

SENATE JOURNAL
SIXTH SPECIAL SESSION
of the
SIXTY-THIRD LEGISLATURE
August 20, 2020

Virtual Session
Anchor Location at the State Capitol
Salt Lake City, Utah
August 20, 2020

Pursuant to the proclamation the Senate of the Sixty-Third Legislature of the State of Utah met in the Senate Chamber of the State Capitol in a Special Session at 10:00 a.m. on Thursday, August 20, 2020.

The Senate was called to order at 10:05 p.m. with President J. Stuart Adams presiding.

- Prayer** – Senator Daniel Thatcher
- Pledge of Allegiance** – Senator Karen Mayne
- Roll Call** –All Senators present

* * *

Jennifer Storie, Secretary of the Senate, read the following communication:

PROCLAMATION

WHEREAS, Article VI, Section 2 of the Utah Constitution authorizes the President of the Utah Senate and the Speaker of the Utah House of Representatives to issue a joint proclamation convening the Utah Legislature in a special session when two-thirds of the members of the Senate and House of Representatives favor convening the Legislature into a special session because an emergency in the affairs of the state necessitates convening the Legislature into session; and

WHEREAS, a poll conducted by the President of the Utah Senate and the Speaker of the Utah House of Representatives determined that at least two-thirds of the members of the Utah Senate and at least two-thirds of the members of the Utah House of Representatives are in favor of convening the Legislature into a special session because of the COVID-19 emergency and the economic consequences of that emergency;

NOW, THEREFORE, we, J. Stuart Adams, President of the Utah Senate, and Brad R. Wilson, Speaker of the Utah House of Representatives, by the authority vested in us by the Utah Constitution, do by this joint proclamation, call the Sixty–Third Legislature of the State of Utah into a Sixth Special Session to be conducted electronically with the anchor location at the Utah State Capitol in Salt Lake City, Utah on the 20th day of August, 2020, at 10:00 a.m. to consider legislation:

1. making changes to the emergency drill requirements for certain educational facilities;

2. amending the qualifications to serve as the executive director of the Department of Health;

3. modifying provisions related to the regulation of tobacco retailers:

4. modifying the election process for the 2020 regular general election in response to the COVID–19 pandemic and modifying ballot harvesting provisions for all elections;

5. amending the Alcoholic Beverage Control Act to delay license renewal deadlines for certain retail licenses, to adjust the percentage of annual gross receipts from the sale of alcoholic products that a reception center licensee may maintain and what is included in that percentage, and to allow certain public service permittees to change location under certain conditions;

6. addressing issues related to public education funding and enrollment;

7. modifying provisions relating to community reinvestment agencies to provide an extension of the tax increment collection period for certain agencies impacted by COVID–19 and to allow agencies to provide assistance to certain small businesses negatively impacted by COVID–19;

8. enacting the Uniform Electronic Wills Act;

9. amending the income tax provisions to provide that forgiven loans and individual recovery rebates authorized by the federal government in response to COVID–19 are not subject to Utah income tax;

10. adjusting the fiscal year 2021 budget to address the COVID–19 emergency and its impacts and other budget issues;

11. addressing emergency powers and the state of emergency in response to the COVID–19 pandemic;

12. addressing issues related to online instruction provided by schools licensed under the Cosmetology and Associated Professions Licensing Act;
13. addressing the modification of jail sentences in a public health emergency;
14. addressing the inadequacy of the amount of federal government payments in lieu of taxes;
15. modifying the statutory provision regarding when a local referendum ballot question may be submitted to voters;
16. addressing issues related to the federal CARES Act and other federal legislation enacted in response to the COVID–19 pandemic, including modifying certain COVID–19 assistance and recovery programs created in the state that are using federal funding;
17. amending the maximum premium subsidy the Department of Health can request for the Utah Premium Partnership for Health Insurance program;
18. modifying the date by which the governor must submit an audited financial statement for the last fiscal year;
19. modifying application limit requirements for the Public Safety Officer Career Advancement Reimbursement Program;
20. that, except for rules and fees applicable to activities in counties of the first and second class, and for specific time periods and unless specified conditions are met, prohibits the Board and Division of Oil, Gas, and Mining, the Board and Division of Water Quality, and the Board and Division of Air Quality from: taking rulemaking action under Title 40, Mines and Mining, or related to water and air quality under Title 19, Environmental Quality Code; and imposing new fees or fee increases under Title 40, Mines and Mining, or related to water and air quality under Title 19, Environmental Quality Code;
21. delaying certain reporting requirements regarding the price of pharmaceutical drugs; and
22. repealing certain provisions that allow a municipality to annex certain unincorporated areas without an annexation petition.

J. Stuart Adams,
Senate President
Brad R. Wilson,
Speaker of the House of
Representatives

* * *

On motion of Senator Buxton, the Senate voted to adopt the same rules, joint rules and interim rules adopted by the 2020 General Session of the 63rd Legislature until time new rules may be adopted by the 6th Special Session.

On motion of Senator Buxton, 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 titles, short titles, or both of any House of Senate bill or resolution. The motion passed by the required two-thirds majority.

On motion of Senator Hemmert, the Senate voted to suspend the rules due to the virtual circumstance of this session: JR1-2-101 AND JR1-2-102/JR1-2-103 regarding Notifying Committees JR5-1-202(h) and JR4-2-101 (ii) regarding Cosponsors.

President Adams appointed Senator Hemmert to notify the Governor via email that the Senate is convened in the Sixth Special Session and is organized and ready to receive any communication from him.

President Adams appointed Senator Millner to notify the House of Representatives via email, that the Senate is organized and ready to do business.

Senator Hemmert reported that the Governor had been notified electronically that the Senate is organized and ready to do business.

Senator Millner reported that the House of Representatives had been notified electronically that the Senate is organized and ready to do business.

On motion of Senator Millner, due to meeting electronically, the Senate voted to suspend all rules relating to physical documents, and move that the electronic versions of bills, substitutes, amendments, and all other documents be considered as valid replacements for a physical document.

On motion of Senator Hemmert, the Senate voted to suspend the rules requiring the placing of bills on the Third Reading Calendar until the next day for the Sixth Special Session and that bills and resolutions will be read for the first time and placed on the Second Reading Calendar for immediate consideration.

INTRODUCTION OF BILLS

S.B. 6002, Financial Report Date Amendment (C. Bramble), was read the first time by short title and placed on the Second Reading Calendar.

S.B. 6001, Community Reinvestment Agency Modifications (W. Harper), was read the first time by short title and placed on the Second Reading Calendar.

S.B. 6003, Law Enforcement Tuition Reimbursement (K. Mayne), was read the first time by short title and placed on the Second Reading Calendar.

S.B. 6004, Regulatory Certainty Amendments (R. Winterton), was read the first time by short title and placed on the Second Reading Calendar.

S.B. 6005, Income Tax Amendments (W. Harper), was read the first time by short title and placed on the Second Reading Calendar.

S.B. 6006, Department of Health Modifications (A. Christensen), was read the first time by short title and placed on the Second Reading Calendar.

S.B. 6007, Amendments to Elections (W. Harper), was read the first time by short title and placed on the Second Reading Calendar.

S.B. 6008, Tobacco Retailer Amendments (E. Vickers), was read the first time by short title and placed on the Second Reading Calendar.

S.J.R. 601, Joint Resolution on Federal Government Payments in Lieu of Taxes (R. Okerlund), 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 for the Sixth Special Session.

On motion of Senator Bramble, under suspension of the rules, **S.B. 6002, FINANCIAL REPORT DATE AMENDMENT**, was considered read the second and third times. Senator Bramble 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

Anderegg	Bramble	Buxton	Christensen
Cullimore	Davis	Escamilla	Fillmore
Grover	Harper	Hemmert	Henderson
Hillyard	Hinkins	Ipson	Iwamoto
Kitchen	Mayne	McCay	Millner

Okerlund	Riebe	Sandall	Stevenson
Thatcher	Vickers	Weiler	Winterton
Adams			

S.B. 6002 was transmitted to the House.

* * *

S.B. 6001, COMMUNITY REINVESTMENT AGENCY MODIFICATIONS, was read the second time.

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

1st Sub. S.B. 6001Community Reinvestment Agency Modifications (W. Harper)

On motion of Senator Harper, under suspension of the rules, **1st Sub. S.B. 6001, COMMUNITY REINVESTMENT AGENCY MODIFICATIONS,** was considered read the second and third times. Senator Harper explained the bill. Senators Hillyard and Riebe commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

Anderegg	Bramble	Buxton	Christensen
Cullimore	Davis	Escamilla	Fillmore
Grover	Harper	Hemmert	Henderson
Hillyard	Hinkins	Ipson	Iwamoto
Kitchen	Mayne	McCay	Millner
Okerlund	Riebe	Sandall	Stevenson
Thatcher	Vickers	Weiler	Winterton
Adams			

1st Sub. S.B. 6001 was transmitted to the House.

* * *

On motion of Senator Mayne, under suspension of the rules, **S.B. 6003, LAW ENFORCEMENT TUITION REIMBURSEMENT,** was considered read the second and third times. Senator Mayne explained the bill. Senators Ipson, Weiler, and Vickers commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

Anderegg	Bramble	Buxton	Christensen
Cullimore	Davis	Escamilla	Fillmore
Grover	Harper	Hemmert	Henderson
Hillyard	Hinkins	Ipson	Iwamoto
Kitchen	Mayne	McCay	Millner
Okerlund	Riebe	Sandall	Stevenson
Thatcher	Vickers	Weiler	Winterton
Adams			

S.B. 6003 was transmitted to the House.

* * *

S.B. 6004, REGULATORY CERTAINTY AMENDMENTS, was read the second time.

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

1st Sub. S.B. 6004 Regulatory Certainty Amendments (R. Winterton)

On motion of Senator Winterton, under suspension of the rules, **1st Sub. S.B. 6004**, REGULATORY CERTAINTY AMENDMENTS, was considered read the second and third times. Senator Winterton explained the bill. Senators Kitchen, Davis, and Hillyard commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

Anderegg	Bramble	Buxton	Christensen
Cullimore	Davis	Fillmore	Harper
Hemmert	Henderson	Hillyard	Hinkins
Ipson	Mayne	McCay	Millner
Okerlund	Riebe	Sandall	Stevenson
Thatcher	Vickers	Weiler	Winterton
Adams			

Voting in the negative were: Senators

Escamilla	Iwamoto	Kitchen
-----------	---------	---------

Absent or not voting was: Senator Grover

1st Sub. S.B. 6004 was transmitted to the House.

INTRODUCTION OF BILLS

S.B. 6009, Cares Act and Covid-19 Assistance and Recovery Amendments (D. Hemmert), was read the first time by short title and placed on the Second Reading Calendar.

SECOND READING CALENDAR

S.B. 6005, INCOME TAX AMENDMENTS, was read the second time.

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

1st Sub. S.B. 6005 Income Tax Amendments (W. Harper)

On motion of Senator Harper, under suspension of the rules, **1st Sub. S.B. 6005, INCOME TAX AMENDMENTS**, was considered read the second and third times. Senator Harper explained the bill. Senator Hillyard commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

Anderegg	Bramble	Buxton	Christensen
Cullimore	Davis	Escamilla	Fillmore
Harper	Hemmert	Henderson	Hillyard
Hinkins	Ipson	Iwamoto	Kitchen
Mayne	McCay	Millner	Okerlund
Riebe	Sandall	Stevenson	Thatcher
Vickers	Weiler	Winterton	Adams

Absent or not voting was: Senator Grover

1st Sub. S.B. 6005 was transmitted to the House.

* * *

S.B. 6006, DEPARTMENT OF HEALTH MODIFICATIONS, was read the second time.

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

1st Sub. S.B. 6006 Department of Health Modifications (A. Christensen)

On motion of Senator Christensen, under suspension of the rules, **1st Sub. S.B. 6006**, DEPARTMENT OF HEALTH MODIFICATIONS, was considered read the second and third times. Senator Christensen explained the bill. Senators Escamilla, Weiler, Mayne, Davis, Iwamoto, Vickers, and Riebe commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

Anderegg	Bramble	Buxton	Christensen
Cullimore	Davis	Fillmore	Grover
Harper	Hemmert	Henderson	Hillyard
Hinkins	Ipson	Mayne	McCay
Millner	Okerlund	Sandall	Stevenson
Thatcher	Vickers	Weiler	Winterton
Adams			

Voting in the negative were: Senators

Escamilla	Iwamoto	Kitchen	Riebe
-----------	---------	---------	-------

1st Sub. S.B. 6006 was transmitted to the House.

* * *

S.B. 6007, AMENDMENTS TO ELECTIONS, 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. 6007 Amendments to Elections (W. Harper)

On motion of Senator Harper, under suspension of the rules, **1st Sub. S.B. 6007**, AMENDMENTS TO ELECTIONS, was considered read the second and third times. Senator Harper explained the bill. Senators Bramble, Weiler, Iwamoto, Anderegg, and Hillyard commented.

Senator Iwamoto proposed the following amendment #2:

1. Page 2, Line 27:

27 regular general election;

► for the 2020 regular general election, modifies the earliest date on which an election officer may mail a manual ballot:

2. Page 7, Lines 204 through 205:

204 (w) in Subsection 20A-3a-202(2)(a), the words “send or” are inserted immediately before

205 the word “mail” and the number “21” is replaced by the number “28” ; and

Senator Iwamoto’s motion to amend failed 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

Anderegg	Bramble	Cullimore	Davis
Escamilla	Fillmore	Grover	Harper
Hemmert	Henderson	Hillyard	Hinkins
Ipson	Iwamoto	Kitchen	Mayne
McCay	Millner	Riebe	Sandall
Stevenson	Thatcher	Vickers	Weiler
Winterton	Adams		

Absent or not voting were: Senators

Buxton	Christensen	Okerlund
--------	-------------	----------

1st Sub. S.B. S.B. 6007 was transmitted to the House

COMMUNICATIONS FROM THE HOUSE

Mr. President:

August 20, 202

The House passed **H.B. 6001**, UNIFORM ELECTRONIC WILLS ACT, by Representative V. L. Snow, and it is transmitted for consideration; and

The House passed **H.B. 6003**, PREMIUM SUBSIDY AMENDMENTS, by Representative J. Dunnigan, and it is transmitted for consideration; and

The House passed **H.B. 6004**, SCHOOL EMERGENCY DRILLS AMENDMENTS, by Representative C. Moss, and it is transmitted for consideration; and

The House passed **H.B. 6005**, COSMETOLOGY AND ASSOCIATED PROFESSIONS AMENDMENTS, by Representative M.G. Ballard, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 6006**, ALCOHOL LICENSE AND PERMIT AMENDMENTS, by Representative T. Hawkes, and it is transmitted for consideration; and

The House passed **H.B. 6007**, MUNICIPAL ANNEXATION REVISIONS, by Representative C.R. Musselman, and it is transmitted for consideration.

Megan S. Allen, Chief Clerk

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

On motion of Senator Vickers, the Senate recessed at 12:08 p.m.

AFTERNOON SESSION

The Senate reassembled at 1:30 p.m., with President Adams presiding.

SUPPLEMENT TO LEGISLATIVE SPECIAL SESSION PROCLAMATION

WHEREAS, J. Stuart Adams, President of the Utah Senate, and Brad R. Wilson, Speaker of the Utah House of Representatives, conducted a poll of the Senate and House according to the requirements of Article VI, Section 2 of the Utah Constitution;

WHEREAS, more than two thirds of the members of the Senate and House agreed that the President and Speaker should call the Legislature into special session under the authority of Article VI, Section 2 of the Utah Constitution because of the emergency in the affairs of the state caused by the COVID-19 emergency and the economic consequences of that emergency;

WHEREAS, the President and Speaker issued a proclamation calling the Sixty-Third Legislature of the State of Utah into a Sixth Special Session convening on the 20th day of August, 2020, at 10:00 a.m.;

WHEREAS, having found that additional items should be addressed in the Sixth Special Session of the Sixty-Third Legislature of the State of Utah; and

WHEREAS, having consulted with the leaders of the majority and minority parties represented in the Legislature about supplementing the proclamation to add an additional item;

NOW, THEREFORE, the President of the Utah Senate and the Speaker of the Utah House of Representatives do by this joint proclamation, supplement the original proclamation of the Sixth Special Session of the Sixty-Third Legislature of the State of Utah to include consideration of the following additional legislation:

1. Modifications to the corporate franchise income tax net loss provisions

J. Stuart Adams,
Senate President
Brad R. Wilson,
Speaker of the House
of Representatives

COMMUNICATIONS FROM THE HOUSE

Mr. President: August 20, 2020

The House passed, **1st Sub. S.B. 6001**, COMMUNITY REINVESTMENT AGENCY MODIFICATIONS, by Senator W. Harper, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **S.B. 6002**, FINANCIAL REPORT DATE AMENDMENT, 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. 6003**, LAW ENFORCEMENT TUITION REIMBURSEMENT, by Senator K. Mayne, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Megan S. Allen, 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: August 20, 2020

The House passed **H.B. 6002**, SUPPLEMENTAL BUDGET BALANCING AND CORONAVIRUS RELIEF APPROPRIATIONS, by Representative B. Last, and it is transmitted for consideration; and

The House passed **H.B. 6011**, PHARMACEUTICAL REPORTING AMENDMENTS, by Representative P. Ray, and it is transmitted for consideration; and

The House passed **H.B. 6012**, PUBLIC EDUCATION FUNDING AND ENROLLMENT AMENDMENTS, by Representative J. Moss, and it is transmitted for consideration.

Megan S. Allen, 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 Vickers, under suspension of the rules, **S.B. 6008**, TOBACCO RETAILER AMENDMENTS, was considered read the second and third times. Senator Vickers explained the bill. Senators Winterton and Christensen commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

Anderegg	Bramble	Buxton	Christensen
Cullimore	Davis	Escamilla	Grover
Harper	Hemmert	Henderson	Hillyard
Hinkins	Ipson	Iwamoto	Kitchen
Mayne	McCay	Millner	Okerlund
Riebe	Sandall	Stevenson	Thatcher
Vickers	Weiler	Winterton	Adams

Absent or not voting was: Senator Fillmore

S.B. 6008 was transmitted to the House.

* * *

S.J.R. 601, JOINT RESOLUTION ON FEDERAL GOVERNMENT PAYMENTS IN LIEU OF TAXES, was read the second time.

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

1st Sub. S.J.R. 601 Joint Resolution on Federal Government Payments in Lieu of Taxes (R. Okerlund)

On motion of Senator Okerlund, under suspension of the rules, **1st Sub. S.J.R. 601**, JOINT RESOLUTION ON FEDERAL GOVERNMENT

PAYMENTS IN LIEU OF TAXES, was considered read the second and third times. Senator Okerlund explained the bill. Senator Mayne commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

Anderegg	Bramble	Buxton	Christensen
Cullimore	Davis	Escamilla	Grover
Harper	Hemmert	Henderson	Hillyard
Hinkins	Ipson	Iwamoto	Kitchen
Mayne	McCay	Millner	Okerlund
Riebe	Sandall	Stevenson	Thatcher
Vickers	Weiler	Winterton	Adams

Absent or not voting was: Senator
Fillmore

1st Sub. S.J.R. 601 was transmitted to the House.

SPECIAL RECOGNITION

A citation was read honoring Kristen Cox on her retirement as Director of the Governor's Office of Management and Budget. Senators Christensen, Escamilla, Weiler, Iwamoto, Buxton, Hillyard, Stevenson, Hinkins, Riebe, and Adams commented.

SECOND READING CALENDAR

S.B. 6009, CARES ACT AND COVID-19 ASSISTANCE AND RECOVERY AMENDMENTS, was read the second time.

Senator Hemmert proposed the following amendment #2:

1. Page 3, Line 85 through Page 4, Line 90:

85 (ii) for the purpose of assisting an agricultural operation with
the financial harm

86 described in Subsection (3)(a)(i), including measures to continue
food and fiber production in

87 the state, maintain the agricultural operation's supply chains, or
deliver the agricultural

88 operation’s product to market; { and }

89 (iii) in an amount not to exceed \$40,000 { - } ; and

(iv) for a grant awarded under this section after October 15, 2020, the \$40,000 limit described in Subsection (3)(a)(iii) does not apply.

90 (b) The commission may utilize the board appointed in Section 4–18–106 to:

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

On motion of Senator Hemmert, under suspension of the rules, **S.B. 6009**, CARES ACT AND COVID–19 ASSISTANCE AND RECOVERY AMENDMENTS, was considered read the second and third times. Senator Hemmert explained the bill. Senator Escamilla 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	Escamilla	Fillmore	Grover
Harper	Hemmert	Henderson	Hillyard
Hinkins	Ipson	Iwamoto	Kitchen
Mayne	McCay	Millner	Okerlund
Riebe	Stevenson	Thatcher	Vickers
Weiler	Winterton	Adams	

Absent or not voting were: Senators

Cullimore Sandall

S.B. 6009 was transmitted to the House.

* * *

On motion of Senator Hillyard, under suspension of the rules, **H.B. 6001**, UNIFORM ELECTRONIC WILLS ACT, was considered read the second and third times and passed on the following roll call:

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

Voting in the affirmative were: Senators

Anderegg	Bramble	Buxton	Christensen
Cullimore	Davis	Escamilla	Fillmore
Grover	Harper	Henderson	Hillyard

Ipson	Iwamoto	Kitchen	Mayne
McCay	Millner	Okerlund	Riebe
Sandall	Stevenson	Thatcher	Vickers
Weiler	Winterton	Adams	

Absent or not voting were: Senators

Hemmert	Hinkins
---------	---------

H.B. 6001 was signed 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, under suspension of the rules, **H.B. 6003**, PREMIUM SUBSIDY 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

Anderegg	Bramble	Buxton	Christensen
Cullimore	Davis	Escamilla	Fillmore
Grover	Harper	Hemmert	Henderson
Hillyard	Hinkins	Ipson	Iwamoto
Kitchen	Mayne	McCay	Millner
Okerlund	Riebe	Sandall	Stevenson
Thatcher	Vickers	Weiler	Winterton
Adams			

H.B. 6003 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Riebe, under suspension of the rules, **H.B. 6004**, SCHOOL EMERGENCY DRILLS 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

Anderegg	Bramble	Buxton	Christensen
Cullimore	Davis	Escamilla	Fillmore
Grover	Harper	Hemmert	Henderson

Hillyard	Hinkins	Ipson	Iwamoto
Kitchen	Mayne	McCay	Millner
Okerlund	Riebe	Sandall	Stevenson
Thatcher	Vickers	Weiler	Winterton
Adams			

H.B. 6004 was signed 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, under suspension of the rules, **H.B. 6005**, COSMETOLOGY AND ASSOCIATED PROFESSIONS 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

Anderegg	Bramble	Buxton	Christensen
Cullimore	Davis	Escamilla	Fillmore
Grover	Harper	Hemmert	Henderson
Hillyard	Hinkins	Ipson	Iwamoto
Kitchen	Mayne	McCay	Millner
Okerlund	Riebe	Sandall	Stevenson
Thatcher	Vickers	Weiler	Winterton
Adams			

H.B. 6005 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE

Mr. President:

August 20, 2020

The House passed, as amended, **1st Sub. S.B. 6004**, REGULATORY CERTAINTY AMENDMENTS, by Senator R. Winterton, and it is transmitted for further consideration.

Megan S. Allen, Chief Clerk

The bill was placed on the Concurrence Calendar.

SECOND READING CALENDAR

On motion of Senator Stevenson, under suspension of the rules, **H.B. 6006**, ALCOHOL LICENSE AND PERMIT AMENDMENTS, was considered read the

second and third times. Senator Mayne 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

Anderegg	Bramble	Buxton	Christensen
Cullimore	Davis	Escamilla	Grover
Harper	Hemmert	Henderson	Hillyard
Hinkins	Ipson	Iwamoto	Kitchen
Mayne	McCay	Millner	Okerlund
Riebe	Sandall	Stevenson	Thatcher
Vickers	Weiler	Winterton	Adams

Absent or not voting was: Senator
Fillmore

H.B. 6006 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Cullimore, under suspension of the rules, **H.B. 6007**, MUNICIPAL ANNEXATION REVISIONS, was considered read the second and third times. Senator Winterton 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

Anderegg	Bramble	Buxton	Christensen
Cullimore	Davis	Escamilla	Fillmore
Grover	Harper	Hemmert	Henderson
Hillyard	Hinkins	Ipson	Iwamoto
Kitchen	Mayne	Millner	Okerlund
Riebe	Sandall	Stevenson	Thatcher
Vickers	Weiler	Winterton	Adams

Voting in the negative was: Senator
McCay

H.B. 6007 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 Winterton, the Senate voted to concur in the House amendments to **1st Sub. S.B. 6004**, REGULATORY CERTAINTY AMENDMENTS. Senators Anderegg and Bramble commented. The bill, as amended, passed on the following roll call:

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

Voting in the affirmative were: Senators

Anderegg	Bramble	Buxton	Christensen
Cullimore	Davis	Fillmore	Grover
Harper	Hemmert	Henderson	Hillyard
Hinkins	Ipson	Mayne	McCay
Millner	Okerlund	Riebe	Sandall
Stevenson	Thatcher	Vickers	Weiler
Winterton	Adams		

Voting in the negative were: Senators

Escamilla	Iwamoto	Kitchen
-----------	---------	---------

1st Sub. S.B. 6004 was returned to the House for the signature of the Speaker.

SECOND READING CALENDAR

On motion of Senator Stevenson, under suspension of the rules, **H.B. 6002**, SUPPLEMENTAL BUDGET BALANCING AND CORONAVIRUS RELIEF 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

Anderegg	Bramble	Buxton	Christensen
Cullimore	Escamilla	Fillmore	Grover
Harper	Hemmert	Henderson	Hillyard
Hinkins	Ipson	Iwamoto	Kitchen
Mayne	McCay	Millner	Okerlund
Riebe	Sandall	Stevenson	Thatcher
Vickers	Weiler	Winterton	Adams

Absent or not voting was: Senator

Davis

H.B. 6002 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE

Mr. President: August 20, 2020

The House passed **H.B. 6013**, CORPORATE INCOME NET LOSS AMENDMENTS, by Representative R. Spendlove, and it is transmitted for consideration.

Megan S. Allen, Chief Clerk

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

Mr. President: August 20, 2020

The House passed, **1st Sub. S.B. 6005**, INCOME TAX AMENDMENTS, by Senator W. Harper, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 6006**, DEPARTMENT OF HEALTH MODIFICATIONS, 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, **1st Sub. S.B. 6007**, AMENDMENTS TO ELECTIONS, by Senator W. Harper, which has been signed by the Speaker, and it is transmitted for the signature of the President; and

Megan S. Allen, 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, under suspension of the rules, **H.B. 6011**, PHARMACEUTICAL REPORTING 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

Anderegg	Bramble	Buxton	Christensen
Cullimore	Davis	Escamilla	Fillmore
Grover	Harper	Hemmert	Henderson
Hillyard	Hinkins	Ipson	Iwamoto

Kitchen	Mayne	McCay	Millner
Okerlund	Riebe	Sandall	Stevenson
Thatcher	Vickers	Weiler	Winterton
Adams			

H.B. 6011 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Millner, under suspension of the rules, **H.B. 6012**, PUBLIC EDUCATION FUNDING AND ENROLLMENT AMENDMENTS, was considered read the second and third times. Senators Riebe and Henderson 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

Anderegg	Bramble	Buxton	Christensen
Cullimore	Davis	Escamilla	Fillmore
Grover	Harper	Hemmert	Henderson
Hillyard	Ipson	Iwamoto	Kitchen
Mayne	McCay	Millner	Okerlund
Riebe	Sandall	Stevenson	Thatcher
Vickers	Weiler	Winterton	Adams

Absent or not voting was: Senator Hinkins

H.B. 6012 was signed by the President of the Senate in open session and returned to the House for the signature of the Speaker.

* * *

On motion of Senator Bramble, under suspension of the rules, **H.B. 6013**, CORPORATE INCOME NET LOSS 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

Anderegg	Bramble	Buxton	Christensen
Cullimore	Davis	Escamilla	Fillmore
Grover	Harper	Hemmert	Henderson

Hillyard	Ipson	Iwamoto	Kitchen
Mayne	McCay	Millner	Okerlund
Riebe	Sandall	Stevenson	Thatcher
Vickers	Weiler	Winterton	Adams

Absent or not voting was: Senator Hinkins

H.B. 6013 was signed 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 recessed at 3:47 p.m.

**SEVENTH EXTRAORDINARY SESSION
of the
SIXTY-THIRD LEGISLATURE**

Senators, August 19, 2020

As President of the Senate, I hereby call the Utah Senate into a Seventh Extraordinary Session on Thursday, August 20, 2020, at 4:00 p.m. in the Senate Chamber of the Utah State Capitol, for the purpose of considering the Governor’s appointments dated June 16th, July 21st, and July 29th.

J. Stuart Adams,
President Utah State Senate

The Senate was called to order at 4:00 p.m. with President J. Stuart Adams presiding.

Roll Call – All Senators present

COMMUNICATIONS FROM THE GOVERNOR

Mr. President: July 21, 2020

I am pleased to inform you that I have appointed Ann Marie McIff Allen as a Judge of the Fifth 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. Allen.

Gary R. Herbert
Governor

Mr. President:

August 13, 2020

The Senate Judicial Confirmation Committee met on August 13, 2020, and reports a favorable recommendation for Ms. Ann Marie McIff Allen to be confirmed to the position of Judge in the Fifth District Juvenile Court.

Todd Weiler, Chair

On motion of Senator Weiler, the Senate voted to consent to the appointment of Ms. Allen on the following roll call vote:

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

Voting in the affirmative were: Senators

Bramble	Buxton	Christensen	Cullimore
Davis	Escamilla	Fillmore	Grover
Harper	Hemmert	Henderson	Hillyard
Ipson	Iwamoto	Kitchen	Mayne
McCay	Millner	Okerlund	Riebe
Sandall	Stevenson	Thatcher	Vickers
Weiler	Winterton	Adams	

Absent or not voting were: Senators

Anderegg	Hinkins
----------	---------

COMMITTEE OF THE WHOLE

On motion of Senator Vickers, Judge Ann Marie McIff Allen spoke in Committee of the Whole.

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

* * *

Mr. President:

July 29, 2020

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

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

Gary R. Herbert
Governor

Mr. President:

August 13, 2020

The Senate Judicial Confirmation Committee met on August 13, 2020, and reports a favorable recommendation for Ms. Tasha Marie Williams to be confirmed to the position of Judge in the Second District Juvenile Court.

Todd Weiler, Chair

On motion of Senator Weiler, the Senate voted to consent to the appointment of Ms. Williams on the following roll call vote:

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

Voting in the affirmative were: Senators

Bramble	Buxton	Christensen	Cullimore
Davis	Fillmore	Grover	Harper
Hemmert	Henderson	Hillyard	Ipson
Iwamoto	Kitchen	Mayne	McCay
Millner	Okerlund	Riebe	Sandall
Stevenson	Thatcher	Vickers	Weiler
Winterton	Adams		

Absent or not voting were: Senators

Anderegg	Escamilla	Hinkins
----------	-----------	---------

COMMITTEE OF THE WHOLE

On motion of Senator Vickers, Judge Tasha Williams spoke in Committee of the Whole.

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

COMMUNICATIONS FROM THE GOVERNOR

ADVICE AND CONSENT

Mr. President:

June 16, 2020

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

School and Institutional Trust Lands Board of Trustees (SITLA):

Bryan Harris is appointed to replace Lonnie M. Bullard as a member of the School and Institutional Trust Lands Board of Trustees, a term to expire June 30, 2026. See Utah Code 53C-1-202.

State Charter School Board:

Michelle Monday Smith is reappointed as a member of the State Charter School Board, a term to expire May 31, 2024. See Utah Code 53G-5-201.

James R. Moss Jr. is reappointed as a member of the State Charter School Board, as nominated by the Utah State Board of Education, a term to expire May 31, 2024. See Utah Code 53G-5-201.

Cynthia K. Phillips reappointed as a member of the State Charter School Board, as nominated by the Utah Charter Network, a term to expire May 31, 2024. See Utah Code 53G-5-201.

Stephanie L. Speicher is appointed to replace Kristen Elinkowski as a member of the State Charter School Board, as nominated by the Utah Association of Public Charter Schools (UAPCS), a term to expire May 31, 2024. See Utah Code 53G-5-201.

Utah Indigent Defense Commission:

Ryan W. Loose is reappointed as a member of the Utah Indigent Defense Commission, a term to expire June 15, 2024. See Utah Code 78B-22-402.

Shawn Milne is reappointed as a member of the Utah Indigent Defense Commission, a term to expire June 15, 2024. See Utah Code 78B-22-402.

Alcoholic Beverage Control Commission:

Sophia M. DiCaro is reappointed as a member of the Alcoholic Beverage Control Commission, a term to expire July 1, 2024. See Utah Code 32B-2-201.

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

Gary R. Herbert
Governor

Mr. President:

August 6, 2020

The Retirement and Independent Entities Confirmation Committee held a meeting on August 12, 2020, and reports a favorable recommendation for the

appointment of Bryan Harris as a member of the School and Institutional Trust Lands Board of Trustees.

Wayne Harper, Chair

Mr. President: August 6, 2020

The Senate Business and Labor Confirmation Committee held a meeting on August 6, 2020, and reports a favorable recommendation of Sophia M. DiCaro as a member of the Alcoholic Beverage Control Commission.

Curtis S. Bramble, Chair

Mr. President: August 6, 2020

The Senate Education Confirmation Committee held a meeting on August 3, 2020, and reports a favorable recommendation for the appointment of Stephanie Speicher as a member of the State Charter School Board; and

The Senate Education Confirmation Committee held a meeting on August 3, 2020, and reports a favorable recommendation for the reappointment of Cynthia Phillips as a member of the State Charter School Board; and

The Senate Education Confirmation Committee held a meeting on August 3, 2020, and reports a favorable recommendation for the reappointment of James Moss Jr. as a member of the State Charter School Board; and

The Senate Education Confirmation Committee held a meeting on August 3, 2020, and reports a favorable recommendation for the reappointment of Michelle Monday Smith as a member of the State Charter School Board.

Deidre M. Henderson, Chair

On motion of Senator Hillyard the Senate voted to consent to the appointments as read by Jennifer Storie on the following roll call vote:

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

Voting in the affirmative were: Senators

Bramble	Buxton	Christensen	Cullimore
Davis	Grover	Harper	Hemmert
Henderson	Hillyard	Ipson	Iwamoto
Kitchen	Mayne	McCay	Millner
Okerlund	Riebe	Sandall	Stevenson
Thatcher	Vickers	Weiler	Winterton
Adams			

Absent or not voting were: Senators

Anderegg

Escamilla

Fillmore

Hinkins

* * *

On motion of Senator Vickers, and at 4:31 p.m., the Senate adjourned the Seventh Extraordinary Session sine die.

* * *

The Senate reconvened the 6th Special Session at 4:31 p.m., with President Adams presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President:

August 20, 2020

The House passed, **S.B. 6008**, TOBACCO RETAILER 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, **1st Sub. S.J.R. 601**, JOINT RESOLUTION ON FEDERAL GOVERNMENT PAYMENTS IN LIEU OF TAXES, 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, as amended, **1st Sub. S.B. 6004**, REGULATORY CERTAINTY AMENDMENTS, by Senator R. Winterton, and it is transmitted for further consideration; and

The House passed, **S.B. 6009**, CARES ACT AND COVID-19 ASSISTANCE AND RECOVERY AMENDMENTS, by Senator D. Hemmert, which has been signed by the Speaker, and it is transmitted for the signature of the President.

Megan S. Allen, 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 Adams appointed Senator Hemmert to notify the Governor via email that the Senate has concluded its business in the Sixth Special Session of the 63rd Legislature and is ready to adjourn sine die.

President Adams appointed Senator Millner to notify the House of Representatives via email that the Senate has concluded its business in the Sixth Special Session of the 63rd Legislature and is ready to adjourn sine die.

Senator Hemmert reported that the Governor has been notified via email that the Senate has concluded its business and is ready to adjourn sine die.

Senator Millner reported that the House of Representatives has been notified via email that the Senate has concluded its business and is ready to adjourn sine die.

On motion of Senator Vickers, and at 4:35 p.m., the Senate adjourned sine die.

PAGE INDEX

H.B. 6001 UNIFORM ELECTRONIC WILLS ACT (*V. L. Snow*)
 Read the first time by short title and placed on the calendar 10
 Read the second and third times 15
 Signed by the President and returned to the House 16

H.B. 6002 SUPPLEMENTAL BUDGET BALANCING AND CORONAVIRUS RELIEF APPROPRIATIONS (*B. Last*)
 Read the first time by short title and placed on the calendar 12
 Read the second and third times 19
 Signed by the President and returned to the House 20

H.B. 6003 PREMIUM SUBSIDY AMENDMENTS (*J. Dunnigan*)
 Read the first time by short title and placed on the calendar 10
 Read the second and third times 16
 Signed by the President and returned to the House 16

H.B. 6004 SCHOOL EMERGENCY DRILLS AMENDMENTS (*C. Moss*)
 Read the first time by short title and placed on the calendar 11
 Read the second and third times 16
 Signed by the President and returned to the House 17

H.B. 6005 COSMETOLOGY AND ASSOCIATED PROFESSIONS AMENDMENTS (*M.G. Ballard*)
 Read the first time by short title and placed on the calendar 11
 Read the second and third times 17
 Signed by the President and returned to the House 17

H.B. 6006 ALCOHOL LICENSE AND PERMIT AMENDMENTS (*T. Hawkes*)
 Read the first time by short title and placed on the calendar 11
 Read the second and third times 17
 Signed by the President and returned to the House 18

H.B. 6007 MUNICIPAL ANNEXATION REVISIONS (*C.R. Musselman*)
 Read the first time by short title and placed on the calendar 11
 Read the second and third times 18
 Signed by the President and returned to the House 18

H.B. 6011 PHARMACEUTICAL REPORTING AMENDMENTS (*P. Ray*)
 Read the first time by short title and placed on the calendar 12
 Read the second and third times 20
 Signed by the President and returned to the House 21

H.B. 6012 PUBLIC EDUCATION FUNDING AND ENROLLMENT AMENDMENTS (*J. Moss*)
 Read the first time by short title and placed on the calendar 13
 Read the second and third times 21
 Signed by the President and returned to the House 21

H.B. 6013 CORPORATE INCOME NET LOSS AMENDMENTS (*R. Spendlove*)
 Read the first time by short title and placed on the calendar 20
 Read the second and third times 21
 Signed by the President and returned to the House 22

S.B. 6001 COMMUNITY REINVESTMENT AGENCY MODIFICATIONS (*W. Harper*)
 Read the first time by short title and placed on the calendar 5
 Read the second time 6
 Substituted 6

1st Sub. S.B. 6001 COMMUNITY REINVESTMENT AGENCY MODIFICATIONS (*W. Harper*)
 Read the second and third times 6
 Transmitted to the House 6
 Signed by the President and transmitted to the Governor 12

S.B. 6002 FINANCIAL REPORT DATE AMENDMENT (*C. Bramble*)
 Read the first time by short title and placed on the calendar 4
 Read the second and third times 5
 Transmitted to the House 6
 Signed by the President and transmitted to the Governor 12

S.B. 6003 LAW ENFORCEMENT TUITION REIMBURSEMENT (K. Mayne)
 Read the first time by short title and placed on the calendar 5
 Read the second and third times 6
 Transmitted to the House 7
 Signed by the President and transmitted to the Governor 12

S.B. 6004 REGULATORY CERTAINTY AMENDMENTS (R. Winterton)
 Read the first time by short title and placed on the calendar 5
 Read the second time 7
 Substituted 7

1st Sub. S.B. 6004 REGULATORY CERTAINTY AMENDMENTS (R. Winterton)
 Read the second and third times 7
 Transmitted to the House 8
 Concurrence 19
 Returned to the House 19
 Signed by the President and transmitted to the Governor 27

S.B. 6005 INCOME TAX AMENDMENTS (W. Harper)
 Read the first time by short title and placed on the calendar 5
 Read the second time 8
 Substituted 8

1st Sub. S.B. 6005 INCOME TAX AMENDMENTS (W. Harper)
 Read the second and third times 8
 Transmitted to the House 8
 Signed by the President and transmitted to the Governor 20

S.B. 6006 DEPARTMENT OF HEALTH MODIFICATIONS (A. Christensen)
 Read the first time by short title and placed on the calendar 5
 Read the second time 8
 Substituted 9

1st Sub. S.B. 6006 DEPARTMENT OF HEALTH MODIFICATIONS (A. Christensen)
 Read the second and third times 9
 Transmitted to the House 9
 Signed by the President and transmitted to the Governor 20

S.B. 6007 AMENDMENTS TO ELECTIONS (W. Harper)
 Read the first time by short title and placed on the calendar 5
 Read the second time 9
 Substituted 9

1st Sub. S.B. 6007 AMENDMENTS TO ELECTIONS (W. Harper)
 Read the second and third times 9
 Amendment failed 9
 Transmitted to the House 10
 Signed by the President and transmitted to the Governor 20

S.B. 6008 TOBACCO RETAILER AMENDMENTS (E. Vickers)
 Read the first time by short title and placed on the calendar 5
 Read the second and third times 13
 Transmitted to the House 13
 Signed by the President and transmitted to the Governor 27

S.B. 6009 CARES ACT AND COVID-19 ASSISTANCE AND RECOVERY AMENDMENTS (D. Hemmert)
 Read the first time by short title and placed on the calendar 8
 Read the second time 14
 Amendments 14
 Read the second and third times 15
 Transmitted to the House 15
 Signed by the President and transmitted to the Governor 27

S.J.R. 601 JOINT RESOLUTION ON FEDERAL GOVERNMENT PAYMENTS IN LIEU OF TAXES (R. Okerlund)
 Read the first time by short title and placed on the calendar 5
 Read the second time 13
 Substituted 13

1st Sub. S.J.R. 601 JOINT RESOLUTION ON FEDERAL GOVERNMENT PAYMENTS IN LIEU OF TAXES (R. Okerlund)
 Transmitted to the House 14
 Signed by the President and transmitted to the Governor 27