub. S.B. 156, LOCAL PUBLIC SAFETY AND FIREFIGHTER SURVIVING SPOUSE TRUST FUND AMENDMENTS, by Senator T. Weiler, and it is transmitted for further consideration; and

The House passed, as amended, S.B. 262, UPSTART 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, 2017

The House concurred in the Senate amendments and passed 4th Sub. H.B. 369, CRIMINAL PENALTY ENHANCEMENTS FOR SEXUAL OFFENSES, by Representative J. Fawson, 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 and returned to the House for the signature of the Speaker.
CONCURRENCE CALENDAR

On motion of Senator Hinkins, the Senate voted to concur in the House amendments to 5th Sub. S.B. 130, UNIVERSAL SERVICE 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

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**Absent or not voting were:** Senators

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5th Sub. S.B. 130 was returned to the House for the signature of the Speaker.

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On motion of Senator Weiler, the Senate voted to concur in the House amendments to 3rd Sub. S.B. 156, LOCAL PUBLIC SAFETY AND FIREFIGHTERS SURVIVING SPOUSE TRUST FUND AMENDMENTS. The bill, as amended, passed on the following roll call:

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

**Voting in the affirmative were:** Senators

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**Absent or not voting were:** Senators

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3rd Sub. S.B. 156 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. 262, UPSTART 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

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S.B. 262 was returned to the House for the signature of the Speaker.

**SECOND READING CALENDAR**

H.B. 355, UNIFIED COMMERCIAL DEVELOPMENT AMENDMENTS, was read the second time.

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


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. 355, UNIFIED COMMERCIAL DEVELOPMENT 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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Harper  Hemmert  Henderson  Ipson
Iwamoto  Knudson  Mayne  Millner
Okerlund  Shiozawa  Stephenson  Stevenson
Thatcher  Van Tassell  Vickers  Weiler
Niederhauser

Voting in the negative was: Senator Dabakis

Absent or not voting were: Senators
Davis  Hillyard  Hinkins

2nd Sub. H.B. 355, 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, 2nd Sub. H.B. 162, DRIVING UNDER THE INFLUENCE CLASSIFICATION AND SENTENCING REVISIONS, was considered read the second and third times and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams  Anderegg  Bramble  Buxton
Christensen  Dabakis  Dayton  Escamilla
Fillmore  Harper  Hemmert  Henderson
Ipson  Iwamoto  Knudson  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Stevenson  Thatcher  Van Tassell  Vickers
Weiler  Niederhauser

Absent or not voting were: Senators
Davis  Hillyard  Hinkins

2nd 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.

***

On motion of Senator Knudson, H.B. 461, JAIL CONTRACTING AMENDMENTS, was placed on the Second Reading Calendar.
On motion of Senator Okerlund, and at 10:45 p.m., the Senate sauntered.

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

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 9, 2017

The House passed, as amended, S.B. 279, ALCOHOL MODIFICATIONS, by Senator J. Stevenson, and it is transmitted for further consideration.

Sandy D. Tenney, Chief Clerk

The bill was placed on the Concurrence Calendar.

Mr. President: March 9, 2017

The House passed, S.B. 167, BAIL 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. 204, PUBLIC–PRIVATE PARTNERSHIPS, by Senator R. Okerlund, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The Speaker of the House has signed S.B. 227, DOXING PROHIBITION AMENDMENTS, 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. 234, SCHOOL TURNAROUND AMENDMENTS, 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. 261, SUBSTANCE USE DISORDER PROGRAMS, 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: March 9, 2017

The House concurred in the Senate amendments and passed 3rd Sub. H.B. 217, LIVESTOCK HARASSMENT, by Representative S. Chew, and it is transmitted for the signature of the President.; and
The House concurred in the Senate amendments and passed 1st Sub. H.B. 315, AQUACULTURE AMENDMENTS, by Representative G. Froerer, 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 Stevenson, the Senate voted to concur in the House amendments to S.B. 279, ALCOHOL MODIFICATIONS. The bill, as amended, passed on the following roll call:

Yeas, 22; Nays, 4; Absent or not voting, 3.

Voting in the affirmative were: Senators
Adams
Davis
Hillyard
Millner
Stevenson
Weiler

Bramble
Escamilla
Hinkins
Okerlund
Thatcher
Niederhauser

Buxton
Harper
Ipson
Shiozawa
Van Tassell

Christensen
Hemmert
Knudson
Stephenson
Vickers

Voting in the negative were: Senators
Anderegg
Dayton

Dabakis
Dayton

Absent or not voting were: Senators
Fillmore

Iwamoto

Mayne

S.B. 279 was returned to the House for the signature of the Speaker.

SECOND READING CALENDAR

On motion of Senator Bramble, the Senate voted to recall 2nd Sub. H.B. 222, CRIMINAL OFFENSES MODIFICATIONS, from the House.

* * *

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. 461, JAIL CONTRACTING AMENDMENTS, was considered read the second and third times and passed on the following roll call:
Yeas, 28; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Hinkins Ipson
Iwamoto Knudson Mayne Millner
Okerlund Stephenson Stevenson Thatcher
Van Tassell Vickers Weiler Niederhauser

Absent or not voting was: Senator Shiozawa

H.B. 461 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. 359, SPINAL CORD AND BRAIN INJURY REHABILITATION FUND AMENDMENTS, was read the second time.

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

3rd Sub. H.B. 359 Spinal Cord and Brain Injury Rehabilitation Fund Amendments (E. Hutchings)

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. 359, SPINAL CORD AND BRAIN INJURY REHABILITATION FUND AMENDMENTS, was considered read the second and third times and passed on the following roll call:

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

Voting in the affirmative were: Senators
Adams Anderegg Bramble Buxton
Christensen Dabakis Davis Dayton
Escamilla Fillmore Harper Hemmert
Henderson Hillyard Ipson Iwamoto
Knudson Mayne Millner Okerlund
Stephenson Stevenson Thatcher Vickers
Weiler Niederhauser
Voting in the negative were: Senators
Hinkins          Van Tassell

Absent or not voting was: Senator
Shiozawa

3rd Sub. H.B. 359, as substituted, was returned to the House for further consideration.

* * *

On motion of Senator Ipson, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Ipson, under suspension of the rules, H.B. 354, DIGITAL PIRACY 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               Buxton              Christensen        Davis
Dayton             Fillmore           Harper              Hemmert
Henderson          Hillyard           Hinkins             Ipson
Iwamoto            Knudson            Mayne               Millner
Okerlund           Stephenson         Stevenson           Thatcher
Van Tassell        Vickers            Weiler              Niederhauser

Absent or not voting were: Senators
Anderegg           Bramble            Dabakis            Escamilla
Shiozawa

H.B. 354 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 Buxton, the Senate, by a two-thirds majority, voted to suspend the constitutional three readings requirement.

On motion of Senator Buxton, under suspension of the rules, 1st Sub. H.B. 320, NOTARIES PUBLIC 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
- Anderegg
- Bramble
- Buxton
- Christensen
- Dabakis
- Davis
- Dayton
- Escamilla
- Fillmore
- Harper
- Hemmert
- Henderson
- Hillyard
- Ipson
- Iwamoto
- Knudson
- Mayne
- Millner
- Okerlund
- Stephenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Absent or not voting were:** Senators

- Hinkins
- Shiozawa
- Stevenson

1st Sub. H.B. 320 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

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. 55, GOVERNMENTAL NONPROFIT ENTITY COMPLIANCE AMENDMENTS, was considered read the second and third times. Senator Hillyard commented and the bill passed on the following roll call:

Yeas, 21; Nays, 5; Absent or not voting, 3.

**Voting in the affirmative were:** Senators

- Adams
- Anderegg
- Bramble
- Buxton
- Christensen
- Dayton
- Fillmore
- Harper
- Hemmert
- Henderson
- Hillyard
- Ipson
- Iwamoto
- Knudson
- Millner
- Okerlund
- Stephenson
- Thatcher
- Van Tassell
- Vickers
- Weiler
- Niederhauser

**Voting in the negative were:** Senators

- Dabakis
- Davis
- Iwamoto
- Mayne
- Vickers

**Absent or not voting were:** Senators

- Escamilla
- Hinkins
- Shiozawa
2nd Sub. H.B. 55 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, 2017

The House substituted and passed, 6th Sub. S.B. 114, ELECTION LAW 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.

Mr. President: March 9, 2017

The Speaker of the House has signed S.B. 262, UPSTART AMENDMENTS, by Senator J. S. Adams, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 3rd Sub. S.B. 156, LOCAL PUBLIC SAFETY AND FIREFIGHTER SURVIVING SPOUSE TRUST FUND AMENDMENTS, by Senator T. Weiler, and it is transmitted for the signature of the President; and

The Speaker of the House has signed 5th Sub. S.B. 130, UNIVERSAL SERVICE FUND AMENDMENTS, by Senator D. Hinkins, 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, 2017

The House concurred in the Senate amendments and passed 2nd Sub. H.B. 355, UNIFIED COMMERCIAL DEVELOPMENT AMENDMENTS, by Representative F. Gibson, 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 and returned to the House for the signature of the Speaker.

SECOND READING CALENDAR

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. 99, BIGAMY OFFENSE AMENDMENTS, was considered read the second and third times. Senators Davis, Henderson, Mayne, Hillyard, and Dabakis commented and the bill passed on the following roll call:

**Yeas, 15; Nays, 14; Absent or not voting, 0.**

**Voting in the affirmative were:** Senators

Adams  Bramble  Buxton  Christensen  
Dayton  Escamilla  Hemmert  Hillyard  
Knudson  Millner  Okerlund  Shiozawa  
Stevenson  Thatcher  Van Tassell

**Voting in the negative were:** Senators

Anderegg  Dabakis  Davis  Fillmore  
Harper  Henderson  Hinkins  Ipson  
Iwamoto  Mayne  Stephenson  Vickers  
Weiler  Niederhauser

1st Sub. H.B. 99 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

**CONCURRENCE CALENDAR**

6th Sub. S.B. 114, ELECTION LAW AMENDMENTS, was before the Senate.

On motion of Senator Bramble, the bill was circled.

* * *

On motion of Senator Thatcher, the Senate voted to concur in the House amendments to 4th Sub. S.B. 87, CIVIL ASSET FORFEITURE REVISIONS. 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  Anderegg  Bramble  Buxton  
Christensen  Dabakis  Davis  Dayton  
Escamilla  Fillmore  Harper  Hemmert  
Henderson  Hillyard  Hinkins  Ipson  
Iwamoto  Knudson  Mayne  Millner  
Okerlund  Shiozawa  Stephenson  Stevenson  
Thatcher  Van Tassell  Vickers  Weiler  
Niederhauser
4th Sub. S.B. 87 was returned to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 9, 2017

The House passed, S.B. 257, CASE STATUS UPDATES, 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. 161, BULLYING AND HAZING AMENDMENTS, 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, 2nd Sub. S.B. 263, WORK–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. 269, ELECTIONS MODIFICATIONS, by Senator H. Stephenson, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 272, SEARCH AND RESCUE ASSISTANCE CARD PROGRAM AMENDMENTS, by Senator D. Hinkins, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, S.B. 275, CAMPAIGN FINANCE REPORTING 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 S.B. 279, ALCOHOL MODIFICATIONS, by Senator J. Stevenson, and it is transmitted for the signature of the President; and

The Speaker of the House has signed S.B. 87, CIVIL ASSET FORFEITURE REVISIONS, by Senator D. Thatcher, 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, 2017

The House concurred in the Senate amendments and passed 3rd Sub. H.B. 359, SPINAL CORD AND BRAIN INJURY REHABILITATION FUND
AMENDMENTS, by Representative E. Hutchings, 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 and returned to the House for the signature of the Speaker.
On motion of Senator Henderson, 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 2017 General Session of the Sixty Second Legislature.

President Niederhauser appointed Senators Todd Weiler, Daniel Hemmert, and Jani Iwamoto to wait upon the Governor and ask if he has any further business to bring before the Senate.

President Niederhauser appointed Senators Evan Vickers, Jacob Anderegg, and Luz Escamilla, to notify the House of Representatives that the Senate has concluded its business and is ready to adjourn sine die.

The committee from the House of Representatives consisting of Representatives Roberts, Hawkes and Romero reported that the House had concluded its business and is ready to adjourn sine die.

Senator Ralph Okerlund and Senator Gene Davis expressed appreciation to the opposite party.

Senator Ann Millner, 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 Wayne Harper expressed appreciation to all Senate Staff and Session Staff.

Senator Jim Dabakis expressed appreciation to the Senate interns for the exceptional work they have done throughout the session.

President Niederhauser expressed appreciation to Senator Jerry Stevenson for his excellent service as Appropriations Chair, to Senator Kevin Van Tassell and Appropriations Vice-Chair and to Senator Deidre Henderson as Rules Chair.

Senator Vickers reported the House has been notified that the business of the Senate has concluded and the Senate is ready to adjourn sine die.

Senator Weiler 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 13, 2017

The Senate Committee on Rules struck the enacting clause on the following House Bills and Resolutions from the 2017 General Session:

- **2nd Sub. H.B. 19** Civil Asset Forfeiture Reform Amendments  
  (Rep. B. Greene) (Sen. H. Stephenson)
- **7th Sub. H.B. 22** Nomination Petition Amendments (Rep. B. Greene)  
  (Sen. J. Anderegg)
- **1st Sub. H.B. 49** Social Security Tax Credit (Rep. J. Westwood)  
  (Sen. D. Ipson)
- **H.B. 73** Child Placement Amendments (Rep. J. Peterson)  
  (Sen. T. Weiler)
- **H.B. 79** Private Attorney General Doctrine (Rep. B. Greene)  
  (Sen. D. Hemmert)
- **H.B. 93** Judicial Nominating Process Amendments  
- **1st Sub. H.B. 97** Alcohol Beverage Control Operations Amendments  
  (Rep. S. Eliason) (Sen. C. Bramble)
- **1st Sub. H.B. 108** Teacher Salary Supplement Amendments  
  (Rep. K. Christofferson)
- **1st Sub. H.B. 127** Health Insurance Right to Shop Amendments  
  (Rep. N. Thurston) (Sen. E. Vickers)
- **1st Sub. H.B. 159** Amendments to Voter Registration (Rep. S. Handy)  
  (Sen. J. S. Adams)
  (Sen. T. Weiler)
H.B. 187 Costs for Aggravated Murder Offenses (Rep. S. Handy) (Sen. T. Weiler)
H.B. 257 Autonomous Vehicles Task Force (R. Spendlove)
H.B. 284 Student Right to Active Counsel (Rep. K. Coleman) (Sen. T. Weiler)
H.B. 309  Public Health in Schools (Rep. N. Thurston)  
(Sen. M. Dayton)

H.B. 310  Utah Statewide Immunization Information System Program (Rep. N. Thurston) (Sen. M. Dayton)


(Sen. M. Dayton)

H.B. 321  Parenting Plan Amendments (Rep. V. L. Snow)  
(Sen. D. Ipson)


(Sen. C. Bramble)

H.B. 331  Occupational Licensing Amendments (Rep. N. Thurston)  
(Sen. C. Bramble)

H.B. 335  Utah Population Estimates Production (Rep. R. Spendlove) (Sen. B. Shiozawa)

1st Sub. H.B. 338  Agriculture Modifications (Rep. M. McKell)  
(Sen. D. Hinkins)

H.B. 341  State Park Name Protection Amendments (Rep. L. Perry)  
(Sen. D. Hinkins)

(Sen. B. Shiozawa)

(Sen. T. Weiler)

(Sen. L. Hillyard)

H.B. 362  Alcohol Abuse Tracking Committee Relocation (Rep. S. Eliason) (Sen. L. Escamilla)

(Sen. L. Fillmore)


2nd Sub. H.B. 370  Amendments to Tobacco Regulations (Rep. B. Last)  
(Sen. E. Vickers)

H.B. 372  Candidate Replacement Amendments (Rep. P. Arent)  
(Sen. M. Dayton)
H.B. 373  Substance Abuse and Mental Health Amendments  
(Rep. E. Redd) (Sen. L. Escamilla)

H.B. 374  Long-term Care Ombudsman Amendments  
(Rep. B. Daw) (Sen. M. Dayton)

H.B. 375  Asset Forfeiture Grants Amendments (Rep. E. Hutchings)  
(Sen. J. S. Adams)


(Sen. D. Henderson)


H.B. 387  Regulation of Alkaline Hydrolysis Process  
(Rep. S. Handy) (Sen. E. Vickers)

H.B. 388  Department of Public Safety Fee Amendments  
(Rep. E. Hutchings) (Sen. D. Thatcher)

H.B. 401  Electronic High School Amendments (Rep. R. Ward)  
(Sen. J. Stevenson)

(Sen. A. Millner)


H.B. 409  Charter School Funding Amendments (Rep. B. Last)  
(Sen. H. Stephenson)

H.B. 417  Local Government Modifications (Rep. S. Handy)  
(Sen. J. Stevenson)

H.B. 427  Agriculture Commodity Zone Amendments  

(Sen. D. Ipson)

(Sen. H. Stephenson)

H.C.R. 19  Concurrent Resolution on Health Sciences (Rep. E. Redd)  
(Sen. B. Shiozawa)

H.C.R. 22  Concurrent Resolution on Wild Horses and Burros  


H.C.R. 24  Concurrent Resolution on Native American Recreation and Public Purposes Grant (Rep. M. Noel)  
(Sen. D. Hinkins)
Mr. President: March 13, 2017

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 2017 General Session:

**3rd Sub. S.B. 30**  
Insurance Premium Tax Amendments  
(Sen. C. Bramble)  
(Rep. J. Dunnigan)

**S.B. 49**  
Purpose of Minimum School Program  
(Sen. L. Fillmore)  
(Rep. A. Gardiner)

**S.B. 56**  
Animal Shelter Amendments  
(Sen. P. Knudson)  
(Rep. L. Perry)

**1st Sub. S.B. 59**  
Students with Disabilities Evaluation Amendments  
(Sen. G. Davis)  
(Rep. E. Hutchings)

**1st Sub. S.B. 60**  
School District Amendments  
(Sen. G. Davis)  
(Rep. E. Hutchings)

**2nd Sub. S.B. 78**  
Teacher Pedagogical Assessment  
(Sen. A. Millner)  
(Rep. V. Peterson)

**S.B. 80**  
School Funding Amendments  
(Sen. L. Fillmore)  
(Rep. B. Last)

**1st Sub. S.B. 83**  
Sales Tax Notification Amendments  
(Sen. W. Harper)  
(Rep. M. McKell)

**2nd Sub S.B. 110**  
Sales Tax Collection Amendments  
(Sen. C. Bramble)  
(Rep. M. Noel)

**S.B. 148**  
School Leadership Task Force  
(Sen. A. Millner)  
(Rep. V. Peterson)

**1st Sub. S.B. 149**  
Financial Education and Savings Plan to Benefit At-risk Children  
(Sen. L. Fillmore)  
(Rep. R. Edwards)
Mr. President: March 13, 2017

The Rules Committee recommends that the enacting clause be stricken on the following bills and resolutions and that the bi filed:

S.B. 23  Sales Tax Exemption for Guides and Outfitters (Sen. M. Dayton)
S.B. 43  Property Assessment Amendments (Sen. D. Henderson)
S.B. 46  Medicaid Expansion Amendments (Sen. G. Davis)
S.B. 47  Continuing Education for Contractors (Sen. K. Mayne)
S.B. 68  Imputed Income Amendments (Sen. J. Anderegg)
S.B. 72  Victim Selection Penalty Enhancements (Sen. D. Thatcher)
1st Sub. S.B. 77  Vehicle Safety Inspection Amendments (Sen. D. Ipson)
S.B. 84  Legislative Procedure Amendments (Sen. J. Anderegg)
S.B. 86  Education – Accreditation Amendments (Sen. L. Fillmore)
1st Sub. S.B. 101  Sales and Use Tax Modifications (Sen. W. Harper)
1st Sub. S.B. 103  Public Transit District Amendments (Sen. K. Mayne)
S.B. 105  Sale of State Lands Act (Sen. G. Davis)
S.B. 107  Health Care Malpractice Act Amendments (Sen. K. Mayne)
S.B. 131  Residential Vocational and Life Skills Programs Amendments (Sen. E. Vickers)
S.B. 136  Animal Shelter Revisions (Sen. G. Davis)
S.B. 139  Tax Increment Financing Revisions (Sen. H. Stephenson)
S.B. 141  Income Tax Amendments (Sen. J. Dabakis)
S.B. 142  Redevelopment Agency Amendments (Sen. L. Fillmore)
S.B. 144  Carson Smith Scholarship Amendments  
(Sen. L. Fillmore)

1st Sub. S.B. 146  Constable Amendments  
(Sen. L. Fillmore)

S.B. 151  Property Tax Relief Modifications  
(Sen. J. Dabakis)

S.B. 176  Public Transit Authority Collective Bargaining  
Amendments  
(Sen. T. Weiler)

S.B. 200  Law Enforcement Peer Counseling Amendments  
(Sen. D. Thatcher)

S.B. 201  Public Transit District Employee Rights Amendments  
(Sen. K. Mayne)

S.B. 205  Area Assessment Amendments  
(Sen. K. Van Tassell)

S.B. 206  Veterans’ Benefit Amendments  
(Sen. J. Anderegg)

S.B. 207  Regional Service Center Funding Amendments  
(Sen. R. Okerlund)

1st Sub. S.B. 210  Equal Pay Amendments  
(Sen. J. Anderegg)

2nd Sub. S.B. 211  Cannabinoid Product Act  
(Sen. E. Vickers)

S.B. 217  Environmental Impact Mitigation Regarding New Prison  
Project  
(Sen. L. Escamilla)

S.B. 218  Air Quality Board Membership Amendments  
(Sen. J. Dabakis)

1st Sub. S.B. 223  Modifications to Charter School Governance  
(Sen. D. Henderson)

S.B. 228  Water Infrastructure Revisions  
(Sen. J. S. Adams)

3rd Sub. S.B. 229  Sales Factor Weighted Tax Modifications  
(Sen. W. Harper)

S.B. 233  Homeowners Association Amendments  
(Sen. L. Fillmore)

S.B. 236  Motor Vehicle Franchise Amendments  
(Sen. R. Okerlund)

S.B. 240  Local School Options  
(Sen. L. Fillmore)

S.B. 244  Retail Bag Impact Reduction Program  
(Sen. J. Iwamoto)

3rd Sub. S.B. 252  Special Election to Fill United States House of  
Representatives Vacancy  
(Sen. Bramble)

S.B. 254  Occupation Information Amendments  
(Sen. H. Stephenson)

S.B. 271  Canal and Ditch Modifications  
(Sen. D. Hinkins)

S.C.R. 11  Concurrent Resolution on the Preservation of State  
Authority to Regulate the Use of Ammunition Containing  
Lead  
(Sen. E. Vickers)

S.J.R. 4  Joint Resolution Amending Rules of Evidence – Victim  
Selection  
(Sen. D. Thatcher)

1st Sub. S.J.R. 7  Joint Resolution Amending Rules of Criminal Procedure  
(Sen. T. Weiler)
S.J.R. 9  Joint Resolution on Climate Change (Sen. J. Dabakis)
S.J.R. 10  Joint Resolution Ratifying the Equal Rights Amendment to the United States Constitution (Sen. J. Dabakis)
S.R. 1  Senate Rules Resolution on Placement of Trophies in Senate Lounge (Sen. H. Stephenson)

Deidre M. Henderson
Rules Committee Chair

The enacting clause was struck on the following bills:

H.B. 289  Grandparent Visitation Amendments (Rep. L. Christensen)
H.B. 365  Homeless Resource Center Zone Amendments (Rep. J. Briscoe)
H.B. 395  Health Insurance Amendments (Rep. J. Dunnigan)
S.B. 114  Election Law Amendments (Sen. C. Bramble)
S.B. 173  English Language Arts Amendments (Sen. H. Stephenson)
S.B. 216  Reading Intervention Software License Program Accountability Amendments (Sen. H. Stephenson)
### SUMMARY OF LEGISLATION
#### 2017 GENERAL SESSION

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### STATISTICAL SUMMARY OF GENERAL SESSIONS
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AND RESOLUTIONS
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  Amendments, Harper, W. ................................. SB 174 (P)  
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S.B. 74 — MEDICAL INTERPRETER AMENDMENTS (L. Escamilla)
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Signed by the President and transmitted to the Governor .............................................................. 763

S.B. 75 — CHILD WELFARE AMENDMENTS (L. Fillmore)
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S.B. 77 — VEHICLE SAFETY INSPECTION AMENDMENTS (D. Ipson)
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S.B. 83 — SALES TAX NOTIFICATION AMENDMENTS (W. Harper)
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S.B. 85 — AMENDMENTS TO CHILD WELFARE (W. Harper)
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S.B. 87 — CIVIL ASSET FORFEITURE REVISIONS (D. Thatcher)
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S.B. 90 — VEHICLE INSPECTION AND REGISTRATION AMENDMENTS (J. Anderegg)
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S.B. 95 — AIR AMBULANCE AMENDMENTS (W. Harper)
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S.B. 96 — UNSECURED LOAD AMENDMENTS (W. Harper)
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Signed by the President and transmitted to the Governor ......................... 764

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Assigned to standing committee ................................................................. 171
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S.B. 104 — LABOR COMMISSION ENFORCEMENT AMENDMENTS (D. G. Buxton)
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S.B. 106 — PSYCHOLOGY INTERJURISDICTIONAL COMPACT (B. Shiozawa)
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Signed by the President and transmitted to the Governor ......................... 920

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Committee report adopted and placed on calendar .................................................. 200
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S.B. 110 — SALES TAX COLLECTION AMENDMENTS (C. Bramble)
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Assigned to standing committee .................................................................................. 371
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S.B. 111 — UNMANNED AIRCRAFT AMENDMENTS (W. Harper)
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S.B. 112 — SPECIAL GROUP LICENSE PLATE REPEAL (A. Christensen)
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Committee report adopted and placed on calendar .................................................. 189
Read the second time .................................................................................. 361
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S.B. 114 — ELECTION LAW AMENDMENTS (C. Bramble)
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Substituted .............................................................................................................. 189, 209
Committee report adopted and placed on calendar .................................................. 189
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S.B. 115 — COMPULSORY EDUCATION REVISIONS (J. Anderegg)
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Assigned to standing committee ........................................................................ 181
Substituted .......................................................................................................... 450
Committee report adopted and placed on calendar ............................................. 451
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S.B. 116 — POLLING LOCATION AMENDMENTS (D. Thatcher)
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S.B. 118 — CRIMINAL LAW AMENDMENTS (D. Thatcher)
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S.B. 119 — SALES AND USE TAX CHANGES (W. Harper)
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Assigned to standing committee ........................................................................ 191
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S.B. 120 — WORKERS’ COMPENSATION DEPENDENT BENEFITS (K. Mayne)
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Signed by the President and transmitted to the Governor ................................... 623

S.B. 121 — ADOPTION ACT AMENDMENTS (L. Hillyard)
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S.B. 130 — UNIVERSAL SERVICE FUND AMENDMENTS (D. Hinkins)
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S.B. 132 — TAX PROVISION AMENDMENTS (C. Bramble)
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Assigned to standing committee ....................................................................................................... 269
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Substituted ......................................................................................................................................... 348
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Signed by the President and transmitted to the Governor .................. 623

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Committee report adopted and placed on calendar ............................. 344
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S.B. 187 — CONSTRUCTION TRADE AMENDMENTS (D. G. Buxton)
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Assigned to standing committee ....................................................... 283
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Assigned to standing committee ....................................................... 284
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Assigned to standing committee ....................................................... 285
Committee report adopted and placed on calendar ............................. 307
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Committee report adopted and placed on calendar ............................. 344
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Committee report adopted and placed on calendar .............................................................. 345
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Read the third time ...................................................................... 657
Transmitted to the House ............................................................... 657
Signed by the President and transmitted to the Governor .............. 1003

S.B. 200 — LAW ENFORCEMENT PEER COUNSELING AMENDMENTS (D. Thatcher)
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Assigned to standing committee ................................................. 343
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Assigned to standing committee ................................................. 343
Read the second time and placed on Consent Calendar ...................... 399
Read the third time ...................................................................... 501
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Signed by the President and transmitted to the Governor .............. 1003

S.B. 203 — REAL ESTATE TRUSTEE AMENDMENTS (G. Davis)
Read the first time by short title and referred to the Rules Committee.............................................................. 311
Assigned to standing committee ................................................. 316
Read the second time and placed on Consent Calendar ...................... 348
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Committee report adopted and placed on calendar .............................................................. 415
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S.B. 205 — AREA ASSESSMENT AMENDMENTS (K. Van Tassell)
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Committee report adopted and placed on calendar .............................................................. 415
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### S.B. 208 — UTAH UNIFORM COMMERCIAL REAL ESTATE RECEIVERSHIP ACT (L. Hillyard)
Read the first time by short title and referred to the Rules Committee: 323
Assigned to standing committee: 365
Read the second time and placed on Consent Calendar: 485
Read the third time: 573
Transmitted to the House: 573
Signed by the President and transmitted to the Governor: 726

### S.B. 209 — BUDGETING REVISIONS (L. Fillmore)
Read the first time by short title and referred to the Rules Committee: 324
Assigned to standing committee: 365
Committee report adopted and placed on calendar: 416
Read the second time: 645
Circled: 645
Uncircled: 664
Read the third time: 707
Transmitted to the House: 707
Signed by the President and transmitted to the Governor: 903

### S.B. 210 — EQUAL PAY AMENDMENTS (J. Anderegg)
Read the first time by short title and referred to the Rules Committee: 324
Assigned to standing committee: 420
Substituted: 883
Returned to Rules Committee: 883
Enacting Clause Stricken: 1083

### S.B. 211 — CANNABINOID PRODUCT ACT (E. Vickers)
Read the first time by short title and referred to the Rules Committee: 350
Assigned to standing committee: 379
Substituted: 626, 735
Committee report adopted and placed on calendar: 626
Read the second time: 694
Read the third time: 734
Circled: 757
Enacting Clause Stricken: 168

### S.B. 212 — PROFESSIONAL LICENSING AMENDMENTS (W. Harper)
Read the first time by short title and referred to the Rules Committee: 350
Assigned to standing committee: 379
Amendments: 422
Committee report adopted and placed on calendar: 422
Read the second time: 645
Read the third time: 659
Substituted: 659
Transmitted to the House: 659
Signed by the President and transmitted to the Governor: 974

### S.B. 213 — UTAH SUBSTANCE USE AND MENTAL HEALTH ADVISORY COUNCIL (J. Stevenson)
Read the first time by short title and referred to the Rules Committee: 350
Assigned to standing committee: 380
Read the second time and placed on Consent Calendar: 452
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Transmitted to the House: 571
Signed by the President and transmitted to the Governor: 764

### S.B. 214 — PUBLIC WATER SUPPLIER AMENDMENTS (J. Iwasamoto)
Read the first time by short title and referred to the Rules Committee: 350
Assigned to standing committee: 421
Substituted: 555
Committee report adopted and placed on calendar: 555
Read the second time: 556
Read the third time: 686
Transmitted to the House: 719
Signed by the President and transmitted to the Governor: 874

### S.B. 215 — MASTER OFFENSE LIST (D. Thatcher)
Read the first time by short title and referred to the Rules Committee: 350
Assigned to standing committee: 380
Read the second time and placed on Consent Calendar: 452
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### S.B. 216 — READING INTERVENTION SOFTWARE LICENSE PROGRAM ACCOUNTABILITY AMENDMENTS (H. Stephenson)
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Assigned to standing committee ................................................................. 379
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S.B. 217 — ENVIRONMENTAL IMPACT MITIGATION REGARDING NEW PRISON PROJECT (L. Escamilla)
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Assigned to standing committee ............................................................. 380
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S.B. 218 — AIR QUALITY BOARD MEMBERSHIP AMENDMENTS (J. Dabakis)
Read the first time by short title and referred to the Rules Committee. .......... 350
Assigned to standing committee ............................................................. 380
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S.B. 219 — PHARMACEUTICAL PRODUCT AMENDMENTS (B. Shiozawa)
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Assigned to standing committee ............................................................. 380
Committee report adopted and placed on calendar ................................. 451
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Signed by the President and transmitted to the Governor ......................... 764

S.B. 220 — STUDENT ASSESSMENT AND SCHOOL ACCOUNTABILITY AMENDMENTS (A. Millner)
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Assigned to standing committee ............................................................. 365
Committee report adopted and placed on calendar ................................. 451
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Signed by the President and transmitted to the Governor ......................... 939

S.B. 221 — STRATEGIC PLAN FOR EQUAL COMPENSATION (L. Escamilla)
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Assigned to standing committee ............................................................. 420
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S.B. 222 — EQUITABLE ALLOCATION OF PUBLIC TRANSIT DISTRICT FUNDING (K. Mayne)
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Assigned to standing committee ............................................................. 422
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S.B. 223 — MODIFICATIONS TO CHARTER SCHOOL GOVERNANCE (D. Henderson)
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S.B. 224 — DEPARTMENT OF WORKFORCE SERVICES AMENDMENTS (L. Fillmore)
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S.B. 226 — PERMANENT CRIMINAL STALKING INJUNCTION AMENDMENTS (T. Weiler)
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Assigned to standing committee ............................................................... 421
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Returned to the House ................................................................................ 906
Signed by the President and transmitted to the Governor ......................... 924

S.B. 227 — DOXING PROHIBITION AMENDMENTS (H. Stephenson)
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Assigned to standing committee ............................................................... 480
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S.B. 228 — WATER INFRASTRUCTURE REVISIONS (J. S. Adams)
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Assigned to standing committee ............................................................... 421
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S.B. 229 — SALES FACTOR WEIGHTED TAX MODIFICATIONS (W. Harper)
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Substituted .................................................................................................. 482, 678
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S.B. 233 — HOMEOWNERS ASSOCIATION AMENDMENTS (L. Fillmore)
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S.B. 234 — SCHOOL TURNAROUND AMENDMENTS (A. Millner)
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S.B. 235 — ASSAULT AND THREAT OF VIOLENCE AMENDMENTS (D. Thatcher)
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Read the third time .................................................................................................................... 709
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Signed by the President and transmitted to the Governor ....................................................... 904

S.B. 236 — MOTOR VEHICLE FRANCHISE AMENDMENTS (R. Okerlund)
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S.B. 237 — SERVICEMEMBERS CUSTODY AND VISITATION AMENDMENTS (L. Hilyard)
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Assigned to standing committee ................................................................................................. 421
Committee report adopted and placed on calendar ................................................................. 497
Read the second time ................................................................................................................. 678
Read the third time .................................................................................................................... 712
Transmitted to the House .......................................................................................................... 712
Signed by the President and transmitted to the Governor ....................................................... 1005

S.B. 238 — HIGHER EDUCATION GOVERNANCE REVISIONS (A. Millner)
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Assigned to standing committee ................................................................................................. 448
Substituted ................................................................................................................................. 558
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Transmitted to the House .......................................................................................................... 721
Placed on Concurrence Calendar .............................................................................................. 1013
Concurrence .............................................................................................................................. 1018
Returned to the House ............................................................................................................. 1018
Signed by the President and transmitted to the Governor ....................................................... 1038

S.B. 239 — INTERFERING WITH A PEACE OFFICER (T. Weiler)
Read the first time by short title and referred to the Rules Committee................................. 423
Assigned to standing committee ................................................................................................. 448
Amendments .............................................................................................................................. 498
Committee report adopted and placed on calendar ................................................................. 498
Read the second time ................................................................................................................. 679
Read the third time .................................................................................................................... 712
Transmitted to the House .......................................................................................................... 713
Signed by the President and transmitted to the Governor ....................................................... 904
S.B. 240 — LOCAL SCHOOL OPTIONS (L. Fillmore)
Read the first time by short title and referred to the Rules Committee. 461
Assigned to standing committee 479
Returned to Rules Committee 875
Enacting Clause Stricken 1083

S.B. 241 — LOCAL GOVERNMENT PLAN REVIEW AMENDMENTS (C. Bramble)
Read the first time by short title and referred to the Rules Committee. 461
Assigned to standing committee 479
Substituted 589, 691
Committee report adopted and placed on calendar 589
Read the second time 691
Read the third time 721
Transmitted to the House 722
Signed by the President and transmitted to the Governor 1016

S.B. 242 — GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT AMENDMENTS (C. Bramble)
Read the first time by short title and referred to the Rules Committee. 461
Assigned to standing committee 479
Substituted 589
Committee report adopted and placed on calendar 589
Read the second time 691
Read the third time 722
Transmitted to the House 722
Signed by the President and transmitted to the Governor 1050

S.B. 243 — REVISED UNIFORM ATHLETE AGENTS ACT (L. Hillyard)
Read the first time by short title and referred to the Rules Committee. 461
Assigned to standing committee 479
Read the second time and placed on Consent Calendar 590
Read the third time 705
Transmitted to the House 705
Signed by the President and transmitted to the Governor 938

S.B. 244 — RETAIL BAG IMPACT REDUCTION PROGRAM (J. Iwamoto)
Read the first time by short title and referred to the Rules Committee. 463
Enacting Clause Stricken 1083

S.B. 245 — SECOND AMENDMENT SPECIAL LICENSE PLATES (H. Stephenson)
Read the first time by short title and referred to the Rules Committee. 463
Assigned to standing committee 479
Amendments 559
Read the second time and placed on Consent Calendar 590
Read the third time 705
Returned to Rules Committee 873
Signed by the President and transmitted to the Governor 904

S.B. 246 — PHARMACY PRACTICE ACT AMENDMENTS (E. Vickers)
Read the first time by short title and referred to the Rules Committee. 463
Assigned to standing committee 479
Substituted 559
Amendments 559
Read the second time and placed on Consent Calendar 559
Read the third time 654
Returned to Rules Committee 655
Placed on Concurrence Calendar 873
Concurrence 885
Returned to the House 885
Signed by the President and transmitted to the Governor 904

S.B. 247 — MODIFICATIONS TO DISTRIBUTION OF LOCAL SALES TAX REVENUES (R. Okerlund)
Read the first time by short title and referred to the Rules Committee. 463
Assigned to standing committee 479
Read the second time and placed on Consent Calendar 675
Read the third time 792
Transmitted to the House 792
Returned to Rules Committee 873
Signed by the President and transmitted to the Governor 1054

S.B. 248 — PHYSICAL THERAPY LICENSURE COMPACT (E. Vickers)
Read the first time by short title and referred to the Rules Committee. 463
Assigned to standing committee 478
Committee report adopted and placed on calendar 555
Read the second time 681
Read the third time 714
Transmitted to the House 714
Signed by the President and transmitted to the Governor 938

S.B. 249 — TAX E-FILING AMENDMENTS (C. Bramble)
Read the first time by short title and referred to the Rules Committee. 463
Assigned to standing committee 480
Substituted 592
Read the second time and placed on Consent Calendar ........................................ 592
Read the third time ......................................................................................... 705
Circled .......................................................................................................... 705
Uncircled .................................................................................................... 731
Transmitted to the House ............................................................................. 732
Signed by the President and transmitted to the Governor ......................... 1057

S.B. 250 — FOOD TRUCK LICENSING AND REGULATION (D. Henderson)
Read the first time by short title and referred to the Rules Committee. ............ 473
Assigned to standing committee .................................................................. 478
Committee report adopted and placed on calendar ......................................... 555
Read the second time .................................................................................... 682
Substituted ................................................................................................... 682
Read the third time ......................................................................................... 719
Circled .......................................................................................................... 719
Uncircled .................................................................................................... 720
Transmitted to the House ............................................................................. 721
Signed by the President and transmitted to the Governor ......................... 1050

S.B. 251 — LOCAL GOVERNMENT CRIMINAL PENALTY AMENDMENTS (D. Thatcher)
Read the first time by short title and referred to the Rules Committee. ............ 485
Assigned to standing committee .................................................................. 514
Amendments ................................................................................................. 649
Committee report adopted and placed on calendar ......................................... 649
Read the second time .................................................................................... 696
Read the third time ......................................................................................... 734
Circled .......................................................................................................... 734
Uncircled .................................................................................................... 735
Transmitted to the House ............................................................................. 734
Enacting Clause Stricken ............................................................................. 735

S.B. 252 — SPECIAL ELECTION TO FILL UNITED STATES HOUSE OF
REPRESENTATIVES VACANCY (C. Brumble)
Read the first time by short title and referred to the Rules Committee. ............ 499
Assigned to standing committee .................................................................. 514
Substituted ................................................................................................... 625, 735
Committee report adopted and placed on calendar ......................................... 626
Read the second time .................................................................................... 694
Read the third time ......................................................................................... 734
Circled .......................................................................................................... 734
Uncircled .................................................................................................... 735
Transmitted to the House ............................................................................. 735
Enacting Clause Stricken ............................................................................. 736

S.B. 253 — ENERGY AMENDMENTS (D. Hinkins)
Read the first time by short title and referred to the Rules Committee. ............ 517
Assigned to standing committee .................................................................. 545
Committee report adopted and placed on calendar ......................................... 651
Read the second time .................................................................................... 697
Read the third time ......................................................................................... 738
Amendments ................................................................................................. 738
Transmitted to the House ............................................................................. 739
Signed by the President and transmitted to the Governor ......................... 904

S.B. 254 — OCCUPATION INFORMATION AMENDMENTS (H. Stephenson)
Read the first time by short title and referred to the Rules Committee. ............ 518
Assigned to standing committee .................................................................. 544
Returned to Rules Committee ....................................................................... 876
Enacting Clause Stricken ............................................................................. 1044

S.B. 255 — FUNDING FOR EDUCATION SYSTEMS AMENDMENTS (H. Stephenson)
Read the first time by short title and referred to the Rules Committee. ............ 518
Assigned to standing committee .................................................................. 544
Committee report adopted and placed on calendar ......................................... 544
Read the second time .................................................................................... 625
Substituted ................................................................................................... 703, 85
Amendments ................................................................................................. 703
Committee report adopted and placed on calendar ......................................... 703
Read the second time .................................................................................... 814
Circled .......................................................................................................... 814, 87
Uncircled .................................................................................................... 815, 88
Read the third time ......................................................................................... 816
Transmitted to the House ............................................................................. 837
Enacting Clause Stricken ............................................................................. 1045

S.B. 256 — REGENTS’ SCHOLARSHIP AMENDMENTS (L. Hillyard)
Read the first time by short title and referred to the Rules Committee. ............ 518
Assigned to standing committee .................................................................. 544
Committee report adopted and placed on calendar ......................................... 544
Read the second time .................................................................................... 625
Read the third time ......................................................................................... 732
Circled .......................................................................................................... 732
Uncircled .................................................................................................... 734
Transmitted to the House ............................................................................. 734
Signed by the President and transmitted to the Governor ......................... 938
S.B. 257 — CASE STATUS UPDATES (T. Weiler)
Read the first time by short title and referred to the Rules Committee. ........................................... 531
Assigned to standing committee ........................................... 545
Committee report adopted and placed on calendar . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . 785
Read the second time ........................................................................ 816
Circled ........................................................................ 816
Uncircled ........................................................................ 818
Read the third time ........................................................................ 833
Transmitted to the House ................................................................ 834
Signed by the President and transmitted to the Governor . . . . . . . . . . . . . . . . . . 1074

S.B. 258 — ADDICTION RECOVERY AMENDMENTS (K. Mayne)
Read the first time by short title and referred to the Rules Committee. ........................................... 565
Assigned to standing committee ........................................... 586
Substituted ........................................................................ 626
Committee report adopted and placed on calendar . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . 626
Read the second time ........................................................................ 695
Read the third time ........................................................................ 735
Transmitted to the House ................................................................ 735
Signed by the President and transmitted to the Governor . . . . . . . . . . . . . . . . . . 904

S.B. 259 — CERTIFIED PUBLIC ACCOUNTANT LICENSING ACT AMENDMENTS (C. Bramble)
Read the first time by short title and referred to the Rules Committee. ........................................... 565
Assigned to standing committee ........................................... 585
Read the second time and placed on Consent Calendar . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . 626
Read the third time ........................................................................ 752
Transmitted to the House ................................................................ 752
Signed by the President and transmitted to the Governor . . . . . . . . . . . . . . . . . . 1040

S.B. 260 — ASSIGNABLE RIGHT OF FIRST REFUSAL (D. G. Buxton)
Read the first time by short title and referred to the Rules Committee. ........................................... 566
Assigned to standing committee ........................................... 586
Committee report adopted and placed on calendar . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . 649
Read the second time ........................................................................ 696
Read the third time ........................................................................ 736
Substituted ........................................................................ 736
Transmitted to the House ................................................................ 737
Signed by the President and transmitted to the Governor . . . . . . . . . . . . . . . . . . 938

S.B. 261 — RECOVERY RESIDENCE STUDY (K. Mayne)
Read the first time by short title and referred to the Rules Committee. ........................................... 566
Assigned to standing committee ........................................... 586
Committee report adopted and placed on calendar . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . 626
Read the second time ........................................................................ 695
Read the third time ........................................................................ 736
Transmitted to the House ................................................................ 736
Placed on Concurrence Calendar ........................................... 1056
Concurrence ........................................................................ 1058
Returned to the House ................................................................... 1058
Signed by the President and transmitted to the Governor . . . . . . . . . . . . . . . . . . 1067

S.B. 262 — UPSTART AMENDMENTS (J. S. Adams)
Read the first time by short title and referred to the Rules Committee. ........................................... 566
Assigned to standing committee ........................................... 585
Committee report adopted and placed on calendar . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . 625
Read the second time ........................................................................ 693
Read the third time ........................................................................ 733
Transmitted to the House ................................................................ 733
Placed on Concurrence Calendar ........................................... 1063
Concurrence ........................................................................ 1065
Returned to the House ................................................................... 1065
Signed by the President and transmitted to the Governor . . . . . . . . . . . . . . . . . . 1072

S.B. 263 — WORK–BASED LEARNING AMENDMENTS (H. Stephenson)
Read the first time by short title and referred to the Rules Committee. ........................................... 569
Assigned to standing committee ........................................... 585
Substituted ........................................................................ 671
Committee report adopted and placed on calendar . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . 671
Read the second time ........................................................................ 671
Read the third time ........................................................................ 739
Circled ........................................................................ 739
Uncircled ........................................................................ 757
Transmitted to the House ................................................................ 757
Signed by the President and transmitted to the Governor . . . . . . . . . . . . . . . . . . 1074

S.B. 264 — OUTDOOR RECREATION GRANT PROGRAM (R. Okerlund)
Read the first time by short title and referred to the Rules Committee. ........................................... 569
Assigned to standing committee ........................................... 585
Substituted ........................................................................ 672
Committee report adopted and placed on calendar . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . 672
S.B. 265 — DISTRIBUTION OF REVENUES COLLECTED UNDER THE LOCAL SALES AND USE TAX ACT (D. Hinkins)
Read the first time by short title and referred to the Rules Committee. ................................. 592
Assigned to standing committee ............................................................................................ 598
Committee report adopted and placed on calendar ................................................................. 650
Read the second time ........................................................................................................... 696
Read the third time ................................................................................................................ 831
Transmitted to the House ..................................................................................................... 831
Concurrence ......................................................................................................................... 977
Returned to the House ......................................................................................................... 977
Signed by the President and transmitted to the Governor ..................................................... 1005

S.B. 266 — DIVISION OF CHILD AND FAMILY SERVICES APPEALS (D. Henderson)
Read the first time by short title and referred to the Rules Committee. ................................. 592
Assigned to standing committee ............................................................................................ 598
Committee report adopted and placed on calendar ................................................................. 650
Read the second time ........................................................................................................... 696
Read the third time ................................................................................................................ 831
Transmitted to the House ..................................................................................................... 831
Concurrence ......................................................................................................................... 977
Returned to the House ......................................................................................................... 977
Signed by the President and transmitted to the Governor ..................................................... 1005

S.B. 267 — UTAH RURAL JOBS ACT (R. Okerlund)
Read the first time by short title and referred to the Rules Committee. ................................. 646
Assigned to standing committee ............................................................................................ 669
Substituted ............................................................................................................................. 750
Committee report adopted and placed on calendar ................................................................. 815
Read the second time ........................................................................................................... 815
Read the third time ................................................................................................................ 831
Transmitted to the House ..................................................................................................... 831
Concurrence ......................................................................................................................... 831
Returned to the House ......................................................................................................... 831
Signed by the President and transmitted to the Governor ..................................................... 1005

S.B. 268 — WASTE AMENDMENTS (P. Knudson)
Read the first time by short title and referred to the Rules Committee. ................................. 647
Assigned to standing committee ............................................................................................ 670
Committee report adopted and placed on calendar ................................................................. 826
Read the second and third times ............................................................................................ 835
Transmitted to the House ..................................................................................................... 835
Concurrence ......................................................................................................................... 835
Returned to the House ......................................................................................................... 835
Signed by the President and transmitted to the Governor ..................................................... 1005

S.B. 269 — ELECTIONS MODIFICATIONS (H. Stephenson)
Read the first time by short title and referred to the Rules Committee. ................................. 647
Assigned to standing committee ............................................................................................ 669
Substituted ............................................................................................................................. 748
Committee report adopted and placed on calendar ................................................................. 748
Read the second time ........................................................................................................... 814
Read the third time ................................................................................................................ 831
Transmitted to the House ..................................................................................................... 831
Concurrence ......................................................................................................................... 831
Returned to the House ......................................................................................................... 831
Signed by the President and transmitted to the Governor ..................................................... 1005

S.B. 270 — SUDDEN CARDIAC ARREST PREVENTION ACT (J. S. Adams)
Read the first time by short title and referred to the Rules Committee. ................................. 651
Assigned to standing committee ............................................................................................ 669
Committee report adopted and placed on calendar ................................................................. 767
Read the second time ........................................................................................................... 816
Read the third time ................................................................................................................ 831
Transmitted to the House ..................................................................................................... 831
Enacting Clause Stricken ...................................................................................................... 1005

S.B. 271 — CANAL AND DITCH MODIFICATIONS (D. Hinkins)
Read the first time by short title and referred to the Rules Committee. ................................. 651
Assigned to standing committee ............................................................................................ 670
Returned to Rules Committee ............................................................................................... 880
Enacting Clause Stricken ...................................................................................................... 1005

S.B. 272 — SEARCH AND RESCUE ASSISTANCE CARD PROGRAM AMENDMENTS (D. Hinkins)
Read the first time by short title and referred to the Rules Committee. ................................. 651
Assigned to standing committee ............................................................................................ 670
Committee report adopted and placed on calendar ................................................................. 826
Read the second time ........................................................................................................... 838
Read the third time ................................................................................................................ 839
Transmitted to the House ..................................................................................................... 839
Signed by the President and transmitted to the Governor ..................................................... 1005
S.B. 273 — ENERGY DEVELOPMENT AMENDMENTS (J. Adams)
Read the first time by short title and referred to the Rules Committee. ................................................. 704
Assigned to standing committee .......................................................... 724
Committee report adopted and placed on calendar ........................................... 834
Read the second time ........................................................................... 817
Circled ................................................................................................. 816
Uncircled ............................................................................................ 817
Substituted .......................................................................................... 833
Transmitted to the House ....................................................................... 833
Placed on Concurrence Calendar ........................................................... 1013
Concurrence .......................................................................................... 1018
Returned to the House .......................................................................... 1019
Signed by the President and transmitted to the Governor ......................... 1038

S.B. 274 — MEDICAID DENTAL WAIVER AMENDMENTS (A. Christensen)
Read the first time by short title and referred to the Rules Committee. ................................................. 704
Assigned to standing committee .......................................................... 724
Committee report adopted and placed on calendar ........................................... 834
Read the second and third times ................................................................ 841
Transmitted to the House ....................................................................... 841
Signed by the President and transmitted to the Governor ......................... 1053

S.B. 275 — CAMPAIGN FINANCE REPORTING AMENDMENTS (L. Hillyard)
Read the first time by short title and referred to the Rules Committee. ................................................. 731
Assigned to standing committee .......................................................... 741
Committee report adopted and placed on calendar ........................................... 809
Read the second time ........................................................................... 817
Read the third time .............................................................................. 832
Transmitted to the House ....................................................................... 842
Signed by the President and transmitted to the Governor ......................... 1017

S.B. 276 — TRANSPORTATION FUNDING MODIFICATIONS (K. Van Tassell)
Read the first time by short title and referred to the Rules Committee. ................................................. 731
Assigned to standing committee .......................................................... 741
Committee report adopted and placed on calendar ........................................... 787
Read the second time ........................................................................... 816
Circled ................................................................................................. 816
Uncircled ............................................................................................ 842
Substituted .......................................................................................... 842
Read the second and third times ................................................................ 842
Transmitted to the House ....................................................................... 843
Signed by the President and transmitted to the Governor ......................... 974

S.B. 277 — HIGHWAY GENERAL OBLIGATION BONDS AUTHORIZATION (W. Harper)
Read the first time by short title and referred to the Rules Committee. ................................................. 804
Assigned to standing committee .......................................................... 806
Substituted .......................................................................................... 825
Committee report adopted and placed on calendar ........................................... 825
Amendments .......................................................................................... 835
Transmitted to the House ....................................................................... 835
Signed by the President and transmitted to the Governor ......................... 874

S.B. 279 — ALCOHOL MODIFICATIONS (J. Stevenson)
Read the first time by short title and referred to the Rules Committee. ................................................. 1026
Placed on calendar .................................................................................. 1026
Read the second time ........................................................................... 1026
Circled ................................................................................................. 1026
Uncircled ............................................................................................ 1026
Read the third time .............................................................................. 1026
Transmitted to the House ....................................................................... 1027
Placed on Concurrence Calendar ........................................................... 1067
Concurrence .......................................................................................... 1068
Returned to the House .......................................................................... 1068
Signed by the President and transmitted to the Governor ......................... 1074
S.C.R. 1 — CONCURRENT RESOLUTION ON INCREASING PAY FOR CERTAIN PUBLIC SAFETY OFFICERS AND FIREFIGHTERS (T. Weiler)
Read the first time by short title and referred to the Rules Committee .............................................. 109
Assigned to standing committee ............................................................................................................. 112
Committee report adopted and placed on calendar ............................................................................... 160
Read the second time .............................................................................................................................. 248
Amendments ........................................................................................................................................ 248
Read the third time ................................................................................................................................. 262
Transmitted to the House ......................................................................................................................... 262
Signed by the President and transmitted to the Governor ...................................................................... 727

S.C.R. 2 — CONCURRENT RESOLUTION ON AIR AMBULANCE PROVIDERS (W. Harper)
Read the first time by short title and referred to the Rules Committee ................................................. 109
Assigned to standing committee ............................................................................................................. 112
Committee report adopted and placed on calendar ............................................................................... 143
Read the second time .............................................................................................................................. 173
Read the third time ................................................................................................................................. 182
Transmitted to the House ......................................................................................................................... 183
Signed by the President and transmitted to the Governor ...................................................................... 293

S.C.R. 3 — CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ENERGY ADEQUATELY FUND THE URANIUM MILL TAILINGS REMEDIAL ACTION PROJECT (D. Hinkins)
Read the first time by short title and referred to the Rules Committee ................................................. 109
Assigned to standing committee ............................................................................................................. 112
Amendments ........................................................................................................................................ 161
Committee report adopted and placed on calendar ............................................................................... 253
Circled ................................................................................................................................................ 253
Uncircled ............................................................................................................................................. 272
Read the third time ................................................................................................................................. 282
Transmitted to the House ......................................................................................................................... 282
Signed by the President and transmitted to the Governor ...................................................................... 517

S.C.R. 4 — CONCURRENT RESOLUTION HONORING COLONEL GAIL SEYMOUR HALVORSEN (D. Henderson)
Read the first time by short title and referred to the Rules Committee ................................................. 109
Assigned to standing committee ............................................................................................................. 112
Placed on Time Certain Calendar ......................................................................................................... 139
Committee report adopted and placed on calendar ............................................................................... 168
Read the second and third times ........................................................................................................... 234
Transmitted to the House ......................................................................................................................... 314
Signed by the President and transmitted to the Governor ...................................................................... 381

S.C.R. 5 — CONCURRENT RESOLUTION RECOGNIZING SNOW REMOVAL CREWS THROUGHOUT UTAH (R. Okerlund)
Read the first time by short title and referred to the Rules Committee ................................................. 144
Assigned to standing committee ............................................................................................................. 171
Committee report adopted and placed on calendar ............................................................................... 202
Placed on Time Certain Calendar ......................................................................................................... 219
Read the second and third times ........................................................................................................... 313
Transmitted to the House ......................................................................................................................... 314
Signed by the President and transmitted to the Governor ...................................................................... 452

S.C.R. 6 — CONCURRENT RESOLUTION ON GUARDING THE CIVIL LIBERTIES AND FREEDOMS FOR ALL PEOPLE (B. Shiozawa)
Read the first time by short title and referred to the Rules Committee ................................................. 232
Substituted ........................................................................................................................................... 447
Assigned to standing committee ............................................................................................................. 447
Read the second time and placed on Consent Calendar ...................................................................... 558
Read the third time ................................................................................................................................. 653
Transmitted to the House ......................................................................................................................... 654
Placed on Concurrence Calendar .......................................................................................................... 1004
Concurrence ....................................................................................................................................... 1016
Returned to the House ........................................................................................................................... 1017
Signed by the President and transmitted to the Governor ...................................................................... 1037

S.C.R. 7 — CONCURRENT RESOLUTION URGING THE POSTMASTER GENERAL TO ISSUE A COMMEMORATIVE POSTAGE STAMP (J. Iwamoto)
Read the first time by short title and referred to the Rules Committee ................................................. 243
Assigned to standing committee ............................................................................................................. 250
Placed on Time Certain Calendar ......................................................................................................... 243
Committee report adopted and placed on calendar ............................................................................... 278
Read the second and third times ........................................................................................................... 316
Transmitted to the House ......................................................................................................................... 316
Signed by the President and transmitted to the Governor ...................................................................... 321

S.C.R. 8 — HEALTH CARE FREEDOM CONCURRENT RESOLUTION (D. Hemmert)
Read the first time by short title and referred to the Rules Committee ................................................. 271
Assigned to standing committee ............................................................................................................. 284
Committee report adopted and placed on calendar ............................................................................... 345
Read the second time .............................................................................................................................. 627
Substituted ............................................................................................................ 627
Read the third time .......................................................................................... 656
Circled .................................................................................................................. 656
Uncircled ............................................................................................................ 661
Transmitted to the House .................................................................................. 661
Placed on Concurrence Calendar .................................................................... 873
Concurrence ....................................................................................................... 885
Returned to the House ........................................................................................ 886
Signed by the President and transmitted to the Governor ......................... 904

S.C.R. 9 — CONCURRENT RESOLUTION CONCERNING THE ORAL HEALTH CARE OF
UTAH’S AT-RISK POPULATIONS (P. Knudson)
Read the first time by short title and referred to the Rules Committee .............. 287
Assigned to standing committee ......................................................................... 304
Committee report adopted and placed on calendar ........................................... 345
Placed on calendar .............................................................................................. 578
Read the second and third times ....................................................................... 610
Transmitted to the House ..................................................................................... 611
Signed by the President and transmitted to the Governor .............................. 764

S.C.R. 10 — CONCURRENT RESOLUTION RECOGNIZING THE 150TH ANNIVERSARY OF THE FIRST
TRANSCONTINENTAL RAILROAD (P. Knudson)
Read the first time by short title and referred to the Rules Committee .............. 423
Assigned to standing committee ......................................................................... 447
Committee report adopted and placed on calendar ........................................... 551
Read the second time .......................................................................................... 680
Read the third time ............................................................................................... 680
Circled .................................................................................................................... 680
Uncircled ............................................................................................................... 719
Transmitted to the House ..................................................................................... 720
Placed on Concurrence Calendar ....................................................................... 1044
Concurrence ......................................................................................................... 1047
Returned to the House ........................................................................................ 1056
Signed by the President and transmitted to the Governor .............................. 1083

S.C.R. 11 — CONCURRENT RESOLUTION ON THE PRESERVATION OF STATE AUTHORITY
TO REGULATE THE USE OF AMMUNITION CONTAINING LEAD (E. Vickers)
Read the first time by short title and referred to the Rules Committee .............. 684
Enacting Clause Stricken ..................................................................................... 1083
S.J.R. 1 — JOINT RULES RESOLUTION ON FUNDING MIX DETERMINATIONS (J. Stevenson)
Read the first time by short title and referred to the Rules Committee ........................................... 109
Assigned to standing committee ................................................................. 111
Committee report adopted and placed on calendar ........................................... 169
Read the second time .................................................................................... 275
Read the third time ....................................................................................... 289
Circled ......................................................................................................... 289
Uncircled ..................................................................................................... 289
Transmitted to the House ............................................................................ 290
Signed by the President and transmitted to the Governor .............................. 517

S.J.R. 2 — JOINT RESOLUTION ENCOURAGING THE EMPLOYMENT OF UTAH WORKERS FOR AIRPORT
REDEVELOPMENT EFFORTS (K. Mayne)
Read the first time by short title and referred to the Rules Committee .............. 109
Assigned to standing committee ................................................................. 110
Substituted ................................................................................................. 169
Committee report adopted and placed on calendar ........................................... 169
Read the second time .................................................................................... 319
Read the third time ....................................................................................... 327
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Committee report adopted and placed on calendar
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Returned to the House
Signed by the President and returned to the House
H.B. 53 — MISSING AND EXPLOITED CHILDREN’S DAY (S. Handy)
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H.B. 54 — CAMPUS FREE SPEECH AMENDMENTS (K. Coleman)
Read the first time by short title and referred to Rules Committee ........................................ 685
Assigned to standing committee ......................................................................................... 724
Committee report adopted and placed on calendar .............................................................. 824
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Read the second and third times ......................................................................................... 1055
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H.B. 55 — GOVERNMENTAL NONPROFIT ENTITY COMPLIANCE AMENDMENTS (K. Coleman)
Read the first time by short title and referred to Rules Committee ........................................ 588
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Committee report adopted and placed on calendar .............................................................. 748
Placed on calendar ............................................................................................................ 1039
Read the second and third times ......................................................................................... 1071
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H.B. 56 — ACCESSIBLE PARKING AMENDMENTS (K. Stratton)
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H.B. 58 — DIRECT FOOD SALES AMENDMENTS (S. Sandall)
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H.B. 59 — PUBLIC SERVICE COMMISSION AMENDMENTS (K. Christofferson)
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H.B. 60 — DEAF AND HARD OF HEARING AMENDMENTS (N. Thurston)
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H.B. 61 — PHARMACY SERVICE FOR DISCHARGED HOSPITAL PATIENTS (E. Redd)
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H.B. 62 — EDUCATOR RIGHTS AMENDMENTS (K. Stratton)
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H.B. 63 — HOLE IN THE ROCK STATE PARK (K. Stratton)
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<td>PROPERTY TAX RELIEF AMENDMENTS (J. Peterson)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<tr>
<td>H.B. 65</td>
<td>AIR CONSERVATION ACT AMENDMENTS (M. Schultz)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>H.B. 66</td>
<td>OPIATE OVERDOSE RESPONSE ACT AMENDMENTS (C. Moss)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>H.B. 67</td>
<td>WILDLIFE AMENDMENTS (M. McKell)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>H.B. 68</td>
<td>CRIME VICTIMS REPARATION BOARD SUNSET EXTENSION (L. Christensen)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>H.B. 69</td>
<td>CAPITAL FACILITIES REVISIONS (R. Edwards)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>H.B. 70</td>
<td>COMMON AREA ASSESSMENT AMENDMENTS (G. Froerer)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>H.B. 71</td>
<td>CHILD PLACEMENT AMENDMENTS (J. Peterson)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<tr>
<td>H.B. 75</td>
<td>COMMON OWNERSHIP AMENDMENTS (G. Froerer)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>H.B. 77</td>
<td>FIFTH DISTRICT COURT JUDGE (V. L. Snow)</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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H.B. 84 — WATER LAW – NONUSE APPLICATIONS (T. Hawkes)
Read the first time by short title and referred to Rules Committee
Assigned to standing committee
Committee report adopted and placed on calendar
Read the second time
Read the third time
Signed by the President and returned to the House

H.B. 85 — QUALITY GROWTH COMMISSION AMENDMENTS (G. Froerer)
Read the first time by short title and referred to Rules Committee
Assigned to standing committee
Committee report adopted and placed on calendar
Read the second time
Read the third time
Signed by the President and returned to the House

H.B. 86 — INACTIVE VOTER AMENDMENTS (C. Hall)
Read the first time by short title and referred to Rules Committee
Assigned to standing committee
Read the second time and placed on Consent Calendar
Read the third time
Signed by the President and returned to the House

H.B. 89 — IMPACT FEE REPORTING REQUIREMENTS (J. Knotwell)
Read the first time by short title and referred to Rules Committee
Assigned to standing committee
Read the second time
Read the third time
Circled
Uncircled
Signed by the President and returned to the House

H.B. 90 — INSURANCE OPIOID REGULATION (R. Ward)
Read the first time by short title and referred to Rules Committee
Assigned to standing committee
Committee report adopted and placed on calendar
Read the second time
Read the third time
Circled
Uncircled
Signed by the President and returned to the House
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<th>Bill Number</th>
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<td>H.B. 92</td>
<td>PHYSICAL RESTRAINT IN SCHOOLS (C. Moss)</td>
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<td>H.B. 93</td>
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<td>H.B. 94</td>
<td>OCCUPATIONAL AND PROFESSIONAL LICENSURE REVIEW</td>
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<td>H.B. 95</td>
<td>LITTLE SAHARA STATE PARK DESIGNATION (S. Eliason)</td>
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<td>H.B. 96</td>
<td>PETROLEUM VAPOR RECOVERY AMENDMENTS (S. Eliason)</td>
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<td>H.B. 97</td>
<td>ALCOHOL BEVERAGE CONTROL OPERATIONS AMENDMENTS (S. Eliason)</td>
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<td>H.B. 98</td>
<td>DEPARTMENT OF ADMINISTRATIVE SERVICES AMENDMENTS (S. Eliason)</td>
<td>394, 448, 550, 760, 795, 796</td>
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<td>H.B. 99</td>
<td>BIGAMY OFFENSE AMENDMENTS (M. Noel)</td>
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<td>H.B. 100</td>
<td>INSTITUTIONS OF HIGHER EDUCATION DISCLOSURE REQUIREMENTS (K. Coleman)</td>
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H.B. 101 — ADOPITIVE STUDIES AND EVALUATIONS AMENDMENTS (E. Redd)
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Assigned to standing committee ......................................................................................... 285
Committee report adopted and placed on calendar ............................................................. 398
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Read the third time ............................................................................................................... 536
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H.B. 105 — EARLY VOTING AMENDMENTS (C. Hall)
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Assigned to standing committee ......................................................................................... 343
Committee report adopted and placed on Consent Calendar ............................................... 416
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H.B. 106 — UTAH UNIFORM SECURITIES ACT AMENDMENTS (C. Hall)
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Assigned to standing committee ......................................................................................... 268
Committee report adopted and placed on calendar ............................................................. 298
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H.B. 108 — TEACHER SALARY SUPPLEMENT AMENDMENTS (K. Christofferson)
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H.B. 109 — PUBLIC UTILITY REGULATORY RESTRICTED ACCOUNT AMENDMENTS (D. Pitcher)
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Committee report adopted and placed on calendar ............................................................. 626
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### HOUSE BILLS

#### H.B. 114 — LOCAL SCHOOL ENTITY AMENDMENTS (B. R. Cutler)
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- Assigned to standing committee: 284
- Committee report adopted and placed on calendar: 344
- Read the second time: 383
- Read the third time: 409
- Signed by the President and returned to the House: 470

#### H.B. 115 — SOLID WASTE REVISIONS (M. McKell)
- Read the first time by short title and referred to Rules Committee: 747
- Assigned to standing committee: 762
- Substituted: 853, 988
- Committee report adopted and placed on calendar: 853
- Placed on calendar: 978
- Read the second time: 988
- Circled: 991
- Uncircled: 991
- Read the second and third times: 991
- Returned to the House: 991
- Signed by the President and returned to the House: 1007

#### H.B. 117 — LEGAL NOTICE AMENDMENTS (S. Chew)
- Read the first time by short title and referred to Rules Committee: 668
- Assigned to standing committee: 684
- Committee report adopted and placed on calendar: 750
- Placed on calendar: 978
- Read the second and third times: 1001
- Signed by the President and returned to the House: 1001

#### H.B. 118 — AUTHORITY OF STATE ENGINEER (T. Hawkes)
- Read the first time by short title and referred to Rules Committee: 341
- Assigned to standing committee: 421
- Committee report adopted and placed on calendar: 499
- Read the second time: 743
- Read the third time: 755
- Signed by the President and returned to the House: 755

#### H.B. 119 — SCHOOL BOARD MIDTERM REPLACEMENT PROCESS (S. Pulsipher)
- Read the first time by short title and referred to Rules Committee: 341
- Assigned to standing committee: 421
- Read the second time and placed on Consent Calendar: 484
- Read the third time: 570
- Signed by the President and returned to the House: 570

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- Committee report adopted and placed on calendar: 728
- Read the second and third times: 891
- Signed by the President and returned to the House: 892

#### H.B. 123 — JUVENILE OFFENSES AMENDMENTS (M. Roberts)
- Read the first time by short title and referred to Rules Committee: 727
- Assigned to standing committee: 724
- Returned to Rules Committee: 877
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- Assigned to standing committee: 544
- Read the second time and placed on Consent Calendar: 675
- Read the third time: 793
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#### H.B. 125 — STUDENT RESIDENCY AMENDMENTS (D. Owens)
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- Committee report adopted and placed on calendar: 395
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H.B. 129 — ADULT PROTECTIVE SERVICES AMENDMENTS (R. Edwards)
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Signed by the President and returned to the House ...................................... 940

H.B. 131 — CHILD PLACEMENT REVISIONS (K. Christofferson)
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H.B. 138 — PUBLIC SAFETY AMENDMENTS (E. Reich)
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<td>CRIMINAL INTENT AMENDMENTS (K. Stratton)</td>
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<td>H.B. 141</td>
<td>UNBORN CHILD PROTECTION AMENDMENTS (K. Stratton)</td>
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<td>Read the second time</td>
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<tr>
<td>H.B. 142</td>
<td>ADMINISTRATION OF ANESTHESIA AMENDMENTS (M. Kennedy)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<tr>
<td></td>
<td>Committee report adopted and placed on calendar</td>
<td>Placed on calendar</td>
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<tr>
<td>H.B. 143</td>
<td>TAX ADVISORY BOARD AMENDMENTS (A. Gardiner)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
</tr>
<tr>
<td>H.B. 145</td>
<td>FOSTER CHILDREN VISITATION AMENDMENTS (K. Ivory)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>Read the second time and placed on Consent Calendar</td>
<td>Read the third time</td>
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<tr>
<td>H.B. 146</td>
<td>PARTIAL FILLING OF A SCHEDULE II CONTROLLED SUBSTANCE PRESCRIPTION (S. Barlow)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>Read the second time and placed on Consent Calendar</td>
<td>Read the third time</td>
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<tr>
<td>H.B. 148</td>
<td>REAUTHORIZATION OF ADMINISTRATIVE RULES (B. Greene)</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>
<td>Read the second time</td>
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<td>H.B. 149</td>
<td>CHILD ABUSE OFFENDER REGISTRY (D. Owens)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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H.B. 150 — CUSTODY AMENDMENTS RELATED TO PARENTS WITH DISABILITIES (P. Arent)

Read the first time by short title and referred to Rules Committee .................................................. 271
Assigned to standing committee ............................................................................................................. 284
Committee report adopted and placed on calendar ............................................................................... 345
Read the second time .............................................................................................................................. 385
Read the third time ................................................................................................................................. 413
Signed by the President and returned to the House ............................................................................. 414

H.B. 152 — TRANSPORTATION FUNDING REVISIONS (S. Sandall)

Read the first time by short title and referred to Rules Committee .................................................. 381
Assigned to standing committee ............................................................................................................. 449
Committee report adopted and placed on calendar ............................................................................... 499
Read the second time .............................................................................................................................. 745
Read the third time ................................................................................................................................. 757
Circled .................................................................................................................................................. 757
Uncircled ............................................................................................................................................... 768
Signed by the President and returned to the House ............................................................................. 769

H.B. 154 — TELEHEALTH AMENDMENTS (K. Ivory)

Read the first time by short title and referred to Rules Committee .................................................. 278
Assigned to standing committee ............................................................................................................. 304
Amendments .......................................................................................................................................... 396, 519
Committee report adopted and placed on calendar ............................................................................... 537
Read the second time .............................................................................................................................. 549
Read the third time ................................................................................................................................. 567
Returned to the House ........................................................................................................................... 536
Signed by the President and returned to the House ............................................................................. 587

H.B. 155 — DRIVING UNDER THE INFLUENCE AND PUBLIC SAFETY REVISIONS (N. Thurston)

Read the first time by short title and referred to Rules Committee .................................................. 568
Assigned to standing committee ............................................................................................................. 622
Committee report adopted and placed on calendar ............................................................................... 728
Placed on calendar ................................................................................................................................. 979
Read the second time .............................................................................................................................. 979
Circled .................................................................................................................................................. 979
Uncircled ............................................................................................................................................... 982
Read the second and third times ............................................................................................................ 982
Signed by the President and returned to the House ............................................................................. 982

H.B. 156 — STATE JOB APPLICATION PROCESS (S. Hollins)

Read the first time by short title and referred to Rules Committee .................................................. 568
Assigned to standing committee ............................................................................................................. 621
Amendments .......................................................................................................................................... 728, 1022
Committee report adopted and placed on calendar ............................................................................... 1003
Placed on calendar ................................................................................................................................. 1003
Read the second time .............................................................................................................................. 1022
Read the second and third times ............................................................................................................ 1022
Returned to the House ........................................................................................................................... 1022
Signed by the President and returned to the House ............................................................................. 1040

H.B. 157 — HOMEOWNERS ASSOCIATION REVISIONS (J. Knotwell)

Read the first time by short title and referred to Rules Committee .................................................. 847
Placed on calendar ................................................................................................................................. 1003
Read the second time .............................................................................................................................. 1024
Substituted ........................................................................................................................................... 1024
Read the second and third times ............................................................................................................ 1024
Returned to the House ........................................................................................................................... 1024
Signed by the President and returned to the House ............................................................................. 1040

H.B. 158 — STATE HOUSE BOUNDARY AMENDMENTS (J. Peterson)

Read the first time by short title and referred to Rules Committee .................................................. 341
Assigned to standing committee ............................................................................................................. 379
Read the second time and placed on Consent Calendar ...................................................................... 484
Read the third time ................................................................................................................................. 572
Signed by the President and returned to the House ............................................................................. 572

H.B. 159 — AMENDMENTS TO VOTER REGISTRATION (S. Handy)

Read the first time by short title and referred to Rules Committee .................................................. 569
Assigned to standing committee ............................................................................................................. 763
Committee report adopted and placed on calendar ............................................................................... 824
Enacting Clause Stricken ....................................................................................................................... 1077

H.B. 160 — CAMPAIGN CONTRIBUTION SOLICITATION AMENDMENTS (P. Arent)

Read the first time by short title and referred to Rules Committee .................................................. 394
Assigned to standing committee ............................................................................................................. 448
Committee report adopted and placed on calendar ............................................................................... 551
Read the second time .............................................................................................................................. 760
H.B. 161 — PEDESTRIAN SAFETY AMENDMENTS (S. Eliason)
Read the first time by short title and referred to Rules Committee ................................. 366
Assigned to standing committee .................................................................................. 479
Committee report adopted and placed on calendar ....................................................... 589
Read the second time .................................................................................................. 775
Read the third time ...................................................................................................... 801
Uncircled ..................................................................................................................... 829
Signed by the President and returned to the House ......................................................

H.B. 162 — DRIVING UNDER THE INFLUENCE CLASSIFICATION AND SENTENCING REVISIONS (S. Eliason)
Read the first time by short title and referred to Rules Committee ................................. 366
Assigned to standing committee .................................................................................. 479
Committee report adopted and placed on calendar ....................................................... 589
Placed on calendar ...................................................................................................... 1039
Read the second and third times .................................................................................. 1066
Signed by the President and returned to the House ......................................................

H.B. 163 — MUNICIPALITY PER DIEM AMENDMENTS (C. Hall)
Read the first time by short title and referred to Rules Committee ................................. 419
Assigned to standing committee .................................................................................. 479
Committee report adopted and placed on calendar ....................................................... 589
Read the second time .................................................................................................. 775
Read the third time ...................................................................................................... 801
Circled ......................................................................................................................... 829
Uncircled ..................................................................................................................... 829
Signed by the President and returned to the House ......................................................

H.B. 164 — MUNICIPAL ENTERPRISE FUND AMENDMENTS (J. Moss)
Read the first time by short title and referred to Rules Committee ................................. 569
Assigned to standing committee .................................................................................. 673
Amendments ............................................................................................................... 673
Read the second time and placed on Consent Calendar ................................................ 792
Read the third time ...................................................................................................... 792
Returned to the House ............................................................................................... 844

H.B. 165 — HIGHER EDUCATION RETIREMENT AMENDMENTS (J. Westwood)
Read the first time by short title and referred to Rules Committee ................................. 394
Assigned to standing committee .................................................................................. 449
Committee report adopted and placed on calendar ....................................................... 551
Read the second time .................................................................................................. 769
Read the third time ...................................................................................................... 797
Signed by the President and returned to the House ......................................................

H.B. 166 — SCHOOL AND INSTITUTIONAL TRUST FUND AMENDMENTS (J. Moss)
Read the first time by short title and referred to Rules Committee ................................. 303
Assigned to standing committee .................................................................................. 316
Committee report adopted and placed on calendar ....................................................... 346
Read the second time .................................................................................................. 387
Read the third time ...................................................................................................... 440
Signed by the President and returned to the House ......................................................

H.B. 167 — PODIATRIC PHYSICIAN LICENSING ACT AMENDMENTS (T. Hawkes)
Read the first time by short title and referred to Rules Committee ................................. 227
Assigned to standing committee .................................................................................. 249
Read the second time .................................................................................................. 298
Read the third time ...................................................................................................... 352
Signed by the President and returned to the House ......................................................

H.B. 168 — KINDERGARTEN SUPPLEMENTAL ENRICHMENT PROGRAM (V. L. Snow)
Read the first time by short title and referred to Rules Committee ................................. 531
Assigned to standing committee .................................................................................. 585
Committee report adopted and placed on calendar ....................................................... 703
Placed on calendar ...................................................................................................... 936
Read the second and third times .................................................................................. 978
Signed by the President and returned to the House ......................................................

H.B. 169 — CHILD CARE LICENSING MODIFICATIONS (G. Froerer)
Read the first time by short title and referred to Rules Committee ................................. 781
Assigned to standing committee .................................................................................. 806
Returned to Rules Committee ...................................................................................... 883
Enacting Clause Stricken .............................................................................................

H.B. 170 — SMALL CLAIMS AMENDMENTS (K. Kwan)
Read the first time by short title and referred to Rules Committee ................................. 286
Assigned to standing committee .................................................................................. 305
Committee report adopted and placed on calendar ....................................................... 346
Read the second time ................................................................. 386
Read the third time ................................................................. 414
Amendments ........................................................................... 414
Returned to the House ............................................................ 415
Signed by the President and returned to the House .................. 481

H.B. 171 — SECURITIES EXEMPTIONS AMENDMENTS (B. Greene)
Read the first time by short title and referred to Rules Committee .... 765
Assigned to standing committee .............................................. 805
Committee report adopted and placed on calendar .................. 848
Read the second time .............................................................. 742
Read the third time ................................................................. 753
Signed by the President and returned to the House ................. 754

H.B. 172 — UTAH EDUCATIONAL SAVINGS PLAN MEDICAID EXEMPTIONS (B. R. Cutler)
Read the first time by short title and referred to Rules Committee .... 395
Assigned to standing committee .............................................. 448
Committee report adopted and placed on calendar .................. 484
Read the second time .............................................................. 742
Read the third time ................................................................. 753
Signed by the President and returned to the House ................. 754

H.B. 173 — PARENTAL KIDNAPPING AMENDMENTS (V. Potter)
Read the first time by short title and referred to Rules Committee .... 648
Assigned to standing committee .............................................. 740
Return to Rules Committee ...................................................... 877
Enacting Clause Stricken ......................................................... 1078

H.B. 174 — FIREARM RECORDS PROTECTION AMENDMENTS (V. Potter)
Read the first time by short title and referred to Rules Committee .... 321
Assigned to standing committee .............................................. 365
Committee report adopted and placed on calendar .................. 450
Circled ................................................................................... 525
Uncircled ................................................................................ 560
Read the third time ................................................................. 576
Signed by the President and returned to the House ................. 576

H.B. 175 — OPIOID ABUSE PREVENTION AND TREATMENT AMENDMENTS (S. Elison)
Read the first time by short title and referred to Rules Committee .... 453
Assigned to standing committee .............................................. 479
Committee report adopted and placed on calendar .................. 551
Tabled .................................................................................... 769
Placed on calendar ................................................................. 909
Read the third time ................................................................. 916
Signed by the President and returned to the House ................. 916

H.B. 176 — HUMAN TRAFFICKING AMENDMENTS (P. Ray)
Read the first time by short title and referred to Rules Committee .... 496
Assigned to standing committee .............................................. 545
Return to Rules Committee ...................................................... 877
Enacting Clause Stricken ......................................................... 1078

H.B. 178 — GOOD LANDLORD AMENDMENTS (Brian S. King)
Read the first time by short title and referred to Rules Committee .... 364
Assigned to standing committee .............................................. 447
Committee report adopted and placed on calendar .................. 483
Circled ................................................................................... 771
Uncircled ................................................................................ 774
Read the third time ................................................................. 800
Signed by the President and returned to the House ................. 801

H.B. 180 — WATER RIGHTS TRANSFER AMENDMENTS (L. Wilde)
Read the first time by short title and referred to Rules Committee .... 395
Assigned to standing committee .............................................. 449
Substituted ............................................................................. 555
Committee report adopted and placed on calendar .................. 555
Read the second time .............................................................. 772
Read the third time ................................................................. 798
Returned to the House ............................................................ 798
Signed by the President and returned to the House ................. 846

H.B. 181 — STATE ENGINEER FEE APPLICATION AMENDMENTS (L. Wilde)
Read the first time by short title and referred to Rules Committee .... 341
Assigned to standing committee .............................................. 421
Committee report adopted and placed on calendar .................. 499
Read the second time .............................................................. 744
Read the third time ................................................................. 755
Circled ................................................................................... 755
Uncircled ................................................................................ 758
Signed by the President and returned to the House ................. 758
H.B. 182 — LABELING REQUIREMENTS FOR TYPES OF RETAIL GOODS (R. Edwards)
Read the first time by short title and referred to Rules Committee ........................................... 252
Assigned to standing committee .................................................................................. 268
Read the second time and placed on Consent Calendar ................................................... 298
Read the third time ........................................................................................................... 352
Signed by the President and returned to the House ......................................................... 353

H.B. 183 — EMISSIONS SETTLEMENT AMENDMENTS (T. Hawkes)
Read the first time by short title and referred to Rules Committee ....................................... 462
Assigned to standing committee .................................................................................. 515
Committee report adopted and placed on calendar ......................................................... 650
Read the second time ........................................................................................................ 865
Circled ................................................................................................................................. 865
Uncircled ............................................................................................................................... 889
Read the second and third times ....................................................................................... 889
Signed by the President and returned to the House ......................................................... 889

H.B. 184 — CONTRABAND DEVICE DESTRUCTION (J. Fawson)
Read the first time by short title and referred to Rules Committee ....................................... 321
Assigned to standing committee .................................................................................. 365
Amendments ....................................................................................................................... 450
Committee report adopted and placed on calendar ......................................................... 450
Read the second time ........................................................................................................ 525
Read the third time ............................................................................................................ 539
Returned to the House ....................................................................................................... 540
Signed by the President and returned to the House ......................................................... 588

H.B. 185 — OFFICE OF LICENSING AMENDMENTS (D. Sanpei)
Read the first time by short title and referred to Rules Committee ....................................... 252
Assigned to standing committee .................................................................................. 269
Committee report adopted and placed on calendar ......................................................... 294
Read the second time ........................................................................................................ 373
Read the third time ............................................................................................................ 404
Signed by the President and returned to the House ......................................................... 405

H.B. 186 — LOCAL GOVERNMENT OFFICIAL RESIDENCY AMENDMENTS (L. Perry)
Read the first time by short title and referred to Rules Committee ....................................... 419
Assigned to standing committee .................................................................................. 479
Committee report adopted and placed on calendar ......................................................... 589
Read the second time ........................................................................................................ 776
Circled ................................................................................................................................. 776
Uncircled ............................................................................................................................... 841
Read the third time ............................................................................................................ 856
Signed by the President and returned to the House ......................................................... 856

H.B. 187 — COSTS FOR AGGRAVATED MURDER OFFENSES (S. Handy)
Read the first time by short title and referred to Rules Committee ....................................... 496
Assigned to standing committee .................................................................................. 545
Committee report adopted and placed on calendar ......................................................... 824
Enacting Clause Stricken ................................................................................................. 1078

H.B. 188 — LOCAL HISTORIC DISTRICT AMENDMENTS (B. Wilson)
Read the first time by short title and referred to Rules Committee ....................................... 341
Assigned to standing committee .................................................................................. 421
Committee report adopted and placed on Consent Calendar ........................................... 572
Signed by the President and returned to the House ......................................................... 573

H.B. 189 — PHARMACY COMPOUNDING AMENDMENTS (R. Ward)
Read the first time by short title and referred to Rules Committee ....................................... 605
Enacting Clause Stricken ................................................................................................. 1078

H.B. 190 — TELECOMMUNICATIONS ADVISORY COUNCIL REPEAL (S. Handy)
Read the first time by short title and referred to Rules Committee ....................................... 227
Assigned to standing committee .................................................................................. 250
Read the second time and placed on Consent Calendar .................................................. 309
Read the third time ............................................................................................................ 367
Signed by the President and returned to the House ......................................................... 367

H.B. 191 — JUDICIARY RELATED AMENDMENTS (V. L. Snow)
Read the first time by short title and referred to Rules Committee ....................................... 365
Assigned to standing committee .................................................................................. 448
Committee report adopted and placed on calendar ......................................................... 556
Read the second time ........................................................................................................ 773
Circled ................................................................................................................................. 773
Uncircled ............................................................................................................................... 777, 844
Substituted .......................................................................................................................... 778
Read the third time ............................................................................................................ 802
Read the first, second and third time ............................................................................... 804
Returned to the House ....................................................................................................... 846
Signed by the President and returned to the House ......................................................... 846
H.B. 192 — MINUTEMAN HIGHWAY DESIGNATION (N. Thurston)
Read the first time by short title and referred to Rules Committee ........................................... 342
Assign to standing committee ...................................................................................................... 380
Read the second time and placed on Consent Calendar .............................................................. 452
Read the third time .................................................................................................................. 533
Signed by the President and returned to the House ................................................................ 534

H.B. 193 — REVISOR’S TECHNICAL CORRECTIONS TO UTAH CODE (B. Wilson)
Read the first time by short title and referred to Rules Committee ........................................... 293
Assign to standing committee ...................................................................................................... 269
Read the second time and placed on Consent Calendar .............................................................. 323
Read the third time .................................................................................................................. 401
Signed by the President and returned to the House ................................................................ 401

H.B. 194 — FEDERAL GRANTS MANAGEMENT AMENDMENTS (J. Fawson)
Read the first time by short title and referred to Rules Committee ........................................... 419
Assign to standing committee ...................................................................................................... 479
Committee report adopted and placed on calendar ...................................................................... 589
Read the second time ................................................................................................................ 776
Tabbed ..................................................................................................................................... 776
Placed on calendar .................................................................................................................... 909
Read the third time .................................................................................................................. 916
Amendments ............................................................................................................................. 916
Returned to the House .............................................................................................................. 918
Signed by the President and returned to the House ................................................................ 940

H.B. 195 — DISSOLUTION OF LOCAL DISTRICTS (J. Fawson)
Read the first time by short title and referred to Rules Committee ........................................... 432
Assign to standing committee ...................................................................................................... 479
Committee report adopted and placed on calendar ...................................................................... 589
Read the second time ................................................................................................................ 776
Circled ..................................................................................................................................... 776
Uncircled ................................................................................................................................ 857
Read the second and third times ............................................................................................... 857
Signed by the President and returned to the House ................................................................ 858

H.B. 196 — DIVISION OF REAL ESTATE AMENDMENTS (G. Froerer)
Read the first time by short title and referred to Rules Committee ........................................... 252
Assign to standing committee ...................................................................................................... 268
Amendments ............................................................................................................................... 295
Committee report adopted and placed on calendar ...................................................................... 295
Read the second time ................................................................................................................ 373
Circled ..................................................................................................................................... 373
Read the third time .................................................................................................................. 405
Returned to the House .............................................................................................................. 405
Signed by the President and returned to the House ................................................................ 453

H.B. 197 — CUSTODY AND ADOPTION AMENDMENTS (T. Hawkes)
Read the first time by short title and referred to Rules Committee ........................................... 605
Assign to standing committee ...................................................................................................... 670
Committee report adopted and placed on calendar ...................................................................... 784
Placed on calendar .................................................................................................................... 1004
Read the second and third times ............................................................................................... 1031
Signed by the President and returned to the House ................................................................ 1032

H.B. 198 — CONCEALED CARRY AMENDMENTS (K. Lisonbee)
Read the first time by short title and referred to Rules Committee ........................................... 481
Assign to standing committee ...................................................................................................... 515
Committee report adopted and placed on calendar ...................................................................... 729
Placed on calendar .................................................................................................................... 1003
Read the second and third times ............................................................................................... 1012
Signed by the President and returned to the House ................................................................ 1022

H.B. 199 — HIGH NEEDS CHILDREN ADOPTION AMENDMENTS (M. Nelson)
Read the first time by short title and referred to Rules Committee ........................................... 684
Assign to standing committee ...................................................................................................... 724
Committee report adopted and placed on calendar ...................................................................... 824
Placed on calendar .................................................................................................................... 975
Read the second and third times ............................................................................................... 981
Signed by the President and returned to the House ................................................................ 982

H.B. 200 — SEXUAL ASSAULT KIT PROCESSING AMENDMENTS (A. Romero)
Read the first time by short title and referred to Rules Committee ........................................... 463
Assign to standing committee ...................................................................................................... 515
Committee report adopted and placed on calendar ...................................................................... 649
Read the second time ................................................................................................................ 864
Circled ..................................................................................................................................... 864
Uncircled ................................................................................................................................ 892
Read the second and third times ............................................................................................... 892
Signed by the President and returned to the House ................................................................ 892
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<td>H.B. 201</td>
<td>CONDOMINIUM AND COMMUNITY ASSOCIATION AMENDMENTS (C. Moss)</td>
<td>Read the first time by short title and referred to Rules Committee 463</td>
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<td>Committee report adopted and placed on calendar 625</td>
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<td>Read the second and third times 860</td>
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<td>Signed by the President and returned to the House 861</td>
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<td>H.B. 202</td>
<td>TRESPASS AMENDMENTS (B. Greene)</td>
<td>Read the first time by short title and referred to Rules Committee 381</td>
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<td>Committee report adopted and placed on calendar 556</td>
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<td>Read the second time 773</td>
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<td>Signed by the President and returned to the House 939</td>
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<td>H.B. 204</td>
<td>PRESIDENTIAL PRIMARY AMENDMENTS (P. Arent)</td>
<td>Read the first time by short title and referred to Rules Committee 496</td>
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<td>Read the second time 947</td>
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<td>Signed by the President and returned to the House 1006</td>
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<td>H.B. 206</td>
<td>DOMESTIC VIOLENCE — WEAPONS RESTRICTIONS (Brian S. King)</td>
<td>Read the first time by short title and referred to Rules Committee 569</td>
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<td>Read the second and third times 896</td>
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<td>FEDERALISM AMENDMENTS (K. Ivory)</td>
<td>Read the first time by short title and referred to Rules Committee 454</td>
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<td>JAIL RELEASE ORDERS AMENDMENTS (K. Ivory)</td>
<td>Read the first time by short title and referred to Rules Committee 623</td>
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<td>Read the second and third times 897</td>
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<td>Returned to the House 897</td>
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<td>Signed by the President and returned to the House 940</td>
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<td>H.B. 209</td>
<td>ADMINISTRATION OF MEDICATION TO STUDENTS AMENDMENT (M. McKell)</td>
<td>Read the first time by short title and referred to Rules Committee 314</td>
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<td>Read the second time and placed on Consent Calendar 398</td>
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<td>Signed by the President and returned to the House 500</td>
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<td>H.B. 210</td>
<td>FLASHING BRAKE LIGHT REVISIONS (S. Handy)</td>
<td>Read the first time by short title and referred to Rules Committee 252</td>
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<td>Read the second time and placed on Consent Calendar 309</td>
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<td>Read the third time 367</td>
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<td>Signed by the President and returned to the House 368</td>
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<td>H.B. 211</td>
<td>STATE WORK OF ART (R. Edwards)</td>
<td>Read the first time by short title and referred to Rules Committee 365</td>
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<td>H.B. 212</td>
<td>INCENTIVE FOR EFFECTIVE TEACHERS IN HIGH POVERTY SCHOOLS (M. Winder)</td>
<td>Hatched to standing committee 683, Committee report adopted and placed on calendar 676, Read the second time 897, Read the third time 935, Returned to the House 899, 901, Substituted 935, Returned to the House 935, Signed by the President and returned to the House 975</td>
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<td>H.B. 214</td>
<td>PROBATE CODE AMENDMENTS (K. Miles)</td>
<td>Read the first time by short title and referred to Rules Committee 496, Assigned to standing committee 544, Committee report adopted and placed on calendar 671, Read the second and third times 963, Signed by the President and returned to the House 963</td>
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<td>H.B. 217</td>
<td>LIVESTOCK HARASSMENT (S. Chew)</td>
<td>Read the first time by short title and referred to Rules Committee 623, Assigned to standing committee 670, Committee report adopted and placed on calendar 785, Placed on calendar 1039, Read the second time 1054, Amendments 167, Circed 1055, Uncirced 1055, Returned to the House 1056, Signed by the President and returned to the House 1067</td>
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<td>H.B. 218</td>
<td>POLL LOCATION AMENDMENTS (C. Hall)</td>
<td>Read the first time by short title and referred to Rules Committee 252, Assigned to standing committee 269, Read the second time and placed on Consent Calendar 323, Read the third time 401, Signed by the President and returned to the House 402</td>
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<td>H.B. 219</td>
<td>RURAL TAX CREDIT AMENDMENTS (S. Sandall)</td>
<td>Read the first time by short title and referred to Rules Committee 496, Assigned to standing committee 545, Committee report adopted and placed on calendar 671, Read the second and third times 899, Signed by the President and returned to the House 900</td>
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<td>H.B. 222</td>
<td>CRIMINAL OFFENSES MODIFICATIONS (S. Handy)</td>
<td>Read the first time by short title and referred to Rules Committee 783, Assigned to standing committee 805, Committee report adopted and placed on calendar 825, Placed on calendar 1039, Read the second and third times 1062, Signed by the President and returned to the House 1062, Recalled 1068</td>
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<td>H.B. 223</td>
<td>ELEMENTARY SCHOOL COUNSELOR PROGRAM (S. Eliason)</td>
<td>Read the first time by short title and referred to Rules Committee 671, Assigned to standing committee 723, Committee report adopted and placed on calendar 823, Enacting Clause Stricken 1078</td>
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<td>H.B. 225</td>
<td>WATER COMMISSIONER AMENDMENTS (S. Chew)</td>
<td>Read the first time by short title and referred to Rules Committee 699, Assigned to standing committee 724, Committee report adopted and placed on calendar 808, Enacting Clause Stricken 1078</td>
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<td>H.B. 227</td>
<td>EMERGENCY MEDICAL SERVICE SYSTEM AMENDMENTS (A. Gardiner)</td>
<td>Read the first time by short title and referred to Rules Committee 303, Assigned to standing committee 315</td>
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Read the second time and placed on Consent Calendar .................................................. 347
Read the third time ....................................................................................................... 424
Circled ......................................................................................................................... 424
Uncircled ...................................................................................................................... 445
Signed by the President and returned to the House ................................................... 446

H.B. 229 — AMENDMENTS RELATING TO LOCAL DISTRICTS (D.McCay)
Read the first time by short title and referred to Rules Committee .............................. 496
Assigned to standing committee ............................................................................. 544
Committee report adopted and placed on calendar .................................................. 672
Read the second time .................................................................................................. 964
Circled ......................................................................................................................... 964
Uncircled ..................................................................................................................... 966
Substituted .................................................................................................................. 966
 Returned to the House ................................................................................................. 966
Signed by the President and returned to the House ................................................... 1006

H.B. 230 — ELECTIONS REVISIONS (B. Daw)
Read the first time by short title and referred to Rules Committee .............................. 496
Assigned to standing committee ............................................................................. 544
Substituted .................................................................................................................. 672, 965
Committee report adopted and placed on calendar .................................................. 672
Read the second time .................................................................................................. 965
Read the second and third times .............................................................................. 965
Returned to the House ................................................................................................. 965
Signed by the President and returned to the House ................................................... 1006

H.B. 231 — EDUCATOR EVALUATION AMENDMENTS (J. Moss)
Read the first time by short title and referred to Rules Committee .............................. 747
Assigned to standing committee ............................................................................. 762
Committee report adopted and placed on calendar .................................................. 823
Placed on calendar ..................................................................................................... 1039
Read the second and third times .............................................................................. 1061
Signed by the President and returned to the House ................................................... 1062

H.B. 232 — LAND USE AMENDMENTS (M. Schultz)
Read the first time by short title and referred to Rules Committee .............................. 646
Assigned to standing committee ............................................................................. 684
Read the second time and placed on Consent Calendar .......................................... 789
Read the third time ...................................................................................................... 929
Returned to the House ................................................................................................. 930

H.B. 234 — POST-EXPOSURE BLOOD TESTING AMENDMENTS (E. Redd)
Read the first time by short title and referred to Rules Committee .............................. 463
Assigned to standing committee ............................................................................. 515
Committee report adopted and placed on calendar .................................................. 626
Read the second and third times .............................................................................. 861
Signed by the President and returned to the House ................................................... 862

H.B. 235 — AUTOMATED TRAFFIC ENFORCEMENT SAFETY DEVICES (M. McKell)
Read the first time by short title and referred to Rules Committee .............................. 496
Assigned to standing committee ............................................................................. 545
Substituted .................................................................................................................. 649
Committee report adopted and placed on calendar .................................................. 649
Read the second time .................................................................................................. 863
Amendments ............................................................................................................... 863
Circled ......................................................................................................................... 864
Uncircled ..................................................................................................................... 894
Returned to the House ................................................................................................. 894
Signed by the President and returned to the House ................................................... 940

H.B. 236 — MOBILE HOME PARK RESIDENTS’ RIGHTS (B. R. Cutler)
Read the first time by short title and referred to Rules Committee .............................. 646
Assigned to standing committee ............................................................................. 683
Amendments ............................................................................................................... 749
Committee report adopted and placed on calendar .................................................. 748
Placed on calendar ..................................................................................................... 1003
Read the second time .................................................................................................. 1027
Substituted .................................................................................................................. 1027
Returned to the House ................................................................................................. 1028
Signed by the President and returned to the House ................................................... 1045

H.B. 237 — FIREARMS AND DOMESTIC VIOLENCE MODIFICATIONS (L. Perry)
Read the first time by short title and referred to Rules Committee .............................. 700
Enacting Clause Stricken ............................................................................................ 1078

H.B. 238 — PAYMENT OF WAGES ACT AMENDMENTS (T. Hawkes)
Read the first time by short title and referred to Rules Committee .............................. 419
H.B. 239 — JUVENILE JUSTICE AMENDMENTS (V. L. Snow)  
Read the first time by short title and referred to Rules Committee .......................... 684  
Assigned to standing committee .......................................................... 724  
Committee report adopted and placed on calendar ........................................ 785  
Placed on calendar ........................................................................... 922  
Read the second time ........................................................................ 969  
Substituted ....................................................................................... 969  
Amendments ..................................................................................... 969  
Read the second and third times .......................................................... 973  
Returned to the House ........................................................................ 974  
Signed by the President and returned to the House .................................. 1005

H.B. 240 — EMPLOYABILITY TO CAREERS PROGRAM (M. Schultz)  
Read the first time by short title and referred to Rules Committee .......................... 700  
Assigned to standing committee .......................................................... 723  
Amendments ...................................................................................... 821, 949  
Committee report adopted and placed on calendar ........................................ 821  
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Read the second time ........................................................................ 912  
Read the second and third times ......................................................... 914  
Returned to the House ........................................................................ 952  
Signed by the President and returned to the House .................................. 1005

H.B. 241 — SCHOOL ACCOUNTABILITY AMENDMENTS (M. Poulson)  
Read the first time by short title and referred to Rules Committee .......................... 623  
Assigned to standing committee .......................................................... 723  
Substituted ....................................................................................... 875  
Returned to Rules Committee ................................................................ 878  
Enacting Clause Stricken .................................................................... 1047

H.B. 243 — COMMON AREA LAND USE AMENDMENTS (R. C. Webb)  
Read the first time by short title and referred to Rules Committee .......................... 546  
Assigned to standing committee .......................................................... 586  
Committee report adopted and placed on calendar ........................................ 672  
Read the second and third times .......................................................... 966  
Signed by the President and returned to the House .................................. 966

H.B. 244 — GENERAL FUND BUDGET RESERVE ACCOUNT AMENDMENTS (K. Ivory)  
Read the first time by short title and referred to Rules Committee .......................... 531  
Assigned to standing committee .......................................................... 586  
Committee report adopted and placed on calendar ........................................ 672  
Read the second and third times .......................................................... 967  
Signed by the President and returned to the House .................................. 967

H.B. 245 — SCHOOL DISTRICT PROCUREMENT PROCESS (C. Hall)  
Read the first time by short title and referred to Rules Committee .......................... 531  
Assigned to standing committee .......................................................... 585  
Committee report adopted and placed on calendar ........................................ 703  
Placed on calendar ........................................................................... 1003  
Read the second time ........................................................................ 1028  
Substituted ....................................................................................... 1028  
Read the second and third times .......................................................... 1028  
Returned to the House ........................................................................ 1029  
Signed by the President and returned to the House .................................. 1045

H.B. 246 — SYSTEM OF CARE DEVELOPMENT (R. Edwards)  
Read the first time by short title and referred to Rules Committee .......................... 569  
Assigned to standing committee .......................................................... 621  
Committee report adopted and placed on calendar ........................................ 702  
Placed on calendar ........................................................................... 1004  
Read the second and third times .......................................................... 1033  
Signed by the President and returned to the House .................................. 1033

H.B. 248 — DOMESTIC VIOLENCE RELATED AMENDMENTS (L. Christensen)  
Read the first time by short title and referred to Rules Committee .......................... 685  
Assigned to standing committee .......................................................... 723  
Committee report adopted and placed on calendar ........................................ 809  
Placed on calendar ........................................................................... 977  
Read the second time ........................................................................ 982  
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Read the second and third times .......................................................... 984  
Signed by the President and returned to the House .................................. 984
H.B. 249 — HIGHER EDUCATION FINANCIAL LITERACY AMENDMENTS (R. Spendlove)
Read the first time by short title and referred to Rules Committee ........................................ 671
Assigned to standing committee ................................................. 723
Committee report adopted and placed on calendar .................. 821
Placed on calendar .................................................................. 1004
Read the second and third times .............................................. 1043
Signed by the President and returned to the House .................. 1043

H.B. 250 — DRIVING UNDER THE INFLUENCE PROGRAM AMENDMENTS (J. Fawson)
Read the first time by short title and referred to Rules Committee ................. 847
Placed on calendar .................................................................. 887, 888
Read the second time .............................................................. 888
Circled .................................................................................... 888
Uncircled ................................................................................ 895
Read the second and third times .............................................. 895
Signed by the President and returned to the House .................. 896

H.B. 251 — CAMPUS ADVOCATE CONFIDENTIALITY AMENDMENTS (A. Romero)
Read the first time by short title and referred to Rules Committee ................. 624
Assigned to standing committee ................................................. 670
Committee report adopted and placed on calendar .................. 730
Placed on calendar .................................................................. 1039
Read the second and third times .............................................. 1048
Signed by the President and returned to the House .................. 1048

H.B. 252 — DISPOSAL OF FIREARMS (B. Dan)
Read the first time by short title and referred to Rules Committee ................. 569
Assigned to standing committee ................................................. 621
Committee report adopted and placed on calendar .................. 730
Placed on calendar .................................................................. 1039
Read the second and third times .............................................. 1048
Signed by the President and returned to the House .................. 1048

H.B. 253 — SHORT-TERM RENTAL AMENDMENTS (J. Knotwell)
Read the first time by short title and referred to Rules Committee ................. 648
Assigned to standing committee ................................................. 683
Amendments ........................................................................... 749, 994
Committee report adopted and placed on calendar .................. 749
Placed on calendar .................................................................. 978
Read the second time .............................................................. 993
Circled .................................................................................... 993
Uncircled ................................................................................ 995
Signed by the President and returned to the House .................. 995

H.B. 255 — TAX INCREASE INITIATIVE AMENDMENTS (D. McCay)
Read the first time by short title and referred to Rules Committee ................. 606
Assigned to standing committee ................................................. 670
Committee report adopted and placed on calendar .................. 731
Placed on calendar .................................................................. 1038
Read the second time .............................................................. 1047
Circled .................................................................................... 1047
Uncircled ................................................................................ 1048
Substituted ............................................................................. 1048
Read the second and third times .............................................. 1048
Returned to the House ............................................................. 1049
Signed by the President and returned to the House .................. 1057

H.B. 257 — AUTONOMOUS VEHICLES TASK FORCE (R. Spendlove)
Read the first time by short title and referred to Rules Committee ................. 381
Assigned to standing committee ................................................. 449
Committee report adopted and placed on calendar .................. 499
Read the second time .............................................................. 759
Circled .................................................................................... 759
Enacting Clause Stricken .......................................................... 1078

H.B. 258 — VETERANS TAX AMENDMENTS (V. Peterson)
Read the first time by short title and referred to Rules Committee ................. 342
Assigned to standing committee ................................................. 420
Read the second time and placed on Consent Calendar .......... 558
Read the third time ................................................................. 652
Signed by the President and returned to the House .................. 652

H.B. 259 — DUTY TO RETREAT AMENDMENTS (A.C. Maloy)
Read the first time by short title and referred to Rules Committee ................. 766
Assigned to standing committee ................................................. 806
Returned to Rules Committee ................................................... 877
Enacting Clause Stricken .......................................................... 1078

H.B. 261 — LOCAL EMERGENCY RESPONSE AMENDMENTS (D. Sagers)
Read the first time by short title and referred to Rules Committee ................. 700
Assigned to standing committee ................................................. 725
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<td>DENTAL LICENSING AMENDMENTS (M. Poulsen)</td>
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<td>Read the first time by short title and referred to Rules Committee</td>
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<td>Read the second and third times</td>
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<td>Signed by the President and returned to the House</td>
<td>1025</td>
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<td>H.B. 264</td>
<td>UTAH PUBLIC EDUCATION REVIEW AND STRATEGIC PLANNING (L. Christensen)</td>
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<td>H.B. 265</td>
<td>SAFETY INSPECTION AMENDMENTS (D. McCay)</td>
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<td>ORGAN DONATION AMENDMENTS (M. Wheatley)</td>
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<td>H.B. 268</td>
<td>MONEY MANAGEMENT ACT AMENDMENTS (J. Knotwell)</td>
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<td>Read the first time by short title and referred to Rules Committee</td>
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<td>REGULATORY IMPACT AMENDMENTS (B. Wilson)</td>
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<td>Read the first time by short title and referred to Rules Committee</td>
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<td>Read the second and third times</td>
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<td>H.B. 273</td>
<td>CONSTRUCTION TRADES LICENSING PENALTY PERIODS AMENDMENTS (P. Ray)</td>
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<td>Read the second time and placed on Consent Calendar</td>
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<td>Read the second and third times</td>
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<td>Signed by the President and returned to the House</td>
<td>991</td>
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<tr>
<td>H.B. 274</td>
<td>HUMAN TRAFFICKING MODIFICATIONS (A. Romero)</td>
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Read the second and third times .......................................................... 1035
Signed by the President and returned to the House .................................. 1035

H.B. 278 — EXPENSES OF MINOR CHILDREN AMENDMENTS (R. Chavez–Houck)
Read the first time by short title and referred to Rules Committee ............. 781
Assigned to standing committee ............................................................ 806
Read the second time and placed on Consent Calendar ........................... 827
Read the third time .............................................................................. 989
Signed by the President and returned to the House .................................. 990

H.B. 279 — IMPACT FEE AMENDMENTS (W. Brooks)
Read the first time by short title and referred to Rules Committee ............. 646
Assigned to standing committee ............................................................ 684
Read the second time and placed on Consent Calendar ........................... 789
Read the third time .............................................................................. 930
Signed by the President and returned to the House .................................. 930

H.B. 280 — AGRICULTURE REGULATION PREEMPTION AMENDMENTS (S. Handy)
Read the first time by short title and referred to Rules Committee ............. 482
Assigned to standing committee ............................................................ 515
Committee report adopted and placed on calendar .................................. 650
Read the second time ........................................................................... 865
Amendments ....................................................................................... 865, 912
Read the third time .............................................................................. 912
Returned to the House ....................................................................... 913
Signed by the President and returned to the House .................................. 940

H.B. 281 — CONSTRUCTION AND FIRE CODES AMENDMENTS (P. Ray)
Read the first time by short title and referred to Rules Committee ............. 531
Assigned to standing committee ............................................................ 621
Amendments ....................................................................................... 702
Committee report adopted and placed on calendar .................................. 702
Placed on calendar ............................................................................. 1004
Read the second time ........................................................................... 1035
Circled ............................................................................................... 1041
Uncircled ........................................................................................... 1041
Read the second and third times ........................................................... 1036
Returned to the House ....................................................................... 1037
Signed by the President and returned to the House .................................. 1050

H.B. 282 — STATE FAIR PARK BOARD AMENDMENTS (M. Schultz)
Read the first time by short title and referred to Rules Committee ............. 482
Assigned to standing committee ............................................................ 516
Committee report adopted and placed on calendar .................................. 850
Read the second and third times ........................................................... 867
Signed by the President and returned to the House .................................. 868

H.B. 283 — CHILD HOMELESSNESS PREVENTION (R. Spalding)
Read the first time by short title and referred to Rules Committee ............. 685
Assigned to standing committee ............................................................ 724
Substituted ......................................................................................... 850
Committee report adopted and placed on calendar .................................. 851
Placed on calendar ............................................................................. 888
Read the second and third times ........................................................... 946
Returned to the House ....................................................................... 947
Signed by the President and returned to the House .................................. 1006

H.B. 284 — STUDENT RIGHT TO ACTIVE COUNSEL (K. Coleman)
Read the first time by short title and referred to Rules Committee ............. 685
Assigned to standing committee ............................................................ 724
Returned to Rules Committee ................................................................ 874
Enacting Clause Stricken ...................................................................... 1078

H.B. 286 — ESSENTIAL TREATMENT AND INTERVENTION ACT (L. Christensen)
Read the first time by short title and referred to Rules Committee ............. 685
Assigned to standing committee ............................................................ 724
Committee report adopted and placed on calendar .................................. 851
Placed on calendar ............................................................................. 978
Read the second and third times ........................................................... 995
Signed by the President and returned to the House .................................. 996

H.B. 287 — COSMETOLOGY LICENSING ACT AMENDMENTS (J. Dunnigan)
Read the first time by short title and referred to Rules Committee ............. 531
Assigned to standing committee ............................................................ 585
Placed on calendar ............................................................................. 1039
Read the second time ........................................................................... 1041
Circled ............................................................................................... 1041
Uncircled ........................................................................................... 1042
Read the second and third times ........................................................... 1042
Signed by the President and returned to the House .................................. 1042
H.B. 288 — SCHOOL SUNSCREEN PROVISION (C. Hall)
Read the first time by short title and referred to Rules Committee ........................................ 381
Assigned to standing committee ................................................................. 448
Read the second time and placed on Consent Calendar .................................... 485
Read the third time ...................................................................................... 574
Signed by the President and returned to the House ........................................ 575

H.B. 289 — GRANDPARENT VISITATION AMENDMENTS (L. Christensen)
Read the first time by short title and referred to Rules Committee ..................... 820
Placed on calendar ....................................................................................... 887, 888
Read the second time ..................................................................................... 888
Circled ........................................................................................................... 888
Enacting Clause Stricken ............................................................................. 1084

H.B. 290 — COMMUNITY REINVESTMENT AGENCY AMENDMENTS (S. Handy)
Read the first time by short title and referred to Rules Committee ..................... 606
Assigned to standing committee ................................................................. 669
Committee report adopted and placed on calendar ......................................... 748
Enacting Clause Stricken ............................................................................. 1078

H.B. 291 — SCHOOL AND INSTITUTIONAL TRUST LANDS AMENDMENTS (M. Noel)
Read the first time by short title and referred to Rules Committee ..................... 646
Assigned to standing committee ................................................................. 684
Substituted .................................................................................................... 852
Committee report adopted and placed on calendar ......................................... 852
Placed on calendar ....................................................................................... 1039
Enacting Clause Stricken ............................................................................. 1078

H.B. 292 — CHARTER SCHOOL ADMISSION AMENDMENTS (J. Foxson)
Read the first time by short title and referred to Rules Committee ..................... 420
Assigned to standing committee ................................................................. 479
Read the second time and placed on Consent Calendar .................................... 559
Read the third time ....................................................................................... 654
Signed by the President and returned to the House ........................................ 654

H.B. 293 — MOUNTAINOUS PLANNING DISTRICT AMENDMENTS (M. Schultz)
Read the first time by short title and referred to Rules Committee ..................... 700
Assigned to standing committee ................................................................. 740
Committee report adopted and placed on calendar ......................................... 785
Placed on calendar ....................................................................................... 1004
Read the second and third times ................................................................... 1044
Signed by the President and returned to the House ........................................ 1044

H.B. 294 — UTAH INTERGENERATIONAL POVERTY WORK AND SELF-SUFFICIENCY
TAX CREDIT (J. Westwood)
Read the first time by short title and referred to Rules Committee ..................... 699
Assigned to standing committee ................................................................. 740
Committee report adopted and placed on calendar ......................................... 808
Enacting Clause Stricken ............................................................................. 1078

H.B. 296 — RADIOACTIVE AND HAZARDOUS WASTE ACCOUNT AMENDMENTS (B. Wilson)
Read the first time by short title and referred to Rules Committee ..................... 569
Assigned to standing committee ................................................................. 622
Committee report adopted and placed on calendar ......................................... 728
Placed on calendar ....................................................................................... 936
Read the second and third times ................................................................... 979
Signed by the President and returned to the House ........................................ 980

H.B. 297 — RENEWABLE ENERGY AMENDMENTS (S. Handy)
Read the first time by short title and referred to Rules Committee ..................... 606
Assigned to standing committee ................................................................. 670
Read the second time and placed on Consent Calendar .................................... 789
Read the third time ....................................................................................... 930
Signed by the President and returned to the House ........................................ 931

H.B. 298 — FREE EXPRESSION REGULATION BY LOCAL GOVERNMENT (N. Thurston)
Read the first time by short title and referred to Rules Committee ..................... 624
Assigned to standing committee ................................................................. 669
Committee report adopted and placed on calendar ......................................... 748
Enacting Clause Stricken ............................................................................. 1078

H.B. 299 — SUBSTANCE ABUSE AND MENTAL HEALTH ACT AMENDMENTS (E. Redd)
Read the first time by short title and referred to Rules Committee ..................... 648
Assigned to standing committee ................................................................. 684
Committee report adopted and placed on calendar ......................................... 751
Enacting Clause Stricken ............................................................................. 1078

H.B. 301 — CANAL SAFETY AMENDMENTS (S. Sandall)
Read the first time by short title and referred to Rules Committee ..................... 700
Assigned to standing committee ................................................................. 725
Committee report adopted and placed on calendar ......................................... 785
Placed on calendar ....................................................................................... 908
H.B. 303 — STATE BUILDING AMENDMENTS (L. Hemingway)
Read the first time by short title and referred to Rules Committee ................................ 848
Placed on calendar ........................................................................................................... 1003
Read the second and third times ................................................................................. 1023
Signed by the President and returned to the House .................................................. 1023

H.B. 304 — WATER CONSERVATION AMENDMENTS (G. Froerer)
Read the first time by short title and referred to Rules Committee ......................... 820
Enacting Clause Stricken ............................................................................................. 1009

H.B. 308 — PUBLIC HEALTH EDUCATION MODULE (N. Thurston)
Read the first time by short title and referred to Rules Committee ......................... 685
Assigned to standing committee ................................................................................. 724
Committee report adopted and placed on calendar .................................................... 851
Placed on calendar ........................................................................................................ 888
Read the second and third times ................................................................................. 909
Returned to the House ................................................................................................. 909
Signed by the President and returned to the House ...................................................... 909

H.B. 309 — PUBLIC HEALTH IN SCHOOLS (N. Thurston)
Read the first time by short title and referred to Rules Committee ......................... 685
Assigned to standing committee ................................................................................. 724
Committee report adopted and placed on calendar .................................................... 851
Enacting Clause Stricken ............................................................................................. 1079

H.B. 310 — UTAH STATEWIDE IMMUNIZATION INFORMATION SYSTEM PROGRAM (N. Thurston)
Read the first time by short title and referred to Rules Committee ......................... 686
Assigned to standing committee ................................................................................. 724
Committee report adopted and placed on calendar .................................................... 851
Enacting Clause Stricken ............................................................................................. 1079

H.B. 311 — INTERNATIONAL RELATIONS AND TRADE COMMISSION SUNSET (E. Hutchings)
Read the first time by short title and referred to Rules Committee ......................... 482
Assigned to standing committee ................................................................................. 515
Committee report adopted and placed on Consen Calendar ...................................... 590
Read the second time and placed on Consent Calendar .......................................... 704
Circled ............................................................................................................................. 704
Uncircled ......................................................................................................................... 731
Signed by the President and returned to the House ...................................................... 731

H.B. 312 — HOUSING PILOT PROGRAM FOR LOW-INCOME STUDENTS (M. Winder)
Read the first time by short title and referred to Rules Committee ......................... 671
Assigned to standing committee ................................................................................. 723
Committee report adopted and placed on calendar .................................................... 823
Enacting Clause Stricken ............................................................................................. 1079

H.B. 313 — LICENSURE CHANGES (M. Schultz)
Read the first time by short title and referred to Rules Committee ......................... 646
Assigned to standing committee ................................................................................. 683
Amendments .................................................................................................................. 821
Committee report adopted and placed on calendar .................................................... 821
Placed on calendar ........................................................................................................ 1003
Read the second time ................................................................................................. 1010
Circled ............................................................................................................................. 1010
Uncircled ......................................................................................................................... 1012
Substituted ...................................................................................................................... 1012
Read the second and third times ................................................................................. 1012
Returned to the House ................................................................................................. 1013
Signed by the President and returned to the House ...................................................... 1025

H.B. 314 — ELECTION LAW REVISIONS (K. Stratton)
Read the first time by short title and referred to Rules Committee ......................... 820
Enacting Clause Stricken ............................................................................................. 1079

H.B. 315 — AQUACULTURE AMENDMENTS (G. Froerer)
Read the first time by short title and referred to Rules Committee ......................... 746
Assigned to standing committee ................................................................................. 763
Amendments .................................................................................................................. 826
Committee report adopted and placed on calendar .................................................... 826
Placed on calendar ........................................................................................................ 1039
Read the second and third times ................................................................................. 1061
Returned to the House ................................................................................................. 1061
Signed by the President and returned to the House ...................................................... 1068
H.B. 319 — DATA SECURITY MANAGEMENT (R. Spendlove)
Read the first time by short title and referred to Rules Committee ........................................... 700
Assigned to standing committee ................................................................. 723
Read the second time and placed on Consent Calendar ................................. 789
Read the third time ........................................................................... 931
Signed by the President and returned to the House ........................................... 931

H.B. 320 — NOTARIES PUBLIC AMENDMENTS (E. Hutchings)
Read the first time by short title and referred to Rules Committee ....................... 686
Assigned to standing committee ................................................................... 724
Committee report adopted and placed on calendar ........................................ 808
Placed on calendar ................................................................................. 1039
Read the second and third times .................................................................. 1070
Signed by the President and returned to the House ........................................ 1071

H.B. 321 — PARENTING PLAN AMENDMENTS (V. L. Snow)
Read the first time by short title and referred to Rules Committee ....................... 686
Assigned to standing committee ................................................................... 724
Committee report adopted and placed on calendar ........................................ 824
Enacting Clause Stricken ........................................................................... 1079

H.B. 323 — CODE OF CRIMINAL PROCEDURE AMENDMENTS (K. Coleman)
Read the first time by short title and referred to Rules Committee ....................... 686
Assigned to standing committee ................................................................... 723
Amendments .......................................................................................... 875
Returned to Rules Committee ..................................................................... 875
Enacting Clause Stricken ........................................................................... 1079

H.B. 324 — LOCAL BUDGET HEARING NOTICE AMENDMENTS (B. R. Cutler)
Read the first time by short title and referred to Rules Committee ....................... 546
Assigned to standing committee ................................................................... 586
Committee report adopted and placed on calendar ........................................ 672
Read the second and third times .................................................................. 968
Signed by the President and returned to the House ........................................ 968

H.B. 328 — SERVICE AREA BOARD OF TRUSTEES MODIFICATIONS (R. Spendlove)
Read the first time by short title and referred to Rules Committee ....................... 482
Assigned to standing committee ................................................................... 515
Committee report adopted and placed on calendar ........................................ 672
Read the second time ................................................................................. 968
Circled ....................................................................................................... 968
Uncircled .................................................................................................... 980
Read the second and third times .................................................................. 980
Signed by the President and returned to the House ........................................ 980

H.B. 329 — CONCEAL CARRY RECIPROCITY AMENDMENTS (J. Fawson)
Read the first time by short title and referred to Rules Committee ....................... 747
Assigned to standing committee ................................................................... 762
Substituted ............................................................................................... 822
Committee report adopted and placed on calendar ........................................ 822
Enacting Clause Stricken ........................................................................... 1079

H.B. 331 — OCCUPATIONAL LICENSING AMENDMENTS (N. Thurston)
Read the first time by short title and referred to Rules Committee ....................... 807
Assigned to standing committee ................................................................... 819
Committee report adopted and placed on calendar ........................................ 825
Enacting Clause Stricken ........................................................................... 1079

H.B. 335 — UTAH POPULATION ESTIMATES PRODUCTION (R. Spendlove)
Read the first time by short title and referred to Rules Committee ....................... 866
Assigned to standing committee ................................................................... 724
Committee report adopted and placed on calendar ........................................ 808
Placed on calendar ................................................................................. 1053
Enacting Clause Stricken ........................................................................... 1079

H.B. 336 — HEALTH REFORM AMENDMENTS (J. Dunnigan)
Read the first time by short title and referred to Rules Committee ....................... 668
Assigned to standing committee ................................................................... 683
Read the second time and placed on Consent Calendar ................................... 767
Read the third time ................................................................................. 855
Signed by the President and returned to the House ........................................ 855

H.B. 338 — AGRICULTURE MODIFICATIONS (M. McNeill)
Read the first time by short title and referred to Rules Committee ....................... 820
Enacting Clause Stricken ........................................................................... 1079

H.B. 341 — STATE PARK NAME PROTECTION AMENDMENTS (L. Perry)
Read the first time by short title and referred to Rules Committee ....................... 588
Assigned to standing committee ................................................................... 622
Committee report adopted and placed on calendar ........................................ 728
Enacting Clause Stricken ........................................................................... 1079
H.B. 342 — UTAH ANATOMIC GIFT ACT AMENDMENTS (G. Froerer)
  Read the first time by short title and referred to Rules Committee .......................... 848
  Enacting Clause Stricken ................................................................. 1079

H.B. 343 — AGRICULTURAL AND LEADERSHIP EDUCATION SUPPORT SPECIAL
  GROUP LICENSE PLATE (S. Chew)
  Read the first time by short title and referred to Rules Committee .......................... 546
  Assigned to standing committee .......................................................... 586
  Read the second time and placed on Consent Calendar ................................. 651
  Read the third time .......................................................................... 791
  Signed by the President and returned to the House ........................................ 791

H.B. 344 — UTAH AGRICULTURE CODE AMENDMENTS (L. Perry)
  Read the first time by short title and referred to Rules Committee .......................... 588
  Assigned to standing committee .......................................................... 622
  Committee report adopted and placed on calendar ......................................... 728
  Placed on calendar ........................................................................... 1004
  Read the second time and third times ........................................................ 1032
  Amendments ..................................................................................... 1032, 1034
  Reconsidered ....................................................................................... 1034
  Committee report adopted and placed on calendar ......................................... 703
  Before the Senate .............................................................................. 1034
  Returned to the House ....................................................................... 1032, 1035
  Signed by the President and returned to the House ........................................ 1045

H.B. 345 — TELEHEALTH PILOT PROJECT (R. Edwards)
  Read the first time by short title and referred to Rules Committee .......................... 700
  Assigned to standing committee .......................................................... 740
  Committee report adopted and placed on calendar ......................................... 822
  Read the second and third times .................................................................. 941
  Signed by the President and returned to the House ........................................ 942

H.B. 346 — SUICIDE PREVENTION PROGRAMS (S. Edgison)
  Read the first time by short title and referred to Rules Committee .......................... 569
  Assigned to standing committee .......................................................... 621
  Committee report adopted and placed on calendar ......................................... 703
  Read the second time .......................................................................... 942
  Amendments ....................................................................................... 1032
  Read the second and third times .................................................................. 943
  Returned to the House ....................................................................... 944
  Signed by the President and returned to the House ........................................ 1005

H.B. 348 — VOTER RECORDS AMENDMENTS (R. Edwards)
  Read the first time by short title and referred to Rules Committee .......................... 848
  Enacting Clause Stricken ................................................................. 1079

H.B. 349 — RANKED CHOICE VOTING (R. Chavez-Houck)
  Read the first time by short title and referred to Rules Committee .......................... 808
  Assigned to standing committee .......................................................... 818
  Substituted ......................................................................................... 874
  Returned to Rules Committee ................................................................... 874
  Enacting Clause Stricken ................................................................. 1079

H.B. 354 — DIGITAL PIRACY AMENDMENTS (A. Gardiner)
  Read the first time by short title and referred to Rules Committee .......................... 766
  Assigned to standing committee .......................................................... 806
  Committee report adopted and placed on calendar ......................................... 825
  Placed on calendar ........................................................................... 1039
  Read the second and third times .................................................................. 1070
  Signed by the President and returned to the House ........................................ 1070

H.B. 355 — UNIFIED COMMERCIAL DEVELOPMENT AMENDMENTS (F. Gibson)
  Read the first time by short title and referred to Rules Committee .......................... 699
  Assigned to standing committee .......................................................... 724
  Committee report adopted and placed on calendar ......................................... 808
  Placed on calendar ........................................................................... 1039
  Read the second time .......................................................................... 1065
  Substituted ......................................................................................... 1065
  Read the second and third times .................................................................. 1065
  Returned to the House ....................................................................... 1066
  Signed by the President and returned to the House ........................................ 1072

H.B. 358 — LICENSING INFORMATION SYSTEM AMENDMENTS (C. Albrecht)
  Read the first time by short title and referred to Rules Committee .......................... 589
  Assigned to standing committee .......................................................... 621
  Committee report adopted and placed on calendar ......................................... 703
  Placed on calendar ........................................................................... 1003
  Read the second and third times .................................................................. 1023
  Signed by the President and returned to the House ........................................ 1024
H.B. 359 — SPINAL CORD AND BRAIN INJURY REHABILITATION FUND AMENDMENTS (E. Hutchings)
Read the first time by short title and referred to Rules Committee ........................................... 781
Assigned to standing committee ................................................................. 806
Amendments ................................................................................. 851
Committee report adopted and placed on calendar ........................................... 851
Placed on calendar ............................................................................. 1039
Read the second time ........................................................................ 1069
Substituted ...................................................................................... 1069
Report .............................................................................................. 1069
Returned to the House ....................................................................... 1070
Signed by the President and returned to the House ................................... 1074

H.B. 362 — ALCOHOL ABUSE TRACKING COMMITTEE RELOCATION (S. Eliason)
Read the first time by short title and referred to Rules Committee ......................... 624
Assigned to standing committee ................................................................. 670
Committee report adopted and placed on calendar ........................................... 767
Enacting Clause Stricken ........................................................................ 1079

H.B. 363 — FEDERAL FUNDS AMENDMENTS (K. Ivory)
Read the first time by short title and referred to Rules Committee ......................... 848
Enacting Clause Stricken ........................................................................ 1079

H.B. 365 — HOMELESS RESOURCE CENTER ZONE AMENDMENTS (J. Briscoe)
Read the first time by short title and referred to Rules Committee ......................... 783
Assigned to standing committee ................................................................. 806
Placed on calendar ............................................................................. 888
Committee report adopted and placed on calendar ........................................... 852
Read the second time ........................................................................ 944
Circled .............................................................................................. 944
Enacting Clause Stricken ........................................................................ 1084

H.B. 366 — EMERGENCY PERSONNEL RECORDING AMENDMENTS (A.C. Maloy)
Read the first time by short title and referred to Rules Committee ......................... 847
Placed on calendar ............................................................................. 1053
Enacting Clause Stricken ........................................................................ 1079

H.B. 368 — RELATED TO BASIC SCHOOL PROGRAMS REVIEW (J. Fawson)
Read the first time by short title and referred to Rules Committee ......................... 848
Enacting Clause Stricken ........................................................................ 1079

H.B. 369 — CRIMINAL PENALTY ENHANCEMENTS FOR SEXUAL OFFENSES (J. Fawson)
Read the first time by short title and referred to Rules Committee ......................... 820
Placed on calendar ............................................................................. 1039
Substituted ...................................................................................... 1051
Amendments ...................................................................................... 1051
Read the second and third times ................................................................ 1052
Returned to the House ....................................................................... 1052
Signed by the President and returned to the House ................................... 1063

H.B. 370 — AMENDMENTS TO TOBACCO REGULATIONS (B. Last)
Read the first time by short title and referred to Rules Committee ......................... 699
Assigned to standing committee ................................................................. 725
Amendments ...................................................................................... 785
Committee report adopted and placed on calendar ........................................... 785
Placed on calendar ............................................................................. 1039
Enacting Clause Stricken ........................................................................ 1079

H.B. 372 — CANDIDATE REPLACEMENT AMENDMENTS (P. Arent)
Read the first time by short title and referred to Rules Committee ......................... 700
Assigned to standing committee ................................................................. 725
Committee report adopted and placed on calendar ........................................... 786
Enacting Clause Stricken ........................................................................ 1079

H.B. 373 — SUBSTANCE ABUSE AND MENTAL HEALTH AMENDMENTS (E. Redd)
Read the first time by short title and referred to Rules Committee ......................... 848
Enacting Clause Stricken ........................................................................ 1080

H.B. 374 — LONG-TERM CARE OMBUDSMAN AMENDMENTS (B. Dew)
Read the first time by short title and referred to Rules Committee ......................... 699
Assigned to standing committee ................................................................. 723
Committee report adopted and placed on calendar ........................................... 823
Enacting Clause Stricken ........................................................................ 1080

H.B. 375 — ASSET FORFEITURE GRANTS AMENDMENTS (E. Hutchings)
Read the first time by short title and referred to Rules Committee ......................... 844
Enacting Clause Stricken ........................................................................ 1080

H.B. 376 — LANDLORD–TENANT RIGHTS (J. Dunnigan)
Read the first time by short title and referred to Rules Committee ......................... 784
Assigned to standing committee ................................................................. 805
Committee report adopted and placed on calendar ........................................... 853
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<td>TAX REVISIONS (D. McCay)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>H.B. 378</td>
<td>SECOND-HAND STORE AMENDMENTS (R. Edwards)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>H.B. 379</td>
<td>CLASSIFICATION OF THEFT AMENDMENTS (B. King)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>H.B. 380</td>
<td>SEX OFFENDER REGISTRY AMENDMENTS (C. Hall)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>Read the second and third times</td>
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<td>H.B. 381</td>
<td>LAW ENFORCEMENT BODY CAMERA FOOTAGE AMENDMENTS (P. Ray)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<tr>
<td>H.B. 385</td>
<td>STATE MONUMENTS ACT (S. Eliason)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>H.B. 386</td>
<td>ATTORNEY GENERAL AMENDMENTS (E. Hutchings)</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 and third times</td>
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<tr>
<td>H.B. 387</td>
<td>REGULATION OF ALKALINE HYDROLYSIS PROCESS (S. Handy)</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. 388</td>
<td>DEPARTMENT OF PUBLIC SAFETY FEE AMENDMENTS (E. Hutchings)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>H.B. 389</td>
<td>COMMERCE SERVICE ACCOUNT AMENDMENTS (B. Last)</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 and third times</td>
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<td>H.B. 390</td>
<td>SUICIDE PREVENTION MODIFICATIONS (S. Eliason)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>Read the second and third times</td>
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<td>H.B. 391</td>
<td>DRIVER LICENSE REVISIONS (T. Quinn)</td>
<td>Read the first time by short title and referred to Rules Committee</td>
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<td>Read the second time</td>
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<td>Amendments</td>
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<td>Read the second and third times</td>
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<td>Signed by the President and returned to the House</td>
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Placed on calendar
Read the second and third times
Signed by the President and returned to the House

H.B. 377 — TAX REVISIONS (D. McCay)
Read the first time by short title and referred to Rules Committee
Assigned to standing committee
Substituted
Amendments
Committee report adopted and placed on calendar
Enacting Clause Stricken

H.B. 378 — SECOND-HAND STORE AMENDMENTS (R. Edwards)
Read the first time by short title and referred to Rules Committee
Assigned to standing committee
Committee report adopted and placed on calendar

H.B. 379 — CLASSIFICATION OF THEFT AMENDMENTS (B. King)
Read the first time by short title and referred to Rules Committee
Assigned to standing committee
Committee report adopted and placed on calendar

H.B. 380 — SEX OFFENDER REGISTRY AMENDMENTS (C. Hall)
Read the first time by short title and referred to Rules Committee
Assigned to standing committee
Read the second and third times

H.B. 381 — LAW ENFORCEMENT BODY CAMERA FOOTAGE AMENDMENTS (P. Ray)
Read the first time by short title and referred to Rules Committee
Placed on calendar
Read the second and third times
Signed by the President and returned to the House

H.B. 385 — STATE MONUMENTS ACT (S. Eliason)
Read the first time by short title and referred to Rules Committee
Placed on calendar

H.B. 386 — ATTORNEY GENERAL AMENDMENTS (E. Hutchings)
Read the first time by short title and referred to Rules Committee
Assigned to standing committee
Read the second and third times
Signed by the President and returned to the House

H.B. 387 — REGULATION OF ALKALINE HYDROLYSIS PROCESS (S. Handy)
Read the first time by short title and referred to Rules Committee
Enacting Clause Stricken

H.B. 388 — DEPARTMENT OF PUBLIC SAFETY FEE AMENDMENTS (E. Hutchings)
Read the first time by short title and referred to Rules Committee
Placed on calendar
Enacting Clause Stricken

H.B. 389 — COMMERCE SERVICE ACCOUNT AMENDMENTS (B. Last)
Read the first time by short title and referred to Rules Committee
Assigned to standing committee
Placed on calendar
Read the second time
Circled
Read the second and third times
Signed by the President and returned to the House

H.B. 390 — SUICIDE PREVENTION MODIFICATIONS (S. Eliason)
Read the first time by short title and referred to Rules Committee
Placed on calendar
Read the second time
Substituted
Amendments
Read the second and third times
Returned to the House
Signed by the President and returned to the House

H.B. 391 — DRIVER LICENSE REVISIONS (T. Quinn)
Read the first time by short title and referred to Rules Committee
<table>
<thead>
<tr>
<th>Bill Number</th>
<th>Title</th>
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<tbody>
<tr>
<td>H.B. 392</td>
<td>AIR QUALITY POLICY ADVISORY BOARD (T. Hawkes)</td>
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<td>H.B. 393</td>
<td>VEHICLE TOWING AMENDMENTS (A.C. Maloy)</td>
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<td>H.B. 394</td>
<td>NATIVE AMERICAN REMAINS REPATRIATION (M. Noel)</td>
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<td>H.B. 395</td>
<td>HEALTH INSURANCE AMENDMENTS (J. Dunnigan)</td>
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<td>H.B. 396</td>
<td>MEDICAL SCHOOL GRADUATES ASSOCIATE PHYSICIAN LICENSURE (S. Barlow)</td>
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<tr>
<td>H.B. 398</td>
<td>PROCUREMENT CODE AMENDMENTS (G. Froerer)</td>
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<tr>
<td>H.B. 399</td>
<td>GOVERNMENTAL IMMUNITY AMENDMENTS (V. L. Snow)</td>
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<tr>
<td>H.B. 400</td>
<td>PILOT PROGRAM TO STUDY COVERAGE PARITY FOR AMINO ACID–BASED FORMULA (E. Redd)</td>
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<tr>
<td>H.B. 401</td>
<td>ELECTRONIC HIGH SCHOOL AMENDMENTS (R. Ward)</td>
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<tr>
<td>H.B. 402</td>
<td>SCHOOL TRUST FUND AMENDMENTS (J. Moss)</td>
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<tr>
<td>H.B. 404</td>
<td>EARLY WARNING PILOT PROGRAM (V. Peterson)</td>
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H.B. 405 — HYDROGEN FUEL PRODUCTION INCENTIVES (D. Sagers)
Read the first time by short title and referred to Rules Committee ............................... 701
Assigned to standing committee ................................................................. 723
Committee report adopted and placed on calendar ........................................ 823
Placed on calendar .................................................................................. 978
Read the second and third times ................................................................ 999
Signed by the President and returned to the House ........................................ 999

H.B. 407 — UTAH PUBLIC LAND MANAGEMENT ACT AMENDMENTS (M. Noel)
Read the first time by short title and referred to Rules Committee ....................... 700
Assigned to standing committee ................................................................. 725
Committee report adopted and placed on calendar ........................................ 826
Placed on calendar .................................................................................. 1039
Read the second time .............................................................................. 1045
Substituted ............................................................................................... 1046
Read the second and third times ................................................................ 1046
Returned to the House ........................................................................... 1046
Signed by the President and returned to the House ........................................ 1054

H.B. 408 — STATE PROPERTY AND SCHOOL AND INSTITUTIONAL TRUST LAND AMENDMENTS (M. Noel)
Read the first time by short title and referred to Rules Committee ....................... 849
Enacting Clause Stricken ........................................................................ 1080

H.B. 409 — CHARTER SCHOOL FUNDING AMENDMENTS (B. Last)
Read the first time by short title and referred to Rules Committee ....................... 766
Assigned to standing committee ................................................................. 805
Committee report adopted and placed on calendar ........................................ 853
Placed on calendar .................................................................................. 1039
Enacting Clause Stricken ........................................................................ 1080

H.B. 413 — PUBLIC SCHOOL MEMBERSHIP IN ASSOCIATIONS (F. Gibson)
Read the first time by short title and referred to Rules Committee ....................... 849
Placed on calendar .................................................................................. 887
Read the second time .............................................................................. 889
Circled ....................................................................................................... 889
Uncircled ................................................................................................. 937
Amendments ........................................................................................... 937
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Returned to the House ........................................................................... 938
Signed by the President and returned to the House ........................................ 1005

H.B. 414 — UTAH SCHOOLS FOR THE DEAF AND THE BLIND REFERRAL AMENDMENTS (D. Owens)
Read the first time by short title and referred to Rules Committee ....................... 746
Assigned to standing committee ................................................................. 763
Committee report adopted and placed on calendar ........................................ 824
Placed on calendar .................................................................................. 1003
Read the second time .............................................................................. 1011
Amendments ........................................................................................... 1011
Read the second and third times ................................................................ 1012
Returned to the House ........................................................................... 1012
Signed by the President and returned to the House ........................................ 1025

H.B. 415 — INCORPORATION FILING AMENDMENTS (J. Westwood)
Read the first time by short title and referred to Rules Committee ....................... 782
Assigned to standing committee ................................................................. 805
Committee report adopted and placed on calendar ........................................ 853
Placed on calendar .................................................................................. 1039
Read the second and third times ................................................................ 1059
Signed by the President and returned to the House ........................................ 1060

H.B. 416 — TARGETED BUSINESS INCOME TAX CREDIT REVISIONS (R. Edwards)
Read the first time by short title and referred to Rules Committee ....................... 849
Placed on calendar .................................................................................. 1039
Read the second and third times ................................................................ 1060
Signed by the President and returned to the House ........................................ 1060

H.B. 417 — LOCAL GOVERNMENT MODIFICATIONS (S. Handy)
Read the first time by short title and referred to Rules Committee ....................... 727
Assigned to standing committee ................................................................. 740
Committee report adopted and placed on calendar ........................................ 808
Enacting Clause Stricken ........................................................................ 1080

H.B. 425 — SECURITY PERSONNEL AMENDMENTS (L. Perry)
Read the first time by short title and referred to Rules Committee ....................... 765
Assigned to standing committee ................................................................. 805
Committee report adopted and placed on calendar ........................................ 825
Placed on calendar .................................................................................. 1004
Read the second and third times ................................................................ 1044
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Placed on calendar 1004  
Read the second and third times 1029  
Signed by the President and returned to the House 1029

H.B. 427 — AGRICULTURE COMMODITY ZONE AMENDMENTS (K. Stratton)  
Read the first time by short title and referred to Rules Committee 847  
Enacting Clause Stricken 1080

H.B. 428 — FELONY FLEEING AMENDMENTS (P. Ray)  
Read the first time by short title and referred to Rules Committee 849  
Enacting Clause Stricken 1080

H.B. 429 — COUNTY FUND AMENDMENTS (L. Hemingway)  
Read the first time by short title and referred to Rules Committee 765  
Assigned to standing committee 805  
Read the second time and placed on Consent Calendar 826  
Read the third time 989  
Signed by the President and returned to the House 989

H.B. 430 — DISHONORED INSTRUMENTS AMENDMENTS (V. L. Snow)  
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Assigned to standing committee 805  
Committee report adopted and placed on calendar 825  
Placed on calendar 1039  
Read the second and third times 1052  
Signed by the President and returned to the House 1053

H.B. 431 — GOVERNMENT EMPLOYEES REIMBURSEMENT AMENDMENTS (T. Quinn)  
Read the first time by short title and referred to Rules Committee 782  
Assigned to standing committee 806  
Committee report adopted and placed on calendar 824  
Placed on calendar 978  
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Amendments 997  
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Uncircled 1027  
Read the second and third times 1027  
Returned to the House 1027  
Signed by the President and returned to the House 1045

H.B. 432 — LOCAL DISTRICT BOARD APPOINTMENT AMENDMENTS (R. C. Webb)  
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Assigned to standing committee 740  
Amendments 810  
Read the third time 932  
Returned to the House 932  
Signed by the President and returned to the House 975

H.B. 433 — PENALTY FOR TARGETING LAW ENFORCEMENT OFFICER (P. Ray)  
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Placed on calendar 978  
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Uncircled 996  
Read the second and third times 996  
Signed by the President and returned to the House 997

H.B. 435 — HEALTH CARE PATIENT PRIVACY AMENDMENTS (F. Gibson)  
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Assigned to standing committee 763  
Committee report adopted and placed on calendar 852  
Placed on calendar 978  
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Signed by the President and returned to the House 992

H.B. 441 — HOUSING AND HOMELESS REFORM INITIATIVE AMENDMENTS (F. Gibson)  
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Read the third time 984  
Amendments 958, 984  
Returned to the House 988  
Signed by the President and returned to the House 1006

H.B. 442 — ALCOHOL AMENDMENTS (R. Wilson)  
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Read the first time by short title and referred to Rules Committee ................................. 849
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Signed by the President and returned to the House ...................................................... 1059

H.B. 448 — COMMUNITY REINVESTMENT AMENDMENTS (J. Peterson)
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Placed on calendar ........................................................................................................... 1002
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Signed by the President and returned to the House ...................................................... 1020

H.B. 453 — AIRPORT BOARD REVISIONS (K. Coleman)
Read the first time by short title and referred to Rules Committee ................................. 850
Placed on calendar ........................................................................................................... 1003
Read the second time ..................................................................................................... 1010
Uncircled ......................................................................................................................... 1020
Read the second and third times .................................................................................. 1020
Signed by the President and returned to the House ...................................................... 1020

H.B. 459 — RURAL HEALTH SERVICES ACCOUNT AMENDMENTS (R. C. Webb)
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Placed on calendar ........................................................................................................... 981
Read the second and third times .................................................................................. 981
Signed by the President and returned to the House ...................................................... 981

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Assigned to standing committee ..................................................................................................... 725
Committee report adopted and placed on calendar ......................................................................... 786
Placed on calendar ............................................................................................................................. 978
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Before the Senate ................................................................................................................................ 1030
Returned to the House ....................................................................................................................... 1031
Signed by the President and returned to the House ........................................................................... 1045

H.C.R. 2 — CONCURRENT RESOLUTION RECOGNIZING THE UNITED STATES AND UTAH’S PARTICIPATION IN WORLD WAR I (S. Handy)
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Assigned to standing committee ......................................................................................................... 342
Read the second time and placed on Consent Calendar .................................................................. 416
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Circled ................................................................................................................................................. 503
Uncircled ............................................................................................................................................ 570
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Assigned to standing committee ......................................................................................................... 217
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Assigned to standing committee ......................................................................................................... 421
Committee report adopted and placed on calendar ........................................................................... 499
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Read the third time ............................................................................................................................... 756
Signed by the President and returned to the House .......................................................................... 756

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Assigned to standing committee ......................................................................................................... 586
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Assigned to standing committee ...................................................................................... 471
Committee report adopted and placed on calendar .......................................................... 471
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Circled .............................................................................................................................. 711, 874
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Circled .............................................................................................................................. 771, 909
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Placed on calendar ............................................................................................................ 911
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Assigned to standing committee ...................................................................................... 471
Committee report adopted and placed on calendar .......................................................... 555
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Read the third time .......................................................................................................... 805
Signed by the President and returned to the House ......................................................... 853

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Assigned to standing committee ................................................................. 585
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<td><strong>Medicaid Housing Coordinator</strong></td>
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<td><strong>Native American Child Welfare Amendments</strong></td>
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<td><strong>Property Assessment Notice Amendments</strong></td>
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S.B. 98  **Excess Damages Claims**  
Governor Signed on 3/20/2017  
Effective Date:  5/9/2017  
J. Iwamoto

S.B. 99  **Consumer Protection Action Amendments**  
Governor Signed on 3/23/2017  
Effective Date:  5/9/2017  
D. Hemmert

S.B. 100  **Early Childhood Services Coordination Amendments**  
Governor Signed on 3/25/2017  
Effective Date:  5/9/2017  
A. Millner

S.B. 101  **Sales and Use Tax Modifications**  
Senate/ filed on 3/9/2017  
W. Harper

S.B. 102  **Utah Student Privacy Act**  
Governor Signed on 3/15/2017  
Effective Date:  5/9/2017  
K. Mayne

S.B. 103  **Public Transit District Amendments**  
Senate/ filed on 3/9/2017  
K. Mayne

S.B. 104  **Labor Commission Enforcement Amendments**  
Governor Signed on 3/28/2017  
Effective Date:  5/9/2017  
D. Buxton

S.B. 105  **Sale of State Lands Act**  
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G. Davis

S.B. 106  **Psychology Interjurisdictional Compact**  
Governor Signed on 3/17/2017  
Effective Date:  5/9/2017  
B. Shiozawa

S.B. 107  **Health Care Malpractice Act Amendments**  
Senate/ filed on 3/9/2017  
K. Mayne

S.B. 108  **Emergency Administration of Epinephrine Amendments**  
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Effective Date:  5/9/2017  
B. Shiozawa
S.B. 109  **Small Employer Retirement Program**  
Became Law w/o Governor Signature on 3/29/2017  
Effective Date:  5/9/2017  
T. Weiler

S.B. 110  **Sales Tax Collection Amendments**  
Senate/ filed on 3/9/2017  
C. Bramble

S.B. 111  **Unmanned Aircraft Amendments**  
Governor Signed on 3/24/2017  
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W. Harper

S.B. 112  **Special Group License Plate Repeal**  
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Effective Date:  5/9/2017  
A. Christensen

S.B. 113  **Natural Resources Modifications**  
Governor Signed on 3/25/2017  
Effective Date:  7/1/2017  
M. Dayton

S.B. 114  **Election Law Amendments**  
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C. Bramble

S.B. 115  **Compulsory Education Revisions**  
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J. Anderegg

S.B. 116  **Polling Location Amendments**  
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Effective Date:  5/9/2017  
D. Thatcher

S.B. 117  **Higher Education Performance Funding**  
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A. Millner

S.B. 118  **Criminal Law Amendments**  
Governor Signed on 3/28/2017  
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D. Thatcher

S.B. 119  **Sales and Use Tax Changes**  
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W. Harper
S.B. 120  **Workers’ Compensation Dependent Benefits**  K. Mayne  
Governor Signed on 3/17/2017  
Effective Date: 5/9/2017

S.B. 121  **Adoption Act Amendments**  L. Hillyard  
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S.B. 122  **Wildland Fire Suppression Fund Amendments**  E. Vickers  
Governor Signed on 3/21/2017  
Effective Date: 5/9/2017

S.B. 123  **State Developmental Center Dental Clinic**  M. Dayton  
Governor Signed on 3/21/2017  
Effective Date: 5/9/2017

S.B. 124  **Child Care Licensing Amendments**  L. Fillmore  
Governor Signed on 3/24/2017  
Effective Date: 5/9/2017

S.B. 125  **Authorization to Modify Charter School Charter Agreements**  H. Stephenson  
Governor Signed on 3/21/2017  
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S.B. 126  **Collection Process Amendments**  T. Weiler  
Governor Signed on 3/20/2017  
Effective Date: 5/9/2017

S.B. 127  **State Board of Education Amendments**  A. Millner  
Governor Signed on 3/28/2017  
Effective Date: 5/9/2017

S.B. 128  **Election Day Notification Amendments**  J. Iwamoto  
Governor Signed on 3/22/2017  
Effective Date: 5/9/2017

S.B. 129  **Salvage Vehicle Amendments**  C. Bramble  
Governor Signed on 3/20/2017  
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S.B. 130  **Universal Service Fund Amendments**  D. Hinkins  
Governor Signed on 3/25/2017  
Effective Date: 7/1/2017
S.B. 131  **Residential Vocational and Life Skills Programs Amendments**  E. Vickers  
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S.B. 132  **Tax Provision Amendments**  C. Bramble  
Governor Signed on 3/22/2017  
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S.B. 133  **Procurement Process Amendments**  K. Mayne  
Governor Signed on 3/20/2017  
Effective Date:  5/9/2017

S.B. 134  **Indigent Defense Commission Amendments**  T. Weiler  
Governor Signed on 3/17/2017  
Effective Date:  5/9/2017

S.B. 135  **Maternal and Child Health**  L. Escamilla  
Governor Signed on 3/20/2017  
Effective Date:  5/9/2017

S.B. 136  **Animal Shelter Revisions**  G. Davis  
Senate/ filed on 3/9/2017

S.B. 137  **State Auditor Fiscal Auditing and Reporting Amendments**  C. Bramble  
Governor Signed on 3/1/2017  
Effective Date:  3/1/2017

S.B. 138  **Metro Township Amendments**  K. Mayne  
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Effective Date:  3/14/2017

S.B. 139  **Tax Increment Financing Revisions**  H. Stephenson  
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S.B. 140  **Annexation of Islands Within Cities**  D. Buxton  
Governor Signed on 3/24/2017  
Effective Date:  5/9/2017
S.B. 141  Income Tax Amendments
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J. Dabakis

S.B. 142  Redevelopment Agency Amendments
Senate/ filed on 3/9/2017

L. Fillmore

S.B. 143  Local District Board Amendments
Governor Signed on 3/17/2017
Effective Date: 5/9/2017

J. Stevenson

S.B. 144  Carson Smith Scholarship Amendments
Senate/ filed on 3/9/2017

L. Fillmore

S.B. 145  Nail Salon Amendments
Governor Signed on 3/14/2017
Effective Date: 3/14/2017

T. Weiler

S.B. 146  Constable Amendments
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L. Fillmore

S.B. 147  Uniform Parentage Act Amendments
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Effective Date: 5/9/2017

L. Hillyard

S.B. 148  School Leadership Task Force
Senate/ filed on 3/9/2017

A. Millner

S.B. 149  Financial Education and Savings Plan to Benefit At-risk Children
Senate/ filed on 3/9/2017

L. Fillmore

S.B. 150  Local Government Bond Amendments
Governor Signed on 3/20/2017
Effective Date: 5/9/2017

D. Henderson

S.B. 151  Property Tax Relief Modifications
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J. Dabakis
S.B. 152 **Municipal Mayoral Term Amendments**
Governor Signed on 3/20/2017
Effective Date: 5/9/2017

J. Iwamoto

S.B. 153 **Child Support Income Calculation Amendments**
Governor Signed on 3/24/2017
Effective Date: 5/9/2017

L. Hillyard

S.B. 154 **Solar Access Amendments**
Governor Signed on 3/25/2017
Effective Date: 5/9/2017

L. Fillmore

S.B. 155 **Alcohol Beverage Control Budget Amendments**
Governor Signed on 3/20/2017
Effective Date: 7/1/2017

K. Mayne

S.B. 156 **Local Public Safety and Firefighter Surviving Spouse Trust Fund Amendments**
Governor Signed on 3/22/2017
Effective Date: 7/1/2018

T. Weiler

S.B. 157 **Changes to Property Tax**
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C. Bramble

S.B. 158 **Pass–through Entity Withholding Amendments**
Governor Signed on 3/22/2017
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C. Bramble

S.B. 159 **Helmet Requirement Amendments**
Governor Signed on 3/24/2017
Effective Date: 5/9/2017

B. Shiozawa

S.B. 160 **Homeless Youth Health Care Amendments**
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Effective Date: 5/9/2017

B. Shiozawa

S.B. 161 **Bullying and Hazing Amendments**
Governor Signed on 3/21/2017
Effective Date: 5/9/2017

L. Escamilla

S.B. 162 **Physician Assistant Amendments**
Governor Signed on 3/23/2017
Effective Date: 5/9/2017

B. Shiozawa
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<td>S.B. 165</td>
<td><strong>Reimbursements for Public Safety Officers</strong></td>
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S.B. 173  **English Language Arts Amendments**  
H. Stephenson  
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S.B. 174  **Public Transit and Transportation Governance Amendments**  
W. Harper  
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Effective Date:  5/9/2017

S.B. 175  **Uniform Unclaimed Property Act**  
L. Hillyard  
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S.B. 176  **Public Transit Authority Collective Bargaining Amendments**  
T. Weiler  
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S.B. 177  **Arthrogryposis Multiplex Congenita Awareness Day**  
D. Hinkins  
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S.B. 178  **Military Installation Development Authority Amendments**  
J. Stevenson  
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S.B. 179  **Animal Care and Control Appreciation Week**  
J. Adams  
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Effective Date:  3/14/2017

S.B. 180  **Charter School Start-up Grants**  
H. Stephenson  
Governor Signed on 3/21/2017  
Effective Date:  5/9/2017

S.B. 181  **High Priority Transportation Corridors Amendments**  
W. Harper  
Governor Signed on 3/25/2017  
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S.B. 182  **Public Transportation Safety Oversight Amendments**  
K. Mayne  
Governor Signed on 3/20/2017  
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S.B. 183  **High Load Motor Vehicles**
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S.B. 184  **Division of Occupational and Professional Licensing**
Governor Signed on 3/21/2017
Effective Date:  5/9/2017

S.B. 185  **Cause of Action for Minors Injured by Pornography**
Governor Signed on 3/28/2017
Effective Date:  5/9/2017

S.B. 186  **Education Reporting Amendments**
Governor Signed on 3/24/2017
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S.B. 187  **Construction Trade Amendments**
Governor Signed on 3/24/2017
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S.B. 188  **Child Support Guidelines Advisory Committee Amendments**
Governor Signed on 3/20/2017
Effective Date:  5/9/2017

S.B. 189  **Oil and Gas Operations Amendments**
Senate/ filed on 3/9/2017

S.B. 190  **Education Computing Partnerships**
Governor Signed on 3/21/2017
Effective Date:  5/9/2017

S.B. 191  **Oil and Gas Amendments**
Governor Signed on 3/21/2017
Effective Date:  5/9/2017

S.B. 192  **Boat Registration Amendments**
Governor Signed on 3/17/2017
Effective Date:  1/1/2018
S.B. 193  Judicial Performance Evaluation Commission Modifications
Governor Signed on 3/24/2017
Effective Date:  5/9/2017
T. Weiler

S.B. 194  Utah Data Research Center Act
Governor Signed on 3/24/2017
Effective Date:  7/1/2017
J. Anderegg

S.B. 195  Government Transparency Revisions
Governor Signed on 3/21/2017
Effective Date:  5/9/2017
D. Henderson

S.B. 196  Health Education Amendments
Governor Signed on 3/20/2017
Effective Date:  5/9/2017
J. Adams

S.B. 197  Refinery Sales and Use Tax Exemption Amendments
Governor Signed on 3/25/2017
Effective Date:  1/1/2018
J. Adams

S.B. 198  Utah Communications Authority Amendments
Governor Signed on 3/25/2017
Effective Date:  7/1/2017
W. Harper

S.B. 199  Able Act Revisions
Governor Signed on 3/21/2017
Effective Date:  5/9/2017
T. Weiler

S.B. 200  Law Enforcement Peer Counseling Amendments
Senate/ filed on 3/9/2017
D. Thatcher

S.B. 201  Public Transit District Employee Rights Amendments
Senate/ filed on 3/9/2017
K. Mayne

S.B. 202  Parent–time Amendments
Governor Signed on 3/17/2017
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J. Adams
S.B. 203  **Real Estate Trustee Amendments**  
G. Davis  
Governor Signed on 3/28/2017  
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S.B. 204  **Public-private Partnerships**  
R. Okerlund  
Governor Signed on 3/24/2017  
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S.B. 205  **Area Assessment Amendments**  
K. Van Tassell  
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S.B. 206  **Veterans’ Benefit Amendments**  
J. Anderegg  
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S.B. 207  **Regional Service Center Funding Amendments**  
R. Okerlund  
Senate/ filed on 3/9/2017

S.B. 208  **Utah Uniform Commercial Real Estate Receivership Act**  
L. Hillyard  
Governor Signed on 3/25/2017  
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S.B. 209  **Budgeting Revisions**  
L. Fillmore  
Governor Signed on 3/28/2017  
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S.B. 210  **Equal Pay Amendments**  
J. Anderegg  
Senate/ filed on 3/9/2017

S.B. 211  **Cannabinoid Product Act**  
E. Vickers  
Senate/ filed on 3/9/2017

S.B. 212  **Professional Licensing Amendments**  
W. Harper  
Governor Signed on 3/22/2017  
Effective Date:  5/9/2017
S.B. 213  **Utah Substance Use and Mental Health Advisory Council**  J. Stevenson
Governor Signed on 3/20/2017
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S.B. 214  **Public Water Supplier Amendments**  J. Iwamoto
Became Law w/o Governor Signature on 3/29/2017
Effective Date:  5/9/2017

S.B. 215  **Master Offense List**  D. Thatcher
Governor Signed on 3/24/2017
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S.B. 216  **Reading Intervention Software License Program Accountability Amendments**  H. Stephenson
Senate/ filed on 3/9/2017

S.B. 217  **Environmental Impact Mitigation Regarding New Prison Project**  L. Escamilla
Senate/ filed on 3/9/2017

S.B. 218  **Air Quality Board Membership Amendments**  J. Dabakis
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S.B. 219  **Pharmaceutical Product Amendments**  B. Shiozawa
Governor Signed on 3/25/2017
Effective Date:  5/9/2017

S.B. 220  **Student Assessment and School Accountability Amendments**  A. Millner
Governor Signed on 3/24/2017
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S.B. 221  **Strategic Plan for Equal Compensation**  L. Escamilla
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<td><strong>Equitable Allocation of Public Transit District Funding</strong></td>
<td>K. Mayne</td>
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<td>S.B. 223</td>
<td><strong>Modifications to Charter School Governance</strong></td>
<td>D. Henderson</td>
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<td>S.B. 224</td>
<td><strong>Department of Workforce Services Amendments</strong></td>
<td>L. Fillmore</td>
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<td><strong>Judgment Interest Rate Amendments</strong></td>
<td>C. Bramble</td>
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<td>S.B. 226</td>
<td><strong>Permanent Criminal Stalking Injunction Amendments</strong></td>
<td>T. Weiler</td>
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<td>S.B. 227</td>
<td><strong>Doxing Prohibition Amendments</strong></td>
<td>H. Stephenson</td>
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<td><strong>Water Infrastructure Revisions</strong></td>
<td>J. Adams</td>
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<td>S.B. 232</td>
<td><strong>Cyber Exploitation Amendments</strong></td>
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S.B. 233 **Homeowners Association Amendments**
Senate/ filed on 3/9/2017

S.B. 234 **School Turnaround Amendments**
Governor Signed on 3/24/2017
Effective Date: 5/9/2017

S.B. 235 **Assault and Threat of Violence Amendments**
Governor Signed on 3/17/2017
Effective Date: 5/9/2017

S.B. 236 **Motor Vehicle Franchise Amendments**
Senate/ filed on 3/9/2017

S.B. 237 **Servicemembers Custody and Visitation Amendments**
Governor Signed on 3/21/2017
Effective Date: 7/1/2017

S.B. 238 **Higher Education Governance Revisions**
Governor Signed on 3/24/2017
Effective Date: 7/1/2017

S.B. 239 **Interfering with a Peace Officer**
Governor Signed on 3/23/2017
Effective Date: 5/9/2017

S.B. 240 **Local School Options**
Senate/ filed on 3/9/2017

S.B. 241 **Local Government Plan Review Amendments**
Governor Signed on 3/23/2017
Effective Date: 5/9/2017

S.B. 242 **Government Records Access and Management Act Amendments**
Governor Signed on 3/25/2017
Effective Date: 5/9/2017
S.B. 243  **Revised Uniform Athlete Agents Act**  L. Hillyard
   Governor Signed on 3/21/2017
   Effective Date:  5/9/2017

S.B. 244  **Retail Bag Impact Reduction Program**  J. Iwamoto
   Senate/ filed on 3/9/2017

S.B. 245  **Second Amendment Special License Plates**  H. Stephenson
   Governor Signed on 3/24/2017
   Effective Date:  10/1/2017

S.B. 246  **Pharmacy Practice Act Amendments**  E. Vickers
   Governor Signed on 3/24/2017
   Effective Date:  5/9/2017

S.B. 247  **Modifications to Distribution of Local Sales Tax Revenues**  R. Okerlund
   Governor Signed on 3/24/2017
   Effective Date:  5/9/2017

S.B. 248  **Physical Therapy Licensure Compact**  E. Vickers
   Governor Signed on 3/20/2017
   Effective Date:  5/9/2017

S.B. 249  **Tax E–filing Amendments**  C. Bramble
   Governor Signed on 3/21/2017
   Effective Date:  1/1/2018

S.B. 250  **Food Truck Licensing and Regulation**  D. Henderson
   Governor Signed on 3/20/2017
   Effective Date:  5/9/2017

S.B. 251  **Local Government Criminal Penalty Amendments**  D. Thatcher
   Governor Signed on 3/23/2017
   Effective Date:  5/1/2018

S.B. 252  **Special Election to Fill United States House of Representatives Vacancy**  C. Bramble
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Governor Signed on 3/20/2017  
Effective Date:  1/1/2018  
R. Okerlund

S.B. 265  **Distribution of Revenues Collected Under the Local Sales and Use Tax Act**  
Governor Signed on 3/21/2017  
Effective Date:  5/9/2017  
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S.B. 266  **Division of Child and Family Services Appeals**  
Governor Signed on 3/21/2017  
Effective Date:  5/9/2017  
D. Henderson

S.B. 267  **Utah Rural Jobs Act**  
Governor Signed on 3/22/2017  
Effective Date:  5/9/2017  
R. Okerlund

S.B. 268  **Waste Amendments**  
Governor Signed on 3/21/2017  
Effective Date:  5/9/2017  
P. Knudson

S.B. 269  **Elections Modifications**  
Governor Signed on 3/22/2017  
Effective Date:  5/9/2017  
H. Stephenson

S.B. 270  **Sudden Cardiac Arrest Prevention Act**  
Senate/ filed on 3/9/2017  
J. Adams

S.B. 271  **Canal and Ditch Modifications**  
Senate/ filed on 3/9/2017  
D. Hinkins

S.B. 272  **Search and Rescue Assistance Card Program Amendments**  
Governor Signed on 3/20/2017  
Effective Date:  5/9/2017  
D. Hinkins

S.B. 273  **Energy Development Amendments**  
Governor Signed on 3/28/2017  
Effective Date:  3/28/2017  
J. Adams
S.B. 274 Medicaid Dental Waiver Amendments  
Governor Signed on 3/21/2017  
Effective Date: 3/21/2017

S.B. 275 Campaign Finance Reporting Amendments  
Governor Signed on 3/22/2017  
Effective Date: 5/9/2017

S.B. 276 Transportation Funding Modifications  
Governor Signed on 3/21/2017  
Effective Date: 7/1/2017

S.B. 277 Highway General Obligation Bonds Authorization  
Governor Signed on 3/25/2017  
Effective Date: 7/1/2017

S.B. 278 Economic Development Changes and Modifications  
Senate/ filed on 3/9/2017

S.B. 279 Alcohol Modifications  
Governor Signed on 3/28/2017  
Effective Date: 5/9/2017

S.C.R. 1 Concurrent Resolution on Increasing Pay for Certain Public Safety Officers and Firefighters  
Governor Signed on 3/23/2017  
Effective Date: 3/23/2017

S.C.R. 2 Concurrent Resolution on Air Ambulance Providers  
Governor Signed on 3/24/2017  
Effective Date: 3/24/2017

S.C.R. 3 Concurrent Resolution Requesting the Department of Energy Adequately Fund the Uranium Mill Tailings Remedial Action Project  
Governor Signed on 3/21/2017  
Effective Date: 3/21/2017
S.C.R. 4 Concurrent Resolution Honoring Colonel Gail Seymour Halvorsen  
Governor Signed on 3/17/2017  
Effective Date: 3/17/2017

S.C.R. 5 Concurrent Resolution Recognizing Snow Removal Crews Throughout Utah  
Governor Signed on 3/24/2017  
Effective Date: 3/24/2017

S.C.R. 6 Concurrent Resolution on Guarding the Civil Liberties and Freedoms for All American People  
Governor Signed on 3/22/2017  
Effective Date: 3/22/2017

S.C.R. 7 Concurrent Resolution Urging the Postmaster General to Issue a Commemorative Postage Stamp  
Governor Signed on 3/21/2017  
Effective Date: 3/21/2017

S.C.R. 8 Health Care Freedom Concurrent Resolution  
Governor Signed on 3/22/2017  
Effective Date: 3/22/2017

S.C.R. 9 Concurrent Resolution Concerning the Oral Health Care of Utah’s At-risk Populations  
Governor Signed on 3/21/2017  
Effective Date: 3/21/2017

S.C.R. 10 Concurrent Resolution Recognizing the 150th Anniversary of the First Transcontinental Railroad  
Governor Signed on 3/28/2017  
Effective Date: 3/28/2017

S.C.R. 11 Concurrent Resolution on the Preservation of State Authority to Regulate the Use of Ammunition Containing Lead  
Senate/ filed on 3/9/2017
S.J.R. 1 Joint Rules Resolution on Funding Mix Determinations
Senate/ to Lieutenant Governor on 2/27/2017
Effective Date: 2/22/2017

S.J.R. 2 Joint Resolution Encouraging the Employment of Utah Workers for Airport Redevelopment Efforts
Senate/ to Lieutenant Governor on 3/16/2017
Effective Date: 2/22/2017

S.J.R. 3 Joint Resolution on Commercial Driving
Senate/ to Lieutenant Governor on 3/16/2017
Effective Date: 2/23/2017

S.J.R. 4 Joint Resolution Amending Rules of Evidence – Victim Selection
Senate/ filed on 3/9/2017

S.J.R. 5 Joint Resolution Supporting Proposed Federal Changes to Distributions to Utah Navajo Trust Fund
Senate/ to Lieutenant Governor on 3/16/2017
Effective Date: 2/22/2017

S.J.R. 6 Joint Resolution Urging Legislative Approval for the Lease of Water Rights by the State Developmental Center
Senate/ to Lieutenant Governor on 3/16/2017
Effective Date: 3/7/2017

S.J.R. 7 Joint Resolution Amending Rules of Criminal Procedure
Senate/ filed on 3/9/2017

S.J.R. 8 Joint Resolution Encouraging Study to Reduce Fall–related Injuries
Senate/ to Lieutenant Governor on 3/16/2017
Effective Date: 3/1/2017

S.J.R. 9 Joint Resolution on Climate Change
Senate/ filed on 3/9/2017
S.J.R. 10  Joint Resolution Ratifying the Equal Rights Amendment to the United States Constitution
Senate/ filed on 3/9/2017  J. Dabakis

S.J.R. 11  Joint Resolution Urging Congress to Provide the Necessary Funding for Completion of the Central Utah Project
Senate/ to Lieutenant Governor on 3/16/2017  C. Bramble
Effective Date:  2/24/2017

S.J.R. 12  Joint Resolution Designating Post-traumatic Stress Injury Awareness Day
Senate/ to Lieutenant Governor on 3/16/2017  P. Knudson
Effective Date:  2/23/2017

S.J.R. 13  Joint Resolution Supporting Creation of Citizens Equity Funds
Senate/ to Lieutenant Governor on 3/16/2017  J. Adams
Effective Date:  3/1/2017

S.J.R. 14  Joint Resolution Regarding Jobs in Rural Utah
Senate/ to Lieutenant Governor on 3/16/2017  K. Van Tassell
Effective Date:  3/7/2017

S.J.R. 15  Joint Rules Resolution — Federal Revenue Consideration
Senate/ to Lieutenant Governor on 3/20/2017  L. Fillmore
Effective Date:  3/9/2017

S.J.R. 16  Joint Resolution Designating National Speech and Debate Education Day
Senate/ to Lieutenant Governor on 3/2/2017  J. Iwamoto
Effective Date:  3/2/2017

S.R. 1  Senate Rules Resolution on Placement of Trophies in Senate Lounge
Senate/ filed on 3/9/2017  H. Stephenson

S.R. 2  Senate Rules Resolution on Floor Activities
Senate/ to Lieutenant Governor on 3/7/2017  K. Van Tassell
Effective Date:  3/3/2017
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CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the First Extraordinary Session of the Sixty-Second Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the First Extraordinary Session convening on Wednesday, May 17, 2017, and adjourning sine die on the same day.

Leslie McLean
Secretary of the Senate

Mary B. Andrus
Journal Clerk
The Senate of the Sixty–Second Legislature of the State of Utah met in the Senate Chamber at the State Capital Complex in the First Extraordinary Session at 4:00 p.m. on Wednesday, May 17, 2017.

The Senate was called to order at 4:20 p.m. with President Wayne L. Niederhauser presiding.

Prayer — Senator Karen Mayne
Pledge of Allegiance — Senator Lincoln Fillmore

* * *

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

PROCLAMATION

WHEREAS, since the close of the 2017 General Session of the 62nd 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; and

NOW, THEREFORE, I, GARY R. HERBERT, Governor of the State of Utah, by virtue of the authority vested in me by the Constitution and Laws of the State of Utah, do by this Proclamation call the Senate of the 62nd Legislature of the State of Utah into the First Extraordinary Session at the Utah State Capitol in Salt Lake City, Utah, on the 17th day of May 2017, 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 2017 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 12th day of May 2017.

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 12th day of May, 2017, and signed by Governor Gary R. Herbert, is a true and correct copy of the original Proclamation calling the Sixty−Second Legislature of the State of Utah into a First Extraordinary Session at the Capitol Complex at Salt Lake City, Utah, on the 17th day of May, 2017, 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 2017 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 May, 2017.

Spencer J. Cox  
Lieutenant Governor

* * *

Roll call – All Senators present except Senators Bramble, Dayton, Okerlund, and Shiozawa, excused.
On motion of Senator Henderson, the Senate voted to adopt the Senate Rules of the 2017 General Session of the Sixty-Second Legislature as the rules for the First Extraordinary Session.

President Niederhauser appointed a committee comprised of Senators Weiler, Hemmert, and Escamilla to notify the Governor’s representative that the Senate is convened in the First Extraordinary Session in accordance with his proclamation.

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

COMMUNICATIONS FROM THE GOVERNOR

ADVISE AND CONSENT

Mr. President: May 1, 2017

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

Utah Housing Corporation Board of Trustees:

Brett Mills (R) is appointed to replace Kay Ashton (R) as the mortgage lending industry member of the Utah Housing Corporation Board of Trustees, a term to expire May 30, 2021. See Utah Code 63H–8–201(i).

Patricia Sheffield (D) is appointed to replace Lucy Delgadillo (U) as the public at-large member of the Utah Housing Corporation Board of Trustees, a term to expire May 30, 2021. See Utah Code 63H–8–201(iii).

Lerron E. Little (R) is reappointed as a member of the Utah Housing Corporation Board of Trustees, a term to expire May 30, 2021. See Utah Code 63H–8–201.

Permanent Community Impact Fund Board:

Sonja Norton, as recommended by the Uintah Basin Association of Governments, is appointed to replace Michael McKee as a member of the Permanent Community Impact Fund Board, the remaining portion of the term to expire July 1, 2017. Additionally a term to expire July 1, 2021. See Utah Code 35A–8–304(h).

Governor’s Economic Development Coordinating Council:

Randy B. Tymofichuk is appointed to replace Scott Nowlin as a member of the Governor’s Economic Development Coordinating Council, the remaining portion of the term to expire January 1, 2018. See Utah Code 63N–1–501.
Board of Business and Economic Development (GOED):

Margo Jacobs (U) is reappointed as a member of the Board of Business and Economic Development, a term to expire March 15, 2021. See Utah Code 63N−1−401.

Peter Mouskondis (R) is reappointed as a member of the Board of Business and Economic Development, a term to expire March 15, 2021. See Utah Code 63N−1−401.

Mel S. Lavitt (U) is reappointed as a member of the Board of Business and Economic Development, a term to expire March 15, 2021. See Utah Code 63N−1−401.

Utah Science Technology and Research Governing Authority (USTAR):

Heather Zynczak is appointed to replace Greg Bell as a member of the Utah Science Technology and Research Governing Authority, the remaining portion of the term to expire November 1, 2017. See Utah Code 63M−2−301.

R. Jennifer Hwu is reappointed as a member of the Utah Science Technology and Research Governing Authority, a term to expire March 1, 2021. See Utah Code 63M−2−301.

Southern Utah University Board of Trustees:

Jodi Hart Wilson is appointed to replace Ann Marie Allen as a member of the Southern Utah University Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B−2−104.

Michael Wankier is appointed to replace Elyce Schmutz as a member of the Southern Utah University Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B−2−104.

Richard John Christensen is appointed to replace David H. Nakken as a member of the Southern Utah University Board of Trustees, the remaining portion of the term to expire June 30, 2019. See Utah Code 53B−2−104.

Judicial Conduct Commission:

Mark D. Raymond (X) is appointed to replace Lois Richins (R) as a member of the Judicial Conduct Commission, a term to expire June 30, 2021. See Utah Code 78A−11−103(d).

Utah Indigent Defense Commission:

Pam Vickrey, as recommended by the Utah Association of Criminal Defense Lawyers, is appointed as a member of the Indigent Defense Commission, a term to expire June 15, 2020. See Utah Code 77−32−802 (a)(i).
Health Data Committee:
Becky Eisinger Land (D) is appointed to replace Justin Jones (U) as the consumer advocate representative on the Health Data Committee, the remaining portion of the term to expire June 30, 2020. See Utah Code 26−33a−103(g).

Utah Digital Health Service Commission:
Sarah Lynn Woolsey is reappointed as a member of the Digital Health Service Commission a term to expire October 1, 2019. See Utah Code 26−9f−103.

   Mark F. Dalley is reappointed as a member of the Digital Health Service Commission a term to expire October 1, 2019. See Utah Code 26−9f−103.

   Craig C. Herzog is reappointed as a member of the Digital Health Service Commission a term to expire October 1, 2019. See Utah Code 26−9f−103.

Board of Aging and Adult Services:
Neil G. Anderton (U) is reappointed as a member of the Board of Aging and Adult Services, a term to expire April 1, 2021. See Utah Code 62A−1−107.

   Martha E. Autrey (D) is reappointed as a member of the Board of Aging and Adult Services, a term to expire April 1, 2021. See Utah Code 62A−1−107.

   Christy Achziger (R) is reappointed as a member of the Board of Aging and Adult Services, a term to expire April 1, 2021. See Utah Code 62A−1−107.

   Sharon Lea Ott (U) is reappointed as a member of the Board of Aging and Adult Services, a term to expire April 1, 2021. See Utah Code 62A−1−107.

   Kelly W. Van Noy (D) is reappointed as a member of the Board of Aging and Adult Services, a term to expire April 1, 2020. See Utah Code 62A−1−107.

Alcoholic Beverage Control Commission:
John T. Nielsen (R) is reappointed as a member of the Alcoholic Beverage Control Commission, a term to expire July 1, 2021. See Utah Code 32B−2−201.

Air Quality Board:
Cassady Kristensen (D) is appointed to replace Stephen Sands (U) as a member of the Air Quality Board, a term to expire March 1, 2021. See Utah Code 19−2−103.

   Kevin R. Cromar (U) is appointed to replace Robert Paine (D) as a member of the Air Quality Board, a term to expire March 1, 2021. See Utah Code 19−2−103.

   Randal S. Martin (U) is appointed to replace Kerry Kelly (U) as a member of the Air Quality Board, a term to expire March 1, 2021. See Utah Code 19−2−103.
Karma Thomson (U) is reappointed as a member of the Air Quality Board, a term to expire March 1, 2021. See Utah Code 19–2–103.

William C. Stringer (R) is reappointed as a member of the Air Quality Board, a term to expire March 1, 2021. See Utah Code 19–2–103.

Central Utah Water Conservancy District Board of Trustees:
Nathan Ivie, as recommended by the Utah County Commissioners, is appointed to replace Larry Ellertson as a member of the Central Utah Water Conservancy District Board of Trustees, the remaining portion of the term to expire January 31, 2018. See Utah Code 17B–2a–1005.

Board of Oil, Gas, and Mining:
Richard K. Borden is reappointed as a member of the Board of Oil, Gas, and Mining, a term to expire March 1, 2021. See Utah Code 40–6–4.

Michael Rex Brown is reappointed as a member of the Board of Oil, Gas, and Mining, a term to expire March 1, 2021. See Utah Code 40–6–4.

Susan Summers Davis is reappointed as a member of the Board of Oil, Gas, and Mining, a term to expire March 1, 2021. See Utah Code 40–6–4.

Gordon L. Moon is reappointed as a member of the Board of Oil, Gas, and Mining, a term to expire March 1, 2021. See Utah Code 40–6–4.

Board of The Utah Geological Survey:
Dave A. Garbrecht (U) is appointed to replace Tom Tripp (R) as the mineral industry member of the Board of The Utah Geological Survey, a term to expire April 1, 2021. See Utah Code 79–3–302(c).

Rick L. Chesnut (R) is appointed to replace William Loughlin (U) as the member of the Board of The Utah Geological Survey knowledgeable in geology as applied to civil engineer, a term to expire April 1, 2021. See Utah Code 79–3–302(a).

Marc T. Eckels (R) is reappointed as a member of the Board of The Utah Geological Survey, a term to expire April 1, 2021. See Utah Code 79–3–302.

Peter Marshall Kilbourne (U) is reappointed as a member of the Board of The Utah Geological Survey, a term to expire April 1, 2021. See Utah Code 79–3–302.

Real Estate Commission:
Lori Chapman is reappointed as a member of the Real Estate Commission, a term to expire June 30, 2021. See Utah Code 61–2F–103.
**State Tax Commission:**

Michael Cragun (R) is reappointed as a member of the State Tax Commission, a term to expire June 30, 2021. See Utah Code 59–1–201.

**Mr. President:** May 5, 2017

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

**Quality Growth Commission:**

Gregory Todd is appointed to replace Larry Ellertson as the UAC representative on the Quality Growth Commission, a term to expire September 30, 2019. See Utah Code 11–38–201(2)(b).

Steven C. Pruden is appointed to replace Holly Daines as the ULCT representative on the Quality Growth Commission, a term to expire September 30, 2019. See Utah Code 11–38–201(2)(b).

Ron Iacono (R) is appointed to replace Roger Wynn (U) as Utah Home Builders Association member of the Quality Growth Commission, a term to expire September 30, 2019. See Utah Code 11–38–201(1)(a)(iv).

Randall N. Parker (R) is appointed to replace Scott Sandall (R) as the Utah Farm Bureau Federation member of the Quality Growth Commission, a term to expire September 30, 2019. See Utah Code 11–38–201(1)(a)(iv).

**Utah Indigent Defense Commission:**

Margaret Prim Lindsay, as recommended by the Utah Association of Criminal Defense Lawyers, is appointed as a member of the Indigent Defense Commission, a term to expire June 15, 2020. See Utah Code 77–32–802 (a)(i).

**State Board of Regents:**

Wilford W. Clyde is reappointed as a member of the State Board of Regents, a term to expire June 30, 2023. See Utah Code 53B–1–104.

Robert W. Prince is reappointed as a member of the State Board of Regents, a term to expire June 30, 2023. See Utah Code 53B–1–104.

Mark R. Stoddard is reappointed as a member of the State Board of Regents, a term to expire June 30, 2023. See Utah Code 53B–1–104.

**Transportation Commission:**

Donna Jardine Law is appointed to replace Gayle McKeachnie on the Transportation Commission, a term to expire April 1, 2023. See Utah Code 72–1–301(2)(vii).
**Board of Business and Economic Development (GOED):**

Carine Strom Clark (R) is appointed to replace Josh Romney (R) as a member of the Board of Business and Economic Development, a term to expire March 15, 2021. See Utah Code 63N–1–401.

Stephen D. Neeleman (R) is appointed to replace Jacob Boyer (R) as a member of the Board of Business and Economic Development, the remaining portion of the term to expire March 15, 2018. See Utah Code 63N–1–401.

Ted L. Wilson (D) is appointed to replace Sam Granato (D) as a member of the Board of Business and Economic Development, the remaining portion of the term to expire March 15, 2019. See Utah Code 63N–1–401.

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

Gary R. Herbert
Governor

***

Mr. President: May 15, 2017

The Senate Economic Development and Workforce Services Confirmation Committee met on May 15, 2017, and reports a favorable recommendation for Brent Mills to be confirmed as a member of the Utah Housing Corporation Board of Trustees; and

The Senate Economic Development and Workforce Services Confirmation Committee met on May 15, 2017, and reports a favorable recommendation for Patricia Sheffield to be confirmed as a member of the Utah Housing Corporation Board of Trustees; and

The Senate Economic Development and Workforce Services Confirmation Committee met on May 15, 2017, and reports a favorable recommendation for Heather Zynczak as a member of the Utah Science Technology and Research Governing Authority (USTAR); and

The Senate Economic Development and Workforce Services Confirmation Committee met on May 15, 2017, and reports a favorable recommendation for Sonja Norton as a member of the Permanent Community Impact Fund Board; and

The Senate Economic Development and Workforce Services Confirmation Committee met on May 15, 2017, and reports a favorable recommendation for Randy B. Tymofichuk as a member of the Governor’s Economic Development Coordinating Council; and
The Senate Economic Development and Workforce Services Confirmation Committee met on May 15, 2017, and reports a favorable recommendation for Carine Strom Clark as a member of the Board of Business and Economic Development; and

The Senate Economic Development and Workforce Services Confirmation Committee met on May 15, 2017, and reports a favorable recommendation for Stephen D. Neeleman as a member of the Board of Business and Economic Development; and

The Senate Economic Development and Workforce Services Confirmation Committee met on May 15, 2017, and reports a favorable recommendation for Ted L. Wilson as a member of the Board of Business and Economic Development.

Brian E. Shiozawa, Chair

Mr. President: May 15, 2017

The Senate Business and Labor Confirmation Committee met on May 15, 2017, and reports a favorable recommendation for the reappointment of Ms. Lori Chapman as a member of the Real Estate Commission; and

The Senate Business and Labor Confirmation Committee met on May 15, 2017, and reports a favorable recommendation for the reappointment of Mr. John T. Nielsen a member of the Alcoholic Beverage Control Commission.

Curtis S. Bramble, Chair

The Senate President, Majority Whip and Minority Leader agreed to waive the 15-day notification requirement for the appointments in the letter dated May 5, 2017.

Senator Hillyard moved to consent to the appointments as read by Leslie McLean. 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
Bramble Christensen Dayton Harper
Okerlund Shiozawa

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

Senator Weiler 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 Adams, and at 4:37 p.m., the Senate adjourned sine die.
CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Second Extraordinary Session of the Sixty-Second Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the Second Extraordinary Session convening on Wednesday, June 21, 2017, and adjourning sine die on the same day.

Leslie McLean
Secretary of the Senate

Mary B. Andrus
Journal Clerk
The Senate of the Sixty–Second Legislature of the State of Utah met in the Senate Chamber at the State Capital Complex in the Second Extraordinary Session at 4:00 p.m. on Wednesday, June 21, 2017.

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

Prayer – Senator Evan Vickers
Pledge of Allegiance – Senator Gene Davis

* * *

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

PROCLAMATION

WHEREAS, since the close of the 2017 General Session of the 62nd 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; and

NOW, THEREFORE, I, GARY R. HERBERT, Governor of the State of Utah, by virtue of the authority vested in me by the Constitution and Laws of the State of Utah, do by this Proclamation call the Senate of the 62nd Legislature of the State of Utah into the Second Extraordinary Session at the Utah State Capitol in Salt Lake City, Utah, on the 21th day of June 2017, 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 2017 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 June 2017.

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 June, 2017, and signed by Governor Gary R. Herbert, is a true and correct copy of the original Proclamation calling the Sixty–Second Legislature of the State of Utah into a Second Extraordinary Session at the Capitol Complex at Salt Lake City, Utah, on the 21st day of June, 2017, 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 2017 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 19th day of June, 2017.

Spencer J. Cox
Lieutenant Governor

***

Roll call – All Senators present except Senators Anderegg, Bramble, Christensen, Escamilla, Fillmore, Henderson, and Stevenson, excused.
On motion of Senator Hemmert, the Senate voted to adopt the Senate Rules of the 2017 General Session of the Sixty-Second Legislature as the rules for the Second Extraordinary Session.

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

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

**COMMUNICATIONS FROM THE GOVERNOR**

Mr. President: May 5, 2017

I am pleased to inform you that I have appointed Susan Eisenman 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 your timely consideration and confirmation of Ms. Eisenman.

Gary R. Herbert
Governor

Mr. President: June 13, 2017

The Senate Judicial Confirmation Committee met on June 13, 2017, and reports a favorable recommendation that Ms. Susan Eisenman be confirmed to the position of Judge of the Third District Juvenile Court.

Todd Weiler, Chair

On motion of Senator Weiler, the Senate voted to consent to the vote of Judge Eisenman 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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Mr. President: May 5, 2017

I am pleased to inform you that I have appointed Steven Beck 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 your timely consideration and confirmation of Mr. Beck.

Gary R. Herbert
Governor

Mr. President: June 13, 2017

The Senate Judicial Confirmation Committee met on June 13, 2017, and reports a favorable recommendation that Mr. Steven Beck be confirmed to the position of Judge of the Third District Juvenile Court.

Todd Weiler, Chair

On motion of Senator Weiler, the Senate voted to consent to the vote of Judge Beck 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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Mr. President: May 23, 2017

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

Gary R. Herbert
Governor

Mr. President: June 14, 2017
The Senate Judicial Confirmation Committee met on June 14, 2017, and reports a favorable recommendation that Ms. Jennifer Valencia be confirmed to the position of Judge of the Second District Court.

Todd Weiler, Chair

On motion of Senator Weiler, the Senate voted to consent to the vote of Judge Valencia on the following roll call vote:

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

**Voting in the affirmative were:** Senators
Adams  Buxton  Dabakis  Davis  
Dayton  Hemmert  Hillyard  Hinkins  
Ipson  Iwamoto  Knudson  Mayne  
Millner  Okerlund  Shiozawa  Stephenson  
Thatcher  Van Tassell  Vickers  Weiler  
Niederhauser

**Absent or not voting were:** Senators
Anderegg  Bramble  Christensen  Escamilla  
Fillmore  Harper  Henderson  Stevenson  

Mr. President: May 31, 2017
I am pleased to inform you that I have appointed Jared Eldridge as a Judge of the Fourth District Court, pursuant to Article VIII, Section 8 of the Utah Constitution and Utah Code Section 78A−10−101.

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

Gary R. Herbert
Governor

Mr. President: June 14, 2017
The Senate Judicial Confirmation Committee met on June 14, 2017, and reports a favorable recommendation that Mr. Jared Eldridge be confirmed to the position of Judge of the Fourth District Court.

Todd Weiler, Chair

On motion of Senator Weiler, the Senate voted to consent to the vote of Judge Eldridge on the following roll call vote:
Yeas, 21; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Senators
Adams  Buxton  Dabakis  Davis
Dayton  Hemmert  Hillyard  Hinkins
Ipson  Iwamoto  Knudson  Mayne
Millner  Okerlund  Shiozawa  Stephenson
Thatcher  Van Tassell  Vickers  Weiler
Niederhauser

Absent or not voting were: Senators
Anderegg  Bramble  Christensen  Escamilla
Fillmore  Harper  Henderson  Stevenson

COMMITTEE OF THE WHOLE

On motion of Senator Okerlund, Judges Susan Eisenman, Steven Beck, Jennifer Valencia, and Jared Eldridge spoke in Committee of the Whole.

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

ADVISE AND CONSENT

Mr. President:  June 2, 2017

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

Utah State University Board of Trustees:

Jody K. Burnett is reappointed as a member of the Utah State University Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B−2−104.

John Y. Ferry is appointed to replace Linda Gillmor as a member of the Utah State University Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B−2−104.

Kenton “Kent” Alder is appointed to replace Scott Watterson as a member of the Utah State University Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B−2−104.

Clark Whitworth is appointed to replace Ron Jibson as a member of the Utah State University Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B−2−104.

Crystal C. Maggelet is appointed to replace Susan Johnson as a member of the Utah State University Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B−2−104.
Weber State University Board of Trustees:
Steve Starks is reappointed as a member of the Weber State University Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B−2−104.

Nolan Karras is reappointed as a member of the Weber State University Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B−2−104.

Karla Bergeson is appointed to replace Louenda Downs as a member of the Weber State University Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B−2−104.

Don Salazar is appointed to replace Kevin Sullivan as a member of the Weber State University Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B−2−104

University of Utah Board of Trustees:
H. David Burton is reappointed as a member of the University of Utah Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B−2−104.

David Parkin is appointed to replace Taft Price as a member of the University of Utah Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B−2−104.

Katie Eccles is appointed to replace Lisa Eccles as a member of the University of Utah Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B−2−104.

Anne-Marie Wright Lampropoulos is appointed to replace Cristina Ortega as a member of the University of Utah Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B−2−104.

Utah Valley University Board of Trustees:
Elaine S. Dalton is reappointed as a member of the Utah Valley University Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B−2−104.

R. Duff Thompson is reappointed as a member of the Utah Valley University Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B−2−104.

Paul H. Thompson is appointed to replace Taran Chun as a member of the Utah Valley University Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B−2−104.

Richard C. Nielsen is appointed to replace Anne-Marie Lampropoulos as a member of the Utah Valley University Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B−2−104.
Dixie State University Board of Trustees:

Julie Bangerter Beck is reappointed as a member of the Dixie State University Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B−2−104.

David Clark is reappointed as a member of the Dixie State University Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B−2−104.

Jon Pike is reappointed as a member of the Dixie State University Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B−2−104.

Lindsay T. Atwood is appointed to replace Elizabeth Bingham as a member of the Dixie State University Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B−2−104.

Tiffany Larkin Wilson is appointed to replace Thomas Wright as a member of the Dixie State University Board of Trustees, the remaining portion of the term to expire June 30, 2018. See Utah Code 53B−2−104.

Salt Lake Community College Board of Trustees:

Sanchaita Datta is reappointed as a member of the Salt Lake Community College Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B−2−104.

Lori Chillingworth is appointed to replace Patricia R. Richards as a member of the Salt Lake Community College Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B−2−104.

Brady Jay Southwick is appointed to replace David Lang as a member of the Salt Lake Community College Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B−2−104.

Linda Luchetti is appointed to replace Gail Miller as a member of the Salt Lake Community College Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B−2−104.

Snow College Board of Trustees:

David Christensen is reappointed as a member of the Snow College Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B−2−104.

Rick Carl Robinson is reappointed as a member of the Snow College Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B−2−104.

Randy K. Cox is appointed to replace Douglas Barton as a member of the Snow College Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B−2−104.
Karen Soper is appointed to replace Theressa Alder as a member of the Snow College Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B–2–104.

**State Board of Regents:**
Cristina Ortega is appointed as an at-large member of the State Board of Regents, a term to expire June 30, 2023. See Utah Code 53B–1–104(1)(a).

Thomas Wright, as nominated by Dixie State University, is appointed as a member of the State Board of Regents, a term to expire June 30, 2023. See Utah Code 53B–1–104(1)(b).

Ronald W. Jibson, as nominated by Utah State University, is appointed as a member of the State Board of Regents, a term to expire June 30, 2023. See Utah Code 53B–1–104(1)(b).

**Permanent Community Impact Fund Board:**
Bruce Adams is reappointed as a member of the Permanent Community Impact Fund Board, a term to expire July 1, 2021. See Utah Code 35A–8–304.

**Securities Commission:**
Brent A. Cochran is reappointed as a member of the Securities Commission, a term to expire May 12, 2021. See Utah Code 61–1–18.5(3)(a).

Gary C. Cornia is reappointed as a member of the Securities Commission, a term to expire May 12, 2021. See Utah Code 61–1–18.5(3)(a).

**School and Institutional Trust Lands Board of Trustees (SITLA):**
W. Richards “Rick” Woodbury, as nominated by the School and Institutional Trust Lands Administration Nominating Committee, is appointed to replace James Lekas as a member of the School and Institutional Trust Lands Board of Trustees, a term to expire June 30, 2023. See Utah Code 53C–1–202.

**Central Utah Water Conservancy District Board of Trustees:**
Max Burdick, as nominated by the Salt Lake County Council, is appointed to replace Michael Jensen as a member of the Central Utah Water Conservancy District Board of Trustees, the remaining portion of the term to expire January 31, 2018. See Utah Code 17B–2a–1005.

**Water Quality Board:**
Gregg A. Galeki is reappointed as a member of the Water Quality Board, a term to expire June 30, 2021. See Utah Code 19–5–103.

Jennifer Grant is reappointed as a member of the Water Quality Board, a term to expire June 30, 2021. See Utah Code 19–5–103.
James Albert VanDerslice is reappointed as a member of the Water Quality Board, a term to expire June 30, 2021. See Utah Code 19–5–103.

Wildlife Board:

Kevin D. Albrecht, as nominated by the Wildlife Board Nominating Committee, is appointed to replace Michael King as the Southeast Region member of the Wildlife Board, a term to expire August 15, 2023. See Utah Code 79–2–203.

Karl Hist, as nominated by the Wildlife Board Nominating Committee, is appointed to replace John Bair as the at large member of the Wildlife Board, a term to expire August 15, 2023. See Utah Code 79–2–203.

Quality Growth Commission:

Jack Thomas, as nominated by the Utah League of Cities and Towns, is reappointed as a member of the Quality Growth Commission, a term to expire April 15, 2021. See Utah Code 11–38–201(2)(b).

Erin Mendenhall, as nominated by the Utah League of Cities and Towns, is reappointed as a member of the Quality Growth Commission, a term to expire April 15, 2021. See Utah Code 11–38–201(2)(b).

Title and Escrow Commission:

Alison McCoy is appointed to replace Matthew C. Jagerson as a member of the Title and Escrow Commission, a term to expire June 30, 2021. See Utah Code 31A–2–403.

Nancy W. Frandsen is appointed to replace Jeffery D. Wiener as a member of the Title and Escrow Commission, a term to expire June 30, 2021. See Utah Code 31A–2–403.

James M. Swan is appointed to replace Robert E. Rice as a member of the Title and Escrow Commission, a term to expire June 30, 2019. See Utah Code 31A–2–403.

Mr. President: June 5, 2017

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

Utah College of Applied Technology Board of Trustees (UCAT) to be renamed Utah System of Technical Colleges Board of Trustees as of July 1, 2017:

Scott L. Theurer, as nominated by the Bridgerland Applied Technology College Board of Directors, is reappointed as a member of the Utah System of

Michael Jensen, as nominated by the Davis Applied Technology College Board of Directors, is reappointed as a member of the Utah System of Technical Colleges Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B–2a–103(3)(a)(i).

Steven R. Moore, as nominated by the Ogden–Weber Applied Technology College Board of Directors, is reappointed as a member of the Utah System of Technical Colleges Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B–2a–103(3)(a)(i).

Dave Ulery, as nominated by the Tooele Applied Technology College Board of Directors, is reappointed as a member of the Utah System of Technical Colleges Board of Trustees, a term to expire June 30, 2021. See Utah Code 53B–2a–103(3)(a)(i).

Chuck Taylor, as nominated by the Southwest Technology College Board of Directors, is appointed to replace Jerry Taylor as a member of the Utah System of Technical Colleges Board of Trustees, the remaining portion of the term to expire June 30, 2019. See Utah Code 53B–2a–103(3)(a)(i).

Aaron Osmond is appointed as a member of the Utah System of Technical Colleges Board of Trustees, representing the information technology sector, a term to expire June 30, 2021. See Utah Code 53B–2a–103(3)(a)(ii)(A).

Susan Johnson is appointed as a member of the Utah System of Technical Colleges Board of Trustees, representing the manufacturing sector, a term to expire June 30, 2021. See Utah Code 53B–2a–103(3)(a)(ii)(B).

Catherine Carter is appointed as a member of the Utah System of Technical Colleges Board of Trustees, representing the health care sector, a term to expire June 30, 2021. See Utah Code 53B–2a–103(3)(a)(ii)(D).

Brecken Cox is appointed to replace the position left vacant by the Utah State University Eastern career and technical education advisory committee, as a member of the Utah System of Technical Colleges Board of Trustees, representing the transportation sector, the remaining portion of the term to expire June 30, 2019. See Utah Code 53B–2a–103(3)(a)(ii)(E).

Bradley Vern Tanner is reappointed as a member of the Utah System of Technical Colleges Board of Trustees, representing the non–union craft, trade, or apprenticeship sector, a term to expire June 30, 2021. See Utah Code 53B–2a–103(3)(a)(ii)(G).
Mr. President: June 9, 2017

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

**State Board of Regents:**

Alex Trujillo is appointed to replace Ty Aller as the student regent member on the State Board of Regents, a term to expire June 30, 2017. See Utah Code 53B–1–104(1)(c).

**Department of Public Safety:**

Keith Squires is reappointed as the Commissioner of the Department of Public Safety. See Utah Code 53–1–107.

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

Gary R. Herbert
Governor

Mr. President: June 19, 2017

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 Commissioner of the Department of Public Safety:

**Keith D. Squires**

Daniel W. Thatcher, Chair

Mr. President: June 20, 2017

The Senate Education Confirmation Committee met on June 20, 2017, and without a quorum present, the members present support a favorable recommendation for Ms. Cristina Ortega as a member of the Utah State Board of Regents; and

The Senate Education Confirmation Committee met on June 20, 2017, and without a quorum present, the members present support a favorable recommendation for Mr. Ronald W. Jibson as a member of the Utah State Board of Regents; and

The Senate Education Confirmation Committee met on June 20, 2017, and without a quorum present, the members present support a favorable recommendation for Mr. Thomas Wright as a member of the Utah State Board of Regents; and

The Senate Education Confirmation Committee met on June 20, 2017, and without a quorum present, the members present support a favorable
recommendation for Mr. Alex Trujillo as a member of the Utah State Board of Regents; and

The Senate Education Confirmation Committee met on June 20, 2017, and without a quorum present, the members present support a favorable recommendation for Mr. W. Richards Woodbury as a member of the School and Institutional Trust Lands Board of Trustees; and

The Senate Education Confirmation Committee met on June 20, 2017, and without a quorum present, the members present support a favorable recommendation for Mr. Chuck Taylor as a member of the Utah System of Technical Colleges Board of Trustees; and

The Senate Education Confirmation Committee met on June 20, 2017, and without a quorum present, the members present support a favorable recommendation for Ms. Susan Johnson as a member of the Utah System of Technical Colleges Board of Trustees; and

The Senate Education Confirmation Committee met on June 20, 2017, and without a quorum present, the members present support a favorable recommendation for Ms. Catherine Carter as a member of the Utah System of Technical Colleges Board of Trustees; and

The Senate Education Confirmation Committee met on June 20, 2017, and without a quorum present, the members present support a favorable recommendation for Mr. Brecken Cox as a member of the Utah System of Technical Colleges Board of Trustees;

The Senate Education Confirmation Committee met on June 20, 2017, and without a quorum present, the members present support a favorable recommendation for Mr. Aaron Osmond as a member of the Utah System of Technical Colleges Board of Trustees.

Evan J. Vickers, Chair

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

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

Senator Hinkins 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 5:03 p.m., the Senate adjourned sine die.
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