

JOURNAL
of the
House of Representatives
of the
State of Utah

FIFTY–FOURTH LEGISLATURE
2001 FIRST SPECIAL SESSION

Commencing Wednesday, June 20, 2001
and Ending Wednesday, June 20, 2001

CERTIFICATION

The undersigned, as the duly appointed committee on the revision of the House Journal of the 2001 First Special Session of the Fifty-Fourth Legislature of the State of Utah, do hereby certify that the contents published herein are a full, true and correct record of the proceedings of the session commencing on Wednesday, June 20, 2001 and ending on Wednesday, June 20, 2001.

**COMMITTEE ON REVISION
OF THE HOUSE JOURNAL**

CAROLE E. PETERSON
Chief Clerk

JANICE A. GADD
Journal Clerk

HOUSE JOURNAL
of the
FIFTY–FOURTH LEGISLATURE
of the
STATE OF UTAH
FIRST SPECIAL SESSION
FIRST DAY
*** * ***

House Chamber
State Capitol
Salt Lake City, Utah
June 20, 2001

The House was called to order by Speaker Stephens at 2:05 p.m.

Pledge of Allegiance and prayer by Representative Richard M. Siddoway.

On motion of Representative Garn, the House voted to continue with the same organization for the First Special Session as was constituted during the General Session insofar as it pertained to the Speakership, Majority Leadership and Minority Leadership.

Speaker Stephens appointed Carole E. Peterson as Chief Clerk.

The Chief Clerk read the following:

CERTIFICATION

I, OLENE S. WALKER, LIEUTENANT GOVERNOR OF THE STATE OF UTAH DO HEREBY CERTIFY THAT the attached copy of a Proclamation issued under date of June 7, 2001, and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Proclamation calling the Fifty–fourth Legislature of the State of Utah into a Special Session at the State Capitol at Salt Lake City, Utah, on the 20th day of June, 2001, at 1:30 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 2001 General Session of the Utah State Legislature.

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 State Capitol in Salt Lake
City, Utah, this 7th day of June,
2001.

OLENE S. WALKER
Lieutenant Governor

Communication filed.

PROCLAMATION

WHEREAS, since the adjournment of the 2001 General Session of the Fifty-fourth Legislature of the State of Utah, 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 Legislature into Special Session;

NOW, THEREFORE, I, MICHAEL O. LEAVITT, 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 Fifty-fourth Legislature of the State of Utah into a Special Session at the State Capitol at Salt Lake City, Utah, on the 20th day of June, 2001, at 1:30 p.m., for the following purposes:

1. To consider the creation of the Utah College of Applied Technology and other changes relating to applied technology education.
2. For the Senate to advise and consent to appointments made by the Governor.
3. And, to consider such other measures as may be brought to the attention of the Legislature by supplemental communication from the Governor before or during the Special Session hereby called.

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 State Capitol in Salt Lake
City, Utah, this 7th day of June,
2001.

Michael O. Leavitt
Governor

Communication filed.

SUPPLEMENTAL PROCLAMATION

PURSUANT to Item 3 of the Proclamation issued June 7, 2001, calling the Legislature into special session on June 20, 2001, I add the following items to the agenda for the special session:

1. To reconsider, together with any changes, the following legislation from the 2001 General Session:

A. HB 158, INDIVIDUAL INCOME TAX – ADDITION OF INTEREST TO FEDERAL TAXABLE INCOME;

B. HB 168, NOTICE BY SCHOOL TO CUSTODIAL AND NONCUSTODIAL PARENT;

C. HB 334, INDIVIDUAL INCOME TAX AND CORPORATE FRANCHISE AND INCOME TAX – ENERGY SAVING SYSTEMS CREDITS;

D. HCR 6, RESOLUTION APPROVING WASTE DISPOSAL; and

E. S.B. 222, NOTIFICATION BY FAMILY SERVICES OF NONCUSTODIAL PARENT OF CHILD'S REMOVAL.

2. To reauthorize certain existing fees for the Department of Commerce that were inadvertently left out of legislation authorizing agency fees passed in the 2001 General Session.

3. To consider making technical corrections to the Criminal Code, Code of Criminal Procedure, and Judicial Code, and giving the Board of Pardons and Parole increased discretion regarding the psychological examination of certain offenders.

4. To consider approving any negotiated settlement agreement requiring legislative approval under Title 63, Chapter 38b, State Settlement Agreements.

5. To consider the extent to which a property must be regularly rented as a public sleeping accommodation to become subject to certain taxes within the Sales and Use Tax Act.

6. To consider reenacting Section 78-51-25 dealing with the unauthorized practice of law.

7. To consider changes to the requirements for registering motor vehicles that are provided by motor vehicle manufacturers for short-term use during certain public events in this state.

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 State Capitol in Salt Lake
City, Utah, this 13th day of
June, 2001.

Michael O. Leavitt
Governor

Communication filed.

MISCELLANEOUS BUSINESS

Roll call showed all members present except Representatives Tyler, Philpot and David Clark, excused.

Senators Steele, Walker, and Hale notified the House that the Senate was organized and ready to do business.

On motion of Representative Hatch, the House voted adopt the same House Rules and Joint Rules for the First Special Session as were used in the General Session.

On motion of Representative Becker, the Speaker was authorized to appoint a committee to wait upon the Senate and inform the Honorable Body that the House was organized and ready to do business. The Speaker appointed Representatives Way, Wallace and Beshear.

On motion of Representative Ure, the Speaker was authorized to appoint a committee to act with a like committee from the Senate to wait upon the Governor to inform him the Legislature is organized and ready to receive any communication or message the he may have to offer. The Speaker appointed Representatives Bush, Saunders and McCartney.

Representative Way reported that his committee had waited upon the Senate and informed that honorable Body that the House was organized and ready to do business.

Representative Bush reported that the joint committee had waited upon the Governor and informed him the Legislature is organized and ready to receive any communication or message he may have to offer.

On motion of Representative Garn, the House voted to suspend the constitutional requirement that every bill be read by title three separate times in the House of Representatives and that this suspension apply to all bills and resolutions introduced, as bills and resolutions are considered on second reading, third reading and consent calendars during this legislative session, except as any Representative may request the long title, short title, or both of any House or Senate bill or resolution be read.

INTRODUCTION OF BILLS

NOTICE BY SCHOOL TO CUSTODIAL AND NONCUSTODIAL PARENT

H.B. 1001

Fred J. Fife

THIS ACT REQUIRES A PUBLIC SCHOOL TO NOTIFY THE CUSTODIAL AND ATTEMPT TO NOTIFY THE NONCUSTODIAL PARENT OF A STUDENT WHO IS INJURED OR BECOMES ILL AT THE SCHOOL AND REQUIRES MEDICAL TREATMENT FOR THE INJURY OR ILLNESS AT A FACILITY NOT LOCATED ON THE SCHOOL PREMISES, read the first time by short title and referred to the Rules Committee.

CRIMINAL LAW AMENDMENTS

H.B. 1002

Afton B. Bradshaw

THIS ACT MODIFIES THE CRIMINAL CODE, THE CODE OF CRIMINAL PROCEDURE, AND THE JUDICIAL CODE TO MAKE TECHNICAL CORRECTIONS AND TO GIVE THE BOARD OF PARDONS AND PAROLE DISCRETION REGARDING THE APPOINTMENT OF ALIENISTS FOR THE EXAMINATION OF CERTAIN OFFENDERS. THIS BILL TAKES EFFECT UPON APPROVAL, read the first time by short title and referred to the Rules Committee.

APPLIED TECHNOLOGY EDUCATION GOVERNANCE

H.B. 1003

Ron Bigelow

THIS ACT ESTABLISHES A NEW APPLIED TECHNOLOGY EDUCATION GOVERNANCE STRUCTURE FOR UTAH. THIS ACT

CREATES THE UTAH COLLEGE OF APPLIED TECHNOLOGY AND REGIONAL APPLIED TECHNOLOGY COLLEGES IN UTAH, ESTABLISHES THEIR GOVERNANCE STRUCTURE, AND DEFINES THEIR POWERS AND DUTIES. THIS ACT DEFINES THE GOVERNING AUTHORITY OF THE STATE BOARD OF REGENTS WITH RESPECT TO THE UTAH COLLEGE OF APPLIED TECHNOLOGY AND ITS REGIONAL APPLIED TECHNOLOGY COLLEGES. THIS ACT CREATES THE UTAH COLLEGE OF APPLIED TECHNOLOGY BOARD OF TRUSTEES, ESTABLISHES ITS MEMBERSHIP AND MEETING REQUIREMENTS, AND DEFINES ITS POWERS AND DUTIES. THIS ACT ESTABLISHES REGIONAL APPLIED TECHNOLOGY COLLEGE BOARDS, ESTABLISHES THEIR MEMBERSHIP AND MEETING REQUIREMENTS, AND DEFINES THEIR POWERS AND DUTIES. THIS ACT ESTABLISHES THE OFFICES OF THE PRESIDENT OF THE UTAH COLLEGE OF APPLIED TECHNOLOGY AND THE REGIONAL SUPERINTENDENTS AND DEFINES THEIR APPOINTMENTS, POWERS, AND DUTIES. THIS ACT REPEALS THE STATE BOARD FOR APPLIED TECHNOLOGY AND TRANSFERS MOST OF ITS DUTIES AND RESPONSIBILITIES TO THE STATE BOARD OF EDUCATION. THIS ACT MAKES TECHNICAL AND CONFORMING CHANGES TO OTHER SECTIONS OF THE UTAH CODE TO MAKE THOSE SECTIONS CONSISTENT WITH THE SUBSTANTIVE PROVISIONS OF THIS ACT. THIS ACT ESTABLISHES FUNDING GUIDELINES GOVERNING FUTURE LEGISLATIVE APPROPRIATIONS. THIS ACT REPEALS SUPERSEDED SECTIONS. THIS ACT TAKES EFFECT SEPTEMBER 1, 2001, read the first time by short title and referred to the Rules Committee.

DEPARTMENT OF COMMERCE – FEE APPROVAL

H.B. 1004

Jeff Alexander

THIS ACT APPROVES FEES LEVIED BY THE DEPARTMENT OF COMMERCE THAT WERE APPROVED BY THE COMMERCE AND REVENUE APPROPRIATIONS SUBCOMMITTEE DURING THE 2001 ANNUAL GENERAL SESSION BUT THAT, THROUGH CLERICAL ERROR, WERE NOT INCLUDED IN THE APPROPRIATIONS ACT FOR APPROVAL BY THE ENTIRE LEGISLATURE. THIS ACT TAKES EFFECT IMMEDIATELY, read the first time by short title and referred to the Rules Committee.

**INDIVIDUAL INCOME TAX AND CORPORATE FRANCHISE AND
INCOME TAX – RENEWABLE ENERGY SYSTEMS TAX CREDITS**

H.B. 1005

John E. Swallow

THIS ACT AMENDS THE INDIVIDUAL INCOME TAX ACT AND CORPORATE FRANCHISE AND INCOME TAXES BY REINSTATING TAX CREDITS FOR RENEWABLE ENERGY SYSTEMS FOR TAXABLE YEARS BEGINNING ON OR AFTER JANUARY 1, 2001, BUT BEGINNING ON OR BEFORE DECEMBER 31, 2006, REPEALING THE REQUIREMENT THAT AN INDIVIDUAL TAXPAYER MUST BE A RESIDENT OF THE STATE TO CLAIM A CREDIT, REQUIRING THE PUBLIC UTILITIES AND TECHNOLOGY INTERIM COMMITTEE TO STUDY THE TAX CREDITS, AND MAKING TECHNICAL CHANGES. THIS ACT HAS RETROSPECTIVE OPERATION FOR TAXABLE YEARS BEGINNING ON OR AFTER JANUARY 1, 2001, read the first time by short title and referred to the Rules Committee.

**INDIVIDUAL INCOME TAX – ADDITION OF
INTEREST TO FEDERAL TAXABLE INCOME**

H.B. 1006

Greg J. Curtis

THIS ACT MODIFIES THE INDIVIDUAL INCOME TAX ACT TO PROVIDE THAT FOR TAXABLE YEARS BEGINNING ON OR AFTER JANUARY 1, 2002, INTEREST ON CERTAIN BONDS, NOTES, AND OTHER INDEBTEDNESS OF OTHER STATES OR THE DISTRICT OF COLUMBIA IS SUBJECT TO STATE INDIVIDUAL INCOME TAXATION. THIS ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

RESOLUTION APPROVING WASTE DISPOSAL

H.C.R. 101

David Ure

THIS CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR GIVES APPROVAL FOR THE OPERATION OF A CLASS V LANDFILL IN CEDAR VALLEY IN UTAH COUNTY, TO RECEIVE ONLY CONSTRUCTION AND DEMOLITION WASTE. THE RESOLUTION FOLLOWS APPROVAL TO OPERATE THE LANDFILL PREVIOUSLY GRANTED BY THE DEPARTMENT OF ENVIRONMENTAL QUALITY, read the first time by short title and referred to the Rules Committee.

RULES COMMITTEE REPORT

Mr. Speaker:

June 20, 2001

The Rules Committee recommends that, under suspension of the rules, the following bills and resolutions be considered read for the second time and placed on the Third Reading Calendar:

H.B.1006	Individual Income Tax – Addition of Interest to Federal Taxable Income (G. Curtis)
H.B. 1003	Applied Technology Education Governance (R. Bigelow)
H.C.R. 101	Resolution Approving Waste Disposal (D. Ure)
H.B. 1001	Notice by School to Custodial and Noncustodial Parent (F. Fife)
H.B. 1002	Criminal Law Amendments (A. Bradshaw)
H.B. 1004	Department of Commerce – Fee Approval (J. Alexander)
H.B. 1005	Individual Income Tax and Corporate Franchise and Income Tax – Renewable Energy Systems Tax Credits (J. Swallow)

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

H.B. 1006, H.B. 1003, HCR 101, H.B. 1001, H.B. 1002, H.B. 1004, and H.B. 1005, under suspension of the rules, read for the second time by short title and placed on the Third Reading Calendar.

THIRD READING CALENDAR

H.B. 1006, INDIVIDUAL INCOME TAX – ADDITION OF INTEREST TO FEDERAL TAXABLE INCOME, read the third time by short title and placed on its final passage.

On motion of Representative Ferry, the bill was amended as follows:

1. Page 1, Line 7:
Delete “2002” and insert “2003”
2. Page 2, Line 41:
Delete “2002” and insert “2003”
3. Page 2, Line 42:
Delete “2002” and insert “2003”

Representative Saunders declared a conflict of interest because he invests in bonds. Representative Ferry declared conflict of interest because he represents

clients who invest in bonds. Representatives Arent, Dillree and Morgan declared conflicts of interests due to investments in bonds.

H.B. 1006, as amended, then passed on the following roll call:

Yeas, 47; Nays, 25; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Bennion	Bigelow	Biskupski
Bowman	Bryson	Buttars	S. Clark
D. Cox	Curtis	Daniels	Donnelson
Duckworth	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
Holladay	B. Johnson	King	Lockhart
Murray	Newbold	Pace	Parker
Ray	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Urquhart
Winn	Young	M. Stephens	

Voting in the negative were: Representatives

Arent	Barrus	Beck	Becker
Beshear	Bourdeaux	Bradshaw	Buffmire
Bush	G. Cox	Dayton	Dillree
Ferrin	Jones	Litvack	McCartney
Morgan	Moss	Peterson	Saunders
Thompson	Throckmorton	Ure	Wallace
Way			

Absent or not voting were: Representatives

D. Clark	Philpot	Tyler
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H.B. 1006, as amended, transmitted to the Senate for its consideration.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker:

June 20, 2001

The Senate passed **S.B. 1002**, UNAUTHORIZED PRACTICE OF LAW PROHIBITED, by Senator T. Spencer, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 1001**, NOTIFICATION BY SCHOOL OR FAMILY SERVICES TO NONCUSTODIAL PARENT OF CHILD'S

DISCIPLINE OR REMOVAL, by Senator P. Hellewell, and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **S.B. 1002** and **S.B. 1001**, read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

H.B. 1003, APPLIED TECHNOLOGY EDUCATION GOVERNANCE, read the third time by short title and placed on its final passage.

On motion of Representative Bigelow, the bill was amended as follows:

1. Page 2, Line 38:
After line 38 insert:
“53B–8–105, as last amended by Chapter 121, Laws of Utah 2000”
2. Page 37, Line 1134:
After line 1134 insert:
“Section 29. Section 53B–8–105 is amended to read:
53B–8–105 Scholarships for high school students who complete the requirements for an associate degree in high school -- Exception.
(1) In addition to Centennial Scholarships awarded under Section 53A–15–102 and Career Teaching Scholarships awarded under Title 53B, Chapter 10, Terrill H. Bell Teaching Incentive Loan Program, the State Board of Regents and the State Board of Education shall jointly award New Century scholarships to students in Utah schools who complete the requirements for an associate degree by September 1 of the year they qualify to graduate from high school.
(2) (a) The scholarship may be used at any higher education institution in the state accredited by the Northwest Association of Schools and Colleges that offers baccalaureate programs.
(b) (i) If used at an institution within the state system of higher education, the scholarship is equal in value to 75% of the tuition costs at the selected institution.
(ii) If used at an institution not within the state system of higher education, the scholarship is equal in value to 75% of the tuition costs at the institution, not to exceed 75% of the average tuition costs at the institutions referred in Subsection (2)(b)(i).

(c) Each scholarship is valid for up to two years of full-time equivalent enrollment, or until the requirements for a baccalaureate degree have been met, whichever is shorter.

(d) The State Board of Regents may grant a leave of absence to a scholarship holder, but the scholarship must be used in its entirety within four years after completion of high school.

(3) The New Century scholarship may be canceled at any time by the institution of attendance if the student fails to:

(a) maintain a “B average” for two consecutive semesters; or

(b) make reasonable progress towards the completion of a baccalaureate degree.

(4) (a) The Legislature shall make an annual appropriation from the General Fund to the State Board of Regents for the costs associated with the New Century scholarship program authorized under this section.

(b) It is understood that the appropriation is offset in part by the state moneys that would otherwise be required and appropriated for these students if they were enrolled in a four-year postsecondary program at a state-operated institution.

(5) This section does not apply to a student who completes an associate of applied technology degree from the Utah College of Applied Technology.”

Renumber remaining sections accordingly.

3. Page 26, Lines 782–3:

Delete “after obtaining recommendations from the regional board.”

4. Page 26, Line 784:

After “college” insert “from a list of names submitted to the president by the regional board”

5. Page 40, Line 1206:

After the word “all” insert “operating”

On motion of Representative Bigelow, the bill was amended as follows:

6. Page 20, Line 588:

Delete “appointed by the governor with the consent of the Senate”

7. Page 20, Line 589:

After “Education” insert “appointed by the governor with the consent of the Senate”

8. Page 20, Line 590:
After “Regents” insert “appointed by the governor with the consent of the Senate”
9. Page 20, Line 592:
After “college” insert “appointed by a majority vote of the members of the regional board”
10. Page 20, Line 593:
After “governor” insert “with the consent of the Senate”
11. Page 20, Line 595:
Delete “the governor shall appoint”
12. Page 20, Line 596:
After “trustees” insert “shall be appointed”
13. Page 31, Line 934:
Delete “and”
14. Page 31, Line 949:
Delete the period and insert “; and” and after line 949 insert:
“(11) the representatives of business or industry shall be appointed jointly by the designated members from a list of names provided by local organizations or associations whose members employ workers with applied technology education .”

On motion of Representative Harper, the bill was amended as follows:

15. Page 19, Line 555:
Delete “Except for the initial appointment of a president, the” and insert “The”
16. Page 26, Line 779:
After line 779 insert:
“(4) The mission of a regional applied technology college is limited to applied technology education and may not expand to include credit-based academic programs typically offered by community colleges or other institutions of higher education.”
17. Page 34, Line 1029:
After line 1029 insert:
“(4) If a program advisory committee or other advisory group submits a printed recommendation to the regional board, the board shall

acknowledge the recommendation with a printed response that explains the board action regarding the recommendation and the reasons for the action.”

On motion of Representative Ure, the bill was amended as follows:

18. Page 40, Line 1211:

After line 1211 insert:

“Section 32. Appropriation.

(1) Under the terms and conditions of Section 63–38–3, the following sums of money are appropriated for the fiscal year beginning July 1, 2001 and ending June 30, 2002. This is in addition to amounts appropriated by House Bill 1, 2001 General Session and Senate Bill 3, 2001 General Session. Appropriations referenced below as provided in House Bill 1, 2001 General Session and Senate Bill 3, 2001 General Session remain in effect until September 1, 2001, and any obligations made from the appropriations referenced below in House Bill 1, 2001 General Session and Senate Bill 3, 2001 General Session between July 1, 2001 and September 1, 2001 will reduce the amounts appropriated below. In cases where a portion of the following sums has been obligated between July 1, 2001 and September 1, 2001, the unobligated balance of each of the debited line items shall supercede the amounts indicated below in both the debited and corresponding credited items.

Item 1 To State Board of Applied Technology Education
Public Education Applied Technology Center Service Regions
From Uniform School Fund (1,947,000)

Schedule of Programs:

Mountainlands (771,200)

Southeast (226,100)

Southwest (949,700)

To transfer funds provided by Item 80, House Bill 1, 2001 General Session.

Item 2 To Mountainlands Applied Technology College
From Income Tax 771,200

Schedule of Programs:

Mountainlands Applied Technology College 771,200

To transfer funds provided by Item 80, House Bill 1, 2001 General Session.

Item 3 To Southeast Applied Technology College
From Income Tax 226,100

Schedule of Programs:

Southeast Applied Technology College 226,100
To transfer funds provided by Item 80, House Bill 1, 2001 General Session.

Item 4 To Southwest Applied Technology College
From Income Tax 675,800
Schedule of Programs:
Southwest Applied Technology College 675,800
To transfer funds provided by Item 80, House Bill 1, 2001 General Session.

Item 5 To Dixie Applied Technology College
From Income Tax 273,900
Schedule of Programs:
Dixie Applied Technology College 273,900
To transfer funds provided by Item 80, House Bill 1, 2001 General Session.

Item 6 To State Board of Applied Technology Education
Applied Technology Center/Applied Technology
Center Service Region Development
From Uniform School Fund (2,700,000)
Schedule of Programs:
ATC/ATCSR Development (2,700,000)
To transfer funds provided by Item 81, House Bill 1, 2001 General Session.

Item 7 To Utah College of Applied Technology Administration
From Income Tax 2,700,000
Schedule of Programs:
Development 1,700,000
Equipment 1,000,000
To transfer funds provided by Item 81, House Bill 1, 2001 General Session.

Item 8 To State Board of Applied Technology Education
Custom Fit
From Uniform School Fund (3,366,500)
From Beginning Nonlapsing
Appropriation Balances (112,100)
From Closing Nonlapsing
Appropriation Balances 112,100
Schedule of Programs:
Custom Fit (3,366,500)
To transfer funds provided by Item 82, House Bill 1, 2001 General Session.

Item 9 To Utah College of Applied Technology – Administration
From Income Tax 3,366,500

From Beginning Nonlapsing Appropriation Balances 112,100
From Closing Nonlapsing
Appropriation Balances (112,100)
Schedule of Programs:
Custom Fit 3,366,500
To transfer funds provided by Item 82, House Bill 1, 2001 General Session.

Item 10 To State Board of Applied Technology Education
Higher Education Applied Technology Center Service Regions
From General Fund (1,221,500)
From Income Tax (56,100)
Schedule of Programs:
Applied Technology Center
Service Regions (1,277,600)
To transfer funds provided by Item 83, House Bill 1, 2001 General Session.

Item 11 To Mountainlands Applied Technology College
From General Fund 417,600
Schedule of Programs:
Mountainlands Applied Technology College 417,600
To transfer funds provided by Item 83, House Bill 1, 2001 General Session.

Item 12 To Southeast Applied Technology College
From General Fund 283,200
Schedule of Programs:
Southeast Applied Technology College 283,200
To transfer funds provided by Item 83, House Bill 1, 2001 General Session.

Item 13 To Southwest Applied Technology College
From General Fund 270,300
Schedule of Programs:
Southwest Applied Technology College 270,300
To transfer funds provided by Item 83, House Bill 1, 2001 General Session.

Item 14 To Dixie Applied Technology College
From General Fund 109,500
Schedule of Programs:
Dixie Applied Technology College 109,500
To transfer funds provided by Item 83, House Bill 1, 2001 General Session.

Item 15 To Utah College of Applied Technology – Administration
From General Fund 140,900
From Income Tax 56,100

Schedule of Programs:Administration 197,000To transfer funds provided by Item 83, House Bill 1, 2001 General Session.Item 16 To Snow CollegeSnow College South SecondaryFrom General Fund (103,000)From Uniform School Fund (153,300)From Income Tax (761,000)Schedule of Programs:Snow South Secondary (1,017,300)To transfer funds provided by Item 176, House Bill 1, 2001 General Session.Item 17 To Central Applied Technology CollegeFrom General Fund 103,000From Income Tax 914,300Schedule of Programs:Central Applied Technology College 1,017,300To transfer funds provided by Item 176, House Bill 1, 2001 General Session.Item 18 To State Board of Education State Office of EducationFrom Uniform School Fund (197,000)Schedule of Programs:Applied Technology Education (197,000)To transfer funds provided by Item 231, House Bill 1, 2001 General Session.Item 19 To Utah College of Applied Technology – AdministrationFrom Income Tax 197,000Schedule of Programs:Administration 197,000To transfer funds provided by Item 231, House Bill 1, 2001 General Session.Item 20 To State Board of Applied Technology EducationApplied Technology Center/Applied Technology CenterService Region DevelopmentFrom Uniform School Fund, One-time (600,000)Schedule of Programs:ATC/ATCSR Equipment (400,000)Administration (200,000)To transfer funds provided by Item 55, Senate Bill 3, 2001 General Session.Item 21 To Utah College of Applied Technology – AdministrationFrom Income Tax, One Time 200,000

Schedule of Programs:

Administration 200,000

To transfer funds provided by Item 55, Senate Bill 3, 2001 General Session.

Item 22 To Salt Lake/Tooele Applied Technology College

From Income Tax, One-time 400,000

Schedule of Programs:

Salt Lake/Tooele Applied Technology College 400,000

To transfer funds provided by Item 55, Senate Bill 3, 2001 General Session.

Item 23 To State Board of Applied Technology Education

Custom Fit

From Uniform School Fund.

One-time (500,000)

Schedule of Programs:

Custom Fit (500,000)

To transfer funds provided by Item 56, Senate Bill 3, 2001 General Session.

Item 24 To Utah College of Applied Technology Administration

From Income Tax, One-time 500,000

Schedule of Programs:

Custom Fit 500,000

To transfer funds provided by Item 56, Senate Bill 3, 2001 General Session.

Item 25 To Southwest Applied Technology Center Service Region General

From Income Tax (571,500)

From Income Tax, One-time (157,300)

Schedule of Programs

Southwest Applied Technology Center

Service Region (728,800)

To transfer funds provided by Item 63, Senate Bill 3, 2001 General Session.

Item 26 To Southwest Applied Technology College

From Income Tax 257,200

From Income Tax, One-time 70,800

Schedule of Programs:

Southwest Applied Technology College 328,000

To transfer funds provided by Item 63, Senate Bill 3, 2001 General Session.

Item 27 To Dixie Applied Technology College

From Income Tax 314,300

From Income Tax, One-time 86,500

Schedule of Programs:

Dixie Applied Technology College 400,800
To transfer funds provided by Item 63, Senate Bill 3, 2001 General Session.

Item 28 To Snow College South General

From Income Tax (240,800)
From Income Tax, One-time (206,200)

Schedule of Programs:

Snow College South (447,000)

To transfer funds provided by Item 65, Senate Bill 3, 2001 General Session.

Item 29 To Central Applied Technology College Secondary Students

From Income Tax 240,800
From Income Tax, One-time 206,200

Schedule of Programs:

Secondary Students 447,000

To transfer funds provided by Item 65, Senate Bill 3, 2001 General Session.

(2) Effective September 1, 2001, the unobligated balance of the appropriations made in House Bill 1, 2001 General Session, and Senate Bill 3, 2001 General Session, to the Bridgerland Applied Technology Center, Ogden-Weber Applied Technology Center, Davis Applied Technology Center, Wasatch Front South Applied Technology Center, Uintah Basin Applied Technology Center, Mountainlands Applied Technology Center Service Region, and Southeast Applied Technology Center Service Region shall be transferred to their successor applied technology colleges.”

Renumber remaining sections accordingly.

On motion of Representative Curtis, the bill was amended as follows:

19. Page 2, Line 35:

After line 35 insert:

“53B-2-102, as last amended by Chapter 58, Laws of Utah 1991”

20. Page 15, Line 433:

After line 434 insert:

“Section 14. Section 53B-2-102 is amended to read:

53B-2-102. Board to appoint president for each institution -- Public disclosure.

(1) The board, after consulting with the institution’s board of trustees, [~~appoints~~] shall appoint a president for each institution in the state system of higher education who [~~serves~~] shall serve at its pleasure and at such salary as it may determine.

(2) The names of the final candidates for a president that are submitted to the board for consideration shall be publicly disclosed.

(3) This section does not apply to the Utah College of Applied Technology.”

On motion of Representative Siddoway, the bill was amended as follows:

21. Page 36, Line 1091:

After line 1091 insert:

“(7)(a) The higher education institution for the region shall have the first opportunity to offer the general education courses that are required for an associate of applied technology degree offered by a regional applied technology college, at the applied technology college site.

(b) The general education courses described in Subsection (7)(a) shall be defined by the higher education institution for the region.

(c) If the higher education institution for the region is unable to offer the courses described in Subsection (7)(a), other institutions of higher education may offer those courses.”

On motion of Representative Lockhart, the bill was amended as follows:

22. Page 7, Line 196:

After “(9)” insert “(a)”

23. Page 7, Line 197:

After line 197 insert:

“(b) The chairperson shall set the meeting agenda.”

24. Page 8, Line 215:

Bracket “developing” and insert “distributing” and bracket “and minutes”

25. Page 8, Line 219:

After line 219 insert:

“(c) Staff assistance shall include maintaining minutes.”

26. Page 13, Line 396:

After the word “rights” delete the word “but” and insert the word “and” and after the word “may” delete the word “not”

27. Page 13, Line 397:

After the word “chair,” delete the word “or” and insert the words “but not”

On motion of Representative B. Johnson, the bill was amended as follows:

28. Page 34, Line 1024:
Delete "the Richfield Center" and insert "Snow College South"

On motion of Representative Pace, the bill was amended as follows:

29. Page 1, Line 15:
Delete "superintendents" and insert "presidents"
30. Page 19, Line 563:
Delete "superintendents" and insert "regional presidents"
31. Page 19, Line 569:
Delete "superintendents" and insert "regional presidents"
32. Page 26, Line 783:
Delete "superintendent" and insert "regional president"
33. Page 26, Line 786:
Delete "superintendent" and insert "regional president"
34. Page 33, Line 1016:
Delete "superintendent" and insert "regional president"
35. Page 34, Line 1036:
Delete "superintendent" and insert "regional president"

H.B. 1003, as amended, then passed on the following roll call:

Yeas, 50; Nays, 22; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Alexander	S. Allen	Barrus
Beck	Bennion	Beshear	Bigelow
Bowman	Bradshaw	Bryson	Bush
S. Clark	D. Cox	Curtis	Dillree
Donnelson	Ferrin	Ferry	Garn
Hansen	Harper	Hatch	Hogue
Holdaway	Holladay	B. Johnson	Jones
Lockhart	Morgan	Murray	Newbold
Parker	Peterson	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Ure	Urquhart	Wallace	Way
Young	M. Stephens		

Voting in the negative were: Representatives

Adair	Anderson	Arent	Becker
Biskupski	Bourdeaux	Buffmire	Buttars
G. Cox	Daniels	Dayton	Duckworth
Fife	Goodfellow	Gowans	Hendrickson
King	Litvack	McCartney	Moss
Pace	Winn		

Absent or not voting were: Representatives

D. Clark	Philpot	Tyler
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H.B. 1003, as amended, transmitted to the Senate for its consideration.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: June 20, 2001

The Senate passed **S.J.R. 101**, RESOLUTION APPROVING SETTLEMENT FOR PRIVATE PRISON, by Senator D. Gladwell, and it is transmitted for consideration; and

The Senate passed **S.B. 1004**, REGISTRATION AND TAXATION OF VEHICLES FOR SPORTS EVENTS, by Senator J. Hickman, and it is transmitted for consideration; and

The Senate passed **S.B. 1003**, TAXES ON RENTALS OF PUBLIC SLEEPING ACCOMMODATIONS, by Senator J. Valentine, and it is transmitted for consideration; and

The Senate passed **S.J.R. 102**, RESOLUTION APPROVING TOBACCO LAWSUIT SETTLEMENT, by Senator Steele, and it is transmitted for consideration; and

The Senate passed, **H.B. 1006**, INDIVIDUAL INCOME TAX – ADDITION OF INTEREST TO FEDERAL TAXABLE INCOME, by Representative G. Curtis, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **S.J.R. 101**, **S.B. 1004**, **S.B. 1003**, and **S.J.R. 102**, read the first time by short title and referred to the Rules Committee.

H.B. 1006 was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

THIRD READING CALENDAR

H.C.R. 101, RESOLUTION APPROVING WASTE DISPOSAL, read the third time by short title and placed on its final passage.

On motion of Representative Ure, the House voted to circle **H.C.R. 101**.

* * *

H.B. 1001, NOTICE BY SCHOOL TO CUSTODIAL AND NONCUSTODIAL PARENT, read the third time by short title and placed on its final passage.

H.B. 1001, as amended, then failed to pass on the following roll call:

Yeas, 37; Nays, 33; Absent or not voting, 5.

Voting in the affirmative were: Representatives

S. Allen	Anderson	Arent	Beck
Becker	Bennion	Biskupski	Bowman
Bradshaw	Bryson	Buffmire	Bush
G. Cox	Daniels	Dayton	Duckworth
Ferry	Fife	Goodfellow	Gowans
Hansen	Hendrickson	Hogue	Jones
King	Litvack	McCartney	Morgan
Moss	Newbold	Saunders	Seitz
Shurtliff	G. Snow	Urquhart	Wallace
Young			

Voting in the negative were: Representatives

Aagard	Adair	Alexander	Barrus
Beshear	Bigelow	Buttars	S. Clark
D. Cox	Curtis	Donnelson	Ferrin
Garn	Harper	Hatch	Holdaway
Holladay	B. Johnson	Lockhart	Murray
Pace	Parker	Peterson	Ray
Siddoway	Styler	Swallow	Thompson
Throckmorton	Ure	Way	Winn
M. Stephens			

Absent or not voting were: Representatives

Bourdeaux	D. Clark	Dillree	Philpot
Tyler			

H.B. 1001 was filed.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess for 30 minutes.

* * *

Speaker Stephens called the House to order at 7:20 p.m.

* * *

On motion of Representative Garn, the House voted to reconsider its action on **H.B. 1001**.

RECONSIDERATION OF H.B. 1001

H.B. 1001, NOTICE BY SCHOOL TO CUSTODIAL AND NONCUSTODIAL PARENT, was before the House upon reconsideration.

On motion of Representative Thompson, the bill was amended as follows:

1. Page 1, Line 6:
After “and” delete “attempt” and insert “make reasonable efforts”
2. Page 1, Line 16:
After “parent.” delete “attempt” and insert “make reasonable efforts”
3. Page 1, Line 21:
After “or” delete “attempt” and insert “make reasonable efforts”

These amendments were approved on June 20, 2001, by the Health and Human Services Interim Committee with a vote of 14 – 0 – 3.

H.B. 1001, as amended, then passed on the following roll call:

Yeas, 68; Nays, 3; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	S. Clark
G. Cox	Curtis	Daniels	Dayton

Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	Holladay	B. Johnson
Jones	King	Litvack	Lockhart
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Swallow	Thompson
Throckmorton	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Voting in the negative were: Representatives

Beshear D. Cox Styler

Absent or not voting were: Representatives

D. Clark Garn Philpot Tyler

H.B. 1001, as amended, transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Ure, the House voted to uncircle **H.C.R. 101**.

H.C.R. 101, RESOLUTION APPROVING WASTE DISPOSAL, was before the House upon its final passage.

On motion of Representative Urquhart, the bill was amended as follows:

1. Page 1, Lines 6, 11, 13, 23 and 24:
Delete "Class V"
2. Page 2, Line 28:
Delete "Class V"
3. Page 2, Line 30:
After the word "waste" insert "as defined in Section 19-6-102" and after the "period" insert the following: "Any other types of waste require additional legislative approval."

H.C.R. 101, as amended, then passed on the following roll call:

Yeas, 53; Nays, 16; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Barrus	Bennion	Beshear
Bigelow	Bowman	Bryson	Bush
Buttars	S. Clark	G. Cox	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	Holladay	B. Johnson	Jones
Lockhart	Moss	Murray	Newbold
Pace	Parker	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Swallow	Thompson	Throckmorton	Ure
Urquhart	Wallace	Way	Winn
Young			

Voting in the negative were: Representatives

Arent	Beck	Becker	Biskupski
Bourdeaux	Bradshaw	Buffmire	D. Cox
Fife	Goodfellow	King	Litvack
McCartney	Morgan	Peterson	Styler

Absent or not voting were: Representatives

D. Clark	Curtis	Garn	Philpot
Tyler	M. Stephens		

H.C.R. 101, as amended, transmitted to the Senate for its consideration

THIRD READING CALENDAR

H.B. 1002, CRIMINAL LAW AMENDMENTS, read for the third time by short title and placed on its final passage.

H.B. 1002, then passed on the following roll call:

Yeas, 66; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	S. Clark

G. Cox	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	Holladay	B. Johnson	Jones
King	Litvack	Lockhart	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Ure	Urquhart	Wallace	Way
Winn	Young		

Absent or not voting were: Representatives

Biskupski	D. Clark	D. Cox	Curtis
Garn	Philpot	Throckmorton	Tyler
M. Stephens			

H.B. 1002, transmitted to the Senate for its consideration.

* * *

H.B. 1004, DEPARTMENT OF COMMERCE–FEE APPROVAL, read for the third time by short title and placed on its final passage.

On motion of Representative Alexander, the bill was amended as follows:

1. Page 1, Line 18:
Delete the figure “2001” and insert “2002”

H.B. 1004, as amended, then passed on the following roll call:

Yeas, 66; Nays, 1; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
S. Clark	G. Cox	Dayton	Dillree
Duckworth	Ferrin	Ferry	Fife
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway

Holladay	B. Johnson	Jones	King
Litvack	Lockhart	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Ure	Urquhart	Wallace	Way
Winn	Young		

Voting in the negative was: Representative Donnelson

Absent or not voting were: Representatives

D. Clark	D. Cox	Curtis	Daniels
Garn	Philpot	Tyler	M. Stephens

H.B. 1004, as amended, transmitted to the Senate for its consideration.

* * *

H.B. 1005, INDIVIDUAL INCOME TAX AND CORPORATE FRANCHISE AND INCOME TAX – RENEWABLE ENERGY SYSTEMS TAX CREDITS, read for the third time by short title and placed on its final passage.

On motion of Representative Becker, the bill was amended as follows:

1. Page 10, Line 292:
After “interim” insert “. including an analysis of the appropriate credit amounts”
2. Page 10, Line 297:
After “Committee” insert “and the Government Revenue and Tax System Task Force”

These amendments were approved on June 20, 2001 by the Public Utilities and Technology Interim Committee with a vote of 13 – 1 – 4.

H.B. 1005, as amended, then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck

Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
S. Clark	D. Cox	G. Cox	Curtis
Daniels	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
Holladay	B. Johnson	Jones	King
Litvack	Lockhart	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

D. Clark	Dayton	Philpot	Tyler
Ure			

H.B. 1005, as amended, transmitted to the Senate for its consideration.

SUPPLEMENTAL PROCLAMATION

PURSUANT to Item 3 of the Proclamation issued June 7, 2001, calling the Legislature into special session on June 20, 2001, and in addition to the supplemental proclamation issued June 13, 2001, I add the following items to the agenda for the special session:

1. To consider changing the effective date of HB 88, PRIVATE RECORDS UNDER GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT, from the 2001 General Session.

2. To consider changes to the Utah Revised Nonprofit Corporation Act dealing with action by written ballots, issues involving quorum, voting requirements, transition to the Utah Revised Nonprofit Corporation Act, and technical corrections.

3. To consider changes to the Uniform Probate Code dealing with the duties of an attorney-in-fact or agent if the principal becomes incapacitated or disabled.

4. To consider amending the Individual Income Tax Act to provide that the amount of a federal tax credit or advance refund amount allowed as a result of the

federal Economic Growth and Tax Relief Reconciliation Act of 2001 is not subject to state individual income taxation.

5. To consider changes to the requirements for registering and taxing motor vehicles that are provided by motor vehicle manufacturers for short-term use during certain events in this state.

6. To consider changing SB 48, PASSENGER LIMITATIONS FOR YOUNG DRIVERS from the 2001 General Session, clarifying its application only to driver licenses issued on or after July 1, 2001.

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 State Capitol in Salt Lake
City, Utah, this 20th day of
June, 2001.

Michael O. Leavitt
Governor

Communication filed.

INTRODUCTION OF BILLS AND RESOLUTIONS

PRIVATE RECORDS UNDER GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT

H.B. 1007

Cindy Beshear

THIS ACT MODIFIES THE GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT (GRAMA). GRAMA CURRENTLY REQUIRES THAT CERTAIN INFORMATION ABOUT A GOVERNMENT EMPLOYEE BE CLASSIFIED "PRIVATE." THIS ACT AUTHORIZES GOVERNMENT EMPLOYEES TO GIVE WRITTEN NOTICE OF THEIR STATUS AS GOVERNMENT EMPLOYEES TO OTHER GOVERNMENTAL ENTITIES IN ORDER TO ENSURE THAT THOSE ENTITIES CLASSIFY PERSONAL INFORMATION ABOUT GOVERNMENT EMPLOYEES AS "PRIVATE." THIS ACT CORRECTS CROSS-REFERENCES CONTAINED IN OTHER SECTIONS OF STATUTE. THIS ACT REMOVES ANY LIABILITY FOR DAMAGES THAT A GOVERNMENT ENTITY OR GOVERNMENT EMPLOYEE MAY HAVE IF THEY NEGLIGENTLY DISCLOSE CERTAIN PRIVATE RECORDS. THIS ACT REPEALS THE PREDECESSOR BILL

PASSED IN THE 2001 ANNUAL GENERAL SESSION AND REPLACES IT WITH AMENDMENTS AS DESCRIBED ABOVE. THIS ACT TAKES EFFECT JULY 1, 2002. THIS ACT PROVIDES INSTRUCTIONS FOR PREPARING THE UTAH CODE DATABASE, read the first time by short title and referred to the Rules Committee.

**INDIVIDUAL INCOME TAX — 2001 FEDERAL
RATE BRACKET BENEFIT**

H.B. 1008

Matt Throckmorton

THIS ACT MODIFIES THE INDIVIDUAL INCOME TAX ACT BY PROVIDING THAT A FEDERAL INDIVIDUAL INCOME TAX CREDIT OR ADVANCE REFUND AMOUNT ALLOWED AS A RESULT OF THE 2001 FEDERAL RATE BRACKET BENEFIT IS NOT SUBJECT TO STATE INDIVIDUAL INCOME TAXATION, AND MAKING TECHNICAL CHANGES. THIS ACT HAS RETROSPECTIVE OPERATION FOR TAXABLE YEARS BEGINNING ON OR AFTER JANUARY 1, 2001, read the first time by short title and referred to the Rules Committee.

**PASSENGER LIMITATIONS FOR YOUNG
DRIVERS – PROSPECTIVE APPLICATION**

H.B. 1009

Jeff Alexander

THIS ACT MODIFIES THE EFFECTIVE DATE OF PASSENGER LIMITATIONS FOR YOUNG DRIVERS ENACTED IN S.B. 48 DURING THE 2001 GENERAL SESSION. THE PASSENGER LIMITATIONS APPLY ONLY TO A PERSON WHOSE DRIVER LICENSE IS ISSUED ON OR AFTER JULY 1, 2001, read the first time by short title and referred to the Rules Committee.

RULES COMMITTEE REPORT

Mr. Speaker:

June 20, 2001

The Rules Committee recommends that, under suspension of the rules, the following bills and resolutions be considered read for the second time and placed on the Third Reading Calendar for Senate bills:

- | | |
|------------------|--|
| S.B. 1001 | Notification by School or Family Services to Noncustodial Parent of Child's Discipline or Removal (P. Hellewell) |
| S.B. 1003 | Taxes on Rentals of Public Sleeping Accommodations (J. Valentine) |
| S.B. 1004 | Registration and Taxation of Vehicles for Sports Events (J. Hickman) |

- S.J.R. 101** Resolution Approving Settlement for Private Prison
(D. Gladwell)
- S.J.R. 102** Resolution Approving Tobacco Lawsuit Settlement
(D. Steele)

Thomas Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted. **S.B. 1001, S.B. 1003, S.B. 1004, S.J.R. 101, and S.J.R. 102**, under suspension of the rules, were read for the second time and placed on the Third Reading Calendar.

MISCELLANEOUS BUSINESS

On motion of Representative Hatch, the House voted, under suspension of the rules, to lift **H.B. 1007, HB. 1008, and H.B. 1009**, from the Rules Committee, consider them read for the second time by short title and placed on the Third Reading Calendar.

THIRD READING CALENDAR

H.B. 1007, PRIVATE RECORDS UNDER GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT, read for the third time by short title and placed on its final passage.

HB. 1007, then passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Agaard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
S. Clark	D. Cox	G. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	Holladay	B. Johnson	Jones
King	Litvack	Lockhart	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Ray
Saunders	Seitz	Shurtliff	Siddoway

G. Snow	Styler	Swallow	Thompson
Throckmorton	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

D. Clark	Philpot	Tyler	Ure
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H.B. 1007, transmitted to the Senate for its consideration.

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H.B. 1008, INDIVIDUAL INCOME TAX 2001 FEDERAL RATE BRACKET BENEFIT, read for the third time and placed on its final passage.

HB. 1008, then passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
S. Clark	D. Cox	G. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	Holladay	B. Johnson	Jones
King	Litvack	Lockhart	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

D. Clark	Philpot	Tyler	Ure
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H.B. 1008, transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted, under suspension of the rules, to move to the Senate Calendar.

THIRD READ CALENDAR

S.B. 1001, NOTIFICATION BY SCHOOL OR FAMILY SERVICES TO NONCUSTODIAL PARENT OF CHILD’S DISCIPLINE OR REMOVAL, read for the third time by short title and placed on its final passage.

On motion of Representative Lockhart, the House voted to circle **S.B. 1001**.

* * *

S.B. 1003, TAXES ON RENTALS OF PUBLIC SLEEPING ACCOMMODATIONS, read for the third time by short title and placed on its final passage.

On motion of Representative Harper, the House voted to circle **S.B. 1003**.

* * *

S.B. 1004, REGISTRATION AND TAXATION OF VEHICLES FOR SPORTS EVENTS, read for the third time by short title and placed on its final passage.

S.B. 1004, then passed on the following roll call:

Yeas, 63; Nays, 8; Absent or not voting, 4.

Voting in the affirmative were: Representatives

- | | | | |
|--------------|-------------|-------------|-----------|
| Agard | Adair | Alexander | S. Allen |
| Anderson | Arent | Barrus | Beck |
| Becker | Beshear | Bigelow | Biskupski |
| Bourdeaux | Bowman | Bradshaw | Buffmire |
| Bush | Buttars | S. Clark | D. Cox |
| G. Cox | Daniels | Dillree | Donnelson |
| Duckworth | Ferrin | Ferry | Fife |
| Garn | Goodfellow | Gowans | Hansen |
| Hatch | Hendrickson | Hogue | Holdaway |
| Holladay | B. Johnson | Jones | King |
| Litvack | Lockhart | McCartney | Morgan |
| Moss | Murray | Pace | Parker |
| Peterson | Saunders | Seitz | Shurtliff |
| Siddoway | G. Snow | Styler | Swallow |
| Throckmorton | Urquhart | Wallace | Way |
| Winn | Young | M. Stephens | |

Voting in the negative were: Representatives

Bennion	Bryson	Curtis	Dayton
Harper	Newbold	Ray	Thompson

Absent or not voting were: Representatives

D. Clark	Philpot	Tyler	Ure
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S.B. 1004 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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S.J.R. 101, RESOLUTION APPROVING SETTLEMENT FOR PRIVATE PRISON, read for the third time by short title and placed on its final passage.

S.J.R. 101, then passed on the following roll call:

Yeas, 55; Nays, 16; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
S. Clark	D. Cox	G. Cox	Curtis
Daniels	Dillree	Duckworth	Ferry
Fife	Gowans	Hogue	Holdaway
Holladay	Jones	King	Litvack
Lockhart	McCartney	Morgan	Moss
Murray	Pace	Parker	Peterson
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Swallow	Throckmorton
Wallace	Winn	Young	

Voting in the negative were: Representatives

Dayton	Donnelson	Ferrin	Garn
Goodfellow	Hansen	Harper	Hatch
Hendrickson	B. Johnson	Newbold	Styler
Thompson	Urquhart	Way	M. Stephens

Absent or not voting were: Representatives

D. Clark	Philpot	Tyler	Ure
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S.J.R. 101 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Lt. Governor.

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S.J.R. 102, RESOLUTION APPROVING TOBACCO LAWSUIT SETTLEMENT, read for the third time by short title and placed on its final passage.

S.J.R. 102, then passed on the following roll call:

Yeas, 49; Nays, 22; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Becker	Bennion	Bigelow	Bourdeaux
Bowman	Bradshaw	Bryson	Bush
Buttars	S. Clark	D. Cox	G. Cox
Curtis	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Hansen	Harper
Hatch	Hogue	Holladay	B. Johnson
Lockhart	Murray	Newbold	Pace
Parker	Peterson	Ray	Saunders
Seitz	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Voting in the negative were: Representatives

Anderson	Arent	Barrus	Beck
Beshear	Biskupski	Buffmire	Daniels
Dayton	Fife	Garn	Goodfellow
Gowans	Hendrickson	Holdaway	Jones
King	Litvack	McCartney	Morgan
Moss	Shurtliff		

Absent or not voting were: Representatives

D. Clark	Philpot	Tyler	Ure
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S.J.R. 102, was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: June 20, 2001

The Senate passed, **HB. 1001**, NOTICE BY SCHOOL TO CUSTODIAL AND NONCUSTODIAL PARENT, by Representative Fife, which has been signed by the President and it is transmitted for the signature of the Speaker, and

The Senate passed, **HB. 1004**, DEPARTMENT OF COMMERCE FEE APPROVAL, by Representative Alexander, which has been signed by the President and it is transmitted for the signature of the Speaker, and

The Senate passed, **HB. 1002**, CRIMINAL LAW AMENDMENTS, by Representative Bradshaw, which has been signed by the President and it is transmitted for the signature of the Speaker, and

The Senate passed, **HB. 1005**, INDIVIDUAL INCOME TAX AND CORPORATE FRANCHISE AND INCOME TAX – RENEWABLE ENERGY SYSTEMS TAX CREDITS, by Representative Swallow, which has been signed by the President and it is transmitted for the signature of the Speaker, and

The Senate passed, **HB. 1007**, PRIVATE RECORDS UNDER GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT, by Representative Beshear, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **HB. 1008**, INDIVIDUAL INCOME TAX 2001 FEDERAL RATE BRACKET BENEFIT, by Representative Throckmorton, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **H.B. 1001, H.B. 1004, H.B. 1002, H.B. 1005, H.B. 1007**, and **H.B. 1008** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

* * *

Mr. Speaker: June 20, 2001

The Senate passed **S.B. 1005**, UTAH REVISED NONPROFIT CORPORATION ACT AMENDMENTS, by Senator L. Hillyard, and it is transmitted for consideration; and

The Senate passed **S.B. 1006**, UNIFORM PROBATE CODE – POWER OF ATTORNEY AMENDMENTS, by Senator J. Valentine, and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **S.B. 1005** and **S.B. 1006**, read for the first time by short title and referred to the Rules Committee.

UNFINISHED BUSINESS

On motion of Representative Harper, the House voted to uncircle **S.B. 1003**.

S.B. 1003, TAXES ON RENTALS OF PUBLIC SLEEPING ACCOMMODATIONS, was before the House on its final passage.

S.B. 1003, then passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
S. Clark	D. Cox	G. Cox	Curtis
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
Holladay	B. Johnson	Jones	King
Litvack	Lockhart	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

D. Clark	Daniels	Philpot	Tyler
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S.B. 1003, was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Hatch, under suspension of the rules, the House voted to lift from the Rules Committee **S.B. 1005** and **S.B. 1006**, consider them read for the second time by short title and placed on the Third Reading Calendar.

* * *

On motion of Representative Garn, the House voted to move to the House Calendar.

THIRD READING CALENDAR

H.B. 1009, PASSENGER LIMITATIONS FOR YOUNG DRIVERS – PROSPECTIVE APPLICATION, read for the third time and placed on its final passage.

HB. 1009, then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
S. Clark	D. Cox	G. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	Holladay	B. Johnson	Jones
King	Litvack	Lockhart	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

D. Clark Philpot Tyler

H.B. 1009, transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, under suspension of the rules, the House voted to move to the Senate Calendar.

* * *

On motion of Representative Swallow, the House voted to reconsider its action on **S.J.R. 102**.

* * *

On motion of Representative Garn, the House voted to recess.

The Speaker called the House to order at 9:45 p.m.

RECONSIDERATION OF S.J.R. 102

S.J.R. 102, RESOLUTION APPROVING TOBACCO LAWSUIT SETTLEMENT, was before the House upon its reconsideration.

S.J.R. 102, then passed on the following roll call:

Yeas, 53; Nays, 17; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Barrus	Becker	Bennion	Bigelow
Bourdeaux	Bowman	Bradshaw	Bryson
Bush	Buttars	S. Clark	D. Cox
G. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Garn	Gowans	Hansen	Harper
Hatch	Hogue	Holladay	B. Johnson
Lockhart	McCartney	Murray	Newbold
Pace	Parker	Peterson	Ray
Saunders	Seitz	Siddoway	G. Snow
Swallow	Thompson	Throckmorton	Ure
Urquhart	Wallace	Way	Winn
M. Stephens			

Voting in the negative were: Representatives

Anderson	Arent	Beck	Beshear
Biskupski	Buffmire	Fife	Hendrickson
Holdaway	Jones	King	Litvack
Morgan	Moss	Shurtliff	Styler
Young			

Absent or not voting were: Representatives

D. Clark	Ferry	Goodfellow	Philpot
Tyler			

S.J.R. 102 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Lt. Governor.

UNFINISHED BUSINESS

On motion of Representative Lockhart, the House voted to uncircle **S.B. 1001**.

S.B. 1001, NOTIFICATION BY SCHOOL OR FAMILY SERVICES TO NONCUSTODIAL PARENT OF CHILD'S DISCIPLINE OR REMOVAL, was before the House upon its final passage.

On motion of Representative Lockhart, the bill was amended as follows:

1. Page 1, Line 24:
After "apply to" delete "a noncustodial parent forbidden to have contact"
2. Page 1, Line 25:
Delete line 25 and insert "that portion of school records which would disclose any information protected under a court order."
3. Page 1, Line 26:
After "for" delete "advising" and insert "providing to" and after "school" delete "of the noncustodial parent's"
4. Page 1, Line 27:
Delete "status" and insert "a certified copy of the court order"

S.B. 1001, as amended, then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
S. Clark	D. Cox	G. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	Holladay	B. Johnson	Jones
King	Litvack	Lockhart	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

D. Clark	Philpot	Tyler
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S.B. 1001, as amended, returned to the Senate for its further consideration.

THIRD READING CALENDAR

S.B. 1005, UTAH REVISED NONPROFIT CORPORATION ACT AMENDMENTS, read for the third time by short title and placed on its final passage.

S.B. 1005, then passed on the following roll call vote.

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
S. Clark	D. Cox	G. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson

Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	Holladay	B. Johnson	Jones
King	Litvack	Lockhart	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

D. Clark	Philpot	Tyler
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S.B. 1005 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

COMMUNICATION FROM THE SENATE

Mr. Speaker:

June 20, 2001

The Senate passed, as amended, **HB. 1003**, APPLIED TECHNOLOGY EDUCATION GOVERNANCE, and it is transmitted for further consideration.

Annette B. Moore

Secretary of the Senate

Communication filed. On motion of Representative Bigelow, the House voted to concur in the Senate amendments to **H.B. 1003**.

HB. 1003, then passed on the following roll call vote:

Yeas, 47; Nays, 25; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Alexander	S. Allen	Barrus
Beck	Bennion	Beshear	Bigelow
Bowman	Bradshaw	Bryson	Bush
S. Clark	D. Cox	Dillree	Donnelson
Ferrin	Ferry	Garn	Hansen
Harper	Hatch	Hogue	Holdaway
Holladay	B. Johnson	Jones	Lockhart
Morgan	Murray	Parker	Peterson

Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Throckmorton	Ure	Urquhart	Wallace
Way	Young	M. Stephens	

Voting in the negative were: Representatives

Adair	Anderson	Arent	Becker
Biskupski	Bourdeaux	Buffmire	Buttars
G. Cox	Curtis	Daniels	Dayton
Duckworth	Fife	Goodfellow	Gowans
Hendrickson	King	Litvack	McCartney
Moss	Newbold	Pace	Thompson
Winn			

Absent or not voting were: Representatives

D. Clark	Philpot	Tyler
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H.B. 1003, returned to the Senate for signature of the President.

INTENT LANGUAGE

On motion of Representative Seitz, the House voted to print upon the pages of the House Journal the following intent language pertaining to **H.B. 1003**.

It is the intent of the Legislature that a progress report be given to the Education Committee before January 21, 2002.

THIRD READING CALENDAR

S.B. 1006, UNIFORM PROBATE CODE – POWER OF ATTORNEY AMENDMENTS, read for the third time by short title and placed upon its final passage.

S.B. 1006, then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
S. Clark	D. Cox	G. Cox	Curtis

Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	Holladay	B. Johnson	Jones
King	Litvack	Lockhart	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

D. Clark	Philpot	Tyler
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S.B. 1006 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrollment and transmission to the Governor.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: June 20, 2001

The Senate passed, **HB. 1009**, PASSENGER LIMITATIONS FOR YOUNG DRIVERS – PROSPECTIVE APPLICATION, by Representative Alexander, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

HB. 1009 was signed by the Speaker in open session, in the presence of the House and referred to the Rules Committee for enrolling and transmission to the Governor.

* * *

Mr. Speaker: June 20, 2001

The Senate passed, as amended, **H.C.R. 101**, RESOLUTION APPROVING WASTE DISPOSAL, by Representative Ure, and it is transmitted for further consideration.

Annette B. Moore
Secretary of the Senate

Communication filed. On motion of Representative Ure, the House voted to concur in the Senate amendments to **H.C.R. 101**.

H.C.R. 101, then passed on the following roll call:

Yeas, 57; Nays, 12; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Barrus	Becker	Bennion
Beshear	Bigelow	Biskupski	Bowman
Bradshaw	Bryson	Bush	Buttars
S. Clark	G. Cox	Curtis	Daniels
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Garn	Gowans	Hansen
Harper	Hatch	Hendrickson	Holdaway
Holladay	B. Johnson	Jones	Lockhart
Moss	Murray	Newbold	Pace
Parker	Peterson	Ray	Saunders
Seitz	Siddoway	G. Snow	Swallow
Thompson	Throckmorton	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Voting in the negative were: Representatives

Arent	Beck	Bourdeaux	Buffmire
D. Cox	Fife	Goodfellow	King
Litvack	McCartney	Morgan	Styler

Absent or not voting were: Representatives

D. Clark	Dayton	Hogue	Philpot
Shurtliff	Tyler		

H.C.R. 101 returned to the Senate for signature of the President.

* * *

Mr. Speaker:

June 20, 2001

The Senate passed, as amended, **S.B. 1001**, NOTIFICATION BY SCHOOL OR FAMILY SERVICES TO NONCUSTODIAL PARENT OF CHILD'S DISCIPLINE OR REMOVAL, by Senator P. Hellewell, and it is transmitted for the signature of the Speaker, and

The President of the Senate has signed **H.B. 1003**, APPLIED TECHNOLOGY EDUCATION GOVERNANCE, by Representative Bigelow, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.C.R. 101**, RESOLUTION APPROVING WASTE DISPOSAL, by Representative Ure, and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **S.B. 1001**, was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrollment and transmission to the Governor.

H.B. 1003 and **H.C.R. 101**, were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor and Lt. Governor.

RULES COMMITTEE REPORT

Mr. Speaker: June 20, 2001

I am directed to inform the House of Representatives that your committee on Rules has struck the enacting clause on the following Senate Bill:

S.B. 1002 **UNAUTHORIZED PRACTICE OF LAW PROHIBITED**

Tom Hatch, Chair

Report filed. The bill was transmitted to the Senate for filing.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to authorize the Speaker to appoint a committee to inform the Senate that the House has completed its business and is prepared to adjourn sine die. The Speaker appointed the following Representatives: Hogue, Dayton and Shurtliff.

On motion of Representative Garn, the House voted to authorize the Speaker to appoint a committee to act with a like committee from the Senate to inform the Governor the Legislature has completed its business and is prepared to adjourn sine. The Speaker appointed the following Representatives: Ure, Curtis and McCartney.

Senators Buttars, Hellewell and Hale notified the House that the Senate had completed its business and is prepared to adjourn sine die.

Representative Hogue notified the House that the Senate had been notified that the House had completed its business and is prepared to adjourn sine die.

Representative Ure notified the House that the Joint House and Senate Committee had notified the Governor that the Legislature had completed its business.

On motion of Representative Garn, the House authorized one extra days pay for House employees.

On motion of Representative Garn, the House adjourned sine die at 10:52 p.m.

JOURNAL
of the
House of Representatives
of the
State of Utah

FIFTY–FOURTH LEGISLATURE
2001 SECOND SPECIAL SESSION

Commencing Tuesday, September 25, 2001
and Ending Monday, October 1, 2001

CERTIFICATION

The undersigned, as the duly appointed committee on the revision of the House Journal of the 2001 Second Special Session of the Fifty-Fourth Legislature of the State of Utah, do hereby certify that the contents published herein are a full, true and correct record of the proceedings of the session commencing on Tuesday, September 25, 2001 and ending on Monday, October 1, 2001.

**COMMITTEE ON REVISION
OF THE HOUSE JOURNAL**

CAROLE E. PETERSON
Chief Clerk

JANICE A. GADD
Journal Clerk

HOUSE JOURNAL
of the
FIFTY-FOURTH LEGISLATURE
of the
STATE OF UTAH
SECOND SPECIAL SESSION
FIRST DAY
*** * ***

House Chamber
State Capitol
Salt Lake City, Utah
September 25, 2001

The House was called to order by Speaker Stephens at 8:25 a.m.

Roll call showed all members present except Representative Merlynn Newbold, excused.

Pledge of Allegiance and prayer by Representative Don E. Bush.

Robert Peterson sang the “Star Spangled Banner” and “God Bless America.”

On motion of Representative Garn, the House voted to continue with the same organization for the Second Special Session of the 54th Legislature as set up and constituted during the Annual General Session of the Legislature insofar as it pertains to the Speakership, Majority Leadership and Minority Leadership.

Speaker Martin R. Stephens appointed Carole E. Peterson as Chief Clerk.

The Chief Clerk read the certification and proclamation.

CERTIFICATION

I, OLENE W. WALKER, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, DO HEREBY CERTIFY THAT the attached copy of a Proclamation issued under date of September 19th, 2001 and signed by Governor Michael O.

Leavitt, is a true and correct copy of the original Proclamation calling the Fifty-fourth Legislature of the State of Utah into a Special Session at the State Capitol at Salt Lake City, Utah, on the 25th day of September, 2001, at 8:00 a.m., for the purpose named in the Proclamation.

I FURTHER CERTIFY THAT the membership of the Utah State House of Representatives has not changed from that of the 2001 General Session, except that Eric K. Hutchings was appointed by the Governor on August 22nd, 2001 to fill the vacancy in House District Thirty-Eight, occasioned by the resignation of Gary F. Cox.

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 State Capitol in Salt Lake
City, Utah, this 24th day of
September, 2001.

Olene S. Walker
Lieutenant Governor

Communication filed.

PROCLAMATION

WHEREAS, since the adjournment of the 2001 General Session of the Fifty-Fourth Legislature of the State of Utah, 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 Legislature into Special Session;

NOW, THEREFORE, I, MICHAEL O. LEAVITT, 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 the Proclamation call the Fifty-fourth Legislature of the State of Utah into a Second Special Session at the State Capitol at Salt Lake City, Utah, on the 25th day of September, 2001, at 8:00 a.m., for the following purposes:

1. To consider redistricting based on the 2000 census.
2. To consider a resolution to honor the heroism and mourn the losses resulting from the terrorist attacks of September 11, 2001, and to declare the support of the State of Utah for our nation and its people.

3. To consider a resolution honoring the life and memory of Senator Pete Suazo.

4. And, to consider such other measures as may be brought to the attention of the Legislature by supplemental communication from the Governor before or during the Special Session hereby called.

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 State Capitol in Salt Lake City, Utah, this 19th day of September, 2001.

Michael O. Leavitt
Governor

Olene S. Walker
Lieutenant Governor

Communication filed.

MISCELLANEOUS BUSINESS

On motion of Representative Hatch, the House voted to adopt the same House Rules and Joint Rules for the Second Special Session of the 54th Legislature as adopted in the Annual General Session of 2001.

On motion of Representative Becker, the House voted to authorize the Speaker to appoint a committee to wait upon the Senate to inform that Honorable Body that the House is organized and ready to do business. The Speaker appointed Representatives Loraine Pace, Kory Holdaway, and Fred Fife.

Senators David Gladwell, Paula Julander, and Scott Jenkins formally notified the House of Representatives that the Senate was organized and ready to do business.

On motion of Representative Ure, the House voted to authorize the Speaker to appoint a committee to act with a like committee from the Senate to wait upon the Governor to inform His Excellency that the Legislature is organized and ready to receive any communication or message he may have to offer. The Speaker appointed Representatives Glenn Way, Peggy Wallace, and Duane Bourdeaux.

Representative Way informed the House of Representatives that his joint committee had waited upon the Governor and informed him that the Legislature was organized and ready to do business.

Representative Pace informed the House of Representatives that her committee had waited upon the Senate and informed them that the House was organized and ready to do business.

On motion of Representative Garn, the House voted, under suspension of the rules, to suspend the reading of formal titles of all House and Senate Bills and House and Senate Resolutions.

INTRODUCTION OF BILLS

HOUSE OF REPRESENTATIVES REDISTRICTING PLAN

H.B. 2001

Gerry A. Adair

THIS ACT MODIFIES STATUTORY PROVISIONS GOVERNING UTAH HOUSE OF REPRESENTATIVES DISTRICTS. THIS ACT ELIMINATES CURRENT BOUNDARIES AND ESTABLISHES NEW BOUNDARIES. THIS ACT ESTABLISHES CERTAIN MAPS AS THE LEGAL BOUNDARIES OF HOUSE DISTRICTS AND ESTABLISHES PROCEDURES FOR ADDRESSING OMISSIONS AND UNCERTAIN BOUNDARIES. THIS ACT TAKES EFFECT ON JANUARY 1, 2002 FOR PURPOSES OF NOMINATING AND ELECTING MEMBERS OF THE UTAH HOUSE OF REPRESENTATIVES AND ON JANUARY 1, 2003 FOR ALL OTHER PURPOSES, read the first time by short title and referred to the Rules Committee.

STATE BOARD OF EDUCATION REDISTRICTING PLAN

H.B. 2002

Gerry A. Adair

THIS ACT MODIFIES STATUTORY PROVISIONS GOVERNING STATE BOARD OF EDUCATION DISTRICTS. THIS ACT ELIMINATES CURRENT BOUNDARIES AND ESTABLISHES NEW BOUNDARIES. THIS ACT ESTABLISHES ELECTION DATES FOR EACH DISTRICT TO ENSURE THAT STATE BOARD TERMS ARE STAGGERED. THIS ACT ESTABLISHES CERTAIN MAPS AS THE LEGAL BOUNDARIES OF STATE BOARD DISTRICTS AND ESTABLISHES PROCEDURES FOR ADDRESSING OMISSIONS AND UNCERTAIN BOUNDARIES. THIS ACT TAKES EFFECT JANUARY 1, 2002 FOR PURPOSES OF NOMINATING AND ELECTING MEMBERS OF THE STATE BOARD OF EDUCATION AND JANUARY 1, 2003 FOR ALL OTHER PURPOSES, read the first time by short title and referred to the Rules Committee.

RESOLUTION OF REMEMBRANCE AND RECOGNITION OF THE ATTACK ON AMERICA

H.C.R. 201

Ben C. Ferry

THIS CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR EXPRESSES DEEP SORROW AND CONDOLENCES TO THE

WAHLSTROM FAMILY, TO ALL OTHER UTAH FAMILIES, AND TO ALL FAMILIES IN THE UNITED STATES WHO LOST LOVED ONES IN THE SEPTEMBER 11, 2001 TERRORIST ATTACKS, TO THE POLICE, FIREFIGHTERS, AND RESCUE WORKERS KILLED IN THE ATTACKS AND TO THE CITIZENS OF NEW YORK, VIRGINIA, AND PENNSYLVANIA. THE RESOLUTION CONDEMNS THE ACTIONS OF THE TERRORISTS INVOLVED IN THESE HIDEOUS ACTS AGAINST INNOCENT PEOPLE AND EXPRESSES SUPPORT FOR THE PRESIDENT OF THE UNITED STATES, CONGRESSIONAL LEADERS, AND LEADERS THROUGHOUT THE WORLD IN THEIR EFFORTS TO ELIMINATE THE THREAT OF TERRORISM IN THE UNITED STATES AND THROUGHOUT THE WORLD. THE RESOLUTION ALSO PLEDGES THE FULL COOPERATION AND SUPPORT OF THE STATE OF UTAH IN WELCOMING THE WORLD TO THE 2002 WINTER OLYMPIC GAMES TO FOSTER FREEDOM AND PEACE IN AN ENVIRONMENT THAT IS SAFE AND PERSONIFIES THE OLYMPIC SPIRIT, read the first time by short title and referred to the Rules Committee.

RULES COMMITTEE REPORT

Mr. Speaker:

September 25, 2001

The Rules Committee recommends that, under suspension of the rules, the following bills and resolutions be considered read for the second time and placed on the Third Reading Calendar:

- | | |
|-------------------|---|
| H.C.R. 201 | Resolution of Remembrance and Recognition of the Attack on America (B. Ferry) |
| H.B. 2002 | State Board of Education Redistricting Plan (G. Adair) |
| H.B. 2001 | House of Representatives Redistricting Plan (G. Adair) |
| | Tom Hatch, Chair |

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

H.C.R. 201, **H.B. 2002**, and **H.B. 2001**, under suspension of the rules, read the second time by short title and placed on the calendar for third reading.

THIRD READING CALENDAR

H.C.R. 201, RESOLUTION OF REMEMBRANCE AND RECOGNITION OF THE ATTACK ON AMERICA, read the third time by short title and placed on its final passage.

COMMITTEE OF THE WHOLE

On motion of Representative Garn, the House resolved itself into a Committee of the Whole, with the Speaker as Chairman, for the purpose of

hearing a duet by Melissa Webb and Jacci Sharp. They sang an original number written by Melissa and Jacci with the music written by Abe Kaelin.

On motion of Representative Garn, the Committee of the Whole was dissolved.

THIRD READING CALENDAR (CONTINUED)

On motion of Representative Ferry, the bill was amended as follows:

1. Page 3, Line 85:
After "a" insert "constitutional"

On motion of Representative Ure, the House voted to allow all members of the House of Representatives sign on as co-sponsors to **H.C.R. 201**.

H.C.R. 201, as amended, then passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	Holladay	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
McCartney	Morgan	Moss	Murray
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting was: Representative Newbold

H.C.R. 201, as amended, transmitted to the Senate for its consideration.

COMMUNICATION FROM THE SENATE

Mr. Speaker: September 25, 2001

The Senate passed **S.C.R. 201**, RESOLUTION RECOGNIZING CONTRIBUTIONS OF SENATOR PETE SUAZO, by Senator Dmitrich, et al, and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communication filed. **S.C.R. 201**, read the first time by short title. On motion of Representative Hatch, under suspension of the rules, the House voted to consider it read the second time by short title and placed on the calendar for third reading.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to move to the Senate Third Reading Calendar.

THIRD READING CALENDAR

S.C.R. 201, RESOLUTION RECOGNIZING CONTRIBUTIONS OF SENATOR PETE SUAZO, read the third time by short title and placed on its final passage.

S.C.R. 201 then passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	Holladay	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart

McCartney	Morgan	Moss	Murray
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting was: Representative
Newbold

S.C.R. 201 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Daniels, the House voted to have the comments made concerning **S.C.R. 201** printed upon the pages of the House Journal.

Representative Duane Bourdeaux: Thank you, Mr. Speaker and fellow representatives. **S.C.R. 201** is a resolution recognizing the contributions of Senator Pete Suazo. If I may, Mr. Speaker, I'd like to read the resolution.

“This concurrent resolution of the Legislature and the Governor recognizes the contributions of Senator Pete Suazo to his community, to minorities in Utah, and to the entire state. The resolution also honors his skill and tireless efforts as an advocate for his constituents and for his commitment to the youth of Utah.

Be it resolved by the Legislature of the state of Utah, the Governor concurring therein:

WHEREAS, Senator Pete Suazo was born in Salt Lake City on June 4, 1951;

WHEREAS, Pete graduated from West High School in 1969 and received a Bachelor's degree in Criminology/Corrections in 1973 and a Master's degree in Human Resource Management/Economics in 1978, both from the University of Utah;

WHEREAS, Pete had the resources to move out of his neighborhood, but he committed himself to better his community and ensure that the concerns of its residents were not overlooked in the public process;

WHEREAS, Pete's early career with the Boys and Girls Clubs and the Salt Lake Neighborhood Housing Services saw him often standing shoulder to

shoulder with at-risk youths who had been ordered by the courts to participate in work projects;

WHEREAS, Pete made these efforts because, next to his family, children were what mattered most to him;

WHEREAS, Pete worked for Centro Civico Mexicano before joining the staff of Salt Lake City Mayor, Palmer DePaulis;

WHEREAS, in the late 1980's Pete told his wife, "This Chicano boy is going to be a state Senator;"

WHEREAS, in 1992 Pete was elected to the Utah House of Representatives;

WHEREAS, in 1996 Pete made good on his vow when he was elected to the Utah Senate;

WHEREAS, Pete soon became known as a tough but gentlemanly politician who successfully balanced his passion for the causes he believed in with the ability to listen to those who opposed him and work toward agreement;

WHEREAS, Pete never forgot his roots or his constituency, largely racial minorities and working-class families;

WHEREAS, impeccable leadership skills gained him the respect of and credibility from political colleagues, the media, and his constituency;

WHEREAS, his many successes include shepherding legislation to rename the state's Human Rights Day for the Reverend Martin Luther King and working to get hate crimes legislation passed in the Senate;

WHEREAS, Pete was a true role model for all but especially for youth and he devoted special attention and demonstrated a unique commitment to helping them build toward a successful future;

WHEREAS, Pete was intensely devoted to his family, loved the mountains, was a member of the Utah Amateur Boxing Federation, was the first Utahn to achieve international status as an amateur boxing official, and was an avid hunter, golfer, and fisherman;

WHEREAS, Pete was a heroic figure to the Hispanic community and to all Utahns who work hard and strive to be fair;

WHEREAS, Pete may be remembered most for reaching out to all of Utah's ethnic and religious communities, engendering hope throughout the diverse neighborhoods he called home;

WHEREAS, the causes for which Pete worked so tirelessly may have failed to connect with the majority of Utahns, but his motive for pushing them was shared by many of those who fought his efforts – he wanted a better Utah; and

WHEREAS, Pete grew up with little but had limitless aspirations, worked hard to get his education, and as he chalked up many personal accomplishments he took care to pave the way for others:

NOW, THEREFORE, BE IT RESOLVED that the Legislature of the state of Utah, the Governor concurring therein, recognize and honor the contributions Senator Pete Suazo has made to his community, to minorities throughout the state, to all the citizens of Utah, and to the Utah – 3 – Legislature.

BE IT FURTHER RESOLVED that the Legislature and the Governor recognize Senator Pete Suazo’s commitment to helping the youth of Utah prepare for the limitless opportunities that await them.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Senator Alicia L. Suazo.”

From that, Mr. Speaker, I’m open for questions or comments.

Speaker Stephens: Thank you. Representative Bourdeaux, did you want to introduce anyone who’s here while you have the floor?

Representative Bourdeaux: If I may, I’d like to have her come up front.

Speaker Stephens: Senator Suazo, we welcome you to our body. Most of you are probably aware that Alicia Suazo was appointed to take her late husband’s place in the Senate, and we welcome you here on our floor today.

Representative Becker: I greatly appreciate this resolution coming forward. I know all of us are deeply saddened and moved by the passing of our dear colleague. Senator Suazo was my senator, and I’d known him for years before he was in the Legislature. He has been a model for our community, for our state, for looking out for people who need representation and who need assistance and who need a voice. Nobody, in my experience, in this state or anywhere, held himself or herself with greater dignity, articulated views with respect for all people, better than Senator Suazo. I know we all mourn his loss. Above all, Senator Suazo displayed, in everything that he did, the great love that he had for this state and for all of its people. We wish Senator Suazo’s wife and successor the best in succeeding him and in continuing to represent those values we all hold dear. Thank you.

Representative Ure: Thank you, Mr. Speaker. May I congratulate Representative Bourdeaux in giving this resolution to us. Senator Pete Suazo and I came into the Legislature together. He beat out a good friend of mine, Ted Lewis, in a very hard-fought battle in the convention. And when Pete first came here, I was quite biased against him because of his having beat out Ted Lewis. We sat very close to one another, and I found that the more I got to know Senator Pete Suazo, the more I realized what great talent, what a great man, what great character and ability he had to work, not just for what he thought was right from his perspective, but what he thought was a good principle for the state of Utah. And he fought hard for those things. He was one to listen, even though he may have had an original mindset of where he thought he wanted to go. But having heard both sides and having listened to as many people as he had time for during the day, he would make the decision based upon what he thought was correct for Utah. And from that I learned to love and respect Senator Suazo. We sat on the Judicial Conduct Commission for Utah, and though both of us had the same ideas, we were both trying to watch each other and compliment each other to try and accomplish the same goals. Senator Suazo, in my opinion, and for me, was a role model, not just for young people; he was a role model for me also, and with the passing of his life on to something probably greater, it will be our loss as the state of Utah. It has also been my own personal gain having known him, having known the kind of person he was and the things that he stood for. I wish his sweet wife all the luck and success in the world in fulfilling her husband's role. Thank you, Mr. Speaker.

Representative Pace: Mr. Speaker, I just wanted to share quickly an experience I had with Senator Suazo. My very first session and my very first piece of legislation had to do with youth at risk. As I appeared before the Senate committee to present that first bill of mine, the senators began to leave the room one by one to present bills in other committees, and pretty soon there was only Senator Suazo sitting there. I asked him what he recommended at that moment, and he said, "Just continue your presentation." So I did, and when I completed my presentation I asked him again what he suggested. He sat there for a moment and he said, "I like it; I think we should pass it." He said, "If you'll just sit tight, I'll go find some senators." He did, and within a few minutes he had a quorum of senators back in that room and voted out that piece of legislation. He was one of the nicest people that I've ever known in politics, and he will be missed. I can't think of anyone who's advocated special interests with such grace. I just want to express my sympathy to his wife and wish her well as she replaces him in the Senate. Thank you.

Representative Adair: Thank you, Mr. Speaker. My good friend Pete, his wife and family – we love you. I have to tell you a quick story. We were sitting here in this body late in the session one year, a couple of years ago, and Senator Pete had

run a bill, circumventing the Capitol Facilities Committee in the process. Every time any one of you got up here and did that, I got up here and said that. And we were sitting there and he was over there, and he turned and we looked at each other and I made eye contact with him and I made the determination, "I won't talk." It passed; I voted against it, but it passed. It was for the Fair Park. We understood each other just by looking. That's how close we were because our roots both come from very humble beginnings and we've risen to places that we both thought we'd never be. I love you, Senator Suazo. Thank you.

Representative Bradshaw: Thank you, Mr. Speaker. I, too, have a story I would like to share. Two or three years ago, my daughter who teaches dispute resolutions was teaching a group of at-risk students from Horizonte' and brought them to the Capitol to observe our process. I thought, "Who best can reach these young at-risk students?" They came in various sizes and hair do's and various colored skin. They were a very interesting group of young people. They were fascinated when I took them to the Senate and Pete Suazo took at least an hour to visit with these young people to tell them the process, to tell them that anyone can be a Senator if they try hard enough. The impression on those young people was something they will never forget. He was my friend, he was gracious and dignified, and I, for one, miss him a great deal.

Representative Buffmire: Thank you, Mr. Speaker. I'm crying a lot today so excuse me if I don't keep my throat going right. I guess the thing that is distracting me today and these last two weeks is the loss to me of Pete and all that's happened in our country. Maybe we can take this moment to remember what Pete represented. Looking at our larger issues, not only of our redistricting but our country, the bombing and everything, I think our lives right now are being faced with, problems never before encountered. I never heard Pete speak poorly of anyone. I saw him and I met with him after he couldn't get the bill out of Rules. He didn't discuss or belittle anyone. I never heard him do that. He would state where he was and then he would go about to try to bring it about. That relates to me what happened to New York and the pain of knowing how much we are hated by a large group and population in other parts of the world for being the very thing we are proud of. Economically successful, we believe our God is right, and these people believe the same thing, that their God is right and that we're wrong. Somehow, we've got to put this all together in a way that makes sense, not only for our country but for our state and for us as individuals, that we respect people because of their uniqueness and we don't belittle people because of their differences. That's my memory and my love of Pete, and I know that you will carry on in the same way. Thank you very much.

Representative Sheryl Allen: Thank you, Mr. Speaker. We all have very tender Pete Suazo stories, but I thought the memorial service in the rotunda for

Senator Suazo was truly one of the most moving things I have ever seen in my life. It was a tribute to a great man, but it was a tribute to humanity, and I was very privileged to be here, very privileged to know and work with that man and love him, and I pay tribute to what he stood for, and look forward to working with you, Senator Suazo, in your new capacity. Thank you, Pete, wherever you are.

Representative Bowman: Thank you, Mr. Speaker. I, too, was a freshman legislator with Pete Suazo. We were elected the same time. I bonded fairly early with Pete when I found out that he was a falconer; my son is an outdoorsman and does a lot of the same things. I had a lot of good discussions with Pete. I was in the hospital having surgery at the time of his death. I've tried to call his wife a couple of times but have been unable to make contact. I felt sorry I couldn't attend the services, but I was there in spirit. Last session Pete asked me to sponsor the boxing bill in the house that he worked so hard to get through, to make amateur boxing a success in the state of Utah again. He brought me a pair of gloves that the Fullmer boys had signed. The only thing I feel bad about is he didn't sign the gloves too. I didn't notice that at the time so, Senator Suazo, I will be contacting you and have you sign these gloves for me if you would. We all loved Pete Suazo and it's a loss to all of us but it was a pleasure to have served with him and known him. We love him, and I'm sure we'll feel the same with you, Senator Suazo. Thank you very much.

Representative Arent: Thank you, Mr. Speaker. I had the privilege of working with Senator Suazo on a number of things, including one that we will be discussing today, redistricting. The last Friday he was in town he worked with me on those issues, and you could tell, from his thoughts and his concerns, how much he cared about what was right and doing what was fair. There are some people in the world that, not that any person can be replaced, not that any person won't be missed, but there are some people that are just impossible to replace, and Pete Suazo is among them. I will miss him, my family will miss him; as my daughter said, "You've really lost one of the very best you've ever had up there."

Representative Hansen: Thank you, Mr. Speaker. It's been a pleasure and honor to know Senator Suazo and to know his personality. The day that I was informed that he'd passed away, that whole day long I thought about him. I've got a few pieces of legislation I'm working on and, if you want something to be successful, you've got to get it to the Senate. And I thought if I'm to be successful on this I've got to get someone who'll carry this and do it to the best of their ability. I kept thinking about Pete and these two or three pieces of legislation that I want carried in the Senate. Pete was the type that, whenever I've watched him speak or carry himself or debate a particular issue, he was one that always did it in such an eloquent way that it brought out the best in me. He also did his homework. It's amazing to me that the issues that he debated, how much he had the smallest little

part of the issue figured out, how he wanted to present it, and how he wanted best to be presented, and to me that was Pete. He was just one that was on the top of everything, one that gave one hundred percent, and one that dug in his heels when he believed an issue to be right, and for that I appreciate Senator Suazo. I look forward to working with you, Alicia, as well. He was a great man and I am sure we will all remember him for a long time to come. Thank you.

Representative Holladay: Thank you, Mr. Speaker. My wife and I had occasion to have dinner with Pete and Alicia at the N.C.S.L. meeting just before his accident, and my wife was telling Pete the story of her auto accident; Pete was listening very attentively and I was kind of bored and wishing she wouldn't talk about it so much, and he kept asking her questions. Toward the end of the dinner, he reached across the table, took her hand, and said, "We're sure glad you're with us." She was very touched by it. A couple of days later when she heard about Pete, she was devastated. That is the kind of guy Pete was. We've all had great experiences with him, but he cared about people. I'm sorry to see him go, but having dealt with Alicia I think she'll do every bit as good a job as he has done and I wish to welcome her to the Senate. Thank you.

Representative Fife: Thank you, Mr. Speaker. I, too, was privileged to have Senator Suazo as my senator. More important was that he was very, very close to my family. He mentored my daughter to become a boxing judge and it was such a privilege for her to do that. I first became acquainted with Pete probably 20 years ago. He put together a youth project at the neighborhood housing services organization in my neighborhood. Pete was younger than me, but he became my hero at that time, and I feel very privileged to have had the honor of knowing him and being so close to him. His wife Alicia, Senator Suazo now, teaches at the neighborhood school in my district, the school that my children attended, the school that I volunteered at and been acquainted with, and I feel so privileged to have been as close to the Suazo family in these various ways. It's been a terrible loss but an honor. Thank you.

Representative Bourdeaux: Thank you, Mr. Speaker. In closing, I just want to say Senator Suazo was my mentor, my hero, my dear friend. I can't tell you how much I miss him; we will all miss him. Our district is truly not the same without him, and I ask for your prayers, your blessings, for the family. Continue to carry on Senator Suazo's legacy. I ask for your support on this resolution.

MISCELLANEOUS BUSINESS

On motion of Representative Ure, the House voted to recess until 11:30 a.m.

The House was called to order by Speaker Stephens at 11:45 a.m.

COMMUNICATION FROM THE SENATE

Mr. Speaker:

September 25, 2001

The Senate passed, **H.C.R. 201**, RESOLUTION OF REMEMBRANCE AND RECOGNITION OF THE ATTACK ON AMERICA, by Representative B. Ferry, et al, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communication filed. **H.C.R. 201** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

THIRD READING CALENDAR

H.B. 2002, STATE BOARD OF EDUCATION REDISTRICTING PLAN, read the third time by short title and placed on its final passage.

H.B. 2002 then passed on the following roll call:

Yeas, 70; Nays, 1; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Hatch	Hendrickson
Hogue	Holdaway	Holladay	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	McCartney	Morgan	Moss
Murray	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler

Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Voting in the negative was: Representative
Harper

Absent or not voting were: Representatives
Bowman Daniels Newbold Swallow

H.B. 2002 transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess until 2:30 p.m.

Speaker Stephens called the House to order at 5:30 p.m.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: September 25, 2001
The Senate passed, as substituted, **1st Sub. S.B. 2003**, CONGRESSIONAL FOUR MEMBER PLAN, by Senator Waddoups, and it is transmitted for consideration; and

The Senate passed, **H.B. 2002**, STATE BOARD OF EDUCATION REDISTRICTING PLAN, by Representative G. Adair, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **Sub. S.B. 2003**, read the first time by short title. On motion of Representative Garn, under suspension of the rules, the House voted to consider **Sub. S.B. 2003** read the second time by short title and placed on the calendar for third reading.

H.B. 2002 was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to move to the Senate Third Reading Calendar.

THIRD READING CALENDAR

Sub. S.B. 2003, CONGRESSIONAL FOUR MEMBER PLAN, read the third time by short title and placed on its final passage.

On motion of Representative Biskupski, the House voted to circle **Sub. S.B. 2003**.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess until 7:00 p.m.

Speaker Stephens called the House to order at 7:35 p.m.

CERTIFICATION

I, OLENE S. WALKER, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, DO HEREBY CERTIFY THAT the attached copy of a Supplemental Proclamation issued under date of September 25th, 2001 and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Supplemental Proclamation adding to the purposes of the 2nd Special Session of the Fifty-fourth Legislature of the State of Utah at the State Capitol at Salt Lake City.

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 State Capitol in Salt Lake City, Utah, this 25th day of September, 2001.

Olene S. Walker
Lieutenant Governor

Communication filed.

SUPPLEMENTAL PROCLAMATION

PURSUANT to Item 4 of the Proclamation issued September 19, 2001, calling the Legislature into special session, I add the following items to the agenda for the special session:

1. To consider amending the repayment of the revenue bond for the cancer clinical research hospital facility in Section 63B-10-301.
2. To consider correcting an error in the passage of the 1990 amendments to Section 78-13-4, dealing with the proper venue for actions on written contracts.
3. To consider changing the date by which a political party must designate which registered voters may vote for the party's candidates in a primary election.

4. To consider regulating the unauthorized practice of law.

5. To consider a resolution condemning retaliation against Islamic and Arab communities in the wake of the terrorist attacks on the United States of September 11, 2001.

6. To consider extending arrest authority to federal and out-of-state law enforcement officers serving in this state during the 2002 Winter Olympic Games.

7. To consider increasing the penalty for riot and false alarm.

8. To consider extending worker compensation coverage to out-of-state public safety officers during the 2002 Winter Olympic Games.

9. To consider continuing the payment of the state portion of insurance for state employees who receive active duty orders in the armed forces for service in the war on terrorism.

10. To consider renaming the Utah Professional Athletic Commission in honor of Peter Suazo and amending the gross receipts tax and the ticket fee for funding amateur boxing.

11. To consider amending the classification of municipalities to allow optional lower reclassification according to population.

12. To consider a resolution requesting the federal government to allow harvesting of infested stands of timber to promote forest health and resource use.

13. To consider amending tobacco settlement funding law to comply with Utah Constitution Article XXII, Section 4.

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 State Capitol in Salt Lake City, Utah, this 25th day of September, 2001.

Michael O. Leavitt
Governor

Olene S. Walker
Lieutenant Governor

Communication filed.

INTRODUCTION OF BILLS

UNAUTHORIZED PRACTICE OF LAW AMENDMENTS

H.B. 2003

Stephen H. Urquhart

THIS ACT CREATES LEGISLATIVE FINDINGS ON THE ACCESSIBILITY OF LEGAL SERVICES WITHIN THE STATE OF UTAH

AND ADDS A NEW SECTION TO THE JUDICIAL CODE PERTAINING TO THE UNAUTHORIZED PRACTICE OF LAW BY PERSONS NOT LICENSED IN THIS STATE. THIS ACT TAKES EFFECT IMMEDIATELY AND IS REPEALED ON MAY 1, 2003, read the first time by short title and referred to the Rules Committee.

**CERTIFICATION OF PRIMARY VOTING
REQUIREMENTS BY POLITICAL PARTIES**

H.B. 2004

Lorraine T. Pace

THIS ACT MODIFIES THE ELECTION CODE BY CHANGING THE DATE BY WHICH A POLITICAL PARTY MUST DESIGNATE WHICH REGISTERED VOTERS MAY VOTE FOR THE PARTY'S CANDIDATES IN A PRIMARY ELECTION, read the first time by short title and referred to the Rules Committee.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to adjourn until September 26, 2001, at 8:00 a.m.

SECOND DAY

* * *

The House was called to order by Speaker Stephens at 8:20 a.m.

Roll call showed all members present.

Pledge of Allegiance and prayer by Representative Neal B. Hendrickson.

INTRODUCTION OF BILL

TOBACCO SETTLEMENT TRUST FUND AMENDMENT

H.B. 2005

Karen W. Morgan

THIS ACT MAKES TECHNICAL AMENDMENTS TO THE DISTRIBUTION OF THE TOBACCO SETTLEMENT FUNDS NECESSARY TO COMPLY WITH UTAH CONSTITUTION ARTICLE XXII, SECTION 4. THIS ACT PROVIDES AN IMMEDIATE EFFECTIVE DATE AND HAS RETROSPECTIVE OPERATION, read the first time by short title and referred to the Rules Committee.

MISCELLANEOUS BUSINESS

On motion of Representative Hatch, under suspension of the rules, the House voted to lift **H.B. 2003**, **H.B. 2004**, and **H.B. 2005** from the Rules Committee, considered read the second time and placed on the calendar for third reading.

THIRD READING CALENDAR

H.B. 2003, UNAUTHORIZED PRACTICE OF LAW AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Urquhart, the House voted to circle **H.B. 2003**.

* * *

H.B. 2004, CERTIFICATION OF PRIMARY VOTING REQUIREMENTS BY POLITICAL PARTIES, read the third time by short title and placed on its final passage.

H.B. 2004, then passed on the following roll call:

Yeas, 57; Nays, 11; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Arent
Beck	Becker	Bennion	Beshear
Bigelow	Biskupski	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Duckworth	Ferry
Fife	Garn	Goodfellow	Hansen
Harper	Hogue	Holdaway	Jones
King	Litvack	Lockhart	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Tyler
Ure	Urquhart	Wallace	Young
M. Stephens			

Voting in the negative were: Representatives

Anderson	Barrus	Donnelson	Ferrin
Gowans	Hatch	Hendrickson	E. Hutchings
Philpot	Thompson	Way	

Absent or not voting were: Representatives

Alexander	Bourdeaux	S. Clark	Holladay
B. Johnson	Throckmorton	Winn	

H.B. 2004, transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Urquhart, the House voted to uncircle **H.B. 2003**.

H.B. 2003, UNAUTHORIZED PRACTICE OF LAW AMENDMENTS, was before the House on its final passage.

On motion of Representative Urquhart, the bill was amended as follows:

1. Page 1, Line 9:
Delete "2003" and insert "2002"
2. Page 2, Line 33:
After "public:" insert:

“(c) allowing non-lawyers to provide charitable legal help;
(d) allowing duly-authorized officers to represent their business
entities.”

3. Page 2, line 34:
Delete “(c)” and insert “(e)”
4. Page 2, line 38:
Delete “2003” and insert “2002”
5. Page 2, line 46:
Delete “court’s” and insert “courts”
6. Page 2, line 47:
Delete “power to regulate the practice of law” and insert “powers”
7. Page 2, lines 48–50:
Delete lines 48–50

and renumber the remaining subsections accordingly

H.B. 2003, as amended, then passed on the following roll call:

Yeas, 69; Nays, 3; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Voting in the negative were: Representatives
Donnelson Philpot Thompson

Absent or not voting were: Representatives
Bourdeaux Holladay Throckmorton

H.B. 2003, as amended, transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess until 10:00 a.m.

Speaker Stephens called the House to order at 11:05 a.m.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: September 25, 2001

The Senate passed, as substituted, **2nd Sub. S.B. 2002**, CONGRESSIONAL THREE MEMBER PLAN, by Senator M. Waddoups, and it is transmitted for consideration; and

The Senate passed **S.B. 2004**, VENUE FOR CONSUMER TRANSACTIONS, by Senator J. Valentine, and it is transmitted for consideration; and

The Senate passed **S.B. 2005**, 2001 REVENUE BOND AUTHORIZATIONS AMENDMENT, by Senator B. Evans, and it is transmitted for consideration; and

The Senate passed **S.B. 2006**, PETE SUAZO UTAH ATHLETIC COMMISSION, by Senator E. Mayne, et al, and it is transmitted for consideration; and

The Senate passed **S.B. 2007**, WORKERS' COMPENSATION AMENDMENTS FOR OUT-OF-STATE PUBLIC SAFETY OFFICERS DURING THE OLYMPICS, by Senator B. Evans, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 2008**, PEACE OFFICER STATUS DURING OLYMPICS, by Senator Hillyard, and it is transmitted for consideration; and

The Senate passed **S.B. 2009**, CRIMINAL PENALTIES FOR RIOTS AND FALSE ALARMS, by Senator L. Hillyard, and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **2nd Sub. S.B. 2002, S.B. 2004, S.B. 2005, S.B. 2006, S.B. 2007, Sub. S.B. 2008, and S.B. 2009**, read the first time by short title and referred to the Rules Committee.

RE-INTRODUCTION OF BILL
TECHNICAL AMENDMENTS TO
TOBACCO SETTLEMENT TRUST FUND

H.B. 2005

Karen W. Morgan

THIS ACT MODIFIES THE DISTRIBUTION OF TOBACCO SETTLEMENT FUNDS. THIS ACT MAKES AMENDMENTS NECESSARY TO COMPLY WITH UTAH CONSTITUTION ARTICLE XXII, SECTION 4. THIS ACT APPROPRIATES 50% OF THE ANNUAL INTEREST AND DIVIDENDS EARNED BY THE PERMANENT STATE TRUST FUND FOR TOBACCO SETTLEMENT MONIES TO THE DEPARTMENT OF HEALTH FOR ALCOHOL, TOBACCO, AND OTHER DRUG PREVENTION, REDUCTION, CESSATION, AND CONTROL PROGRAMS. THIS ACT PROVIDES AN IMMEDIATE EFFECTIVE DATE AND HAS RETROSPECTIVE OPERATION, under suspension of the rules, read the first and second time by short title and retains its place on the calendar for third reading.

INTRODUCTION OF BILLS
CLASSIFICATION OF CITIES AND TOWNS

H.B. 2006

Wayne A. Harper

THIS ACT MODIFIES THE UTAH MUNICIPAL CODE RELATING TO THE CLASSIFICATION OF CITIES AND TOWNS. THE ACT PROVIDES FOR THE REDUCTION IN CLASSIFICATION OF A MUNICIPALITY, AT THE REQUEST OF THE MUNICIPALITY, WHERE A CENSUS OR CENSUS ESTIMATE SHOWS THAT THE POPULATION OF A CITY OR TOWN HAS FALLEN BELOW THE THRESHOLD LEVEL. THIS ACT PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

INSURANCE COVERAGE FOR STATE
EMPLOYEES' MILITARY ACTIVATION

H.B. 2007

Matt Throckmorton

THIS ACT MODIFIES PROVISIONS RELATED TO STATE OFFICERS AND EMPLOYEES FOR MILITARY ACTIVATION DURING THE WAR ON

TERRORISM OR A DECLARED WAR. THIS ACT REQUIRES THE STATE TO CONTINUE INSURANCE COVERAGE FOR STATE EMPLOYEES INVOLVED IN THE MILITARY ACTIVATION. THIS ACT HAS AN IMMEDIATE EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

**RESOLUTION CONDEMNING RETALIATION
AGAINST ISLAMIC AND ARABIC COMMUNITIES**

H.C.R. 202

David Litvack

THIS CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR CONDEMNS ACTS OF BIGOTRY TARGETING MUSLIMS AND ARABS IN THE WAKE OF THE ATTACKS OF SEPTEMBER 11, 2001. THE RESOLUTION URGES ALL CITIZENS TO HELP PUT AN END TO THESE ACTS OF RACISM. THE RESOLUTION URGES THAT THE CITIZENS OF UTAH AND THE NATION STAND TOGETHER TO SEEK JUSTICE BUT TO AVOID ASSESSING UNWARRANTED BLAME, read the first time by short title and referred to the Rules Committee.

**RESOLUTION URGING THE HARVESTING
OF INFESTED STANDS OF TIMBER**

H.C.R. 203

Bradley T. Johnson

THIS CONCURRENT RESOLUTION ENCOURAGES THE UNITED STATES SECRETARY OF AGRICULTURE, THE CHAIR OF THE COUNCIL ON ENVIRONMENTAL QUALITY, THE CHIEF OF THE FOREST SERVICE, AND UTAH'S CONGRESSIONAL DELEGATION TO EXPEDITE THE HARVESTING OF DEAD STAND TIMBER LOCATED ON LANDS MANAGED BY THE UNITED STATES FOREST SERVICE, read the first time by short title and referred to the Rules Committee.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, under suspension of the rules, the House voted to lift **H.C.R. 203, H.B. 2006, H.B. 2007, 2nd Sub. S.B. 2002, S.B. 2005, and S.B. 2007**, from the Rules Committee, consider them read the second time by short title and placed at the top of the calendar for third reading.

THIRD READING CALENDAR

H.C.R. 203, RESOLUTION URGING THE HARVESTING OF INFESTED STANDS OF TIMBER, read the third time by short title and placed on its final passage.

H.C.R. 203 then passed on the following roll call:

Yeas, 63; Nays, 1; Absent or not voting, 11.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Barrus	Becker	Bennion
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	Holladay	B. Johnson	King
Litvack	Lockhart	McCartney	Murray
Newbold	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Tyler	Ure	Wallace	Way
Winn	Young	M. Stephens	

Voting in the negative was: Representative

Thompson

Absent or not voting were: Representatives

Arent	Beck	Beshear	Goodfellow
E. Hutchings	Jones	Morgan	Moss
Pace	Throckmorton	Urquhart	

H.C.R. 203 transmitted to the Senate for its consideration.

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H.B. 2006, CLASSIFICATION OF CITIES AND TOWNS, read the third time by short title and placed on its final passage.

H.B. 2006 then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Alexander	S. Allen	Anderson
Arent	Barrus	Beck	Becker

Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	Holladay
E. Hutchings	B. Johnson	King	Litvack
Lockhart	McCartney	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Tyler	Ure
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Adair	Goodfellow	Jones	Morgan
Throckmorton	Urquhart		

H.B. 2006 transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Adair, under suspension of the rules, the House voted to lift **H.B. 2001** to the top of the calendar for third reading.

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On motion of Representative Garn, the House voted to move to the Senate Third Reading Calendar.

On motion of Representative Garn, under suspension of the rules, the House voted to lift **Sub. S.B. 2003** to the top of the calendar for third reading.

UNFINISHED BUSINESS

On motion of Representative Adair, the House voted to uncircle **Sub. S.B. 2003**.

Sub. S.B. 2003, CONGRESSIONAL FOUR MEMBER PLAN, was before the House on its final passage.

Representative Bradshaw proposed to delete **Sub. S.B. 2003** in title and body and insert **3rd Sub. S.B. 2003** in lieu thereof. This motion received no action because of the following substitute motion.

Representative Bigelow proposed a substitute motion to delete **Sub. S.B. 2003** in title and body and insert **4th Sub. S.B. 2003** in lieu thereof.

The substitute motion passed on the following roll call:

Yeas, 41; Nays, 29; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	Anderson
Barrus	Bennion	Bigelow	Bowman
Bryson	Bush	Buttars	Clark, D.
Clark, S.	Cox, D.	Dayton	Donnelson
Duckworth	Ferrin	Ferry	Garn
Harper	Hatch	Johnson, B.	Lockhart
Murray	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Snow, G.
Styler	Swallow	Throckmorton	Tyler
Urquhart	Wallace	Way	Winn
Stephens, M.			

Voting in the negative were: Representatives

Allen, S.	Arent	Beck	Beshear
Biskupski	Bradshaw	Buffmire	Curtis
Daniels	Dillree	Fife	Goodfellow
Gowans	Hansen	Hendrickson	Hogues
Holdaway	Holladay	Hutchings, E.	Jones
Litvack	McCartney	Morgan	Moss
Newbold	Pace	Shurtliff	Siddoway
Thompson			

Absent or not voting were: Representatives

Becker	Bourdeaux	King	Ure
Young			

On motion of Representative Biskupski, the House voted to delete **4th Sub. S.B. 2003** in title and body and insert **2nd Sub. S.B. 2003** in lieu thereof. The motion failed on the following roll call:

Yeas, 20; Nays, 47; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Arent	Beck	Beshear	Biskupski
Buffmire	Daniels	Duckworth	Fife
Goodfellow	Gowans	Hansen	Hendrickson
E. Hutchings	Jones	Litvack	McCartney
Morgan	Moss	Shurtliff	Swallow

Voting in the negative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Barrus	Bennion	Bigelow
Bowman	Bryson	Bush	Buttars
D. Clark	S. Clark	D. Cox	Dayton
Dillree	Donnelson	Ferrin	Ferry
Garn	Harper	Hatch	Hogue
Holdaway	Holladay	Lockhart	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Siddoway	G. Snow	Styler	Thompson
Throckmorton	Tyler	Urquhart	Wallace
Way	Winn	M. Stephens	

Absent or not voting were: Representatives

Becker	Bourdeaux	Bradshaw	Curtis
B. Johnson	King	Ure	Young

4th Sub. S.B. 2003 then passed on the following roll call:

Yeas, 53; Nays, 20; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Barrus	Bennion	Bigelow
Bowman	Bryson	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Garn	Gowans
Harper	Hatch	Hendrickson	Hogue
Holdaway	Holladay	B. Johnson	Lockhart
Murray	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Siddoway	G. Snow	Styler	Swallow

Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
M. Stephens			

Voting in the negative were: Representatives

Arent	Beck	Beshear	Biskupski
Bradshaw	Buffmire	Daniels	Fife
Goodfellow	Hansen	E. Hutchings	Jones
King	Litvack	McCartney	Morgan
Moss	Newbold	Shurtliff	Young

Absent or not voting were: Representatives

Becker	Bourdeaux
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4th Sub. S.B. 2003 transmitted to the Senate for its consideration.

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2nd Sub. S.B. 2002, CONGRESSIONAL THREE MEMBER PLAN, read the third time by short title and placed on its final passage.

Representative Biskupski proposed to delete **2nd Sub. S.B. 2002** in title and body and insert **3rd Sub. S.B. 2002** in lieu thereof. The motion received no action because of the following substitute motion.

Representative Bennion proposed a substitute motion to delete **2nd Sub. S.B. 2002** in title and body and insert **4th Sub. S.B. 2002** in lieu thereof. The motion passed on a voice vote.

4th Sub. S.B. 2002 then passed on the following roll call:

Yeas, 49; Nays, 23; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Barrus	Bigelow	Bowman
Bryson	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Dayton
Dillree	Donnelson	Ferrin	Ferry
Garn	Harper	Hatch	Hendrickson
Hogue	Holdaway	Holladay	B. Johnson
Lockhart	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Siddoway	G. Snow

Styler	Swallow	Thompson	Throckmorton
Urquhart	Wallace	Way	Winn
M. Stephens			

Voting in the negative were: Representatives

Arent	Beck	Bennion	Beshear
Biskupski	Bradshaw	Buffmire	Daniels
Duckworth	Fife	Goodfellow	Gowans
Hansen	E. Hutchings	Jones	Litvack
McCartney	Morgan	Moss	Shurtliff
Tyler	Ure	Young	

Absent or not voting were: Representatives

Becker	Bourdeaux	King
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4th Sub. S.B. 2002 transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess until 1:00 p.m.

Speaker Stephens called the House to order at 1:10 p.m.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: September 26, 2001

The Senate passed, as amended, **H.B. 2003**, UNAUTHORIZED PRACTICE OF LAW AMENDMENTS, by Representative S. Urquhart, and it is transmitted for further consideration; and

The Senate passed, **H.C.R. 203**, RESOLUTION URGING THE HARVESTING OF INFESTED STANDS OF TIMBER, by Representative B. Johnson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 2004**, CERTIFICATION OF PRIMARY VOTING REQUIREMENTS BY POLITICAL PARTIES, by Representative L. Pace, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 2006**, CLASSIFICATION OF CITIES AND TOWNS, by Representative W. Harper, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **H.B. 2003** was placed on the Concurrence Calendar. **H.C.R. 203**, **H.B. 2004**, and **H.B. 2006** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

THIRD READING CALENDAR

H.B. 2001, HOUSE OF REPRESENTATIVES REDISTRICTING PLAN, read the third time by short title and placed on its final passage.

Representative Goodfellow proposed to amend the bill as follows:

V1A5 – Amend House Districts 20, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, and 51 as shown on the attached four maps and modify other maps to conform with these amendments.

The motion failed on the following roll call vote:

Yeas, 23; Nays, 48; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Beck	Becker
Beshear	Biskupski	Buffmire	Daniels
Duckworth	Fife	Goodfellow	Gowans
Hansen	Hendrickson	E. Hutchings	Jones
King	Litvack	McCartney	Morgan
Moss	Shurtliff	Young	

Voting in the negative were: Representatives

Aagard	Adair	Alexander	S. Allen
Bennion	Bigelow	Bowman	Bryson
Bush	Buttars	D. Clark	D. Cox

Curtis	Dayton	Dillree	Donnelson
Ferrin	Ferry	Garn	Harper
Hatch	Hogue	Holdaway	Holladay
B. Johnson	Lockhart	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	M. Stephens

Absent or not voting were: Representatives

Barrus	Bourdeaux	Bradshaw	S. Clark
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Representative Cox proposed to amend the bill as follows:

VIA12 – Amend House Districts 55 and 56 as shown on the attached two maps and modify other maps to conform with these amendments.

The motion failed on the following roll call vote:

Yeas, 34; Nays, 36; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Alexander	S. Allen	Anderson	Arent
Beck	Becker	Beshear	Bigelow
Bradshaw	Buffmire	D. Cox	Curtis
Duckworth	Ferry	Fife	Goodfellow
Gowans	Hansen	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	Litvack
McCartney	Morgan	Moss	Shurtliff
G. Snow	Styler	Tyler	Ure
Young	M. Stephens		

Voting in the negative were: Representatives

Aagard	Adair	Barrus	Bennion
Bowman	Bryson	Bush	Buttars
D. Clark	Dayton	Dillree	Donnelson
Ferrin	Garn	Harper	Hatch
Hendrickson	Holladay	King	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Siddoway	Swallow	Thompson	Throckmorton
Urquhart	Wallace	Way	Winn

Absent or not voting were: Representatives

Biskupski

Bourdeaux

S. Clark

Daniels

Lockhart

Representative Bowman proposed to amend the bill as follows:

V1A4 – Amend House Districts 71 and 72 as shown on the attached map and modify other maps to conform with these amendments.

Representative Adair proposed a substitute motion to amend as follows:

V1A3 – Amend House Districts 6 and 12 as shown on the attached two maps and modify other maps to conform with these amendments.

V1A9 – Amend House District 13 and the Davis County portion of District 20 as shown on the attached map and modify other maps to conform with this amendment.

V1A4 – Amend House Districts 71 and 72 as shown on the attached map and modify other maps to conform with these amendments.

The substitute motion passed on a voice vote.

Representative King proposed to amend the bill as follows:

V1A8 – Amend House Districts 3, 4, 5, 52, 53, 54, 66, 67, 68, 69, 70, and 71 as shown on the attached six maps and modify other maps to conform with these amendments.

V1A15 – Amend House Districts 54 and 70 as shown on the attached map and modify other maps to conform with this amendment.

Representative Young proposed the following substitute motion to amend:

V1A2 – Amend House Districts 3, 4, 5, 52, 53, 54, 67, 69, 70, and 71 as shown on the attached maps and modify other maps to conform with these amendments.

The substitute motion failed on a voice vote.

Division was requested on Representative King's motion to amend (V1A8 and V1A15).

V1A8 passed on a voice vote. V1A15 failed on a voice vote.

Representative Bigelow proposed to amend the bill as follows:

V1A6 – Amend House Districts 20, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, and 51 as shown on the attached two maps and modify other maps to conform with these amendments.

The motion passed on the following roll call:

Yeas, 63; Nays, 12; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Barrus	Bennion	Bigelow
Biskupski	Bowman	Bryson	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
Holladay	E. Hutchings	B. Johnson	Jones
Lockhart	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Voting in the negative were: Representatives

Arent	Beck	Becker	Beshear
Bourdeaux	Bradshaw	Buffmire	Daniels
Goodfellow	King	Litvack	Shurtliff

Representative Becker proposed to amend the bill as follows:

V1A10 – Amend House Districts 23, 25, 26, and 29 and the Salt Lake County portions of Districts 20 and 27 as shown on the attached map and modify other maps to conform with these amendments. The amendment included changes made on the floor to move the Northeast part of District 20 in Salt Lake County that is north of City Creek into District 26.

The motion passed on a voice vote.

Representative Adair proposed to re-adopt the following amendment and include the intent language. The motion passed on a voice vote.

V1A9 – Amend House District 13 and the Davis County portion of District 20 as shown on the attached map and modify other maps to conform with this amendment.

INTENT LANGUAGE: With the adoption of amendment V1A6 which supersedes amendment V1A9 adopted previously today by the House, it is the intent of the House that the maps contained in amendment V1A9 be incorporated into the House plan.

Representative Siddoway proposed that the House reconsider its action on amendment V1A12. The motion passed on a voice vote.

Representative Cox proposed the following amendment.

V1A12 – Amend House Districts 55 and 56 as shown on the attached two maps and modify other maps to conform with these amendments.

The motion passed on the following roll call:

Yeas, 45; Nays, 28; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Arent	Beck	Becker	Beshear
Bigelow	Bourdeaux	Buffmire	S. Clark
D. Cox	Curtis	Daniels	Duckworth
Ferry	Fife	Goodfellow	Hansen
Harper	Hogue	Holdaway	Holladay
E. Hutchings	B. Johnson	Jones	King
Litvack	McCartney	Morgan	Moss
Murray	Pace	Parker	Ray
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Tyler	Young
M. Stephens			

Voting in the negative were: Representatives

Anderson	Barrus	Bennion	Bowman
Bradshaw	Bryson	Bush	Buttars
D. Clark	Dayton	Donnelson	Ferrin

Garn	Gowans	Hatch	Hendrickson
Lockhart	Newbold	Peterson	Philpot
Saunders	Thompson	Throckmorton	Ure
Urquhart	Wallace	Way	Winn

Absent or not voting were: Representatives

Biskupski	Dillree
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Representative Adair proposed, under suspension of the rules, to re-adopt the following amendment and include the intent language. The motion passed on a voice vote.

V1A4 – Amend House Districts 71 and 72 as shown on the attached map and modify other maps to conform with these amendments.

INTENT LANGUAGE: With the adoption of amendment V1A8 which supersedes amendment V1A4 adopted previously today by the House, it is the intent of the House that the maps contained in amendment V1A4 be incorporated into the House plan.

The motion passed on a voice vote.

H.B. 2001, as amended, then passed on the following roll call:

Yeas, 57; Nays, 18; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Barrus	Bennion	Bigelow
Biskupski	Bowman	Bryson	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Garn
Harper	Hatch	Hendrickson	Hogue
Holdaway	Holladay	E. Hutchings	B. Johnson
Jones	Lockhart	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Urquhart	Wallace	Winn
M. Stephens			

Voting in the negative were: Representatives

Arent	Beck	Becker	Beshear
Bourdeaux	Bradshaw	Buffmire	Daniels

Fife	Goodfellow	Gowans	Hansen
King	Litvack	Shurtliff	Ure
Way	Young		

H.B. 2001, as amended, held for possible reconsideration.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: September 26, 2001

The Senate passed, as substituted and amended with the following two amendments, **2nd Sub. S.B. 2001**, SENATE REDISTRICTING PLAN, by Senator Waddoups, and it is transmitted for consideration.

1. The Senate amended Senate Districts 13 and 27 as shown on the attached two maps labeled as Amendment 7 to 2nd Substitute S.B. 2001.

2. The Senate amended Senate Districts 19 and 20 as shown on the attached two maps labeled as Amendment 8 to 2nd Substitute S.B. 2001; and

The Senate concurred in the House amendments and passed **4th Sub. S.B. 2002**, CONGRESSIONAL THREE MEMBER PLAN, by Senator Waddoups, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **4th Sub. S.B. 2003**, CONGRESSIONAL FOUR MEMBER PLAN, by Senator Waddoups, and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **2nd Sub. S.B. 2001**, read the first time by short title and referred to the Rules Committee. **4th Sub. S.B. 2002** and **4th Sub. S.B. 2003** were signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

MISCELLANEOUS BUSINESS

Representative Garn moved to adjourn the House of Representatives until Monday, October 1, 2001 at 9:00 am. He included within this motion the House's acknowledgment and consent to the Senate's adjournment for more than three days and notified the Senate of the House's adjournment by this motion. The motion passed on a voice vote. Division was called then the motion passed on the following roll call:

Yeas, 41; Nays, 32; Absent or not voting, 2.**Voting in the affirmative were:** Representatives

Adair	Anderson	Arent	Barrus
Beck	Becker	Biskupski	Bourdeaux
Bowman	Buffmire	Bush	D. Clark
Daniels	Dillree	Duckworth	Garn
Goodfellow	Gowans	Hansen	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	Litvack	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Ray	Shurtliff	Siddoway
Thompson	Tyler	Wallace	Young
M. Stephens			

Voting in the negative were: Representatives

Agard	Alexander	S. Allen	Bennion
Bigelow	Bradshaw	Bryson	Buttars
S. Clark	D. Cox	Curtis	Dayton
Donnelson	Ferrin	Ferry	Fife
Harper	Hatch	Holladay	Lockhart
Peterson	Philpot	Saunders	Seitz
G. Snow	Styler	Swallow	Throckmorton
Ure	Urquhart	Way	Winn

Absent or not voting were: Representatives

Beshear	King
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SEVENTH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Stephens at 9:15 a.m.

Roll call showed all members present except Representative Michael Styler, excused.

Pledge of Allegiance and prayer by Representative Tom Hatch.

MISCELLANEOUS BUSINESS

H.B. 2001 transmitted to the Senate.

* * *

On motion of Representative Garn, under suspension of the rules, the House voted to move to the Senate Third Reading Calendar.

THIRD READING CALENDAR

S.B. 2005, 2001 REVENUE BOND AUTHORIZATIONS AMENDMENT, read the third time by short title and placed on its final passage.

On motion of Representative Tyler, the bill was amended as follows:

1. Page 3, Line 62:
After line 62, insert:
(e) By September 1 of each year of the existence of this revenue bond, the University of Utah shall give an annual report regarding the status of the bond and the bond payments to the Legislative Fiscal Analyst. This report shall be reviewed by the Higher Education Appropriations Subcommittee and the Capital Facilities Appropriation Subcommittee.

S.B. 2005, as amended, then passed on the following roll call:

Yeas, 72; Nays, 2; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck

Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
Holladay	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Voting in the negative were: Representatives

Daniels Philpot

Absent or not voting was: Representative

Styler

S.B. 2005, as amended, returned to the Senate for its further consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recall **4th Sub. S.B. 2003** from the Senate.

* * *

On motion of Representative Garn, the House voted to recess until 10:30 a.m.

Speaker Stephens called the House to order at 1:05 p.m.

* * *

On motion of Representative Garn, under suspension of the rules, the House voted to lift **H.C.R. 202** from the Rules Committee, consider it read the second time by short title and placed at the top of the calendar for third reading.

* * *

On motion of Representative Garn, the House voted to move to the House Third Reading Calendar.

THIRD READING CALENDAR

H.C.R. 202, RESOLUTION CONDEMNING RETALIATION AGAINST ISLAMIC AND ARABIC COMMUNITIES, read the third time by short title and placed on its final passage.

On motion of Representative Litvack, the bill was amended as follows:

- 1. Page 2, Line 50:
After “of” insert “greater”

On motion of Representative Ferrin, the bill was amended as follows:

- 2. Page 1, Lines 26 – 28:
Delete lines 26 through 28

On motion of Representative Pace, the bill was amended as follows:

- 3. Page 1, Line 2:
Delete “ARABIC” and insert “ARAB”
- 4. Page 1, Line 23:
Delete “Arabic” and insert “Arab”
- 5. Page 2, Line 30:
Delete “Arabic” and insert “Arab”
- 6. Page 2, Line 40:
Delete “Arabic” and insert “Arab”

H.C.R. 202, as amended, then passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Daniels
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson

Hogue	Holdaway	Holladay	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Curtis	Dayton	Fife	Styler
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H.C.R. 202, as amended, transmitted to the Senate for its consideration.

CONCURRENCE CALENDAR

On motion of Representative Urquhart, the House voted to concur in the Senate amendments to **H.B. 2003**, UNAUTHORIZED PRACTICE OF LAW AMENDMENTS

H.B. 2003, as amended by the Senate, then passed on the following roll call:

Yeas, 71; Nays, 1; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	Holladay
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Voting in the negative was: Representative
Philpot

Absent or not voting were: Representatives
Curtis Fife Styler

H.B. 2003, as amended by the Senate, transmitted to the Senate for signature of the president.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, under suspension of the rules, the House voted to move to the Senate Third Reading Calendar.

* * *

On motion of Representative Garn, under suspension of the rules, the House voted to lift **2nd Sub. S.B. 2001** from the Rules Committee, considered read the second time by short title and placed at the top of the Third Reading Calendar.

THIRD READING CALENDAR

2nd Sub. S.B. 2001, SENATE REDISTRICTING PLAN, read the third time by short title and placed on its final passage.

Representative Adair proposed to delete **2nd Sub. S.B. 2001** in title and body and insert **4th Sub. S.B. 2001** in lieu thereof. The motion passed on a voice vote.

4th Sub. S.B. 2001 then passed on the following roll call:

Yeas, 42; Nays, 32; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Barrus
Becker	Bigelow	Bourdeaux	Bowman
Bush	Buttars	D. Clark	D. Cox
Curtis	Donnelson	Ferry	Garn
Harper	Hatch	Holdaway	Holladay
B. Johnson	Jones	King	McCartney
Morgan	Murray	Newbold	Pace
Parker	Peterson	Ray	Saunders
Seitz	Siddoway	G. Snow	Swallow
Tyler	Ure	Urquhart	Wallace
Young	M. Stephens		

Voting in the negative were: Representatives

Alexander	Anderson	Arent	Beck
Bennion	Beshear	Biskupski	Bradshaw
Bryson	Buffmire	S. Clark	Daniels
Dayton	Dillree	Duckworth	Ferrin
Fife	Goodfellow	Gowans	Hansen
Hendrickson	Hogue	E. Hutchings	Litvack
Lockhart	Moss	Philpot	Shurtliff
Thompson	Throckmorton	Way	Winn

Absent or not voting was: Representative
Styler

4th Sub. S.B. 2001 transmitted to the Senate for its consideration.

* * *

S.B. 2007, WORKERS' COMPENSATION AMENDMENTS FOR OUT-OF-STATE PUBLIC SAFETY OFFICERS DURING THE OLYMPICS, read the third time by short title and placed on its final passage.

S.B. 2007 then passed on the following roll call:

Yeas, 72; Nays, 2; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	Holladay	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Swallow	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Voting in the negative were: Representatives

Philpot Thompson

Absent or not voting was: Representative

Styler

S.B. 2007 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

MISCELLANEOUS BUSINESS

Representative Bryson proposed, under suspension of the rules, that the House recall **H.B. 2004** from the Office of Legislative Research and General Counsel. The motion passed on the following roll call:

Yeas, 58; Nays, 16; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Aagard	Alexander	Anderson	Arent
Barrus	Beck	Becker	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bryson	Bush	D. Clark
S. Clark	Curtis	Daniels	Dayton
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Gowans	Hansen
Harper	Hatch	Hendrickson	Holladay
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	McCartney	Morgan
Moss	Newbold	Peterson	Philpot
Ray	Saunders	Shurtliff	G. Snow
Swallow	Thompson	Throckmorton	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Voting in the negative were: Representatives

Adair	S. Allen	Bradshaw	Buffmire
Buttars	D. Cox	Dillree	Goodfellow
Hogue	Holdaway	Murray	Pace
Parker	Seitz	Siddoway	Tyler

Absent or not voting was: Representative

Styler

* * *

On motion of Representative Garn, the House voted to saunter.

On motion of Representative Garn, the House voted to cease to saunter.

MISCELLANEOUS BUSINESS

Representative Bryson proposed to reconsider its action on **H.B. 2004**. The motion passed on the following roll call:

Yeas, 54; Nays, 16; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Alexander	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bryson	Bush
D. Clark	S. Clark	Daniels	Dayton
Donnelson	Duckworth	Ferrin	Ferry
Gowans	Harper	Hatch	Hendrickson
Holladay	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Morgan
Moss	Newbold	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
G. Snow	Swallow	Thompson	Throckmorton
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Voting in the negative were: Representatives

Adair	Bradshaw	Buffmire	Buttars
D. Cox	Dillree	Fife	Goodfellow
Hansen	Hogue	Holdaway	Murray
Pace	Parker	Siddoway	Tyler

Absent or not voting were: Representatives

Curtis	Garn	McCartney	Styler
Ure			

RECONSIDERATION OF H.B. 2004

H.B. 2004, CERTIFICATION OF PRIMARY VOTING, was before the House upon its final passage.

Representative Way proposed to strike the enacting clause. The motion passed on the following roll call:

Yeas, 48; Nays, 25; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Alexander	Anderson	Barrus
Beck	Bennion	Bigelow	Bowman
Bryson	Bush	D. Clark	S. Clark
Curtis	Daniels	Dayton	Donnelson
Duckworth	Ferrin	Ferry	Garn
Gowans	Hansen	Harper	Hatch
Hendrickson	Holladay	E. Hutchings	B. Johnson
Jones	Lockhart	McCartney	Morgan
Newbold	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	G. Snow
Swallow	Thompson	Throckmorton	Urquhart
Wallace	Way	Winn	M. Stephens

Voting in the negative were: Representatives

S. Allen	Arent	Becker	Beshear
Biskupski	Bourdeaux	Bradshaw	Buffmire
Buttars	D. Cox	Dillree	Fife
Goodfellow	Hogue	Holdaway	King
Litvack	Moss	Murray	Pace
Parker	Siddoway	Tyler	Ure
Young			

Absent or not voting were: Representatives

Adair Styler

H.B. 2004 was filed.

MISCELLANEOUS BUSINESS

On motion of Representative Alexander, the House voted to recess until 2:45 p.m.

Speaker Stephens called the House to order at 2:48 p.m.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker:

October 1, 2001

The President of the Senate has signed **H.B. 2003**, UNAUTHORIZED PRACTICE OF LAW AMENDMENTS, by Representative S. Urquhart, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 2005**, 2001 REVENUE BOND AUTHORIZATIONS AMENDMENT, by Senator B. Evans, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **4th Sub. S.B. 2001**, SENATE REDISTRICTING PLAN, by Senator M. Waddoups, and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **H.B. 2003** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

S.B. 2005 and **4th Sub. S.B. 2001** were signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

* * *

Mr. Speaker: October 1, 2001

The Senate passed, as substituted and amended with the following amendments, **Senate 3rd Sub. H.B. 2001**, HOUSE OF REPRESENTATIVES REDISTRICTING PLAN, by Representative G. Adair, and it is transmitted for further consideration.

1. Renumber House District 65 as House District 66 on all maps.
2. Renumber House District 66 as House District 65 on all maps

Annette B. Moore
Secretary of the Senate

Communication filed. **Senate 3rd Sub. H.B. 2001**, placed on the calendar for concurrence.

* * *

Mr. Speaker: October 1, 2001

The Senate requests the return of **S.B. 2004**, VENUE FOR CONSUMER TRANSACTIONS, by Senator J. Valentine, for reconsideration.

Annette B. Moore
Secretary of the Senate

Communication filed. On motion of Representative Garn, the House voted to lift **S.B. 2004** from the Rules Committee and return it to the Senate for reconsideration.

* * *

Mr. Speaker:

October 1, 2001

The Senate passed, **H.C.R. 202**, RESOLUTION CONDEMNING RETALIATION AGAINST ISLAMIC AND ARAB COMMUNITIES, by Representative D. Litvack, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore

Secretary of the Senate

Communication filed. **H.C.R. 202** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

CONCURRENCE CALENDAR

Representative Adair proposed that the House concur in the Senate amendments to **3rd Sub. H.B. 2001**, HOUSE OF REPRESENTATIVES REDISTRICTING PLAN. The motion passed by a voice vote.

3rd Sub. H.B. 2001, as amended by the Senate, then failed to pass on the following roll call:

Yeas, 36; Nays, 37; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Barrus	Bowman	Bradshaw	Bush
Buttars	D. Clark	D. Cox	Donnelson
Ferry	Garn	Hatch	Hendrickson
Hogue	Holdaway	Jones	McCartney
Morgan	Murray	Pace	Parker
Peterson	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Tyler
Urquhart	Way	Winn	M. Stephens

Voting in the negative were: Representatives

Anderson	Arent	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bryson	Buffmire	S. Clark
Curtis	Daniels	Dayton	Dillree
Duckworth	Ferrin	Fife	Goodfellow
Gowans	Hansen	Harper	Holladay

E. Hutchings	B. Johnson	King	Litvack
Lockhart	Moss	Newbold	Philpot
Swallow	Thompson	Throckmorton	Ure
Young			

Absent or not voting were: Representatives
 Styler Wallace

3rd Sub. H.B. 2001, was filed.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess for the purpose of a caucus.

Speaker Stephens called the House to order at 4:50 p.m.

* * *

On motion of Representative Ure, the House voted to reconsider its action on **3rd Sub. H.B. 2001**.

RECONSIDERATION OF 3RD SUB. H.B. 2001

3rd Sub. H.B. 2001, HOUSE OF REPRESENTATIVES REDISTRICTING PLAN, was before the House upon its reconsideration.

3rd Sub. H.B. 2001 then passed on the following roll call:

Yeas, 54; Nays, 20; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Barrus	Bennion	Bigelow	Bowman
Bradshaw	Bryson	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Dayton	Dillree	Donnelson	Ferrin
Ferry	Garn	Hatch	Hendrickson
Hogue	Holdaway	Holladay	E. Hutchings
B. Johnson	Jones	Lockhart	McCartney
Morgan	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Siddoway	G. Snow
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	M. Stephens		

Voting in the negative were: Representatives

Anderson	Arent	Beck	Becker
Beshear	Biskupski	Bourdeaux	Buffmire
Daniels	Duckworth	Fife	Goodfellow
Gowans	Hansen	Harper	King
Litvack	Moss	Shurtliff	Young

Absent or not voting was: Representative
Styler

3rd Sub. H.B. 2001, as amended by the Senate, transmitted to the Senate for signature of the president.

MISCELLANEOUS BUSINESS

On motion of Representative Ure, under suspension of the rules, the House voted to lift **Sub. S.B. 2008** from the Rules Committee, read for the second time by short title and placed at the top of the Senate Third Reading Calendar.

* * *

On motion of Representative Garn, the House voted to move to the Senate Third Reading Calendar.

THIRD READING CALENDAR

Sub. S.B. 2008, PEACE OFFICER STATUS DURING OLYMPICS, read the third time by short title and placed on its final passage.

On motion of Representative Ure, the bill was amended as follows:

- Page 3, Line 81:
After "53-12-201" insert "beginning January 1, 2002, and ending at midnight on March 30, 2002"

Sub. S.B. 2008, as amended, then passed on the following roll call:

Yeas, 58; Nays, 15; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Becker	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire

Bush	Buttars	S. Clark	D. Cox
Daniels	Dayton	Dillree	Duckworth
Ferrin	Ferry	Fife	Goodfellow
Gowans	Hansen	Harper	Hendrickson
Hogue	Holdaway	Holladay	E. Hutchings
B. Johnson	Jones	King	Litvack
McCartney	Morgan	Moss	Murray
Pace	Parker	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Tyler	Ure	Wallace	Way
Winn	Young		

Voting in the negative were: Representatives

Barrus	D. Clark	Curtis	Donnelson
Garn	Hatch	Lockhart	Newbold
Peterson	Philpot	Swallow	Thompson
Throckmorton	Urquhart	M. Stephens	

Absent or not voting were: Representatives

Beck	Styler
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Sub. S.B. 2008, as amended, transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

Representative Goodfellow proposed, under suspension of the rules, the House to lift **S.B. 2006** from the Rules Committee, consider it read the second time by short title and placed at the top of the Senate Third Reading Calendar. The motion passed on the following roll call:

Yeas, 41; Nays, 28; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Adair	S. Allen	Anderson	Arent
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Buffimire	Daniels	Dayton	Dillree
Duckworth	Ferry	Fife	Goodfellow
Gowans	Hansen	Hendrickson	Holdaway
Holladay	E. Hutchings	Jones	King
Litvack	McCartney	Morgan	Moss
Parker	Ray	Seitz	Siddoway
Thompson	Tyler	Wallace	Winn
Young			

Voting in the negative were: Representatives

Agaard	Alexander	Barrus	Bryson
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Donnelson	Ferrin
Garn	Harper	Hogue	B. Johnson
Lockhart	Murray	Newbold	Peterson
Philpot	Saunders	G. Snow	Swallow
Throckmorton	Ure	Urquhart	M. Stephens

Absent or not voting were: Representatives

Beck	Hatch	Pace	Shurtliff
Styler	Way		

THIRD READING CALENDAR

S.B. 2006, PETE SUAZO UTAH ATHLETIC COMMISSION, read the third time by short title and placed on its final passage.

On motion of Representative Goodfellow, the bill was amended as follows:

1. Page 1, Line 8:
After "boxing," insert "The act removes professional wrestling from the jurisdiction of the commission."
2. Page 3, Line 86:
After "(19)" insert "(a)"
3. Page 3, Line 86:
After "boxing" bracket ", wrestling,"
4. Page 3, Line 87:
After line 87 insert:
"(b) "Unarmed combat" does not include a competition or exhibition between participants in which the participants engage in simulated combat for entertainment purposes."

S.B. 2006, as amended, then passed on the following roll call:

Yeas, 49; Nays, 21; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Adair	S. Allen	Anderson	Arent
Barrus	Becker	Bennion	Beshear
Bigelow	Biskupski	Bourdeaux	Bowman

Bradshaw	Buffmire	Bush	D. Clark
Daniels	Dillree	Duckworth	Ferrin
Ferry	Fife	Goodfellow	Gowans
Hansen	Hatch	Hendrickson	Holladay
E. Hutchings	B. Johnson	Jones	King
Litvack	McCartney	Morgan	Moss
Murray	Pace	Peterson	Ray
Seitz	Siddoway	G. Snow	Swallow
Thompson	Tyler	Wallace	Winn
Young			

Voting in the negative were: Representatives

Aagard	Alexander	Bryson	Buttars
S. Clark	D. Cox	Curtis	Dayton
Donnelson	Garn	Harper	Hogue
Lockhart	Newbold	Philpot	Saunders
Throckmorton	Ure	Urquhart	Way
M. Stephens			

Absent or not voting were: Representatives

Beck	Holdaway	Parker	Shurtliff
Styler			

S.B. 2006, as amended, returned to the Senate for further consideration.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: October 1, 2001

The Senate concurred in the House amendments and passed **1st Sub. S.B. 2008**, PEACE OFFICER STATUS DURING OLYMPICS, by Senator L. Hillyard, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **3rd Sub. H.B. 2001**, HOUSE OF REPRESENTATIVES REDISTRICTING PLAN, by Representative G. Adair, and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **Sub. S.B. 2008** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

3rd Sub. H.B. 2001 was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

* * *

Mr. Speaker: October 1, 2001

The Senate concurred in the House amendments and passed **S.B. 2006**, PETE SUAZO UTAH ATHLETIC COMMISSION, by Senator E. Mayne, and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communication filed. **S.B. 2006** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

RULES COMMITTEE REPORTS

Mr. Speaker: October 1, 2001

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:

S.B. 2009 CRIMINAL PENALTIES FOR RIOTS AND FALSE
ALARMS (L. Hillyard)

Tom Hatch, Chair

Report filed.

* * *

Mr. Speaker: March 5, 2001

I am directed to inform the Utah House of Representatives that the House Committee on Rules has struck the enacting clause on the following House Bills and Resolutions:

H.B. 2005 TECHNICAL AMENDMENTS TO TOBACCO
SETTLEMENT TRUST FUND (K. Morgan)

H.B. 2007 INSURANCE COVERAGE FOR STATE EMPLOYEES'
MILITARY ACTIVATION (M. Throckmorton)

Tom Hatch, Chair

Report filed.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House authorized the Speaker to appoint a committee to meet with a like committee from the Senate to inform the

Governor that the Legislature had completed its business and was prepared to adjourn sine die. The Speaker appointed Representatives Seitz, Pace, and Morgan.

On motion of Representative Garn, the House authorized the Speaker to appoint a committee to wait upon the Senate to inform that Honorable Body that the House of Representatives had completed its business and was prepared to adjourn sine die. The Speaker appointed Representatives Adair, Litvack, and Bigelow.

Representative Seitz reported that his committee had waited upon the Governor and informed him that the House of Representatives had completed its business and was prepared to adjourn sine die.

Representative Adair reported that his committee had waited upon the Senate and informed that Honorable Body that the House was prepared to adjourn sine die.

Senators Bill Wright, Carleen Walker, and Ron Allen formally notified the House of Representatives that the Senate had completed its business and was prepared to adjourn sine die.

On motion of Representative Garn, and at 5:50 p.m., the Second Special Session of the 54th Legislature adjourned sine die.

JOURNAL
of the
House of Representatives
of the
State of Utah

FIFTY–FOURTH LEGISLATURE
2002 GENERAL SESSION

Commencing Monday, January 21, 2002
and Ending Wednesday, March 6, 2002

CERTIFICATION

The undersigned, as the duly appointed committee on the revision of the House Journal of the 2002 General Session of the Fifty-Fourth Legislature of the State of Utah, do hereby certify that the contents published herein are a full, true and correct record of the proceedings of the session commencing on Monday, January 21, 2002 and ending on Wednesday, March 6, 2002.

**COMMITTEE ON REVISION
OF THE HOUSE JOURNAL**

CAROLE E. PETERSON
Chief Clerk

JANICE A. GADD
Journal Clerk

FIRST DAY

* * *

MORNING SESSION

The House was called to order by Speaker Stephens at 10:00 a.m.

Prayer by Elder David B. Haight, Church of Jesus Christ of Latter-day Saints.

PRAYER BY ELDER DAVID B. HAIGHT

Oh God our Eternal Heavenly Father, hallowed be Thy name. At the invitation of House Speaker Martin Stephens, we pause at this time to acknowledge Thee, our Holy Father, and give thanks unto Thee for Thy many blessings to all of us here, and to our nation, to the state of Utah, and all who might be assembled in Thy name at this time. Heavenly Father, we bless the Representatives of the people who have been elected to the House of Representatives. And we pray that Thy blessings will be poured upon them in the abundance that is needed and that is appropriate; that they will be influenced and guided, and their memories will be clear in remembrance of how this republic came about; and for those days and months that representatives of the thirteen colonies met and labored and discussed in Philadelphia to pull together the framework of the Declaration of Independence and then the Constitution of the United States, thereby setting up the republic form of government we have in America.

Heavenly Father bless these honorable men and women in this assembly here, that they will be guided and that they will remember the high standard of values of the Founding Fathers of our nation, and of those same values that became part of Constitutions in the state of Utah as well as other states, and that give us the groundwork and the framework for the freedom that we have. May the Representatives here be mindful of those core values that are part of our national freedom, and of our Constitution; of the freedoms that we have, and the patriotism and the liberty that is part of our government process. Now, Heavenly Father, bless the people here as part of the House, that they will be blessed in their affairs; that they will have health and strength, and courage, and understanding; that they will be blessed in their homes as they leave their homes to come here; that they will be blessed in every meaningful and needful way. And that they will serve with integrity in carrying on the high standards and the ethical values that have become part of the freedom that we have, and the liberty that we have in the United States of America and in the state of Utah. May they be blessed as they discuss and pass

the laws that are before them, and that are appropriate for the moving forward of the affairs of the state of Utah, and for the people that they represent. Bless their efforts as we sustain them, as we pray Thy blessings to rest upon them. In the name of Thy son, Jesus Christ. Amen.

* * *

Posting of the Colors by the Utah National Guard, Sergeant First Class Chris Rapich, Staff Sergeant Brad Howell, Staff Sergeant Scott Evans, and Sergeant David Alldredge.

Pledge of Allegiance by Carl Manzel, Speaker Stephen's father-in-law.

The National Anthem and "See Us Shine" and "Prayer of the Children" sung by Ben Lomand High School Choir, conducted by Ann Moulton.

REMARKS BY SPEAKER MARTIN R. STEPHENS

On January 4, 1896, Utah's newly elected and first governor, Heber M. Wells stood at the podium and closed his remarks with this hope for the future ". . . May the Stars and Stripes wave with such brilliancy that this country will become the model of government for mankind. In the great firmament of nations, the United States is the constellation most beautiful, most sublime. Down the stream of time through all ages and ages, may Utah be one of the brightest stars in that glorious constellation.

We come here today having seen some of Governor Wells' hopes come to fruition. Utah is "one of the brightest stars in [the] glorious constellation" of these United States. We have a great heritage of which we can be proud. But what of this generation? How will we as elected representatives of the people measure up in years to come?

I would like to speak briefly about three concerns I have for the future of this great state and for our government in general.

My first concern is — The continued diminishment of individual rights for purported good causes.

Let me introduce my first concern with a slight explanation.

In approximately the 4th century B.C. an oath, which was thought to have been prepared by the ancient Greek physician Hippocrates, was introduced to those entering the medical profession as an oath of honor. Today a form of that oath, which is known as the Hippocratic Oath, is administered to graduating physicians at about 98% of all medical schools in this country.

The main idea of the oath is identified by the phrase, "First, Do No Harm."

I submit, that as we go about our business here at the capitol we should consider the importance of this phrase in our deliberations. "First, Do No Harm."

Just as physicians must have the well-being of their patients at heart and must be careful that whatever treatment they prescribe meets the criteria of "First, Do No Harm," I suggest we also consider the well-being of the citizens of this state and "First, Do No Harm."

We have been given great power and authority over the everyday lives of the people of this state. I believe that sometimes in the use of this power and in our quest to do good we "First, Do Harm." In the name of helping or organizing or protecting, we inadvertently do more harm than good. In an effort to make things better for the few, we sometimes find ourselves in the position of taking rights and individual responsibility from the many. There are some things government cannot fix, and I believe those things are a lot larger in number than most of us understand.

A noted religious leader said: "Unwise legislation, too often prompted by political expediency, is periodically being enacted that seductively undermines man's right of free agency, robs him of his rightful liberties, and makes him a cog in the crushing wheel of regimentation which, if persisted in, will end in dictatorship."

Nowhere is the law of unintended consequences more recognizable than in legislative bodies. I hope we will weigh each of our decisions this session using the central theme of the Hippocratic oath "First, Do No Harm." It is an ideal that warrants constant consideration.

My second concern is the centralization of more power in the state.

Just as we fight the ever present pull of power and authority from the states to the federal government we must be vigilant not to succumb to the same temptation ourselves. Local levels of government should be given as much power and authority as possible while maintaining an orderly society. As we pull more and more power back to the state government, it requires more and more bureaucracy to implement our grand designs. We thus impose more expense and regulation on our citizens while allowing them less and less access to the decision makers.

Thomas Jefferson eloquently explained the problem in this manner: ". . . the way to have good and safe government is not to trust it all to one; but to divide it among the many, distributing to everyone exactly the functions he is competent to.

Let the national government be entrusted with the defense of the nation, and its foreign and federal relations; the state with . . . laws, police and administration of what concerns the state generally; the counties with the local concerns of the counties. . . It is by dividing and subdividing all these republics, from the great national one down through all its subordinations, until it ends in the administration of every man's farm and affairs by himself; by placing under everyone what his own eye may superintend, that all will be done for the best. What has destroyed the liberty and rights of man in every government which has ever existed under the sun? The generalizing and concentrating all cares and powers into one body. . . ”

Certainly, there are specific roles and responsibilities for our state government. Certainly, general bounds and limits should be given to allow understandable and fair interactions between levels of government. But as much latitude as possible should be given to local governments and individuals to govern themselves.

A bigger state government does not allow the people ready access to its leaders thus allowing them to avoid responsibility. It also requires more taxes and regulations to implement its orders.

Judge Robert Bork in his book *Slouching Toward Gomorrah*, explained the problem this way:

As government taxes more and subsidizes more, a greater portion of society's wealth passes through its hands. Individuals and families have less income to dispose of as they see fit, which is why Jouvanel said that 'redistribution is in effect far less a redistribution of free income from the richer to the poorer, as we imagined, than a redistribution of power from the individual to the State.' The same thing is true of redistributions of jobs, educational opportunities, access to credit, etc., through government action. All of this requires centralization, larger government, and a vastly increased apparatus of bureaucratic coercion.”

Let's leave more of the decisions of government to the level of government closest to the people while still providing basic uniformity for Constitutional Rights.

The final concern I would like to share is -- the increasing trivialization of religious beliefs and morals in our society.

We cannot continue to trivialize religious belief and have a basis for a moral government. Fundamental religious and moral beliefs are a cornerstone of our democratic republic. Whether Christian or Jew or Buddhist or Muslim, all major religions teach basic moral principles. Without a belief in these principles our

government loses its foundation, and more and more laws are needed to try and reign in illegal and immoral behavior.

Benjamin Franklin said this:

“Only a virtuous people are capable of freedom. As nations become corrupt and vicious, they have more need of masters.”

All of the founding fathers wrote extensively on the importance of divine providence and morality in our country. Let me share a few:

James Madison said; “Religion [is] the basis and foundation of Government.... Before any man can be considered as a member of Civil Society, he must be considered as a subject of the Governor of the Universe.”

Benjamin Franklin; “...the longer I live the more convinced I become that God governs the affairs of men... And have we now forgotten that powerful friend? Or do we imagine we no longer need his assistance.”

Thomas Jefferson; “The God who gave us life gave us liberty... Can the liberties of a nation be thought secure when we have removed their only firm basis, a conviction... that these liberties are the gift of God?”

George Washington thought the issue of religion and morality in our society was important enough to have explained it in some detail in his farewell address. He said this:

“Of all the dispositions and habits which lead to political prosperity, religion and morality are indispensable supports. . . let us, with caution, indulge the supposition that morality can be maintained without religion. . . reason and experience both forbid us to expect that national morality can prevail in exclusion of religious principle.”

Many religious leaders have also warned of this concern. Said one noted leader:

“I cannot help but think that there is a direct relationship between the present evil trends. . . and the very marked tendency of the people of our country to pass on to the state the responsibility for their moral and economic welfare. This trend to a welfare state in which people look to and worship government more than their God, is certain to sap the individual ambitions and moral fiber of our youth. . . History, of course, is replete with the downfall of nations who, instead of assuming their own responsibility for their religious and economic welfare, mistakenly attempt to shift their individual responsibilities to government.”

Religion and strict moral beliefs are an inseparable part of our system of government. Not any one religion in particular, but the goodness and moral instruction which comes through belief in a divine being is inseparable from the success of this country.

The more we, in the name of political correctness, or accommodation, deny this nation's reliance on a divine being, the more we jeopardize the very foundation of our system of government.

The more we trivialize the value of religion and moral instruction in the lives of our citizens, particularly our children, the more we will reap the consequences of our actions.

Let us be tolerant of others. Let us recognize the strength which comes through understanding and respecting the beliefs of all Americans. However, let us also remember that this is "One nation under God indivisible" and we need His divine help now more than ever.

We need a separation of church and state, but we need both church and state.

These three concerns are also opportunities. If we will "First, Do No Harm"; second, encourage more local control and involvement in our government, and third, recognize the importance of religion and morality in our society our star in the constellation of the United States will continue to increase in brightness and honor.

Finally, let me close with the words of Dr. Martin Luther King, Jr., who along with all of those great men and women who have so diligently fought for the human rights of all mankind, we honor this day. As he stood on the steps of the Lincoln Memorial on that hot summer day in August of 1963, with thousands of Americans gathered to hear him speak and with the social unrest of our country precipitating horrible acts of racial violence as a background, Doctor King, stood on those steps and offered his memorable "I have a Dream Speech." In that speech he said these words which bear repeating again and again:

"In the process of gaining our rightful place we must not be guilty of wrongful deeds. Let us not seek to satisfy our thirst for freedom by drinking from the cup of bitterness and hatred. We must forever conduct our struggle on the high plane of dignity and discipline."

Whether our issues are racial, or philosophical or political; whether we are members of this great body, or of those who come to this House to influence as lobbyists or citizens; or whether we are among those who report on these

proceedings as members of the media, let us always remember; “We must forever conduct our struggle on the high plane of dignity and discipline.” Let not the fire to advance our political cause however strongly felt ever cause us to “drink from the cup of political bitterness and hatred.”

Let our actions in this legislative body be actions of fervor and principle, but also actions which are tempered with civility and kindness.

Over the next few weeks, as the countries of the world gather here for the Olympic games, surely our star in the great constellation of these United States, will burn more brightly than ever. As the world gets the opportunity to feel of the spirit and resolve of our people, I hope they also get the opportunity to feel of our love for country and our dedication to the principles of good government. That we may be recognized as vigilant stewards of the flame of liberty is my fervent prayer.

Thank you.

* * *

The Chief Clerk, Carole E. Peterson, read the following:

**CERTIFICATE OF MEMBERSHIP OF THE
2002 GENERAL SESSION
OF THE UTAH STATE HOUSE OF REPRESENTATIVES**

I, OLENE S. WALKER, 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 7, 2000, the following named persons were chosen by the electors as members of the Legislature of the State of Utah to serve in the House of Representatives each for the term of two years, beginning January 1, 2001, to wit:

- | | |
|---|-------------------------|
| FIRST DISTRICT: Counties of Box Elder, Tooele,
Cache | Eli H. Anderson |
| SECOND DISTRICT: County of Box Elder | Ben C. Ferry |
| THIRD DISTRICT: County of Cache | Craig W. Buttars |
| FOURTH DISTRICT: Counties of Cache, Rich | Loraine T. Pace |
| FIFTH DISTRICT: County of Cache | Brent D. Parker |
| SIXTH DISTRICT: County of Weber | Martin R. Stephens |
| SEVENTH DISTRICT: County of Weber | Glenn A. Donnelson |
| EIGHTH DISTRICT: County of Weber | Joseph G. Murray |
| NINTH DISTRICT: County of Weber | Neil A. Hansen |
| TENTH DISTRICT: County of Weber | LaWanna “Lou” Shurtliff |
| ELEVENTH DISTRICT: Counties of Davis, Weber | Carl R. Saunders |

TWELFTH DISTRICT: County of Weber	Gerry A. Adair
THIRTEENTH DISTRICT: County of Davis	Paul Ray
FOURTEENTH DISTRICT: County of Davis	Don E. Bush
FIFTEENTH DISTRICT: County of Davis	Douglas C. Aagard
SIXTEENTH DISTRICT: County of Davis	Kevin S. Garn
SEVENTEENTH DISTRICT: County of Davis	Marda Dillree
EIGHTEENTH DISTRICT: County of Davis	Roger E. Barrus
NINETEENTH DISTRICT: County of Davis	Sheryl L. Allen
TWENTIETH DISTRICT: County of Davis	Richard M. Siddoway
TWENTY-FIRST DISTRICT: County of Tooele	James R. Gowans
TWENTY-SECOND DISTRICT: County of Salt Lake	Carl W. Duckworth
TWENTY-THIRD DISTRICT: County of Salt Lake	Duane Bourdeaux
TWENTY-FOURTH DISTRICT: County of Salt Lake	Ralph Becker
TWENTY-FIFTH DISTRICT: County of Salt Lake	Scott Daniels
TWENTY-SIXTH DISTRICT: County of Salt Lake	Fred J. Fife III
TWENTY-SEVENTH DISTRICT: County of Salt Lake	David Litvack
TWENTY-EIGHTH DISTRICT: County of Salt Lake	Afton B. Bradshaw
TWENTY-NINTH DISTRICT: County of Salt Lake	Brent H. Goodfellow
THIRTIETH DISTRICT: County of Salt Lake	Jackie Biskupski
THIRTY-FIRST DISTRICT: County of Salt Lake	Ty McCartney
THIRTY-SECOND DISTRICT: County of Salt Lake	Ron Bigelow
THIRTY-THIRD DISTRICT: County of Salt Lake	Neal B. Hendrickson
THIRTY-FOURTH DISTRICT: County of Salt Lake	Kory M. Holdaway
THIRTY-FIFTH DISTRICT: County of Salt Lake	Judy Ann Buffmire
THIRTY-SIXTH DISTRICT: County of Salt Lake	A. Lamont Tyler
THIRTY-SEVENTH DISTRICT: County of Salt Lake	Carol Spackman Moss
THIRTY-NINTH DISTRICT: County of Salt Lake	Cindy Beshear
FORTIETH DISTRICT: County of Salt Lake	Patricia W. Jones
FORTY-FIRST DISTRICT: County of Salt Lake	Patrice M. Arent
FORTY-SECOND DISTRICT: County of Salt Lake	Peggy Wallace
FORTY-THIRD DISTRICT: County of Salt Lake	Wayne A. Harper
FORTY-FOURTH DISTRICT: County of Salt Lake	Chad E. Bennion
FORTY-FIFTH DISTRICT: County of Salt Lake	J. Morgan Philpot
FORTY-SIXTH DISTRICT: County of Salt Lake	Karen W. Morgan
FORTY-EIGHTH DISTRICT: County of Salt Lake	Trisha S. Beck
FORTY-NINTH DISTRICT: County of Salt Lake	Greg J. Curtis
FIFTIETH DISTRICT: County of Salt Lake	Merlynn T. Newbold
FIFTY-FIRST DISTRICT: County of Salt Lake	John E. Swallow
FIFTY-SECOND DISTRICT: County of Salt Lake	David L. Hogue
FIFTY-THIRD DISTRICT: Counties of Morgan, Rich, Summit	David Ure

FIFTY–FOURTH DISTRICT: Counties of Duchesne, Wasatch	Gordon E. Snow
FIFTY–FIFTH DISTRICT: Counties of Daggett, Uintah	Jack A. Seitz
FIFTY–SIXTH DISTRICT: County of Utah	David N. Cox
FIFTY–SEVENTH DISTRICT: County of Utah	Bradley A. Winn
FIFTY–EIGHTH DISTRICT: County of Utah	James A. Ferrin
FIFTY–NINTH DISTRICT: County of Utah	Mike Thompson
SIXTIETH DISTRICT: County of Utah	Katherine M. Bryson
SIXTY–FIRST DISTRICT: County of Utah	Margaret Dayton
SIXTY–SECOND DISTRICT: County of Utah	Jeff Alexander
SIXTY–THIRD DISTRICT: County of Utah	Stephen D. Clark
SIXTY–FOURTH DISTRICT: County of Utah	Rebecca Lockhart
SIXTY–FIFTH DISTRICT: County of Utah	Matthew Throckmorton
SIXTY–SIXTH DISTRICT: County of Utah	Glenn L. Way
SIXTY–SEVENTH DISTRICT: Counties of Juab, Sanpete, Utah	Darin G. Peterson
SIXTY–EIGHTH DISTRICT: Counties of Millard, Sanpete	Michael R. Styler
SIXTY–NINTH DISTRICT: Counties of Carbon, Emery	Brad King
SEVENTIETH DISTRICT: Counties of Emery, Sanpete, Sevier	Bradley T. Johnson
SEVENTY–FIRST DISTRICT: Counties of Emery, Grand, San Juan	Max W. Young
SEVENTY–SECOND DISTRICT: Counties of Beaver, Iron	DeMar “Bud” Bowman
SEVENTY–THIRD DISTRICT: Counties of Beaver, Garfield, Kane, Piute, Sevier, Washington, Wayne	Thomas V. Hatch
SEVENTY–FOURTH DISTRICT: County Washington	David Clark
SEVENTY–FIFTH DISTRICT: County of Washington	Stephen H. Urquhart

I FURTHER CERTIFY THAT Eric K. Hutchings was appointed by the Governor on August 22nd, 2001 to fill the vacancy in House District Thirty–eight, occasioned by the resignation of Gary F. Cox.

I FURTHER CERTIFY THAT Steve Mascaro was appointed by the Governor on January 8th, 2002 to fill the vacancy in House District Forty–seven, occasioned by the resignation of Bryan D. Holladay.

IN WITNESS WHEREOF, I
have hereunto set my hand and
caused to be affixed the Great

Seal of the State of Utah at Salt Lake City, this Twenty-first Day of January, 2002.

OLENE S. WALKER,
Lieutenant Governor

Communication filed.

* * *

Roll call showed all members present.

On motion of Representative Garn, the House voted to continue with the same organization for the 2002 Annual General Session as set up and constituted during the 2001 Annual General Session of the Legislature insofar as it pertains to the Speakership, Majority Leadership and Minority Leadership.

On motion of Representative Ure, the House voted to print the prayer by Elder David B. Haight and the remarks of Speaker Martin R. Stephens upon the pages of the House Journal.

On motion of Representative Hatch, the House voted to adopt the same House Rules and Joint Rules for the Annual General Session of 2002 as adopted in the Annual General Session of 2001.

On motion of Representative Becker, the House authorized the Speaker to appoint a committee to wait upon the Senate to inform that Honorable Body that the House is organized and ready to do business. Speaker Stephens appointed Representatives Bowman, D. Clark, and Eric Hutchings.

On motion of Representative Arent, the House authorized the Speaker to appoint a committee to act with a like committee from the Senate to wait upon the Governor to inform His Excellency that the Legislature is organized and ready to receive any communication or message he may have to offer. Speaker Stephens appointed Representatives Saunders, Philpot, and Moss.

Speaker Stephens recognized Senators M. Peterson, Gladwell, and Jenkins for the purpose of notifying the House that the Senate was organized and ready to do business.

Representative Bowman reported that his committee had waited upon the Senate and they were organized and ready to do business.

Representative Saunders reports that the Joint Committee has waited upon the Governor. The Governor will address the Legislature on January 28, 2002 at 6:30 p.m.

On motion of Representative Curtis, the House voted to allow legislators the opportunity to sign any prefiled bills, if permission is granted by the Chief Sponsor of the Legislation.

On motion of Representative Garn, and as provided by the Utah Constitution, the House voted to suspend the requirement that every bill be read by title three separate times in the House of Representatives. Further, that this suspension apply to all bills and resolutions introduced during this legislative session, except that a majority of the House may direct the reading of the long title, short title, or both of any House or Senate bill or resolution.

INTRODUCTION OF BILLS

MOTORBOAT DRIVER LICENSING AND BOATING UNDER THE INFLUENCE PROVISIONS

H.B. 4

Lorraine T. Pace

THIS ACT MODIFIES THE MOTOR VEHICLE CODE, THE PUBLIC SAFETY CODE, AND THE WATER AND IRRIGATION CODE. THIS ACT PROVIDES FOR DRIVER LICENSING REQUIREMENTS FOR DRIVING A MOTORBOAT, INCLUDING DRIVER LICENSING SANCTIONS FOR BOATING OFFENSES. THIS ACT COMBINES DRIVING UNDER THE INFLUENCE PROVISIONS WITH BOATING UNDER THE INFLUENCE PROVISIONS. THIS ACT ESTABLISHES CERTAIN MOVING BOATING VIOLATIONS AND ALLOWS CERTAIN BOAT LIVERIES TO ISSUE TEMPORARY BOATING LICENSES. THIS ACT TAKES EFFECT ON JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

SCHOOL UNIFORM AMENDMENTS

H.B. 5

Karen W. Morgan

THIS ACT MODIFIES PROVISIONS RELATING TO THE STATE SYSTEM OF PUBLIC EDUCATION BY ELIMINATING A STUDENT'S ABILITY TO OPT OUT OF PARTICIPATING IN THE SCHOOL UNIFORM PROGRAM AFTER AN ELECTION HAS TAKEN PLACE UNLESS A PRINCIPAL FINDS EXTENUATING CIRCUMSTANCES, read the first time by short title and referred to the Rules Committee.

PUBLIC SAFETY BUREAU NAME CHANGE

H.B. 6

DeMar Bud Bowman

THIS ACT MODIFIES THE PUBLIC SAFETY CODE BY CHANGING THE TITLE OF THE CRIMINAL INVESTIGATIONS BUREAU TO "STATE

BUREAU OF INVESTIGATION” TO MORE ACCURATELY REFLECT THE PURPOSE OF THIS BUREAU. THE ACT ALSO AMENDS REFERENCES TO THIS BUREAU IN OTHER AREAS OF THE CODE, read the first time by short title and referred to the Rules Committee.

NET METERING OF ELECTRICITY

H.B. 7

Gordon E. Snow

THIS ACT MODIFIES PROVISIONS RELATING TO PUBLIC UTILITIES BY ENACTING PROVISIONS RELATING TO NET METERING. THIS ACT REQUIRES ELECTRICAL CORPORATIONS TO MAKE A NET METERING PROGRAM AVAILABLE TO CUSTOMERS BY WHICH CUSTOMERS MAY ESTABLISH AN INVERTER CONTROLLED CUSTOMER GENERATION SYSTEM TO PRODUCE ELECTRICITY FOR THEIR OWN USE AND TO SUPPLY EXCESS ELECTRICITY TO THE ELECTRICAL CORPORATION. THE ACT REQUIRES THE ELECTRICAL CORPORATION TO OFFSET CHARGES FOR ELECTRICITY BY THE AMOUNT OF ELECTRICITY SUPPLIED BY A CUSTOMER FROM A CUSTOMER GENERATION SYSTEM AND REQUIRES THE ELECTRICAL CORPORATION TO GIVE THE CUSTOMER A CREDIT FOR ELECTRICITY GENERATED BY THE CUSTOMER THAT EXCEEDS THE AMOUNT SUPPLIED BY THE ELECTRICAL CORPORATION. THE ACT REQUIRES THE CUSTOMER TO MEET CERTAIN SAFETY AND OTHER REQUIREMENTS WITH RESPECT TO A CUSTOMER GENERATION SYSTEM. THE ACT PROHIBITS THE ELECTRICAL CORPORATION FROM IMPOSING ADDITIONAL CHARGES OR FEES TO CUSTOMERS PARTICIPATING IN A NET METERING PROGRAM UNLESS AUTHORIZED, read the first time by short title and referred to the Rules Committee.

REPEAL OF LOCAL GOVERNMENT INFORMATION TECHNOLOGY REVIEW COMMITTEE

H.B. 8

Neal B. Hendrickson

THIS ACT MODIFIES THE UTAH ADMINISTRATIVE SERVICES CODE BY ELIMINATING REQUIREMENTS TO ESTABLISH A LOCAL GOVERNMENT INFORMATION TECHNOLOGY REVIEW COMMITTEE, read the first time by short title and referred to the Rules Committee.

REPEAL OF MEDICAL EXAMINER COMMITTEE

H.B. 9

Neil A. Hansen

THIS ACT MODIFIES THE UTAH HEALTH CODE BY REPEALING THE MEDICAL EXAMINER COMMITTEE. THIS ACT MAKES

TECHNICAL CORRECTIONS, read the first time by short title and referred to the Rules Committee.

REPEAL OF INVESTMENT ADVISORY COMMITTEE

H.B. 10

Bradley A. Winn

THIS ACT MODIFIES THE PUBLIC FUNDS AND ACCOUNTS TITLE BY ELIMINATING THE INVESTMENT ADVISORY COMMITTEE, read the first time by short title and referred to the Rules Committee.

REPEAL OF UTAH OCCUPATIONAL SAFETY AND HEALTH ADVISORY COUNCIL

H.B. 11

Don E. Bush

THIS ACT MODIFIES THE UTAH LABOR CODE BY REPEALING THE UTAH OCCUPATIONAL SAFETY AND HEALTH ADVISORY COUNCIL, read the first time by short title and referred to the Rules Committee.

USE OF TOBACCO SETTLEMENT INTEREST PROCEEDS

H.B. 12

Karen W. Morgan

THIS ACT MODIFIES THE DISTRIBUTION OF TOBACCO SETTLEMENT FUNDS. THIS ACT MAKES AMENDMENTS NECESSARY TO COMPLY WITH UTAH CONSTITUTION ARTICLE XXII, SECTION 4. THIS ACT APPROPRIATES 50% OF THE ANNUAL INTEREST AND DIVIDENDS EARNED BY THE PERMANENT STATE TRUST FUND FOR TOBACCO SETTLEMENT MONIES TO THE DEPARTMENT OF HEALTH FOR ALCOHOL, TOBACCO, AND OTHER DRUG PREVENTION, REDUCTION, CESSATION, AND CONTROL PROGRAMS. THIS ACT PROVIDES AN EFFECTIVE DATE AND RETROSPECTIVE OPERATION, read the first time by short title and referred to the Rules Committee.

REPEAL OF HUMAN RESOURCE ADVISORY COMMITTEE

H.B. 13

DeMar Bud Bowman

THIS ACT MODIFIES THE PERSONNEL MANAGEMENT ACT BY REPEALING THE HUMAN RESOURCE ADVISORY COMMITTEE, read the first time by short title and referred to the Rules Committee.

REPEAL OF STATE ADVISORY PLANNING COMMITTEE**H.B. 14***Peggy Wallace*

THIS ACT MODIFIES THE STATE AFFAIRS IN GENERAL TITLE BY REPEALING THE STATE ADVISORY PLANNING COMMITTEE, read the first time by short title and referred to the Rules Committee.

**REPEAL OF ENVIRONMENTAL
QUALITY COORDINATING COMMITTEE****H.B. 15***Ron Bigelow*

THIS ACT MODIFIES THE ENVIRONMENTAL QUALITY CODE BY REPEALING THE ENVIRONMENTAL QUALITY COORDINATING COMMITTEE, read the first time by short title and referred to the Rules Committee.

BLOOD AND BREATH ALCOHOL TESTING**H.B. 16***Paul Ray*

THIS ACT MODIFIES PROVISIONS OF THE MOTOR VEHICLE CODE AND THE CRIMINAL CODE RELATING TO TESTING OF BLOOD OR BREATH ALCOHOL LEVELS IN DRIVING UNDER THE INFLUENCE CASES, AUTOMOBILE HOMICIDE CASES, FLYING UNDER THE INFLUENCE CASE, AND BOATING UNDER THE INFLUENCE CASES, read the first time by short title and referred to the Rules Committee.

MULTIPLE DRIVING UNDER THE INFLUENCE OFFENSES**H.B. 17***A. Lamont Tyler*

THIS ACT MODIFIES THE MOTOR VEHICLE CODE BY AMENDING DRIVING UNDER THE INFLUENCE (DUI) PRIOR CONVICTION DEFINITION TO INCLUDE DRIVING WITH DRUGS OR A COMBINATION OF BOTH IN THE BODY. THE ACT INCLUDES ORIGINAL DUI RELATED OFFENSES THAT ARE REDUCED BY THE COURT AS PRIOR CONVICTIONS IN SUBSEQUENT DUI CASES AND IN DRIVER LICENSE SUSPENSIONS, read the first time by short title and referred to the Rules Committee.

COURT RECORDS OF DRIVING UNDER THE INFLUENCE CASES**H.B. 18***A. Lamont Tyler*

THIS ACT MODIFIES THE MOTOR VEHICLE CODE. THE ACT REQUIRES STATE COURTS TO COLLECT AND MAINTAIN DATA TO

IMPLEMENT DUI AND RECKLESS DRIVING LAWS. THE ACT REQUIRES THE ADMINISTRATIVE OFFICE OF THE COURTS TO MAKE A REPORT TO THE JUDICIARY AND TRANSPORTATION INTERIM COMMITTEES, read the first time by short title and referred to the Rules Committee.

ELECTION CAMPAIGN FUND CHECKOFF AMENDMENTS

H.B. 19

Craig W. Buttars

THIS ACT MODIFIES TAX CODE PROVISIONS GOVERNING REQUIREMENTS FOR THE ELECTION CAMPAIGN FUND AND MAKES TECHNICAL CORRECTIONS, read the first time by short title and referred to the Rules Committee.

PROHIBITING RESIDENTIAL LOTS FROM CROSSING COUNTY LINES

H.B. 20

David L. Hogue

THIS ACT MODIFIES THE UTAH MUNICIPAL CODE AND THE COUNTY CODE TO PROHIBIT RESIDENTIAL LOTS UNDER ONE ACRE IN SIZE FROM CROSSING COUNTY BOUNDARY LINES. THE ACT ALSO PROHIBITS THE DIVISION OF A RESIDENCE BY A COUNTY LINE. THE ACT PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

ELECTRONIC GOVERNMENT SERVICES AMENDMENTS – AGRICULTURE

H.B. 21

Richard M. Siddoway

THIS ACT MODIFIES PROVISIONS OF THE UTAH AGRICULTURAL CODE TO FACILITATE THE MAKING OF CERTAIN COMMUNICATIONS OR THE TAKING OF CERTAIN ACTION ELECTRONICALLY. THIS ACT ALSO MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

ELECTRONIC GOVERNMENT SERVICES AMENDMENTS – TRANSPORTATION

H.B. 22

Richard M. Siddoway

THIS ACT MODIFIES PROVISIONS OF THE TRANSPORTATION CODE TO FACILITATE THE PROVIDING OF CERTAIN NOTICE

ELECTRONICALLY, read the first time by short title and referred to the Rules Committee.

MORTGAGE PRACTICES ACT REVISIONS

H.B. 23

Gerry A. Adair

THIS ACT AMENDS THE UTAH RESIDENTIAL MORTGAGE PRACTICES ACT. THE ACT ADDS DEFINITIONS AND REPLACES CERTAIN TERMS. THE ACT CLARIFIES THE DIVISION'S RULEMAKING AUTHORITY. THE ACT DELETES EXPIRED PROVISIONS AND SIMPLIFIES CERTAIN OTHERS. THE ACT CLARIFIES STANDARDS FOR REINSTATEMENT OF THE REGISTRATION OF AN INDIVIDUAL OR ENTITY WHOSE REGISTRATION HAS BEEN REVOKED. THE ACT MAKES IT DISCRETIONARY FOR THE DIRECTOR TO FILE SUIT AGAINST VIOLATORS WHO DO NOT SEEK AN ADJUDICATIVE HEARING OR AGAINST WHOM A PERMANENT CEASE AND DESIST ORDER HAS BEEN ISSUED IN AGENCY ACTION, read the first time by short title and referred to the Rules Committee.

REVISIONS TO REDEVELOPMENT AGENCY LAWS

H.B. 24

Wayne A. Harper

THIS ACT MODIFIES THE REDEVELOPMENT AGENCIES ACT BY MAKING MINOR CHANGES AND TECHNICAL CORRECTIONS THROUGHOUT THE ACT. THE ACT RESOLVES INTERNAL INCONSISTENCIES AND MAKES RELATED CHANGES WITHIN THE REDEVELOPMENT AGENCIES CODE RELATING TO PLAN HEARINGS, SURVEY AREAS, OWNER PARTICIPATION, RELOCATION PLAN REQUIREMENTS, TIME LIMITS FOR USE OF TAX INCREMENT, BENEFIT ANALYSIS, AND PUBLICATION REQUIREMENTS. THE ACT AMENDS THE REQUIREMENTS FOR BLIGHT FINDINGS WHEN EXPANDING A REDEVELOPMENT PROJECT, read the first time by short title and referred to the Rules Committee.

ADULT PROTECTIVE SERVICES AMENDMENTS

H.B. 25

Patricia W. Jones

THIS ACT REPEALS AND REENACTS PART 3, ABUSE, NEGLECT, OR EXPLOITATION OF DISABLED ADULT, OF THE HUMAN SERVICES CODE. THE ACT ALSO AMENDS THE UTAH CRIMINAL CODE. THE ACT REVISES AND CLARIFIES THE DEFINITION OF CERTAIN TERMS AND

ADDS DEFINITIONS FOR CERTAIN OTHER TERMS. THE ACT SETS FORTH THE PURPOSES, POWERS, AND DUTIES OF ADULT PROTECTIVE SERVICES. THE ACT MODIFIES THE MANDATORY REPORTING LAW AND ADDS PENALTIES FOR OBSTRUCTING INVESTIGATIONS AND FOR THREATENING OR INTIMIDATING REPORTERS, VICTIMS, OR WITNESSES. THE ACT CLARIFIES WHO MAY HAVE ACCESS TO REPORTS AND INFORMATION IN THE POSSESSION OF ADULT PROTECTIVE SERVICES. THE ACT PROVIDES NOTIFICATION AND DUE PROCESS FOR A PERSON IDENTIFIED AS A PERPETRATOR IN A "SUBSTANTIATED" CASE OF ABUSE, NEGLECT, OR EXPLOITATION, FOR EMPLOYMENT AND LICENSING PURPOSES. THE ACT PROVIDES THAT A VULNERABLE ADULT VICTIM OF ABUSE, NEGLECT, OR EXPLOITATION HAS A PRIVATE RIGHT OF ACTION AGAINST THE PERPETRATOR AND MAY ALSO MAY RECOVER ATTORNEYS FEES AND COSTS FROM THE PERPETRATOR. IF EXPLOITATION OCCURRED AT A TIME WHEN THE VULNERABLE ADULT WAS AN INCAPACITATED PERSON, OR AS THE RESULT OF THE MISUSE OF A FIDUCIARY POWER, THE ACT PROVIDES THAT THE PERPETRATOR IS LIABLE FOR \$1,000 OR ACTUAL TREBLE DAMAGES, WHICHEVER IS GREATER. THE ACT CLARIFIES PROVISIONS REGARDING VARIOUS PETITIONS THAT CAN BE FILED IN DISTRICT COURT BY ADULT PROTECTIVE SERVICES IN BEHALF OF VULNERABLE ADULTS. THE ACT CLARIFIES THAT INFORMATION AND RECORDS RELATING TO INVESTIGATIONS BY ADULT PROTECTIVE SERVICES ARE PROTECTED RECORDS UNDER TITLE 63, CHAPTER 2, GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT, read the first time by short title and referred to the Rules Committee.

TECHNICAL CORRECTIONS TO COUNTY CODE

H.B. 26

David N. Cox

THIS ACT MODIFIES THE COUNTY CODE BY MAKING A TECHNICAL CORRECTION RELATING TO INVESTIGATIONS BY THE COUNTY LEGISLATIVE BODY, read the first time by short title and referred to the Rules Committee.

TECHNICAL CORRECTIONS TO MUNICIPAL CODE

H.B. 27

David N. Cox

THIS ACT MODIFIES THE UTAH MUNICIPAL CODE BY MAKING A TECHNICAL CORRECTION RELATING TO CAPITAL BUDGETS, read the first time by short title and referred to the Rules Committee.

**IMMUNITY FROM LIABILITY
IN CHILD WELFARE INVESTIGATIONS**

H.B. 28*Wayne A. Harper*

THIS ACT AMENDS THE HUMAN SERVICES CODE. THE ACT PROVIDES THAT THERE IS NO IMMUNITY TO GOVERNMENTAL EMPLOYEE CHILD WELFARE WORKERS WHO ACT OR FAIL TO ACT THROUGH FRAUD OR MALICE OR WHO COMMIT PERJURY, read the first time by short title and referred to the Rules Committee.

CHILD RESTRAINT VIOLATIONS

H.B. 29*Carol Spackman Moss*

THIS ACT MODIFIES THE MOTOR VEHICLE CODE TO AMEND A SAFETY BELT VIOLATION PROVISION REGARDING PROOF OF ACQUISITION OF A CHILD RESTRAINT DEVICE, read the first time by short title and referred to the Rules Committee.

MASTER STATE HIGHWAY AMENDMENTS

H.B. 30*Joseph G. Murray*

THIS ACT MODIFIES THE TRANSPORTATION CODE BY AMENDING CERTAIN STATE HIGHWAY ROUTES, read the first time by short title and referred to the Rules Committee.

LICENSE PLATE REQUIREMENTS

H.B. 31*Brad King*

THIS ACT MODIFIES THE MOTOR VEHICLE CODE TO ELIMINATE THE COUNTY DESIGNATION DECAL FROM LICENSE PLATES, read the first time by short title and referred to the Rules Committee.

OVERSEAS AND MILITARY VOTERS AMENDMENTS

H.B. 32*Don E. Bush*

THIS ACT MODIFIES PROVISIONS OF THE ELECTION CODE GOVERNING MILITARY AND OVERSEAS VOTERS BY MODIFYING MAILING REQUIREMENTS FOR OVERSEAS AND MILITARY BALLOTS. THIS ACT MAKES TECHNICAL CORRECTIONS., read the first time by short title and referred to the Rules Committee.

CERTIFICATION AND TESTING OF VOTING EQUIPMENT**H.B. 33***Craig W. Buttars*

THIS ACT MODIFIES THE ELECTION CODE BY REQUIRING ELECTION OFFICERS TO ENSURE THAT VOTING EQUIPMENT MEETS CERTAIN STANDARDS, read the first time by short title and referred to the Rules Committee.

TOURISM AMENDMENTS**H.B. 34***Sheryl L. Allen*

THIS ACT MODIFIES PROVISIONS RELATING TO TOURISM. THE ACT REQUIRES THE DIVISION OF TRAVEL DEVELOPMENT TO PROVIDE THE LEGISLATURE WITH A REPORT ON COORDINATED TOURIST PROMOTION ACTIVITIES AND TO DEVELOP A MECHANISM TO MEASURE THE ECONOMIC IMPACT OF TOURISM PROMOTION EXPENDITURES. THE ACT PROVIDES FOR AN INDEPENDENT ANNUAL AUDIT OF TOURISM, RECREATION, CULTURAL, AND CONVENTION FACILITIES TAX FUNDS AND A REPORT OF THE FINDINGS TO BE MADE TO THE LEGISLATURE. THE ACT MAKES CERTAIN TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

EXPUNGEMENT OF JUVENILE RECORDS**H.B. 35***Scott Daniels*

THIS ACT MODIFIES THE JUVENILE COURT ACT BY CLARIFYING THE STEPS NECESSARY TO EXPUNGE A RECORD IN THE JUVENILE COURT. IT REQUIRES THAT THE PETITIONER BE OVER 18 YEARS OF AGE, HAVE COMPLETED ALL COURT REQUIREMENTS, AND NOT HAVE AN ADULT CRIMINAL RECORD. THE STATUTE IS FURTHER MODIFIED BY REQUIRING NOTIFICATION OF VICTIMS AND ALLOWING FOR EXPUNGEMENT OF NONJUDICIAL CLOSURES, read the first time by short title and referred to the Rules Committee.

CHILD CARE AMENDMENTS**H.B. 36***Richard M. Siddoway*

THIS ACT MODIFIES PROVISIONS RELATED TO CHILD CARE IN UTAH. THE ACT MODIFIES DEFINITIONS RELATED TO PROVIDING CHILD CARE SERVICES. IT EXPANDS AND CLARIFIES THE FUNCTIONS

AND DUTIES OF THE OFFICE OF CHILD CARE AND REQUIRES AN ANNUAL REPORT BY THE OFFICE ON THE STATUS OF CHILD CARE IN THE STATE. THE ACT EXPANDS THE MEMBERSHIP OF THE CHILD CARE ADVISORY COMMITTEE AND PROVIDES SPECIFIC RESPONSIBILITIES FOR THE COMMITTEE. THE ACT CLARIFIES THE ROLES AND RELATIONSHIPS OF INDIVIDUALS AND ENTITIES WHO HAVE STATUTORY RESPONSIBILITIES RELATED TO THE CHILD CARE EXPENDABLE TRUST FUND, read the first time by short title and referred to the Rules Committee.

PARENT-TIME AMENDMENTS

H.B. 37

James A. Ferrin

THIS ACT MODIFIES PROVISIONS RELATING TO DIVORCE AND PARENT-TIME. IT PROHIBITS COURTS FROM CONSIDERING GENDER WHEN DETERMINING CUSTODY IN A DIVORCE AND SPECIFIES CONSIDERATIONS FOR THE COURT IN DETERMINING PARENT-TIME. IN ADDITION, THIS ACT REVISES THE PARENT-TIME SANCTIONS FOUND IN THE JUDICIAL CODE, read the first time by short title and referred to the Rules Committee.

REPEAL OF HEALTH BENEFIT PLAN COMMITTEE

H.B. 38

Don E. Bush

THIS ACT MODIFIES THE INSURANCE CODE BY REPEALING THE HEALTH BENEFIT PLAN COMMITTEE, read the first time by short title and referred to the Rules Committee.

STATUTE OF LIMITATIONS AMENDMENTS

H.B. 39

Katherine M. Bryson

THIS ACT MODIFIES THE CRIMINAL CODE BY SPECIFYING ADDITIONAL CRIMES THAT ARE NOT SUBJECT TO STATUTES OF LIMITATIONS FOR PROSECUTION. THE ACT ALSO AMENDS THE CRIMINAL CODE TO CLARIFY THAT THE DEFENDANT'S ACTIVE CONCEALMENT OF A CRIME TOLLS THE STATUTE OF LIMITATIONS, read the first time by short title and referred to the Rules Committee.

PUBLIC SAFETY – DIVISION NAME CHANGE

H.B. 40

DeMar Bud Bowman

THIS ACT MODIFIES THE PUBLIC SAFETY CODE AND PROVISIONS OF THE CODE RELATED TO DISASTER RESPONSE AND RECOVERY

AND RESOURCE DEVELOPMENT BY CHANGING THE TITLE OF THE COMPREHENSIVE EMERGENCY MANAGEMENT ACT TO THE EMERGENCY SERVICES AND HOMELAND SECURITY ACT, AND RENAMING THE DIVISION CREATED BY THE ACT AS THE DIVISION OF EMERGENCY SERVICES AND HOMELAND SECURITY. THE ACT ALSO MAKES RELATED AMENDMENTS THROUGHOUT THE CODE TO REFLECT THIS CHANGE, read the first time by short title and referred to the Rules Committee.

**UTAH SUBSTANCE ABUSE AND ANTI-VIOLENCE
COORDINATING COUNCIL AMENDMENTS**

H.B. 41

Neal B. Hendrickson

THIS ACT MODIFIES STATE AFFAIRS IN GENERAL BY ELIMINATING CERTAIN COMMITTEES OF THE UTAH SUBSTANCE ABUSE AND ANTI-VIOLENCE COORDINATING COUNCIL AND MODIFYING PROVISIONS GOVERNING THE COUNCIL, read the first time by short title and referred to the Rules Committee.

FLUORIDATION OF PUBLIC WATER SYSTEMS IN AN EMERGENCY

H.B. 42

A. Lamont Tyler

THIS ACT MODIFIES THE SAFE DRINKING WATER ACT TO ALLOW A PUBLIC WATER SYSTEM TO SUPPLY FLUORIDATED WATER TO A COUNTY OR MUNICIPALITY THAT HAS NOT APPROVED FLUORIDATION UNDER EMERGENCY CIRCUMSTANCES, read the first time by short title and referred to the Rules Committee.

ACCESS TO FLUORIDATED WATER

H.B. 43

David L. Hogue

THIS ACT MODIFIES THE SAFE DRINKING WATER ACT TO ALLOW A FLUORIDATED WATER SYSTEM TO SUPPLY WATER TO A RESIDENT IN AN ADJACENT MUNICIPALITY OR COUNTY WHICH HAS NOT APPROVED FLUORIDATION UPON THE REQUEST OF A RESIDENT, read the first time by short title and referred to the Rules Committee.

TRUSTEES OF TRUST DEEDS AMENDMENTS

H.B. 44

David Clark

THIS ACT MODIFIES QUALIFICATIONS OF TRUSTEES OF TRUST DEEDS, OF TRUSTEES' USE OF STAFF OR OTHERS, AND OBLIGATIONS

OF A TRUSTEE TO PROVIDE NOTICE, read the first time by short title and referred to the Rules Committee.

PRISONER ESCAPE AMENDMENT

H.B. 45

Karen W. Morgan

THIS ACT MODIFIES THE CRIMINAL CODE TO CLARIFY THAT THE CRIMINAL OFFENSE OF A PRISONER LEAVING OFFICIAL CUSTODY WITHOUT AUTHORIZATION INCLUDES THOSE SITUATIONS WHERE A PRISONER OBTAINS AUTHORIZATION BY MEANS OF FRAUD OR DECEIT, read the first time by short title and referred to the Rules Committee.

ANNUAL REPORTS GIVEN TO THE LEGISLATURE

H.B. 46

Marda Dillree

THIS ACT MODIFIES PROVISIONS RELATING TO THE STATE SYSTEM OF PUBLIC EDUCATION AND STATE SYSTEM OF HIGHER EDUCATION BY ELIMINATING OR AMENDING REQUIREMENTS TO SUBMIT REPORTS TO THE LEGISLATURE. THIS ACT ELIMINATES OR REDUCES THE NUMBER OF REPORTS THE STATE BOARD OF EDUCATION IS REQUIRED TO MAKE ON A RECIDIVISM REDUCTION PLAN, STATEWIDE TESTING TIMELINES, READING ACHIEVEMENT, KINDERGARTEN ASSESSMENTS, A READING SPECIALIST SCHOLARSHIP PROGRAM, TEXTBOOK NEEDS AND SPENDING, AND HIGHLY IMPACTED SCHOOLS. THIS ACT ELIMINATES REPORTING OF VOLUNTEER HOURS IN THE SCHOOL PERFORMANCE REPORT. THIS ACT SETS A DATE FOR REPORTS FROM THE JOB ENHANCEMENT COMMITTEE AND FAMILIES, AGENCIES, AND COMMUNITIES TOGETHER COUNCIL. THIS ACT REMOVES THE EDUCATION INTERIM COMMITTEE FROM THE LIST OF RECIPIENTS OF REPORTS FROM THE DISABILITY DETERMINATION SERVICES ADVISORY COUNCIL AND BOARD OF DIRECTORS OF THE UTAH EDUCATIONAL SAVINGS PLAN TRUST. THIS ACT CONSOLIDATES REPORTS OF THE TECHNOLOGY INITIATIVE ADVISORY BOARD AND BOARD OF REGENTS RELATING TO THE ENGINEERING AND COMPUTER SCIENCE INITIATIVE. THIS ACT MAKES TECHNICAL AMENDMENTS, read the first time by short title and referred to the Rules Committee.

**REPEAL OF SUNSET DATES ON OFFICE OF COURT
ADMINISTRATOR AND ALTERNATIVE DISPUTE RESOLUTION**

H.B. 47*Glenn L. Way*

THIS ACT MODIFIES THE SUNSET ACT, ELIMINATING THE SUNSET DATES ON THE OFFICE OF COURT ADMINISTRATOR AND THE ALTERNATIVE DISPUTE RESOLUTION ACT, read the first time by short title and referred to the Rules Committee.

LOCAL SUBSTANCE ABUSE AUTHORITY AMENDMENTS

H.B. 48*Paul Ray*

THIS ACT MODIFIES PROVISIONS RELATED TO SPECIAL DISTRICTS. THE ACT EXPANDS THE DUTIES OF LOCAL SUBSTANCE ABUSE AUTHORITIES TO INCLUDE SERVICES TO PEOPLE CONVICTED OF DRIVING UNDER THE INFLUENCE AND AUTHORIZES THE USE OF PROCEEDS FROM DUI PENALTIES TO FUND THOSE SERVICES. THE ACT MAKES TECHNICAL AMENDMENTS, read the first time by short title and referred to the Rules Committee.

MUNICIPAL PLAN FOR MODERATE INCOME HOUSING

H.B. 49*Paul Ray*

THIS ACT MODIFIES THE UTAH MUNICIPAL CODE BY AMENDING THE REQUIREMENTS FOR MUNICIPALITIES TO PLAN FOR MODERATE INCOME HOUSING. THE ACT REDEFINES THE CONTENTS AND PROCESS OF DEVELOPING A MODERATE INCOME HOUSING PLAN. THE ACT LIMITS THE SCOPE OF THE MODERATE INCOME HOUSING PLANNING REQUIREMENT TO CITIES. THE ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

**INDIVIDUAL INCOME TAX PERSONAL RETIREMENT
EXEMPTION AND DEDUCTION FOR RETIREMENT
INCOME – ELIMINATING MARRIAGE TAX PENALTIES**

H.B. 50*Wayne A. Harper*

THIS ACT AMENDS THE INDIVIDUAL INCOME TAX ACT TO MODIFY THE ADJUSTED GROSS INCOME AMOUNTS AT WHICH THE SUBTRACTION FROM FEDERAL TAXABLE INCOME FOR RETIREMENT INCOME AND THE PERSONAL RETIREMENT EXEMPTION ARE

REDUCED. THE ACT CLARIFIES THE SUBTRACTION FROM FEDERAL TAXABLE INCOME FOR RETIREMENT INCOME AND THE PERSONAL RETIREMENT EXEMPTION, AND MAKES TECHNICAL CHANGES. THIS ACT TAKES EFFECT FOR TAXABLE YEARS BEGINNING ON OR AFTER JANUARY 1, 2003, read the first time by short title and referred to the Rules Committee.

SALES AND USE TAX – TAXABILITY OF PARTS AND LABOR

H.B. 51

Wayne A. Harper

THIS ACT AMENDS THE SALES AND USE TAX ACT TO EXEMPT FROM SALES AND USE TAX SALES OF CERTAIN PARTS AND LABOR, AND MAKES TECHNICAL CHANGES. THE ACT TAKES EFFECT ON JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

HIGHER EDUCATION SAVINGS INCENTIVE PROGRAM AMENDMENTS

H.B. 52

Katherine M. Bryson

THIS ACT MODIFIES STATE SYSTEM OF HIGHER EDUCATION CODE AND REVENUE AND TAXATION CODE PROVISIONS RELATING TO HIGHER EDUCATION SAVINGS INCENTIVE PROGRAMS, INCLUDING REFUND PROVISIONS. THIS ACT ALSO REPEALS THE HIGHER EDUCATION SUPPLEMENTAL SAVINGS INCENTIVE PROGRAM, read the first time by short title and referred to the Rules Committee.

TECHNICAL AMENDMENTS TO TOBACCO SETTLEMENT TRUST FUND

H.B. 53

Karen W. Morgan

THIS ACT MAKES TECHNICAL AMENDMENTS TO THE DISTRIBUTION OF THE TOBACCO SETTLEMENT FUNDS NECESSARY TO COMPLY WITH UTAH CONSTITUTION ARTICLE XXII, SECTION 4. THIS ACT PROVIDES AN EFFECTIVE DATE AND HAS RETROSPECTIVE OPERATION, read the first time by short title and referred to the Rules Committee.

TOBACCO AMENDMENTS

H.B. 54

Carl R. Saunders

THIS ACT MODIFIES PROVISION RELATED TO TOBACCO. THE ACT REMOVES THE LIMITATION ON MONEY SPENT ENFORCING THE

PROHIBITION OF TOBACCO SALES TO MINORS. THE ACT MAKES TECHNICAL AMENDMENTS, read the first time by short title and referred to the Rules Committee.

UNDERAGE POSSESSION OF TOBACCO AMENDMENTS

H.B. 55

Carl R. Saunders

THIS ACT MODIFIES THE UTAH CRIMINAL CODE BY INCREASING THE MINIMUM FINE FOR UNDERAGE POSSESSION OF TOBACCO AND MAKING PARTICIPATION IN A TOBACCO EDUCATION PROGRAM MANDATORY, read the first time by short title and referred to the Rules Committee.

GENETIC PRIVACY AND DISCRIMINATION

H.B. 56

Paul Ray

THIS ACT MODIFIES PROVISIONS RELATED TO HEALTH. THE ACT DEFINES TERMS. THE ACT PROHIBITS EMPLOYERS FROM USING PRIVATE GENETIC INFORMATION FOR HIRING AND PROMOTION PURPOSES. THE ACT PLACES RESTRICTIONS ON HEALTH INSURERS' USE OF GENETIC INFORMATION WITH LIMITED EXCEPTIONS. THE ACT PROVIDES A PRIVATE RIGHT OF ACTION FOR VIOLATIONS AFTER JUNE 2003. THE ACT AUTHORIZES THE ATTORNEY GENERAL TO ENFORCE THE ACT. THE ACT PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

FORFEITED WATER RIGHT ALLOCATION

H.B. 57

Darin G. Peterson

THIS ACT MODIFIES THE WATER AND IRRIGATION CODE TO ALLOW A WATER COMPANY TO ALLOCATE WATER RIGHTS LOST BY FORFEITURE, read the first time by short title and referred to the Rules Committee.

WATER FORFEITURE AMENDMENTS

H.B. 58

Michael R. Styler

THIS ACT MODIFIES THE WATER AND IRRIGATION CODE TO AMEND PROVISIONS RELATING TO THE ABANDONMENT AND FORFEITURE OF WATER, read the first time by short title and referred to the Rules Committee.

MUNICIPAL TELEPHONE UTILITIES AMENDMENTS

H.B. 59

David N. Cox

THIS ACT MODIFIES PROVISIONS RELATING TO THE UNIVERSAL PUBLIC TELECOMMUNICATIONS SERVICE SUPPORT FUND TO ALLOW CERTAIN MUNICIPALITIES TO QUALIFY TO RECEIVE MONEY FROM THE FUND AND TO BE SUBJECT TO REQUIREMENTS IMPOSED ON THOSE RECEIVING MONEY FROM THE FUND. THE ACT ELIMINATES OBSOLETE LANGUAGE, MAKES TECHNICAL CHANGES, AND PROVIDES A REPEAL DATE, read the first time by short title and referred to the Rules Committee.

INDIVIDUAL INCOME TAX – STATE EARNED INCOME TAX CREDIT

H.B. 60

Thomas V. Hatch

THIS ACT MODIFIES THE INDIVIDUAL INCOME TAX ACT TO ALLOW A TAXPAYER HAVING A FEDERAL ADJUSTED GROSS INCOME OF \$25,000 OR LESS TO CLAIM FOR TAXABLE YEARS BEGINNING ON OR AFTER JANUARY 1, 2002, A NONREFUNDABLE STATE EARNED INCOME TAX CREDIT THAT IS EQUAL TO A CERTAIN PERCENTAGE OF THE FEDERAL EARNED INCOME TAX CREDIT. THE ACT DEFINES TERMS, REQUIRES THE STATE TAX COMMISSION TO MAKE TRANSFERS FROM THE GENERAL FUND TO THE UNIFORM SCHOOL FUND EQUAL TO THE AMOUNT OF STATE EARNED INCOME TAX CREDIT CLAIMED, AND GRANTS RULEMAKING AUTHORITY TO THE STATE TAX COMMISSION, read the first time by short title and referred to the Rules Committee.

FUNDS CONSOLIDATION

H.B. 61

Jeff Alexander

THIS ACT REPEALS CERTAIN FUNDS ESTABLISHED IN STATUTE AND DIRECTS THE DIVISION OF FINANCE TO CLOSE OUT BALANCES IN THOSE AND OTHER FUNDS TO THE GENERAL FUND, read the first time by short title and referred to the Rules Committee.

LEGISLATIVE AREA OF STATE CAPITOL

H.B. 62

Martin R. Stephens

THIS ACT MAKES THE LEGISLATIVE MANAGEMENT COMMITTEE RESPONSIBLE FOR THE LEGISLATIVE AREA OF THE STATE CAPITOL.

THIS ACT PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

LICENSING AMENDMENTS REGARDING BACKGROUND CHECKS

H.B. 63

Afton B. Bradshaw

THIS ACT MODIFIES THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING ACT TO PROVIDE THAT THE DIVISION HAS DIRECT ACCESS TO BUREAU OF CRIMINAL IDENTIFICATION RECORDS FOR THE PURPOSE OF SCREENING LICENSURE APPLICANTS' CRIMINAL BACKGROUND HISTORY AS REQUIRED IN SPECIFIED CHAPTERS. THIS ACT HAS AN IMMEDIATE EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

CONSUMER PROTECTION AMENDMENTS

H.B. 64

Afton B. Bradshaw

THIS ACT AMENDS THE COMMERCE AND TRADE CODE AND THE UTAH CRIMINAL CODE. THE ACT AMENDS THE DEFINITION OF "UNSOLICITED TELEPHONE CALL." THE ACT ADJUSTS THE BONDING REQUIREMENTS FOR THOSE MAKING TELEPHONE SOLICITATIONS. THE ACT AMENDS THE RIGHT OF RECISION OF A PERSON MAKING A PURCHASE FROM A TELEPHONE SOLICITING BUSINESS. THE ACT AMENDS THE PROVISION FOR INVESTIGATIONS OF IDENTITY THEFT VIOLATIONS. THE ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

STATE PARK ACCESS HIGHWAYS AMENDMENTS

H.B. 65

DeMar Bud Bowman

THIS ACT MODIFIES THE TRANSPORTATION CODE TO AMEND STATE ACCESS HIGHWAYS TO FREMONT INDIAN STATE PARK AND TO IRON MISSION STATE PARK, read the first time by short title and referred to the Rules Committee.

JUDICIARY AMENDMENTS

H.B. 66

Patrice M. Arent

THIS ACT MODIFIES PROVISIONS RELATING TO THE COMMISSION ON CRIMINAL AND JUVENILE JUSTICE AND THE JUDICIAL CODE. IT

ADDS THE REQUIREMENT TO ADMINISTER FUNDS FOR EXTRADITIONS TO THE DUTIES OF THE COMMISSION AND ALLOWS THE STATE TO RECOUP EXPENSES FROM A PARENT OR LEGAL GUARDIAN FOR THE EXTRADITION OF A MINOR FROM ANOTHER STATE. IT ALSO REPEALS THE PENALTY PROVISION AGAINST JUDGES FOR WRONGFUL DENIAL OF WRIT OF HABEAS CORPUS, ALLOWS INTEREST ON TRUST FUNDS THAT ARE EARNED IN COURTS NOT OF RECORD TO GO TO THE COUNTY OR MUNICIPALITY, AND MAKES TECHNICAL CORRECTIONS, read the first time by short title and referred to the Rules Committee.

PENALTY FOR DISTRACTED DRIVING

H.B. 67

Kory M. Holdaway

THIS ACT MODIFIES THE MOTOR VEHICLE CODE TO MAKE INATTENTIVE DRIVING AN INFRACTION WITH A FINE. THE ACT PROVIDES FOR SECONDARY ENFORCEMENT OF VIOLATIONS, AND PROVIDES EXCEPTIONS TO THE OFFENSE, read the first time by short title and referred to the Rules Committee.

SUBDIVISION OF AGRICULTURAL LAND

H.B. 68

Brent D. Parker

THIS ACT MODIFIES THE COUNTY CODE RELATING TO THE DEFINITION OF SUBDIVISION. THE ACT EXEMPTS THE DIVISION OR PARTITION OF AGRICULTURAL LAND MEETING CERTAIN REQUIREMENTS FROM THE DEFINITION OF SUBDIVISION AND MAKES TECHNICAL CHANGES., read the first time by short title and referred to the Rules Committee.

PAYMENT FOR BAILIFF AND OTHER SERVICES IN COURTS OF RECORD

H.B. 69

Jack A. Seitz

THIS ACT MODIFIES THE COUNTY CODE BY EXPANDING THE COURTS THAT ARE COVERED BY CONTRACTS BETWEEN THE STATE AND COURT ADMINISTRATOR AND COUNTY SHERIFFS PERTAINING TO THE COSTS OF PROVIDING BAILIFFS AND BUILDING SECURITY OFFICERS, read the first time by short title and referred to the Rules Committee.

POLITICAL FUNDRAISING RESTRICTIONS ON GOVERNOR**H.B. 70***Neil A. Hansen*

THIS ACT MODIFIES THE LOBBYIST DISCLOSURE AND REGULATION ACT TO PROHIBIT CONTRIBUTIONS TO THE GOVERNOR DURING A LEGISLATIVE SESSION OR DURING THE TIME PERIOD ESTABLISHED FOR THE GOVERNOR TO APPROVE OR VETO BILLS PASSED BY THE LEGISLATURE, read the first time by short title and referred to the Rules Committee.

ELIMINATE STRAIGHT PARTY VOTING OPTION**H.B. 71***Trisha S. Beck*

THIS ACT MODIFIES ELECTION CODE PROVISIONS BY ELIMINATING THE OPTION FOR VOTERS TO VOTE FOR ALL CANDIDATES FOR A SINGLE PARTY BY A SINGLE MARK OR PUNCH, read the first time by short title and referred to the Rules Committee.

PENALTY FOR MISUSE OF LAWFUL SUBSTANCES**H.B. 72***David L. Hogue*

THIS ACT MODIFIES THE CRIMINAL CODE TO ESTABLISH THE OFFENSE AND PENALTY REGARDING ABUSE OF NITROUS OXIDE. THE ACT ALSO INCREASES THE PENALTY FOR ABUSE OF PSYCHOTOXIC CHEMICAL SOLVENTS, AND INCLUDES THE OFFENSE OF PROVIDING THESE SOLVENTS FOR ILLEGAL PURPOSES, read the first time by short title and referred to the Rules Committee.

CAPITAL FELONY SENTENCING PROCEDURES**H.B. 73***Gordon E. Snow*

THIS ACT MODIFIES THE CRIMINAL CODE TO PROVIDE PROCEDURES REGARDING DETERMINING IF SENTENCES FOR MORE THAN ONE CONVICTION ARE TO BE CONSECUTIVE OR CONCURRENT, WHEN ONE OF THE CONVICTIONS IS FOR LIFE WITH OR WITHOUT PAROLE, read the first time by short title and referred to the Rules Committee.

SAFETY INSPECTIONS REGARDING WINDOW TINTING**H.B. 74***DeMar Bud Bowman*

THIS ACT MODIFIES THE MOTOR VEHICLE CODE BY AMENDING THE TRANSPARENCY STANDARDS FOR MOTOR VEHICLE

WINDSHIELDS AND WINDOWS BEHIND THE DRIVER, read the first time by short title and referred to the Rules Committee.

CEMETERY MAINTENANCE DISTRICT AMENDMENTS

H.B. 75

Eli H. Anderson

THIS ACT MODIFIES THE CEMETERIES CODE BY RENAMING THE MUNICIPAL CEMETERIES CHAPTER AND ADDING CEMETERY MAINTENANCE DISTRICTS TO THE SCOPE OF THE CHAPTER. THE ACT REPEALS THE CRIMINAL PENALTY PROVISIONS. THE ACT UPDATES THE LANGUAGE OF THE CHAPTER AND MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

PROCESS FOR CREATION OF NEW SCHOOL DISTRICTS

H.B. 76

David N. Cox

THIS ACT MODIFIES PROVISIONS RELATED TO PUBLIC SCHOOLS. THE ACT PROVIDES A PROCESS FOR CREATING NEW SCHOOL DISTRICTS. IT ALSO PROVIDES FOR THE TRANSFER OF PROPERTY TO AND THE ASSUMPTION OF INDEBTEDNESS BY THE NEW SCHOOL DISTRICT AND FOR THE ELECTION OF NEW SCHOOL BOARD MEMBERS. THE ACT TAKES EFFECT JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

CRIMINAL SENTENCING – MITIGATION AMENDMENTS

H.B. 77

David L. Hogue

THIS ACT MODIFIES THE CRIMINAL CODE BY INCLUDING MENTAL RETARDATION AS A MITIGATING FACTOR TO BE CONSIDERED WHEN DETERMINING WHETHER THE DEATH PENALTY SHALL BE IMPOSED FOR A CAPITAL FELONY OFFENSE, read the first time by short title and referred to the Rules Committee.

GUN SHOW BACKGROUND CHECK

H.B. 78

Scott Daniels

THIS ACT MODIFIES PROVISIONS RELATED TO CRIMINAL BACKGROUND CHECKS FOR FIREARM PURCHASES. THE ACT REQUIRES A BACKGROUND CHECK FOR A FIREARM PURCHASE FROM A GUN SHOW AND PROVIDES A CRIMINAL PENALTY, read the first time by short title and referred to the Rules Committee.

SCHOOL DISPLAY OF MOTTO OF THE UNITED STATES**H.B. 79***Richard M. Siddoway*

THIS ACT MODIFIES PROVISIONS RELATING TO THE STATE SYSTEM OF PUBLIC EDUCATION BY REQUIRING THE DISPLAY OF "IN GOD WE TRUST," THE MOTTO OF THE UNITED STATES, IN CERTAIN PUBLIC SCHOOL ROOMS, read the first time by short title and referred to the Rules Committee.

UNSOLICITED COMMERCIAL EMAIL**H.B. 80***Patrice M. Arent*

THIS ACT ENACTS PROVISIONS IMPOSING REQUIREMENTS ON PERSONS WHO SEND UNSOLICITED COMMERCIAL EMAIL. THE ACT PROVIDES FOR A CAUSE OF ACTION IN FAVOR OF THOSE WHO RECEIVE AN UNSOLICITED COMMERCIAL EMAIL THAT VIOLATES THOSE REQUIREMENTS, read the first time by short title and referred to the Rules Committee.

YOUTH FISHING LICENSE AMENDMENTS**H.B. 81***Fred J. Fife*

THIS ACT MODIFIES THE WILDLIFE RESOURCES CODE TO ALLOW THE WILDLIFE BOARD TO ESTABLISH CRITERIA IN THEIR RULES AND REGULATIONS ALLOWING YOUTHS UNDER 14 TO FISH WITHOUT A LICENSE IN CERTAIN SITUATIONS, read the first time by short title and referred to the Rules Committee.

**STORAGE OF CONCEALED FIREARMS
ON FACILITIES WITH SECURE AREAS****H.B. 82***John E. Swallow*

THIS ACT MODIFIES PROVISIONS RELATING TO CONCEALED FIREARMS. THE ACT REQUIRES AN ENTITY OPERATING A FACILITY WITH A SECURE AREA TO PROVIDE A FIREARMS STORAGE AREA FOR PERSONS WITH PERMITS TO CARRY CONCEALED FIREARMS. THE ACT PROVIDES FOR AN IMMEDIATE EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

IMPOUNDED LIVESTOCK – SALE BY COUNTY**H.B. 83***Thomas V. Hatch*

THIS ACT MODIFIES THE AGRICULTURAL CODE TO AMEND THE TIME PERIOD WITHIN WHICH CERTAIN TRESPASSING ANIMALS MUST

BE CLAIMED PRIOR TO THE SALE OF THAT ANIMAL AND TO PROVIDE FOR THE POSSESSION, SALE, AND DISPOSITION OF IMPOUNDED LIVESTOCK BY THE COUNTY, read the first time by short title and referred to the Rules Committee.

**PROPERTY TAX ASSESSMENTS –
EFFECT OF CONSERVATION EASEMENT**

H.B. 84

Ralph Becker

THIS ACT AMENDS THE PROPERTY TAX ACT TO REQUIRE A COUNTY ASSESSOR TO INCLUDE AS PART OF A PROPERTY TAX ASSESSMENT ANY EFFECTS A CONSERVATION EASEMENT MAY HAVE ON THE FAIR MARKET VALUE OF THE PROPERTY. THIS ACT TAKES EFFECT ON JANUARY 1, 2003, read the first time by short title and referred to the Rules Committee.

UTAH LAKE AUTHORITY LEGISLATIVE TASK FORCE

H.B. 85

Glenn L. Way

THIS ACT CREATES THE UTAH LAKE AUTHORITY LEGISLATIVE TASK FORCE. THE ACT PROVIDES FOR MEMBERSHIP OF THE TASK FORCE AND COMPENSATION OF MEMBERS. THE ACT OUTLINES THE RESPONSIBILITIES AND DUTIES OF THE TASK FORCE. THE ACT PROVIDES FOR REPORTS TO VARIOUS LEGISLATIVE COMMITTEES. THE ACT APPROPRIATES \$29,500 FROM THE GENERAL FUND FOR FISCAL YEAR 2001–02. THE ACT PROVIDES FOR STAFFING OF THE TASK FORCE. THE ACT IS REPEALED NOVEMBER 30, 2002, read the first time by short title and referred to the Rules Committee.

PUBLICATION NOTICE OF CONSTITUTIONAL AMENDMENTS

H.B. 86

Patrice M. Arent

THIS ACT MODIFIES ELECTION CODE PROVISIONS GOVERNING PUBLICATION REQUIREMENTS FOR CONSTITUTIONAL AMENDMENTS SUBMITTED TO VOTERS, read the first time by short title and referred to the Rules Committee.

UNMARKED VEHICLE AMENDMENTS

H.B. 87

DeMar Bud Bowman

THIS ACT MODIFIES THE MOTOR VEHICLE CODE TO AMEND WHEN UNMARKED VEHICLES MAY BE USED IN AN ORGANIZED

HIGHWAY PATROL OPERATION TO ENFORCE TRAFFIC LAWS. THE ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

SALES AND USE TAX – AGRICULTURAL EXEMPTION

H.B. 88

Eli H. Anderson

THIS ACT AMENDS THE SALES AND USE TAX ACT TO EXEMPT FROM SALES AND USE TAXES CERTAIN PARTS OR SERVICES RELATING TO THE EXEMPTION FOR CERTAIN SALES OF TANGIBLE PERSONAL PROPERTY USED OR CONSUMED PRIMARILY AND DIRECTLY IN FARMING OPERATIONS, AND TO MAKE TECHNICAL CHANGES. THIS ACT TAKES EFFECT ON JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

BAN ON GIFTS

H.B. 89

Ralph Becker

THIS ACT MODIFIES THE LOBBYIST DISCLOSURE AND REGULATION ACT. THIS ACT DEFINES GIFTS AND PROHIBITS LEGISLATORS FROM RECEIVING GIFTS AND REPEALS THE EXISTING SECTION GOVERNING GIFTS. THIS ACT MAKES TECHNICAL CORRECTIONS, read the first time by short title and referred to the Rules Committee.

TRUTH IN ADVERTISING AMENDMENTS

H.B. 90

Scott Daniels

THIS ACT MODIFIES THE TRUTH IN ADVERTISING PROVISIONS OF THE COMMERCE AND TRADE CODE. THE ACT ELIMINATES THE REQUIREMENT THAT A PERSON GIVE NOTICE AND AN OPPORTUNITY TO A PROSPECTIVE DEFENDANT TO PROMULGATE A CORRECTIVE ADVERTISEMENT BEFORE FILING A LAWSUIT FOR ACTUAL DAMAGES. THE ACT REQUIRES THAT NOTICE AND AN OPPORTUNITY TO PROMULGATE A CORRECTIVE ADVERTISEMENT BE GIVEN BEFORE A PERSON FILES A LAWSUIT TO RECOVER THE STATUTORY DAMAGE AMOUNT. THE ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

MINERAL PRODUCTION TAX WITHHOLDING AMENDMENTS

H.B. 91

Gordon E. Snow

THIS ACT AMENDS THE MINERAL PRODUCTION TAX WITHHOLDING ACT TO PROVIDE THAT CERTAIN ORGANIZATIONS

EXEMPT FROM STATE CORPORATE FRANCHISE OR INCOME TAXES ARE EXEMPT FROM MINERAL PRODUCTION TAX WITHHOLDING, AND TO MAKE TECHNICAL CHANGES. THIS ACT TAKES EFFECT ON JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

SEAT BELT REQUIREMENTS

H.B. 92

Carol Spackman Moss

THIS ACT MODIFIES THE MOTOR VEHICLE CODE BY AMENDING AN EXCEPTION TO SEAT BELT LAWS, read the first time by short title and referred to the Rules Committee.

MUNICIPAL ANNEXATION AMENDMENTS

H.B. 93

Darin G. Peterson

THIS ACT MODIFIES THE UTAH MUNICIPAL CODE BY AMENDING THE TIME IN WHICH A MUNICIPALITY MUST ACT ON AN ANNEXATION PETITION, read the first time by short title and referred to the Rules Committee.

SPECIAL FUEL TAX AMENDMENTS

H.B. 94

Ben C. Ferry

THIS ACT MODIFIES THE REVENUE AND TAXATION CODE BY AMENDING REPORTING AND SPECIAL FUEL USER PERMIT REQUIREMENTS FOR CERTAIN USERS OF SPECIAL FUEL. THIS ACT EXEMPTS A USER OF SPECIAL FUEL FROM REPORTING REQUIREMENTS IF THE TAX HAS ALREADY BEEN PAID AND OR THE TAX IS PAID UNDER THE INTERSTATE FUEL TAX AGREEMENT. THIS ACT TAKES EFFECT JANUARY 1, 2003, read the first time by short title and referred to the Rules Committee.

PROPERTY TAXES – NOTICE OF DELINQUENCY

H.B. 95

Marda Dillree

THIS ACT MODIFIES THE PROPERTY TAX ACT TO CHANGE THE REQUIREMENTS FOR A COUNTY TO PROVIDE A NOTICE OF DELINQUENCY IN THE PAYMENT OF PROPERTY TAXES, AND TO MAKE TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

LICENSURE OF GEOLOGISTS**H.B. 96***Ralph Becker*

THIS ACT MODIFIES THE OCCUPATIONS AND PROFESSIONS CODE BY ENACTING THE PROFESSIONAL GEOLOGIST LICENSING ACT. THE ACT REQUIRES THE LICENSURE OF INDIVIDUALS PRACTICING GEOLOGY BEFORE THE PUBLIC AND DEFINES THE PRACTICE OF GEOLOGY BEFORE THE PUBLIC. THE ACT CREATES THE PROFESSIONAL GEOLOGIST LICENSING BOARD AND SETS FORTH ITS MEMBERSHIP AND DUTIES. THE ACT SETS FORTH THE QUALIFICATIONS FOR LICENSURE. THE ACT DEFINES UNLAWFUL AND UNPROFESSIONAL CONDUCT. THE ACT CREATES AN EDUCATION AND ENFORCEMENT FUND AND PROVIDES FOR CITATION AUTHORITY AND ADMINISTRATIVE PENALTIES. THE ACT PROVIDES FOR EXEMPTIONS FROM LICENSURE. THE ACT PROVIDES FOR THE USE OF SEALS BY PROFESSIONAL GEOLOGISTS AND DELINEATES THE CIRCUMSTANCES UNDER WHICH THEY ARE TO BE USED, read the first time by short title and referred to the Rules Committee.

**RETIREMENT COST-OF-LIVING
ADJUSTMENT FOR PUBLIC SAFETY****H.B. 97***Paul Ray*

THIS ACT MODIFIES THE UTAH STATE RETIREMENT ACT TO INCREASE THE COST-OF-LIVING ALLOWANCE FOR MEMBERS OF THE PUBLIC SAFETY RETIREMENT SYSTEMS. THIS ACT TAKES EFFECT ON JANUARY 1, 2003, read the first time by short title and referred to the Rules Committee.

AMENDMENTS TO WHISTLE BLOWERS STATUTE**H.B. 98***Neil A. Hansen*

THIS ACT MODIFIES THE UTAH PROTECTION OF PUBLIC EMPLOYEES ACT BY REMOVING THE REQUIREMENT THAT THE EMPLOYEE ESTABLISH THAT THE ADVERSE ACTION BY AN EMPLOYER WAS TAKEN BECAUSE OF THE PROTECTED CONDUCT OF THE EMPLOYEE AND CREATING AN AFFIRMATIVE DEFENSE FOR THE EMPLOYER TO ESTABLISH THAT THE ADVERSE ACTION AGAINST THE EMPLOYEE WAS THE RESULT OF SEPARATE CONDUCT BY THE EMPLOYEE, read the first time by short title and referred to the Rules Committee.

CONSECUTIVE SENTENCING**H.B. 99***Ty McCartney*

THIS ACT MODIFIES THE CRIMINAL CODE REGARDING SENTENCING BY PROVIDING THAT SENTENCES FOR MULTIPLE FELONIES INVOLVING SEPARATE VICTIMS SHALL BE SERVED CONSECUTIVELY UNLESS THE JUDGE STATES FOR THE RECORD THAT CONSECUTIVE SENTENCES ARE INAPPROPRIATE, read the first time by short title and referred to the Rules Committee.

CRIMINAL CODE DEFINITION AMENDMENT**H.B. 100***Gerry A. Adair*

THIS ACT MODIFIES THE CRIMINAL CODE PROVISIONS REGARDING COMMERCIAL TERRORISM BY AMENDING A DEFINITION IN RESPONSE TO A FEDERAL COURT RULING, read the first time by short title and referred to the Rules Committee.

RACIAL PROFILING**H.B. 101***Duane E. Bourdeaux*

THIS ACT MODIFIES THE UNIFORM DRIVER LICENSE ACT AND RELATED PROVISIONS REGARDING TRAFFIC LAW ENFORCEMENT. THE ACT REQUIRES RACE INFORMATION TO BE PROVIDED ON THE DRIVER LICENSE APPLICATION AND THE STATE IDENTIFICATION CARD APPLICATION. THE ACT REQUIRES THE DRIVER LICENSE DIVISION TO ESTABLISH A DATABASE TO MONITOR TRAFFIC STOPS BY PEACE OFFICERS AND PROVIDES THE COMMISSION ON CRIMINAL AND JUVENILE JUSTICE ACCESS TO THE INFORMATION FOR EVALUATION. THE ACT REQUIRES LAW ENFORCEMENT AGENCIES IN THE STATE TO ESTABLISH, ON OR BEFORE JANUARY 1, 2003, WRITTEN POLICIES PROHIBITING UNCONSTITUTIONAL TRAFFIC ENFORCEMENT. THIS ACT TAKES EFFECT ON JULY 1, 2002 AND PROVIDES A REPEAL DATE OF JULY 1, 2006 FOR CERTAIN SECTIONS OF THE ACT, read the first time by short title and referred to the Rules Committee.

CRIMINAL HISTORY BACKGROUND INFORMATION**H.B. 102***Duane E. Bourdeaux*

THIS ACT MODIFIES THE PUBLIC SAFETY CODE IN BOTH THE BAIL BOND RECOVERY CHAPTER AND THE PRIVATE INVESTIGATOR

REGULATION ACT TO REQUIRE THAT LICENSE APPLICANTS UNDER THESE CHAPTERS SUBMIT TWO SETS OF FINGERPRINTS AS PART OF THE APPLICATION PROCESS AND THAT THE DEPARTMENT RECORDS AND FBI RECORDS BE SEARCHED FOR CRIMINAL HISTORY INFORMATION ON THE APPLICANT, read the first time by short title and referred to the Rules Committee.

INDIVIDUAL INCOME TAX DEDUCTION FOR NET CAPITAL GAIN

H.B. 103

James A. Ferrin

THIS ACT MODIFIES THE INDIVIDUAL INCOME TAX ACT TO ALLOW AN INDIVIDUAL A DEDUCTION FROM FEDERAL TAXABLE INCOME FOR A PORTION OF INCOME DERIVED FROM NET CAPITAL GAIN, AND TO MAKE TECHNICAL CHANGES. THIS ACT HAS RETROSPECTIVE OPERATION FOR TAXABLE YEARS BEGINNING ON OR AFTER JANUARY 1, 2002, read the first time by short title and referred to the Rules Committee.

REDISTRICTING PROCEDURES

H.B. 104

Richard M. Siddoway

THIS ACT CREATES A NEW REDISTRICTING PROCEDURE. THIS ACT REQUIRES THAT THE OFFICE OF LEGISLATIVE RESEARCH AND GENERAL COUNSEL PREPARE REDISTRICTING PLANS AND DEFINES THE PROCESS FOR PRESENTING THOSE REDISTRICTING PLANS TO THE LEGISLATURE FOR CONSIDERATION AND VOTING. THIS ACT DESCRIBES STANDARDS TO BE FOLLOWED BY THE OFFICE OF LEGISLATIVE RESEARCH AND GENERAL COUNSEL, TO THE EXTENT PRACTICABLE, IN DRAWING UP REDISTRICTING PLANS, read the first time by short title and referred to the Rules Committee.

HEALTH INSURANCE MANDATES – PILOT PROGRAM

H.B. 105

Rebecca D. Lockhart

THIS ACT RELATES TO HEALTH INSURANCE. THE ACT MODIFIES THE INSURANCE CODE TO CREATE A PILOT PROGRAM WHICH REQUIRES ACCIDENT AND HEALTH INSURANCE PLANS OFFERED ON A GROUP BASIS TO STATE EMPLOYEES TO ADOPT HEALTH INSURANCE MANDATES PROPOSED FOR OTHER ACCIDENT AND HEALTH INSURANCE PLANS FOR ONE YEAR AND TO REPORT THE COST AND BENEFITS OF THE MANDATE TO THE COMMISSIONER OF

INSURANCE. THE ACT DELAYS THE EFFECTIVE DATE OF NEW INSURANCE MANDATES FOR OTHER PLANS UNTIL AFTER THE ONE-YEAR PILOT PROGRAM WITH THE STATE EMPLOYEE GROUP PLAN. THE ACT TAKES EFFECT ON JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

PHARMACEUTICAL ACCESS AND DRUG POLICY ADVISORY SUBCOMMITTEE

H.B. 106

David L. Hogue

THIS ACT MODIFIES THE HEALTH CODE. THIS ACT CREATES A PHARMACEUTICAL ACCESS AND DRUG POLICY ADVISORY SUBCOMMITTEE OF THE DEPARTMENT OF HEALTH'S MEDICAL CARE ADVISORY COMMITTEE. THE ACT DIRECTS THE SUBCOMMITTEE TO STUDY OPTIONS TO IMPROVE ACCESS TO PHARMACEUTICALS FOR SENIOR CITIZENS, PEOPLE WITH DISABILITIES, MEDICAID RECIPIENTS, AND THE UNINSURED. THE ACT DIRECTS THE SUBCOMMITTEE TO STUDY METHODS TO IMPROVE STATE FINANCING OF PHARMACEUTICAL COVERAGE AND PURCHASING. THE ACT DIRECTS THE DEPARTMENT OF HEALTH TO DEVELOP A MEDICAID WAIVER OR DEMONSTRATION PROJECT. THE ACT PROVIDES LEGISLATIVE OVERSIGHT OF THE MEDICAID WAIVER OR DEMONSTRATION PROJECT. THE ACT CONSIDERS THE RECOMMENDATIONS OF THE SUBCOMMITTEE ADVISORY, read the first time by short title and referred to the Rules Committee.

OBSCENITY AND PORNOGRAPHY COMPLAINTS OMBUDSMAN DUTIES

H.B. 107

Wayne A. Harper

THIS ACT MODIFIES THE UTAH MUNICIPAL CODE, THE COUNTIES CODE, AND THE STATE OFFICERS AND EMPLOYEES CODE TO AMEND THE DUTIES OF THE OBSCENITY AND PORNOGRAPHY COMPLAINTS OMBUDSMAN TO INCLUDE DRAFTING MODEL ORDINANCES; ASSISTING POLITICAL SUBDIVISIONS IN DRAFTING RULES, REGULATIONS, AND POLICIES; AND MAKING RECOMMENDATIONS FOR THE ENFORCEMENT OF THOSE RULES, REGULATIONS, AND POLICIES. THIS ACT ALSO REQUIRES THE OBSCENITY AND PORNOGRAPHY COMPLAINTS OMBUDSMAN AND THE OFFICE OF THE ATTORNEY GENERAL TO COORDINATE WITH THE COUNTY, DISTRICT, OR CITY ATTORNEY WITHIN WHOSE JURISDICTION AN

INVESTIGATION BY THE OBSCENITY AND PORNOGRAPHY COMPLAINTS OMBUDSMAN WILL TAKE PLACE. THE ACT MAKES TECHNICAL AMENDMENTS, read the first time by short title and referred to the Rules Committee.

**CONSUMER PROTECTION
AMENDMENTS – RENTAL MOTOR VEHICLES**

H.B. 108

Jackie Biskupski

THIS ACT AMENDS THE UTAH CONSUMER SALES PRACTICES ACT. THE ACT EXPANDS THE LIST OF DECEPTIVE ACTS OR PRACTICES BY A SUPPLIER TO INCLUDE RENTAL MOTOR VEHICLES. THE ACT PROHIBITS A FEE FOR LOSS OF USE OR DAMAGE TO RENTAL MOTOR VEHICLES WHICH IS GREATER THAN THE ACTUAL DAMAGES INCURRED. THE ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

**GOVERNOR AND LEGISLATURES
POWER TO CUT STATE BUDGET**

H.B. 109

Kory M. Holdaway

THIS ACT MODIFIES THE BUDGETARY PROCEDURES ACT BY CLARIFYING THE GOVERNOR'S POWERS TO REDUCE BUDGETARY ALLOTMENTS, FUND TRANSFERS, AND WORK PROGRAMS WHEN ESTIMATED TOTAL REVENUES ARE LESS THAN TOTAL APPROPRIATIONS. THIS ACT PROHIBITS THE GOVERNOR FROM MAKING ANY REDUCTIONS IN BUDGETARY ALLOTMENTS AND FUND TRANSFERS WHEN THE DEFICIENCY IS \$25 MILLION OR MORE. THIS ACT PROHIBITS THE GOVERNOR FROM USING HIS POWER TO MODIFY WORK PROGRAMS TO AVOID THE REQUIREMENTS OF THIS ACT, read the first time by short title and referred to the Rules Committee.

MOTOR VEHICLE INSURANCE AND CREDIT INFORMATION

H.B. 110

Peggy Wallace

THIS ACT MODIFIES THE INSURANCE CODE TO PROHIBIT THE USE OF CERTAIN CREDIT INFORMATION IN MAKING INSURANCE DECISIONS RELATED TO MOTOR VEHICLE INSURANCE, read the first time by short title and referred to the Rules Committee.

**STATE RESPONSIBILITY FOR REGULATION
OF POSTSECONDARY PROPRIETARY SCHOOLS**

H.B. 111

Afton B. Bradshaw

THIS ACT MODIFIES PROVISIONS RELATED TO POSTSECONDARY PROPRIETARY SCHOOLS. THE ACT TRANSFERS THE RESPONSIBILITY FOR REGISTERING AND REGULATING POSTSECONDARY PROPRIETARY SCHOOLS FROM THE STATE BOARD OF REGENTS TO THE DIVISION OF CONSUMER PROTECTION. THE ACT HAS A JULY 1, 2002 EFFECTIVE DATE AND PROVIDES A REPEALER, read the first time by short title and referred to the Rules Committee.

HEALTH CARE MALPRACTICE ACT AMENDMENTS

H.B. 112

Kevin S. Garn

THIS ACT MODIFIES THE UTAH HEALTH CARE MALPRACTICE ACT. THE ACT AMENDS THE DEFINITION OF HEALTH CARE PROVIDER AND HEALTH CARE FACILITY TO CLARIFY THE HEALTH CARE FACILITIES INCLUDED IN THE ACT. THE ACT MAKES TECHNICAL AMENDMENT, read the first time by short title and referred to the Rules Committee.

INSECT CONTROL ON FEDERAL LANDS

H.B. 113

Stephen H. Urquhart

THIS ACT MODIFIES THE AGRICULTURE CODE TO ALLOW THE COMMISSIONER OF AGRICULTURE TO DECLARE AN INSECT INFESTATION EMERGENCY ON FEDERAL LANDS AND DIRECT EMERGENCY MEASURES TO ALLEVIATE THE SITUATION, read the first time by short title and referred to the Rules Committee.

PENALTY FOR STEALING MOTOR FUEL

H.B. 114

Carl R. Saunders

THIS ACT MODIFIES PROVISIONS OF THE MOTOR VEHICLE CODE AND THE CRIMINAL CODE. THE ACT CREATES AN OFFENSE OF THEFT OF FUEL FOR A MOTOR VEHICLE. THE ACT PROVIDES A LICENSE SUSPENSION PENALTY FOR A SECOND OR SUBSEQUENT CONVICTION OF THEFT OF FUEL FOR A MOTOR VEHICLE, read the first time by short title and referred to the Rules Committee.

TECHNICAL CHANGES TO ELECTION LAW**H.B. 115***Lorraine T. Pace*

THIS ACT MODIFIES PROVISIONS OF THE ELECTION CODE GOVERNING PROHIBITED ACTIVITIES AT POLLING PLACES, THE DUTIES OF BOARDS OF CANVASSERS GENERALLY AND IN CONJUNCTION WITH RECOUNTS, RECOUNT PROCEDURES, THE DUTIES OF THE LIEUTENANT GOVERNOR AS CHIEF ELECTION OFFICER, AND SIGNATURE REQUIREMENTS FOR LOCAL INITIATIVE PETITIONS. THIS ACT EXPANDS THE SCOPE FOR PARTICIPATION IN THE DEPARTMENT OF DEFENSE'S INTERNET VOTING PILOT PROJECT AND REPEALS THE REPEAL DATE OF JANUARY 1, 2003 FOR THAT SECTION. THIS ACT MAKES OTHER TECHNICAL CORRECTIONS, read the first time by short title and referred to the Rules Committee.

**ATTENDANCE AT LOCAL GOVERNMENT
MEETINGS BY LOCAL GOVERNMENT OFFICIALS****H.B. 116***Mike Thompson*

THIS ACT MODIFIES THE MUNICIPAL CODE AND THE COUNTY CODE BY ALLOWING MUNICIPALITIES AND COUNTIES TO COMPEL THE ATTENDANCE OF OFFICIALS AT MEETINGS AND TO PROVIDE FOR DEDUCTIONS FROM WAGES OR SALARY FOR FAILURE TO ATTEND, read the first time by short title and referred to the Rules Committee.

REVENUE FOR RESTRUCTURING MEDICAID SPEND DOWN**H.B. 117***Trisha S. Beck*

THIS ACT MODIFIES THE MEDICAID SPEND DOWN REQUIREMENTS AND CREATES A FUNDING MECHANISM FOR THE SPEND DOWN MODIFICATION. THE ACT AMENDS THE MEDICAL ASSISTANCE ACT. THE ACT DEFINES TERMS AND DIRECTS THE HEALTH DEPARTMENT TO USE 100% OF THE FEDERAL POVERTY LEVEL AS THE INCOME STANDARD WHEN DETERMINING IF THE AGED, BLIND, OR DISABLED HAVE SPENT DOWN ENOUGH EXCESS INCOME TO BE ELIGIBLE FOR MEDICAID BENEFITS. THE ACT INCREASES THE BEER TAX AND CREATES A RESTRICTED ACCOUNT DEDICATED TO THE FUNDING OF MEDICAID SPEND DOWN, read the first time by short title and referred to the Rules Committee.

SPECIAL LICENSE PLATES FOR SEARCH AND RESCUE TEAMS**H.B. 118***Ben C. Ferry*

THIS ACT MODIFIES THE MOTOR VEHICLE CODE TO AUTHORIZE SPECIAL GROUP PLATES FOR CURRENT MEMBERS OF SEARCH AND RESCUE TEAMS. THE ACT MAKES TECHNICAL CHANGES. THE ACT PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

**ASSESSMENT OF PROPERTY
SUBJECT TO A MINIMUM PARCEL SIZE****H.B. 119***Joseph G. Murray*

THIS ACT AMENDS THE PROPERTY TAX ACT TO REQUIRE A COUNTY ASSESSOR TO INCLUDE AS PART OF A PROPERTY TAX ASSESSMENT INVOLVING A PARCEL OF PROPERTY SUBJECT TO A MINIMUM PARCEL SIZE, AS DEFINED BY THE ACT, THE EFFECT THE MINIMUM PARCEL SIZE MAY HAVE ON THE FAIR MARKET VALUE OF THE PARCEL OF PROPERTY. THE ACT PROVIDES THAT A COUNTY ASSESSOR IS NOT PROHIBITED FROM INCLUDING AS PART OF A PROPERTY TAX ASSESSMENT ANY OTHER FACTOR AFFECTING THE FAIR MARKET VALUE OF THE PROPERTY. THIS ACT TAKES EFFECT ON JANUARY 1, 2003, read the first time by short title and referred to the Rules Committee.

DIVISION AND BOARD OF WATER RESOURCES NAME CHANGE**H.B. 120***Judy Ann Buffmire*

THIS ACT AMENDS THE COMMUNITY AND ECONOMIC DEVELOPMENT CODE, THE REVENUE AND TAXATION CODE, THE STATE AFFAIRS IN GENERAL CODE, THE STATE LANDS CODE, AND THE WATER AND IRRIGATION CODE. THE ACT CHANGES THE NAME OF THE DIVISION OF WATER RESOURCES TO THE DIVISION OF WATER RESOURCES AND CONSERVATION. THE ACT CHANGES THE NAME OF THE BOARD OF WATER RESOURCES TO THE BOARD OF WATER RESOURCES AND CONSERVATION. THE ACT MAKES TECHNICAL CORRECTIONS, read the first time by short title and referred to the Rules Committee.

RESTRICTIONS ON PUBLIC OFFICIALS BECOMING LOBBYISTS**H.B. 121***Scott Daniels*

THIS ACT MODIFIES TITLE 36 OF THE UTAH CODE BY ENACTING THE LOBBYING RESTRICTIONS ACT. THE ACT DEFINES CERTAIN TERMS AND PROHIBITS CERTAIN PUBLIC OFFICIALS FROM BECOMING LOBBYISTS FOR TWO YEARS AFTER LEAVING OFFICE. THIS ACT TAKES EFFECT ON JANUARY 1, 2003, read the first time by short title and referred to the Rules Committee.

HEALTH INSURANCE BENEFIT DESIGN**H.B. 122***Rebecca D. Lockhart*

THIS ACT MODIFIES THE INSURANCE CODE. THE ACT AMENDS PROVISIONS RELATED TO ACCIDENT AND HEALTH INSURANCE. THE ACT PERMITS A CARRIER TO OFFER LESS OR DIFFERENT COVERAGE THAN THE BASIC BENEFIT PACKAGE, THE MINIMUM STANDARDS REQUIRED BY THE COMMISSIONER OF INSURANCE, OR ANY OTHER HEALTH INSURANCE MANDATE REQUIRED BY STATE LAW WHEN THE DEPARTMENT OF HEALTH OFFERS SIMILAR COVERAGE AS PART OF A MEDICAID WAIVER, read the first time by short title and referred to the Rules Committee.

MEDICAL RECOMMENDATIONS FOR CHILDREN**H.B. 123***Katherine M. Bryson*

THIS ACT MODIFIES THE STATE SYSTEM OF PUBLIC EDUCATION CODE AND THE JUDICIAL CODE BY PROHIBITING SCHOOL PERSONNEL FROM MAKING CERTAIN MEDICAL RECOMMENDATIONS FOR A CHILD, INCLUDING THE USE OF PSYCHOTROPIC DRUGS. THIS ACT PROVIDES CRIMINAL PENALTIES. THIS ACT PROVIDES THAT THE DIVISION OF CHILD AND FAMILY SERVICES MAY NOT INITIATE AN INVESTIGATION OR REMOVE A MINOR FROM THE CUSTODY OF HIS PARENT ON THE BASIS OF THE REFUSAL OF THE PARENT TO CONSENT TO THE ADMINISTRATION OF A PSYCHOTROPIC DRUG TO A CHILD, OR TO CONSENT TO CERTAIN TREATMENTS OR EVALUATIONS OF THE CHILD, read the first time by short title and referred to the Rules Committee.

FIREARM CRIMINAL BACKGROUND CHECK AMENDMENTS**H.B. 183***J. Morgan Philpot*

THIS ACT MODIFIES PROVISIONS RELATED TO FIREARM CRIMINAL BACKGROUND CHECKS. THE ACT PROVIDES THAT A FEE MAY NOT BE CHARGED FOR CRIMINAL BACKGROUND CHECKS REQUIRED TO PURCHASE A FIREARM. THE ACT PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

IMPACT FEES ACT AMENDMENTS**H.B. 184***Glenn L. Way*

THIS ACT MODIFIES THE IMPACT FEES ACT BY AMENDING THE DEFINITION OF LOCAL POLITICAL SUBDIVISION, read the first time by short title and referred to the Rules Committee.

**REAUTHORIZATION OF INDIVIDUAL INCOME
TAX CREDIT – TUTORING DISABLED DEPENDENTS****H.B. 185***Judy Ann Buffmire*

THIS ACT MODIFIES THE INDIVIDUAL INCOME TAX ACT TO REAUTHORIZE TUTORING TAX CREDITS FOR DISABLED DEPENDENTS FOR AN ADDITIONAL SEVEN YEARS, read the first time by short title and referred to the Rules Committee.

STATE RETIREMENT CONVERSION WINDOW**H.B. 186***Brad King*

THIS ACT MODIFIES THE UTAH STATE RETIREMENT ACT BY PROVIDING A CONVERSION WINDOW BETWEEN THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM AND THE PUBLIC EMPLOYEES' NONCONTRIBUTORY RETIREMENT SYSTEM. THIS ACT TAKES EFFECT ON JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

DRIVER LICENSE FRAUD AMENDMENTS**H.B. 187***Kory M. Holdaway*

THIS ACT MODIFIES THE PUBLIC SAFETY CODE BY AMENDING PROVISIONS RELATING TO DRIVER LICENSES AND IDENTIFICATION

CARDS. THE ACT AMENDS THE PROHIBITED USES OF DRIVER LICENSES AND IDENTIFICATION CARDS THAT ARE TREATED AS CLASS C MISDEMEANORS, read the first time by short title and referred to the Rules Committee.

ARREST AUTHORITY OF PEACE OFFICERS

H.B. 188

Glenn A. Donnelson

THIS ACT MODIFIES THE CODE OF CRIMINAL PROCEDURE AND PROVISIONS REGARDING MUNICIPAL GOVERNMENT BY PROVIDING THAT LAW ENFORCEMENT OFFICERS MAY NOT ARREST A PERSON FOR A CLASS C MISDEMEANOR OR AN INFRACTION WITHOUT A WARRANT, read the first time by short title and referred to the Rules Committee.

RETENTION OF EDUCATOR LICENSES

H.B. 189

Matt Throckmorton

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION BY ESTABLISHING CRITERIA FOR RETAINING AN EDUCATOR LICENSE, read the first time by short title and referred to the Rules Committee.

CRIMINAL RESTITUTION AMENDMENTS

H.B. 190

Sheryl L. Allen

THIS ACT MODIFIES PROVISIONS DEALING WITH CRIMINAL RESTITUTION BY REPEALING PROVISIONS THAT WERE DUPLICATED WITH THE ENACTMENT OF THE CRIME VICTIMS RESTITUTION ACT IN 2001, read the first time by short title and referred to the Rules Committee.

PREDATORY MORTGAGE LENDING

H.B. 191

Paul Ray

THIS ACT AMENDS CODE PROVISIONS DEALING WITH RESIDENTIAL MORTGAGE LOANS. THE ACT PROHIBITS CONTRACTORS AND REAL ESTATE BROKERS FROM OFFERING FINANCIAL INCENTIVES TO A BORROWER TO STEER THE BORROWER TO USE A SPECIFIC LENDER FOR A RESIDENTIAL MORTGAGE LOAN. THE ACT PROHIBITS MORTGAGE LOAN BROKERS FROM BROKERING OR ARRANGING FOR LOANS WHICH WOULD RESULT IN TOTAL

INDEBTEDNESS SECURED BY A DWELLING EXCEEDING CERTAIN LIMITS. THE ACT PROHIBITS THE FINANCING OF MORTGAGE LIFE OR DISABILITY INSURANCE AS PART OF A RESIDENTIAL MORTGAGE LOAN AND REQUIRES A SEPARATE DISCLOSURE TO THE BORROWER REGARDING MORTGAGE LIFE AND DISABILITY INSURANCE. THE ACT PROVIDES THAT A DEBTOR MAY PREPAY THE UNPAID BALANCE OF A RESIDENTIAL MORTGAGE LOAN AT ANY TIME WITHOUT PENALTY UNLESS CERTAIN REQUIREMENTS ARE MET. THE ACT MODIFIES RESTRICTIONS ON FEES CHARGED BY MORTGAGE LENDERS AND BROKERS. THE ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

WORKERS' COMPENSATION BENEFITS FOR VOLUNTEER SAFETY OFFICERS

H.B. 192

Neil A. Hansen

THIS ACT MODIFIES THE VOLUNTEER GOVERNMENT WORKERS ACT TO ADDRESS WORKERS' COMPENSATION COVERAGE OF VOLUNTARY FIREFIGHTERS AND AUXILIARY POLICE OFFICERS AND TO MAKE CONFORMING AND TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

REDEVELOPMENT AGENCIES NOTICE REQUIREMENTS

H.B. 193

Martin R. Stephens

THIS ACT MODIFIES THE REDEVELOPMENT AGENCIES ACT BY ELIMINATING THE REQUIREMENT THAT COPIES OF A REDEVELOPMENT AGENCY'S ANNUAL BUDGET AND REPORT BE FILED WITH THE LEGISLATURE, read the first time by short title and referred to the Rules Committee.

PROPER LOOKOUT IN VEHICLES

H.B. 194

Chad E. Bennion

THIS ACT MODIFIES THE MOTOR VEHICLE CODE TO MAKE INATTENTIVE DRIVING AN INFRACTION WITH A FINE. THE ACT PROVIDES FOR SECONDARY ENFORCEMENT OF VIOLATIONS, AND PROVIDES EXCEPTIONS TO THE OFFENSE, read the first time by short title and referred to the Rules Committee.

PROTECTION OF SPORTS OFFICIALS FROM VIOLENT ABUSE**H.B. 195***David L. Hogue*

THIS ACT MODIFIES THE CRIMINAL CODE BY PROVIDING A SPECIFIC CRIMINAL PENALTY FOR COMMITTING AN ASSAULT AGAINST A SPORTS OFFICIAL AND PROVIDES RELATED DEFINITIONS, read the first time by short title and referred to the Rules Committee.

DIVORCE AND PARENT-TIME REVISIONS**H.B. 196***Chad E. Bennion*

THIS ACT MODIFIES PROVISIONS PERTAINING TO PARENT-TIME AND CHILD SUPPORT. IT PROVIDES FOR A MINIMUM VISITATION SCHEDULE WHEN A PARENT RELOCATES, EITHER BY LEAVING THE STATE OR BY PUTTING MORE THAN 150 MILES BETWEEN A NONCUSTODIAL PARENT AND A CHILD. IT ALSO REQUIRES THAT THE OFFICE OF RECOVERY SERVICES VERIFY INFORMATION RECEIVED CONCERNING NONPAYMENT OF SUPPORT BEFORE ACTING ON A POSSIBLY UNFOUNDED ALLEGATION, read the first time by short title and referred to the Rules Committee.

OFF-HIGHWAY VEHICLE AMENDMENTS**H.B. 197***Brent H. Goodfellow*

THIS ACT MODIFIES THE MOTOR VEHICLE CODE BY AMENDING SAFETY PROVISIONS RELATING TO OFF-HIGHWAY VEHICLES. THE ACT INCREASES THE STIPEND PAID TO OFF-HIGHWAY VEHICLE VOLUNTEER INSTRUCTORS, read the first time by short title and referred to the Rules Committee.

**MANUAL ON UNIFORM TRAFFIC
CONTROL DEVICES FOR STREETS****H.B. 198***Kory M. Holdaway*

THIS ACT MODIFIES THE MOTOR VEHICLE CODE TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO ADOPT THE MOST RECENT EDITION OF THE "MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES FOR STREETS AND HIGHWAYS., read the first time by short title and referred to the Rules Committee.

INTERIM COMMITTEE MEMBERSHIP**H.B. 199***Martin R. Stephens*

THIS ACT CLARIFIES HOW MEMBERS OF INTERIM COMMITTEES ARE APPOINTED. THE ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

NUTRITIONAL FOOD IN SCHOOLS**H.B. 200***Patricia W. Jones*

THIS ACT AMENDS THE STATE SYSTEM OF PUBLIC EDUCATION. THE ACT PROVIDES THAT AFTER THREE YEARS OR THE TERMINATION OF CONTRACTS CURRENTLY IN FORCE WITH VENDING MACHINE SUPPLIERS, WHICHEVER OCCURS FIRST, ELEMENTARY SCHOOLS MAY SELL ONLY CERTAIN FOOD PRODUCTS THROUGH VENDING MACHINES ON PREMISES ACCESSIBLE TO STUDENTS AND SECONDARY SCHOOLS MUST ENSURE THAT LESS THAN 50% OF OVERALL FOOD OFFERINGS IN VENDING MACHINES ARE "FOODS OF MINIMAL NUTRITIONAL VALUE," AS DEFINED BY THE U.S. DEPARTMENT OF AGRICULTURE, read the first time by short title and referred to the Rules Committee.

PROPERTY TAX – JUDGMENT LEVY**H.B. 201***Wayne A. Harper*

THIS ACT AMENDS THE PROPERTY TAX ACT TO INCREASE THE AMOUNT OF A TAXING ENTITY'S SHARE OF A JUDGMENT OR ORDER THAT IS REQUIRED TO IMPOSE A JUDGMENT LEVY. THE ACT PROVIDES THAT REFUNDS FOR WHICH A JUDGMENT LEVY IS IMPOSED THAT ARE LESS THAN \$5,000 ARE REQUIRED TO BE PAID BY A TAXING ENTITY TO A TAXPAYER WITHIN 60 DAYS AFTER THE DATE THE REFUNDS ARE ORDERED TO BE PAID, AND MAKES TECHNICAL CHANGES. THE ACT TAKES EFFECT ON JANUARY 1, 2003, read the first time by short title and referred to the Rules Committee.

RECONVEYANCE OF TRUST DEED OR RELEASE OF MORTGAGE**H.B. 202***Thomas V. Hatch*

THIS ACT AMENDS TITLE 57, REAL ESTATE. THE ACT ADDS A DEFINITION OF "DELIVER." THE ACT ELIMINATES THE

REQUIREMENT THAT A TITLE INSURER OR TITLE AGENT WAIT 30 DAYS AFTER PAYMENT IN FULL OF AN OBLIGATION SECURED BY A TRUST DEED OR MORTGAGE TO GIVE TO THE BENEFICIARY, MORTGAGEE, OR LOAN SERVICER A NOTICE OF INTENT TO RELEASE OR RECONVEY. THIS ACT MAKES TECHNICAL CORRECTIONS, read the first time by short title and referred to the Rules Committee.

EXPANSION OF GOVERNMENTAL IMMUNITY

H.B. 203

Roger E. Barrus

THIS ACT MODIFIES THE UTAH GOVERNMENTAL IMMUNITY ACT BY EXTENDING GOVERNMENTAL IMMUNITY TO COVER PUBLICLY MAINTAINED SUBSURFACE DRAINAGE SYSTEMS, read the first time by short title and referred to the Rules Committee.

RESPONSIBILITY OF ATTORNEY GENERAL TO REPRESENT DIVISION OF CHILD AND FAMILY SERVICES

H.B. 204

Matt Throckmorton

THIS ACT AMENDS THE HUMAN SERVICES CODE. THE ACT PROVIDES THAT IN ITS ROLE OF ENFORCING CODE PROVISIONS RELATING TO THE PROTECTION AND CUSTODY OF ABUSED, NEGLECTED, OR DEPENDENT MINORS THE ATTORNEY GENERAL ACTS UNDER THE DIRECTION OF THE DIVISION OF CHILD AND FAMILY SERVICES. THE ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

DIVISION OF CONSTRUCTION SERVICES

H.B. 205

Stephen D. Clark

THIS ACT CREATES THE DIVISION OF CONSTRUCTION SERVICES WITHIN THE DEPARTMENT OF COMMERCE. THE ACT ELIMINATES LICENSING BOARDS FOR CONSTRUCTION TRADES. THE ACT CREATES THE CONSTRUCTION SERVICES COMMISSION AS A POLICY AND LICENSING BOARD FOR THE DIVISION. THE ACT SETS FORTH THE MANNER OF APPOINTMENT AND THE AUTHORITY, DUTIES, AND RESPONSIBILITIES OF THE DIVISION AND ITS DIRECTOR. THE ACT SETS FORTH THE COMPOSITION OF THE COMMISSION, THE MANNER OF APPOINTMENT, QUALIFICATIONS, AND TERMS OF COMMISSION MEMBERS, AND THE DUTIES OF THE COMMISSION. THE ACT DESCRIBES ADJUDICATIVE PROCEEDINGS. THE ACT SETS FORTH

LICENSURE REQUIREMENTS AND EXEMPTIONS, DISCIPLINARY PROCEDURES, GROUNDS FOR DENIAL OF LICENSE, AND CIVIL PENALTIES. THE ACT ELIMINATES THE REQUIREMENT THAT A LICENSEE BUSINESS ENTITY HAVE A QUALIFIER LICENSEE IF THE BUSINESS ENTITY HAS MAINTAINED ITS LICENSE AND NOT VIOLATED THE REQUIREMENTS OF THIS CHAPTER AND CERTAIN PREDECESSOR STATUTORY PROVISIONS FOR TEN CONSECUTIVE YEARS. THE ACT RENUMBERS AND AMENDS ALL OF TITLE 58, CHAPTER 55, TO TRANSFER THE REGULATION OF CONSTRUCTION TRADES FROM THE DIVISION OF PROFESSIONAL LICENSING TO THE NEWLY CREATED DIVISION OF CONSTRUCTION SERVICES. THE ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

NEW CENTURY SCHOLARSHIP PROGRAM AMENDMENTS

H.B. 206

Afton B. Bradshaw

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF HIGHER EDUCATION BY INCREASING THE TIME PERIOD FOR COMPLETING A BACCALAUREATE DEGREE UNDER THE NEW CENTURY SCHOLARSHIP PROGRAM, read the first time by short title and referred to the Rules Committee.

LICENSES FOR EDUCATORS

H.B. 207

Sheryl L. Allen

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION BY EXTENDING THE PERIOD OF TIME AN EDUCATOR MAY RETAIN A LEVEL 1 LICENSE. THIS ACT MAKES TECHNICAL AMENDMENTS, read the first time by short title and referred to the Rules Committee.

FEDERAL GOVERNMENT ACQUISITION OF REAL PROPERTY IN THE STATE

H.B. 208

Bradley T. Johnson

THIS ACT MODIFIES THE REAL ESTATE CODE TO PROHIBIT FEDERAL GOVERNMENT ACQUISITION OF LAND IN THE STATE FOR ANY PURPOSE OTHER THAN ENUMERATED PURPOSES WITHOUT CONSENT OF THE LEGISLATURE, read the first time by short title and referred to the Rules Committee.

TRUANCY AMENDMENTS**H.B. 209***Duane E. Bourdeaux*

THIS ACT CLARIFIES A PROVISION REGARDING PARENTAL RESPONSE IN TRUANCY SITUATIONS, read the first time by short title and referred to the Rules Committee.

RECREATIONAL VEHICLE – LENGTH AND WIDTH AMENDMENTS**H.B. 210***Don E. Bush*

THIS ACT MODIFIES THE TRANSPORTATION CODE TO AMEND LENGTH AND WIDTH REQUIREMENTS FOR VEHICLES. THE ACT PROVIDES THAT ATTACHED SHADE AWNINGS ARE EXCLUDED WHEN MEASURING LENGTH AND WIDTH OF RECREATIONAL VEHICLES, read the first time by short title and referred to the Rules Committee.

REPEAL OF WEAPONS LAW**H.B. 211***Scott Daniels*

THIS ACT MODIFIES PROVISIONS RELATING TO FIREARMS. THE ACT REPEALS THE STATUTORY PROVISION THAT RESERVES ALL AUTHORITY TO REGULATE FIREARMS TO THE STATE EXCEPT WHERE SPECIFICALLY DELEGATED BY THE LEGISLATURE TO LOCAL AUTHORITIES OR STATE ENTITIES AND MAKES CERTAIN TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

SPECIAL SERVICE DISTRICT AMENDMENTS**H.B. 212***Eli H. Anderson*

THIS ACT MODIFIES THE UTAH SPECIAL SERVICE DISTRICT ACT BY EXEMPTING TAX LEVIES IN CONNECTION WITH SPECIAL SERVICE DISTRICTS FROM TRUTH IN TAXATION REQUIREMENTS, read the first time by short title and referred to the Rules Committee.

CLASSROOM AMPLIFICATION**H.B. 213***David L. Hogue*

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC INSTRUCTION BY REQUIRING THE STATE

SUPERINTENDENT OF PUBLIC INSTRUCTION TO CONDUCT A STUDY ON THE USE OF CLASSROOM AMPLIFICATION DEVICES IN UTAH CLASSROOMS. THE PROVISIONS ENACTED BY THIS ACT ARE REPEALED JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

EXTENSION OF SUNSET ON TELEHEALTH COMMISSION

H.B. 214

David L. Hogue

THIS ACT MODIFIES THE LEGISLATURE OVERSIGHT AND SUNSET ACT. THE ACT EXTENDS THE SUNSET DATE ON THE UTAH TELEHEALTH COMMISSION TO JULY 1, 2005, read the first time by short title and referred to the Rules Committee.

DEPARTMENT OF HEALTH COLLECTION OF INFORMATION

H.B. 215

David L. Hogue

THIS ACT MODIFIES THE HEALTH CODE. THE ACT AMENDS THE CHRONIC DISEASE MONITORING PROVISIONS. THE ACT DIRECTS THE DEPARTMENT OF HEALTH, BEGINNING JULY 1, 2002, TO MONITOR AND DETECT INCIDENCES OF LUPUS IN THE STATE, read the first time by short title and referred to the Rules Committee.

TRANSFER OF DEVELOPMENT RIGHTS

H.B. 216

Brent D. Parker

THIS ACT MODIFIES THE UTAH MUNICIPAL CODE AND THE COUNTY CODE BY ENABLING COUNTIES AND MUNICIPALITIES TO ENACT TRANSFER OF DEVELOPMENT RIGHTS ORDINANCES. THE ACT CLARIFIES THAT TRANSFER OF DEVELOPMENT RIGHTS ORDINANCES ENACTED PRIOR TO THE EFFECTIVE DATE OF THIS ACT ARE UNAFFECTED, read the first time by short title and referred to the Rules Committee.

DESIGNATION OF MEMORIAL HIGHWAY

H.B. 217

David Ure

THIS ACT MODIFIES THE TRANSPORTATION CODE TO DESIGNATE A PORTION OF THE STATE HIGHWAY SYSTEM AS THE TENTH MOUNTAIN DIVISION MEMORIAL HIGHWAY, read the first time by short title and referred to the Rules Committee.

OVER WEIGHT VEHICLE AMENDMENTS**H.B. 218***Thomas V. Hatch*

THIS ACT MODIFIES THE TRANSPORTATION CODE BY AMENDING THE EXCEPTIONS TO MAXIMUM VEHICLE SIZE, WEIGHT, AND LOAD LIMITATIONS FOR CERTAIN HIGHWAYS IF AUTHORIZED BY A HIGHWAY AUTHORITY, read the first time by short title and referred to the Rules Committee.

FIREARM FEE AMENDMENTS**H.B. 219***J. Morgan Philpot*

THIS ACT MODIFIES PROVISIONS RELATED TO FIREARM FEES. THE ACT PROVIDES THAT THE LAW ENFORCEMENT AND TECHNICAL SERVICES DIVISION OR ITS DESIGNATED AGENT MAY NOT CHARGE A FEE FOR ISSUING A CONCEALED WEAPONS PERMIT. IT ALSO PROVIDES THAT A FEE MAY NOT BE CHARGED FOR CRIMINAL BACKGROUND CHECKS REQUIRED TO PURCHASE A FIREARM. THE ACT PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

CONTROL OF PRECURSOR CHEMICALS**H.B. 220***A. Lamont Tyler*

THIS ACT MODIFIES THE UTAH CONTROLLED SUBSTANCE PRECURSOR ACT TO REDUCE FROM 12 TO 9 GRAMS THE MAXIMUM AMOUNT OF EPHEDRINE OR PSEUDOEPHEDRINE A PERSON WHO IS NOT LICENSED TO ENGAGE IN REGULATED TRANSACTIONS AND NOT EXCEPTED FROM LICENSURE CAN POSSESS WITHOUT VIOLATING THE LAW, read the first time by short title and referred to the Rules Committee.

STATE BOARD OF EDUCATION RULES AND REPORTS**H.B. 221***Margaret Dayton*

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION BY ELIMINATING REQUIREMENTS IMPOSED ON THE STATE BOARD OF EDUCATION TO MAKE CERTAIN RULES AND TO REPORT CERTAIN INFORMATION. THIS ACT ELIMINATES THE REQUIREMENT THAT THE STATE BOARD OF

EDUCATION ESTABLISH RULES AND MINIMUM STANDARDS GOVERNING HEALTH, SAFETY, AND SCHOOL BUILDING DESIGN, SITING, AND ACCESSIBILITY. THIS ACT ELIMINATES REDUNDANT REQUIREMENTS IMPOSED ON THE STATE BOARD OF EDUCATION TO ADOPT RULES TO PROMOTE QUALITY, EFFICIENCY, AND PRODUCTIVITY IN THE PUBLIC EDUCATION SYSTEM. THIS ACT ELIMINATES THE REQUIREMENT THAT SCHOOL DISTRICTS USE COST SAVINGS DERIVED FROM BOARD PRODUCTIVITY MEASURES TO FUND EDUCATION REFORM PROGRAMS. THIS ACT ELIMINATES THE REQUIREMENT THAT CERTAIN DATA ABOUT HIGH SCHOOL ACTIVITIES BE INCLUDED IN A REPORT OF THE STATE SUPERINTENDENT OF PUBLIC INSTRUCTION AND THE STATE BOARD OF EDUCATION'S SCHOOL PERFORMANCE REPORT., read the first time by short title and referred to the Rules Committee.

SCHOOL AND SCHOOL DISTRICT SIZE TASK FORCE

H.B. 222

David N. Cox

THIS ACT CREATES THE SCHOOL AND SCHOOL DISTRICT TASK FORCE. THIS ACT PROVIDES FOR THE MEMBERSHIP OF THE TASK FORCE, TASK FORCE CHAIRS, COMPENSATION OF TASK FORCE MEMBERS, THE TASK FORCE MEETING SCHEDULE, STAFF SUPPORT, TASK FORCE DUTIES AND RESPONSIBILITIES, AND TASK FORCE REPORTING REQUIREMENTS. THE ACT REQUIRES THE TASK FORCE TO FOLLOW INTERIM RULES. THE ACT APPROPRIATES A TOTAL OF \$54,000 FROM THE GENERAL FUND FOR FISCAL YEAR 2001-02 TO THE SENATE, THE HOUSE OF REPRESENTATIVES, AND THE OFFICE OF LEGISLATIVE RESEARCH AND GENERAL COUNSEL TO FUND THE TASK FORCE. THIS ACT IS REPEALED NOVEMBER 30, 2002, read the first time by short title and referred to the Rules Committee.

HUNTING LICENSE FEE REFUND

H.B. 223

Michael R. Styler

THIS ACT MODIFIES THE WILDLIFE RESOURCES CODE TO ALLOW ARMED FORCES MEMBERS, IN CERTAIN SITUATIONS, TO RECEIVE A HUNTING OR FISHING LICENSE, CERTIFICATE, TAG, OR PERMIT FEE REFUND, OR AN OPPORTUNITY TO DRAW A PERMIT IN A FUTURE DRAW, read the first time by short title and referred to the Rules Committee.

GIVING FALSE INFORMATION TO POLICE OFFICER**H.B. 224***Karen W. Morgan*

THIS ACT MODIFIES THE CRIMINAL CODE BY AMENDING THE OFFENSE OF GIVING FALSE INFORMATION TO A PEACE OFFICER TO INCLUDE THE SPECIFIC OFFENSE OF GIVING THE NAME OR IDENTIFICATION OF ANOTHER PERSON, read the first time by short title and referred to the Rules Committee.

MENTAL HEALTH PROFESSIONAL FINANCIAL ASSISTANCE GRANTS – TECHNICAL AMENDMENTS**H.B. 225***Judy Ann Buffmire*

THIS ACT MODIFIES THE MENTAL HEALTH THERAPIST GRANT AND SCHOLARSHIP PROGRAM. THIS ACT MAKES TECHNICAL AMENDMENTS TO THE DEFINITION OF MENTAL HEALTH THERAPIST TO COORDINATE WITH CHANGES MADE TO THE MENTAL HEALTH THERAPIST LICENSING ACT DURING THE 2001 GENERAL SESSION, read the first time by short title and referred to the Rules Committee.

TERMINATION OF PARENTAL RIGHTS AMENDMENTS**H.B. 226***Matt Throckmorton*

THIS ACT MODIFIES THE JUDICIAL CODE. THE ACT AMENDS THE GROUNDS FOR TERMINATION OF PARENTAL RIGHTS. UNDER THE ACT, IF A JUVENILE COURT ORDERS THAT REUNIFICATION SERVICES BE PROVIDED, THE COURT MAY LATER TERMINATE ALL PARENTAL RIGHTS OF A PARENT UNDER CERTAIN GROUNDS ONLY IF THE PARENT HAS BEEN UNWILLING OR UNABLE, WITHIN A REASONABLE PERIOD OF TIME, TO CORRECT THE CIRCUMSTANCES, CONDUCT, OR CONDITIONS THAT LED TO PLACEMENT OF THE PARENT'S CHILD OUTSIDE OF THEIR HOME NOTWITHSTANDING REASONABLE AND APPROPRIATE EFFORTS REQUIRED OF THE DIVISION OF CHILD AND FAMILY SERVICES. THE ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

ELECTRONIC MONITORING OF PROBATIONERS – CRIMINAL INTERFERENCE**H.B. 227***Katherine M. Bryson*

THIS ACT MODIFIES THE CRIMINAL CODE BY PROVIDING FOR THE OFFENSE OF INTERFERING WITH AN ELECTRONIC DEVICE USED

IN THE SUPERVISION OF A PERSON ON PROBATION, PAROLE, OR OTHER FORM OF DETENTION. THE ACT PROVIDES DEFINITIONS, A PENALTY, AND AN AFFIRMATIVE DEFENSE FOR PERSONS ACTING IN THEIR CAPACITY AS EMPLOYEES OF THE SUPERVISING AGENCY, read the first time by short title and referred to the Rules Committee.

PUBLIC EDUCATION VENDING CONTRACTS

H.B. 228

Patricia W. Jones

THIS ACT MODIFIES THE STATE SYSTEM OF PUBLIC EDUCATION BY REQUIRING LOCAL SCHOOL BOARDS TO COLLECT DATA AND MAKE AN ANNUAL REPORT ON VENDING MACHINE CONTRACTS ENTERED INTO BY PUBLIC SCHOOLS WITHIN EACH SCHOOL DISTRICT. THE ACT IDENTIFIES THE INFORMATION TO BE REPORTED AND REQUIRES THE STATE SUPERINTENDENT TO INCLUDE THE INFORMATION IN THE SUPERINTENDENT'S ANNUAL REPORT TO THE GOVERNOR AND THE LEGISLATURE, read the first time by short title and referred to the Rules Committee.

WORKERS' COMPENSATION – DEATH BENEFIT

H.B. 229

David Clark

THIS ACT MODIFIES THE UTAH LABOR CODE TO ADDRESS THE AMOUNT OF BURIAL EXPENSE TO BE PAID UNDER WORKERS' COMPENSATION AND TO MAKE TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

RETIREMENT OF PUBLIC SAFETY OFFICIALS

H.B. 230

Ron Bigelow

THIS ACT MODIFIES THE UTAH STATE RETIREMENT ACT BY OPENING A CONVERSION WINDOW FOR THE PUBLIC SAFETY NONCONTRIBUTORY RETIREMENT SYSTEM. THIS ACT ALLOWS AN APPOINTED CHIEF OF POLICE TO RETIRE WITHIN THE PUBLIC SAFETY RETIREMENT SYSTEM AND TO CONTINUE IN THE OFFICE WITH A RETIREMENT EXCLUSION. THIS ACT TAKES EFFECT ON JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

PUBLIC HEALTH AUTHORITY AMENDMENTS

H.B. 231

Sheryl L. Allen

THIS ACT MODIFIES THE HEALTH CODE. THE ACT CREATES THE DETECTION OF PUBLIC HEALTH EMERGENCIES ACT. THE ACT

REQUIRES HEALTH CARE PROVIDERS TO REPORT TO THE DEPARTMENT OF HEALTH WHEN THE HEALTH CARE PROVIDER SUSPECTS THAT AN INDIVIDUAL HAS BEEN EXPOSED TO OR HARBORS AN ILLNESS OR CONDITION RESULTING FROM BIOTERRORISM, AN EPIDEMIC OR PANDEMIC DISEASE, OR OTHER HIGHLY FATAL INFECTIOUS AGENT. THE ACT SPECIFIES THE MANNER AND CONTENT OF REPORTS. THE ACT AUTHORIZES THE DEPARTMENT OF HEALTH TO INVESTIGATE REPORTS OF SUSPECTED BIOTERRORISM OR HIGHLY FATAL, INFECTIOUS DISEASE. THE ACT PROVIDES FOR LIMITED SHARING OF INFORMATION AS NECESSARY TO ABATE A PUBLIC HEALTH EMERGENCY. THE ACT PROVIDES FOR ENFORCEMENT, read the first time by short title and referred to the Rules Committee.

UNEMPLOYMENT INSURANCE FRAUD AMENDMENTS

H.B. 232

Ty McCartney

THIS ACT MODIFIES TITLE 35A, CHAPTER 4, EMPLOYMENT SECURITY ACT, BY MAKING CERTAIN TECHNICAL CORRECTIONS AND MOVING THE CRIMINAL PENALTIES PROVISIONS FOR VIOLATING THE ACT FROM TITLE 35A, CHAPTER 4, TO TITLE 76, CHAPTER 8, OFFENSES AGAINST THE ADMINISTRATION OF GOVERNMENT, IN THE UTAH CRIMINAL CODE, read the first time by short title and referred to the Rules Committee.

MITIGATION OF DAMAGES IN CONDEMNATION PROCEEDINGS

H.B. 233

Greg J. Curtis

THIS ACT MODIFIES PROVISIONS OF THE JUDICIAL CODE RELATING TO EMINENT DOMAIN. THE ACT REQUIRES A JUDGE OR JURY TO CONSIDER ACTIONS TAKEN TO MITIGATE DAMAGES WHEN DETERMINING THE AMOUNT OF ANY COMPENSATION OR DAMAGES AWARDED TO A PROPERTY OWNER IN A CONDEMNATION CASE, read the first time by short title and referred to the Rules Committee.

MECHANICS' LIEN AMENDMENTS

H.B. 234

Kevin S. Garn

THIS ACT MODIFIES THE MECHANICS' LIEN ACT. THE ACT MAKES A CONFORMING AMENDMENT TO LEGISLATION ENACTED IN THE 2001 GENERAL SESSION, read the first time by short title and referred to the Rules Committee.

EMERGENCY VEHICLE AMENDMENTS**H.B. 235***Paul Ray*

THIS ACT MODIFIES THE MOTOR VEHICLE CODE TO CLARIFY THE DUTIES OF DRIVERS WHEN APPROACHING STATIONARY EMERGENCY VEHICLES ON HIGHWAYS, read the first time by short title and referred to the Rules Committee.

INDECENT PUBLIC DISPLAY AMENDMENTS**H.B. 236***Peggy Wallace*

THIS ACT MODIFIES THE CRIMINAL CODE REGARDING INDECENT PUBLIC DISPLAYS BY DEFINING MATERIAL WHICH HAS SERIOUS VALUE FOR MINORS, AND BY CLARIFYING THE OFFENSE OF DISTRIBUTING INDECENT MATERIAL TO MINORS, read the first time by short title and referred to the Rules Committee.

SPOUSE ABUSE AMENDMENTS**H.B. 237***Gerry A. Adair*

THIS ACT MODIFIES THE CODE OF CRIMINAL PROCEDURE TO REQUIRE THAT DOMESTIC VIOLENCE OFFENDERS BE REQUIRED TO ATTEND AND SATISFACTORILY COMPLETE A DOMESTIC VIOLENCE TREATMENT PROGRAM AS A PART OF THEIR SENTENCE, read the first time by short title and referred to the Rules Committee.

CIGARETTE AND TOBACCO TAX AMENDMENTS**H.B. 238***Carl R. Saunders*

THIS ACT MODIFIES THE CIGARETTE AND TOBACCO TAX AND LICENSING ACT. THIS ACT INCREASES THE RATES OF TAX LEVIED ON CIGARETTES AND OTHER TOBACCO PRODUCTS AND SPECIFIES HOW A PORTION OF ANY INCREASE IN CIGARETTE TAX REVENUES WILL BE USED, read the first time by short title and referred to the Rules Committee.

SALVAGE VEHICLE AMENDMENTS**H.B. 239***David L. Hogue*

THIS ACT MODIFIES THE MOTOR VEHICLE CODE BY PROHIBITING THE REGISTRATION OF AND REVOKING THE CERTIFICATE OF TITLE

OF A VEHICLE, VESSEL, OR OUTBOARD MOTOR THAT IS ISSUED A JUNK PERMIT. THIS ACT ALLOWS FOR THE COLLECTION OF FEES AND FOR RULEMAKING. THIS ACT TAKES EFFECT ON OCTOBER 1, 2002, read the first time by short title and referred to the Rules Committee.

PUBLIC EDUCATION CAPITAL OUTLAY ACT AMENDMENTS

H.B. 240

David N. Cox

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION BY SPECIFYING CRITERIA FOR THE RECEIPT OF STATE SCHOOL BUILDING FUNDS FROM THE CAPITAL OUTLAY FOUNDATION PROGRAM AND THE AMOUNT OF MONEY A SCHOOL DISTRICT MAY RECEIVE. THIS ACT DIRECTS THE LEGISLATURE TO MAKE AN ANNUAL APPROPRIATION FOR THE CAPITAL OUTLAY FOUNDATION PROGRAM SUFFICIENT TO PROVIDE FULL FUNDING TO EACH SCHOOL DISTRICT QUALIFYING TO RECEIVE FUNDS. THIS ACT TAKES EFFECT ON JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

COUNTY HEALTH DEPARTMENTS – OPERATIONAL STRUCTURE

H.B. 241

Kevin S. Garn

THIS ACT MODIFIES PROVISIONS RELATED TO LOCAL HEALTH DEPARTMENTS. THE ACT REMOVES THE REQUIREMENT THAT MUNICIPALITIES JOIN WITH COUNTIES TO CREATE AND MAINTAIN A LOCAL HEALTH DEPARTMENT. THE ACT REQUIRES COUNTY GOVERNMENTS TO CREATE HEALTH DEPARTMENTS TO SERVE INCORPORATED AND UNINCORPORATED AREAS. THE ACT PERMITS CONTIGUOUS COUNTIES TO FORM A HEALTH DEPARTMENT THROUGH AN INTERLOCAL AGREEMENT. THE ACT AMENDS PROVISIONS RELATED TO THE BOARD AND POWERS AND DUTIES OF THE LOCAL HEALTH DEPARTMENT. THE ACT AMENDS PROVISIONS RELATED TO THE COSTS OF LOCAL HEALTH DEPARTMENTS AND THE USE OF LOCAL HEALTH DEPARTMENT FUNDS. THE ACT MAKES TECHNICAL AND CLARIFYING AMENDMENTS. THE ACT REQUIRES LOCAL HEALTH DEPARTMENTS TO CONFORM TO NEW REQUIREMENTS BY DECEMBER 31, 2002, read the first time by short title and referred to the Rules Committee.

**PRACTICE OF RADIOLOGY
TECHNOLOGY LICENSURE AMENDMENTS**

H.B. 242

J. Morgan Philpot

THIS ACT RELATES TO OCCUPATIONS AND PROFESSIONS. THE ACT EXPANDS THE CIRCUMSTANCES IN WHICH AN INDIVIDUAL MAY ENGAGE IN THE PRACTICE OF RADIOLOGY TECHNOLOGY WITHOUT A LICENSE, read the first time by short title and referred to the Rules Committee.

CHILD IMMUNIZATION AMENDMENTS

H.B. 243

Rebecca D. Lockhart

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION BY REMOVING THE REQUIREMENT THAT A FORM CLAIMING AN EXEMPTION FROM IMMUNIZATION BASED ON A PERSONAL BELIEF AGAINST IMMUNIZATION BE WITNESSED BY A LOCAL HEALTH DEPARTMENT REPRESENTATIVE AND ALLOWING A PERSON TO OBTAIN THE FORM AT A LOCAL HEALTH DEPARTMENT OR PUBLIC SCHOOL, read the first time by short title and referred to the Rules Committee.

CREDIT ALLOWED IN TEACHER TRANSFER

H.B. 244

Mike Thompson

THIS ACT MODIFIES PROVISIONS RELATING TO THE STATE SYSTEM OF PUBLIC EDUCATION BY REQUIRING A LOCAL SCHOOL BOARD TO INCLUDE THE TOTAL TEACHING EXPERIENCE IN UTAH PUBLIC SCHOOLS WHEN NEGOTIATING A CONTRACT TO TEACH. THE ACT PERMITS BUT DOES NOT REQUIRE APPLICANTS WITH TEACHING EXPERIENCE OUTSIDE THE STATE WHO ARE NEGOTIATING AN EMPLOYMENT CONTRACT TO RECEIVE CREDIT FOR 2/3 OF THOSE YEARS. THE ACT TAKES EFFECT JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

AMENDMENTS TO SEX OFFENDER REGISTRY

H.B. 245

Afton B. Bradshaw

THIS ACT MODIFIES THE SEX OFFENDER REGISTRATION REQUIREMENTS TO REQUIRE REGISTRATION FOR TWO ADDITIONAL SEXUAL OFFENSES AND TO ADD PROCEDURES TO TRACK A SEX

OFFENDER'S ENROLLMENT OR EMPLOYMENT AT AN INSTITUTION OF HIGHER EDUCATION. THIS ACT PROVIDES A COORDINATION CLAUSE, read the first time by short title and referred to the Rules Committee.

SUNSET ACT REAUTHORIZATIONS

H.B. 246

Steven R. Mascaro

THIS ACT REAUTHORIZES CERTAIN STATE ENTITIES AND PROGRAMS THAT WOULD OTHERWISE SUNSET BEFORE THE 2003 ANNUAL GENERAL SESSION OF THE UTAH LEGISLATURE, read the first time by short title and referred to the Rules Committee.

FIRE PREVENTION AND SAFETY AMENDMENTS

H.B. 247

Cindy Beshear

THIS ACT MODIFIES THE PUBLIC SAFETY CODE REGARDING FIRE SAFETY BY ESTABLISHING A CERTIFICATION PROGRAM FOR PERSONS WHO INSPECT OR TEST AUTOMATIC FIRE SPRINKLER SYSTEMS, INCREASING THE FEE FOR SPECIAL EFFECTS FIREWORKS OPERATORS, AND CLARIFYING THAT BOTH A LICENSE AND CERTIFICATION IS REQUIRED FOR CERTAIN ACTIVITIES INVOLVING LIQUEFIED PETROLEUM GAS, read the first time by short title and referred to the Rules Committee.

CLASSIFICATION OF STATE EMPLOYEES FOR INSURANCE PURPOSES

H.B. 248

Jack A. Seitz

THIS ACT MODIFIES THE UTAH STATE RETIREMENT ACT BY MODIFYING THE GROUP INSURANCE PROGRAM'S RISK POOLS. THIS ACT TAKES EFFECT ON JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

SALES AND USE TAX – LOCATION OF TRANSACTIONS

H.B. 249

Wayne A. Harper

THIS ACT MODIFIES THE SALES AND USE TAX ACT TO CHANGE THE REQUIREMENTS FOR DETERMINING THE LOCATION OF WHERE CERTAIN PUBLIC UTILITY TRANSACTIONS OCCUR AND TO ADDRESS REPORTING REQUIREMENTS. THIS ACT MAKES TECHNICAL

CHANGES. THIS ACT TAKES EFFECT ON JANUARY 1, 2003, read the first time by short title and referred to the Rules Committee.

RETIREMENT LAW RECODIFICATION

H.B. 250

Ron Bigelow

THIS ACT RECODIFIES THE RETIREMENT CODE. THIS ACT HAS AN IMMEDIATE EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

FUNDING OF STATE AND COUNTY HEALTH AND HUMAN SERVICES LEGISLATIVE TASK FORCE

H.B. 251

Jack A. Seitz

THIS ACT CREATES THE FUNDING OF STATE AND COUNTY HEALTH AND HUMAN SERVICES LEGISLATIVE TASK FORCE. THE ACT DESIGNATES MEMBERSHIP AND DUTIES FOR THE TASK FORCE. THE ACT APPROPRIATES \$24,500 FROM THE GENERAL FUND FOR FISCAL YEAR 2002-03 TO FUND THE TASK FORCE AND REPEALS THE TASK FORCE ON NOVEMBER 30, 2002, read the first time by short title and referred to the Rules Committee.

GENERAL OBLIGATION BONDS FOR ENGINEERING BUILDINGS

H.B. 252

Gerry A. Adair

THIS ACT MODIFIES PROVISIONS GOVERNING CAPITAL FACILITIES AUTHORIZATIONS FOR ENGINEERING BUILDINGS AT UTAH STATE UNIVERSITY AND THE UNIVERSITY OF UTAH AND ENACTS PROVISIONS AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR CAPITAL FACILITIES, BUILDINGS, AND RELATED FACILITIES. THIS ACT SPECIFIES THE USE OF BOND PROCEEDS AND THE MANNER OF ISSUANCE, IMPOSES AND ABATES A PROPERTY TAX, CREATES SINKING FUNDS, AND MAKES TECHNICAL CORRECTIONS, read the first time by short title and referred to the Rules Committee.

RURAL SCHOOLS – EQUITY IN EDUCATION

H.B. 253

Bradley T. Johnson

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION BY ALLOWING THE STATE BOARD OF

EDUCATION TO AWARD SCHOLARSHIPS TO TEACHERS IN NECESSARILY EXISTENT SMALL SCHOOLS OR SMALL SCHOOL DISTRICTS TO OBTAIN ENDORSEMENTS OR MASTER'S DEGREES. THIS ACT DIRECTS THE STATE BOARD OF EDUCATION TO MAKE RULES TO ADMINISTER THE SCHOLARSHIP PROGRAM AND PROVIDES AN ONGOING APPROPRIATION OF \$150,000 FROM THE UNIFORM SCHOOL FUND FOR FISCAL YEAR 2002-03 TO THE STATE BOARD OF EDUCATION FOR THE SCHOLARSHIP PROGRAM. THIS ACT TAKES EFFECT ON JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

FIREMEN'S CIVIL SERVICE COUNCIL AMENDMENTS

H.B. 254

J. Morgan Philpot

THIS ACT MODIFIES THE COUNTY CODE BY AMENDING PROVISIONS RELATING TO THE FIREMEN'S CIVIL SERVICE COUNCIL. THE ACT SHIFTS APPOINTMENT POWER AND OVERSIGHT OF THE COUNCIL FROM THE COUNTY LEGISLATIVE BODY TO THE COUNTY EXECUTIVE, read the first time by short title and referred to the Rules Committee.

UTAH HOUSING CORPORATION AMENDMENTS

H.B. 255

Ron Bigelow

THIS ACT MODIFIES THE COMMUNITY AND ECONOMIC DEVELOPMENT CODE AND OTHER CODE PROVISIONS BY MAKING CONFORMING AMENDMENTS OF THE CHANGE IN NAME OF THE UTAH HOUSING FINANCE AGENCY TO THE UTAH HOUSING CORPORATION. THIS ACT PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

CONSTITUTIONAL DEFENSE COUNCIL AMENDMENTS

H.B. 256

Stephen H. Urquhart

THIS ACT MODIFIES THE STATE COMMISSIONS AND COUNCILS ACT TO INCLUDE THE ATTORNEY GENERAL AS A MEMBER OF THE CONSTITUTIONAL DEFENSE COUNCIL. THE ACT ALSO REDEFINES CERTAIN DUTIES OF THE COUNCIL, read the first time by short title and referred to the Rules Committee.

PROOF OF AGE UNDER THE ALCOHOLIC BEVERAGE CODE**H.B. 257***Duane E. Bourdeaux*

THIS ACT MODIFIES THE ALCOHOLIC BEVERAGE CODE TO ADDRESS THE USE OF IDENTIFICATION UNDER THE ALCOHOLIC BEVERAGE CODE AND TO MAKE CONFORMING AND TECHNICAL CHANGES INCLUDING ADDRESSING UNLAWFUL TRANSFER OR USE, PRESENTATION OF PROOF OF AGE OR OTHER IDENTIFYING FORMS, RELIANCE ON PROOF OF AGE OR OTHER IDENTIFYING FORMS, AND LAWFUL DETENTION, read the first time by short title and referred to the Rules Committee.

VOTER IDENTIFICATION REQUIREMENTS**H.B. 258***Rebecca D. Lockhart*

THIS ACT MODIFIES THE ELECTION CODE BY REQUIRING VOTERS TO SHOW A FORM OF VALID IDENTIFICATION BEFORE VOTING, read the first time by short title and referred to the Rules Committee.

USE OF STATE ARMORIES**H.B. 259***Cindy Beshear*

THIS ACT MODIFIES THE VETERANS CODE TO ALLOW ANY FEDERALLY-CHARTERED VETERANS' ORGANIZATION FREE USE OF ARMORIES UNDER SPECIFIC CIRCUMSTANCES, read the first time by short title and referred to the Rules Committee.

RESTRICTIONS ON TELEPHONE SOLICITATION**H.B. 260***Karen W. Morgan*

THIS ACT MODIFIES THE TELEPHONE AND FACSIMILE SOLICITATION ACT. THE ACT MODIFIES THE HOURS AND DAYS DURING WHICH A PERSON MAY MAKE A TELEPHONE SOLICITATION TO A RESIDENTIAL TELEPHONE, read the first time by short title and referred to the Rules Committee.

REGULATION OF RESTRAINT THERAPY**H.B. 261***Mike Thompson*

THIS ACT MODIFIES THE MENTAL HEALTH PROFESSIONAL LICENSING ACT. THE ACT REQUIRES THAT AN INDIVIDUAL BE

LICENSED AS A MENTAL HEALTH THERAPIST IN ORDER TO USE, PRACTICE, OR APPLY PHYSICAL OR MECHANICAL RESTRAINT ON OR TO A MINOR OR NONCONSENTING ADULT. THE ACT RESTRICTS THE USE, PRACTICE, OR APPLICATION OF RESTRAINT TO CERTAIN CIRCUMSTANCES, read the first time by short title and referred to the Rules Committee.

STUDENT EDUCATION PLANS

H.B. 262

Merlynn T. Newbold

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION BY ELIMINATING CERTAIN REQUIREMENTS PERTAINING TO THE PREPARATION AND IMPLEMENTATION OF STUDENT EDUCATION PLANS AND STUDENT EDUCATION/OCCUPATION PLANS, read the first time by short title and referred to the Rules Committee.

MOBILE HOME PARK RESIDENCY ACT AMENDMENTS

H.B. 263

Wayne A. Harper

THIS ACT AMENDS THE MOBILE HOME PARK RESIDENCY ACT. THE ACT ADDS DEFINED TERMS. THE ACT REQUIRES DISCLOSURE BY THE MOBILE HOME PARK OF CERTAIN RIGHTS AND PROTECTIONS OF RESIDENTS. THE ACT REQUIRES MOBILE HOME PARK MANAGEMENT TO MEET WITH PARK RESIDENTS TO DISCUSS ANY PROPOSAL TO REDUCE OR RESTRICT PARK AMENITIES AND TO DISCUSS DISPUTED OCCURRENCES OF NONCOMPLIANCE WITH RULES. IF AMENITIES ARE SUBSTANTIALLY REDUCED OR RESTRICTED, THE ACT REQUIRES THE MOBILE HOME PARK TO MAKE AN EQUITABLE REDUCTION IN THE RENTS. THE ACT ADDS A GRACE PERIOD FOR NONPAYMENT OF RENT, FEES, AND SERVICE CHARGES. THE ACT MODIFIES PROVISIONS REGARDING THE PROMULGATION OF RULES BY A MOBILE HOME PARK AND DELAYS THE PERMITTED EFFECTIVE DATE OF CERTAIN PARK RULES. THE ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

RESOLUTION REGARDING UNITED STATES MINTING OF THE UTAH QUARTER

H.C.R. 1

Neil A. Hansen

THIS CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR URGES THE UNITED STATES MINT TO SELECT IMAGES OF

THE BEEHIVE AND THE SEAGULL FOR PLACEMENT ON THE COMMEMORATIVE QUARTER REPRESENTING THE STATE OF UTAH, read the first time by short title and referred to the Rules Committee.

RESOLUTION REAPPOINTING LEGISLATIVE AUDITOR GENERAL

H.J.R. 1

Martin R. Stephens

A JOINT RESOLUTION OF THE LEGISLATURE APPROVING THE REAPPOINTMENT OF MR. WAYNE L. WELSH AS LEGISLATIVE AUDITOR GENERAL AND PROVIDING AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

RULES RESOLUTION – COMMITTEE NOTES ON BILLS

H.J.R. 2

Ron Bigelow

THIS JOINT RESOLUTION OF THE LEGISLATURE REVISES JOINT RULES BY MORE PRECISELY DEFINING WHICH COMMITTEES QUALIFY TO HAVE THEIR RECOMMENDATIONS PRINTED ON BILLS AS COMMITTEE NOTES. THIS RESOLUTION TAKES EFFECT UPON PASSAGE BY BOTH THE HOUSE AND SENATE, read the first time by short title and referred to the Rules Committee.

CREATION OF REDISTRICTING COMMISSION RESOLUTION

H.J.R. 3

Karen W. Morgan

THIS JOINT RESOLUTION OF THE LEGISLATURE PROPOSES TO AMEND THE UTAH CONSTITUTION TO ELIMINATE THE LEGISLATURE'S AUTHORITY TO DIVIDE THE STATE INTO DISTRICTS FOLLOWING THE FEDERAL ENUMERATION AND TO ESTABLISH A STATE REDISTRICTING COMMISSION TO DO SO. THE JOINT RESOLUTION PROVIDES FOR MEMBERSHIP ON THE COMMISSION, ESTABLISHES QUALIFICATIONS OF COMMISSION MEMBERS, RESTRICTS COMMISSION MEMBERS FROM RUNNING FOR OR HOLDING CERTAIN OFFICES, PROVIDES REDISTRICTING CRITERIA, AND PROVIDES FOR THE REGULATION OF COMMISSION PROCEEDINGS. THE JOINT RESOLUTION DIRECTS THE LIEUTENANT GOVERNOR TO SUBMIT THE PROPOSAL TO VOTERS AND PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

**RESOLUTION ENCOURAGING CULTURAL
COMPETENCY IN THE DELIVERY OF HEALTH CARE**

H.J.R. 4*Judy Ann Buffmire*

A JOINT RESOLUTION OF THE LEGISLATURE ENCOURAGING THE UTAH DEPARTMENT OF HEALTH TO IDENTIFY AND PROMOTE BEST PRACTICES IN THE DELIVERY OF CULTURALLY COMPETENT HEALTH CARE TO UTAH'S DIVERSE POPULATIONS, read the first time by short title and referred to the Rules Committee.

**RESOLUTION CALLING FOR SUPPORT OF THE
PRINCIPLES OF THE ALLIANCE FOR UNITY**

H.J.R. 5*Ron Bigelow*

THIS JOINT RESOLUTION OF THE LEGISLATURE EXPRESSES SUPPORT FOR THE PRINCIPLES ESPOUSED BY UTAH'S ALLIANCE FOR UNITY. THE RESOLUTION URGES AN INCREASE IN RESPECT AND UNDERSTANDING OF DIFFERENCES AMONG UTAHNS AND A GREATER DETERMINATION TO CROSS BOUNDARIES OF CULTURE, RELIGION, AND ETHNICITY TO BETTER UNDERSTAND AND BEFRIEND ONE ANOTHER, read the first time by short title and referred to the Rules Committee.

**JOINT RESOLUTION AMENDING HIGHWAY
USER AND MOTOR FUEL FUNDS**

H.J.R. 8*Scott Daniels*

THIS JOINT RESOLUTION OF THE LEGISLATURE PROPOSES TO AMEND THE REVENUE AND TAXATION ARTICLE OF THE UTAH CONSTITUTION TO EXPAND THE ALLOWABLE USES OF HIGHWAY USER AND MOTOR FUEL FEES AND TAXES AND TO MAKE TECHNICAL CHANGES. THE JOINT RESOLUTION DIRECTS THE LIEUTENANT GOVERNOR TO SUBMIT THIS PROPOSAL TO VOTERS AND PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

**JOINT RESOLUTION – REJECTING RECOMMENDED
SALARY INCREASE FOR LEGISLATORS**

H.J.R. 9*Glenn L. Way*

THIS JOINT RESOLUTION OF THE LEGISLATURE REJECTS THE SALARY RECOMMENDATIONS OF THE LEGISLATIVE COMPENSATION

COMMISSION THAT WOULD, EXCEPT FOR THIS JOINT RESOLUTION, TAKE EFFECT ON JANUARY 1, 2003, read the first time by short title and referred to the Rules Committee.

**RESOLUTION URGING FEDERAL CONSTITUTIONAL
AMENDMENT TO PROTECT THE LIFE OF THE UNBORN**

H.J.R. 10

Glenn L. Way

THIS JOINT RESOLUTION URGES THE UNITED STATES CONGRESS TO SEND TO THE STATES A CONSTITUTIONAL AMENDMENT PROTECTING THE LIFE OF THE UNBORN, read the first time by short title and referred to the Rules Committee.

**RESOLUTION REQUIRING PUBLIC
NOTICE PRIOR TO SPECIAL SESSIONS**

H.J.R. 11

Stephen H. Urquhart

THIS JOINT RESOLUTION OF THE LEGISLATURE PROPOSES TO AMEND THE UTAH CONSTITUTION TO REQUIRE ADVANCE NOTICE OF LEGISLATIVE BUSINESS IN A SPECIAL SESSION, WITH CERTAIN EXCEPTIONS. THE JOINT RESOLUTION DIRECTS THE LIEUTENANT GOVERNOR TO SUBMIT THIS PROPOSAL TO VOTERS AND PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

**JOINT RESOLUTION REJECTING SALARY RECOMMENDATIONS
OF LEGISLATIVE COMPENSATION COMMISSION**

H.J.R. 12

Brad King

THIS JOINT RESOLUTION OF THE LEGISLATURE REJECTS THE SALARY RECOMMENDATIONS OF THE LEGISLATIVE COMPENSATION COMMISSION THAT WOULD, EXCEPT FOR THIS JOINT RESOLUTION, TAKE EFFECT ON JANUARY 1, 2003, read the first time by short title and referred to the Rules Committee.

**RESOLUTION AUTHORIZING THE LEGISLATURE
TO CALL ITSELF INTO SPECIAL SESSION**

H.J.R. 13

Chad E. Bennion

THIS JOINT RESOLUTION OF THE LEGISLATURE PROPOSES TO AMEND THE UTAH CONSTITUTION TO AUTHORIZE THE

LEGISLATURE TO CALL ITSELF INTO SPECIAL SESSION. THIS JOINT RESOLUTION AUTHORIZES THE GOVERNOR TO ADD LEGISLATIVE BUSINESS TO A SPECIAL SESSION CALLED BY THE LEGISLATURE AND AUTHORIZES THE LEGISLATURE TO ADD LEGISLATIVE BUSINESS TO A SPECIAL SESSION CALLED BY THE GOVERNOR. THIS JOINT RESOLUTION MAKES CONFORMING CHANGES AND CLARIFYING CHANGES, DIRECTS THE LIEUTENANT GOVERNOR TO SUBMIT THE PROPOSAL TO THE VOTERS, MAKES TECHNICAL CHANGES, AND PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

**JOINT RESOLUTION – DEBT LIMITS
FOR POLITICAL SUBDIVISIONS**

H.J.R. 14

Wayne A. Harper

THIS JOINT RESOLUTION OF THE LEGISLATURE PROPOSES TO AMEND THE UTAH CONSTITUTION TO MODIFY LANGUAGE RELATING TO AN ADDITIONAL DEBT LIMIT FOR A CERTAIN CLASS OF MUNICIPALITIES. THE JOINT RESOLUTION CLARIFIES THE MEASUREMENT OF THE DEBT LIMIT FOR COUNTIES AND HOW THE VALUE OF TAXABLE PROPERTY IS TO BE DETERMINED FOR PURPOSES OF THE COUNTY DEBT LIMIT. THE JOINT RESOLUTION MAKES TECHNICAL CHANGES, DIRECTS THE LIEUTENANT GOVERNOR TO SUBMIT THIS PROPOSAL TO VOTERS, AND PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

**RESOLUTION PROMOTING FINANCIAL
LITERACY FOR UTAH STUDENTS**

H.J.R. 15

David L. Hogue

THIS JOINT RESOLUTION OF THE LEGISLATURE URGES UTAH PUBLIC SCHOOL DISTRICTS TO ENSURE THAT SCHOOL CURRICULUMS PROMOTE FINANCIAL LITERACY AMONG STUDENTS, read the first time by short title and referred to the Rules Committee.

RESOLUTION CHANGING HOUSE COMMITTEE NAMES

H.R. 1

Eric K Hutchings

THIS RESOLUTION MODIFIES HOUSE RULES CHANGING STANDING COMMITTEE NAMES TO BRING THEM INTO COMPLIANCE

WITH THE CURRENT STRUCTURE. THIS HOUSE RESOLUTION PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

HOUSE RULES RESOLUTION – PROCESS REVISIONS

H.R. 2

Wayne A. Harper

THIS ACT MODIFIES HOUSE RULES OF THE FIFTY–FOURTH LEGISLATURE. THIS ACT MODIFIES THE POWERS OF THE HOUSE RULES COMMITTEE, PROVIDES STANDARDS AND REQUIREMENTS FOR THE MOTION TO LIFT A BILL FROM COMMITTEE, AND MAKES TECHNICAL CORRECTIONS. THIS ACT TAKES EFFECT IMMEDIATELY, read the first time by short title and referred to the Rules Committee.

HOUSE RULES AMENDMENTS RESOLUTION

H.R. 3

Thomas V. Hatch

THIS RESOLUTION MODIFIES HOUSE RULES ELIMINATING THE REQUIREMENT OF STANDING COMMITTEE REVIEW FOR CERTAIN BILLS. THIS ACT TAKES EFFECT IMMEDIATELY, read the first time by short title and referred to the Rules Committee.

HOUSE RULES RESOLUTION – RULES COMMITTEE POWER

H.R. 4

Chad E. Bennion

THIS RESOLUTION MODIFIES HOUSE RULES BY REVISING THE POWERS OF THE HOUSE RULES COMMITTEE. THIS ACT TAKES EFFECT IMMEDIATELY, read the first time by short title and referred to the Rules Committee.

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On motion of Representative Hatch, the House voted to saunter.

On motion of Representative Garn, the House voted to cease to saunter.

RULES COMMITTEE REPORT

Mr. Speaker:

January 21, 2002

The Rules Committee recommends that, under suspension of the rules, the following bills and resolutions be considered read for the second time and placed on the Third Reading Calendar:

- H.J.R. 9** Joint Resolution – Rejecting Recommended Salary Increase for Legislators (G. Way)
- H.R. 1** Resolution Changing House Committee Names (E. Hutchings)
- H.R. 2** House Rules Resolution – Process Revisions (W. Harper)
- H.R. 3** House Rules Amendments Resolution (T. Hatch)
- H.R. 4** House Rules Resolution – Rules Committee Power (C. Bennion)
- H.B. 234** Mechanics’ Lien Amendments (K. Garn)
- H.B. 5** School Uniform Amendments (K. Morgan)
- H.B. 6** Public Safety Bureau Name Change (D. Bowman)
- H.B. 7** Net Metering of Electricity (G. Snow)
- H.B. 8** Repeal of Local Government Information Technology Review Committee (N. Hendrickson)
- H.B. 9** Repeal of Medical Examiner Committee (N. Hansen)
- H.B. 10** Repeal of Investment Advisory Committee (B. Winn)
- H.B. 11** Repeal of Utah Occupational Safety and Health Advisory Council (D. Bush)
- H.B. 14** Repeal of State Advisory Planning Committee (P. Wallace)
- H.B. 15** Repeal of Environmental Quality Coordinating Committee (R. Bigelow)
- H.B. 38** Repeal of Health Benefit Plan Committee (D. Bush)
- H.B. 51** Sales and Use Tax – Taxability of Parts and Labor (W. Harper)
- H.B. 19** Election Campaign Fund Checkoff Amendments (C. Buttars)
- H.B. 20** Prohibiting Residential Lots from Crossing County Lines (D. Hogue)
- H.B. 21** Electronic Government Services Amendments – Agriculture (R. Siddoway)
- H.B. 22** Electronic Government Services Amendments – Transportation (R. Siddoway)
- H.B. 23** Mortgage Practices Act Revisions (G. Adair)
- H.B. 24** Revisions to Redevelopment Agency Laws (W. Harper)
- H.B. 26** Technical Corrections to County Code (D. Cox)
- H.B. 27** Technical Corrections to Municipal Code (D. Cox)
- H.B. 28** Immunity from Liability in Child Welfare Investigations (W. Harper)
- H.B. 29** Child Restraint Violations (C. Moss)
- H.B. 30** Master State Highway Amendments (J. Murray)

- H.B. 32** Overseas and Military Voters Amendments (D. Bush)
H.B. 33 Certification and Testing of Voting Equipment (C. Buttars)
H.B. 35 Expungement of Juvenile Records (S. Daniels)
H.B. 39 Statute of Limitations Amendments (K. Bryson)
H.B. 40 Public Safety – Division Name Change (D. Bowman)
H.B. 41 Utah Substance Abuse and Anti–violence Coordinating Council Amendments (N. Hendrickson)
H.B. 42 Fluoridation of Public Water Systems in an Emergency (A. L. Tyler)
H.B. 43 Access to Fluoridated Water (D. Hogue)
H.B. 45 Prisoner Escape Amendment (K. Morgan)
H.B. 46 Annual Reports Given to the Legislature (M. Dillree)
H.B. 47 Repeal of Sunset Dates on Office of Court Administrator and Alternative Dispute Resolution (G. Way)
H.B. 48 Local Substance Abuse Authority Amendments (P. Ray)
H.B. 49 Municipal Plan for Moderate Income Housing (P. Ray)
H.B. 50 Individual Income Tax Personal Retirement Exemption and Deduction for Retirement Income – Eliminating Marriage Tax Penalties (W. Harper)
H.B. 52 Higher Education Savings Incentive Program Amendments (K. Bryson)
H.B. 53 Technical Amendments to Tobacco Settlement Trust Fund (K. Morgan)
H.B. 54 Tobacco Amendments (C. Saunders)
H.B. 55 Underage Possession of Tobacco Amendments (C. Saunders)
H.B. 56 Genetic Privacy and Discrimination (P. Ray)
H.B. 57 Forfeited Water Right Allocation (D. Peterson)
H.B. 60 Individual Income Tax – State Earned Income Tax Credit (T. Hatch)
H.B. 61 Funds Consolidation (J. Alexander)
H.B. 62 Legislative Area of State Capitol (M. Stephens)
H.B. 63 Licensing Amendments Regarding Background Checks (A. Bradshaw)
H.B. 65 State Park Access Highways Amendments (D. Bowman)
H.B. 69 Payment for Bailiff and Other Services in Courts of Record (J. Seitz)
H.B. 70 Political Fund–raising Restrictions on Governor (N. Hansen)
H.B. 72 Penalty for Misuse of Lawful Substances (D. Hogue)

- H.B. 73** Capital Felony Sentencing Procedures (G. Snow)
H.B. 74 Safety Inspections Regarding Window Tinting
(D. Bowman)
H.B. 75 Cemetery Maintenance District Amendments
(E. Anderson)
H.B. 84 Property Tax Assessments – Effect of Conservation
Easement (R. Becker)
H.B. 86 Publication Notice of Constitutional Amendments
(P. Arent)
H.B. 87 Unmarked Vehicle Amendments (D. Bowman)
H.B. 88 Sales and Use Tax – Agricultural Exemption
(E. Anderson)
H.B. 93 Municipal Annexation Amendments (D. Peterson)
H.B. 94 Special Fuel Tax Amendments (B. Ferry)
H.B. 107 Obscenity and Pornography Complaints Ombudsman
Duties (W. Harper)
H.B. 187 Driver License Fraud Amendments (K. Holdaway)
H.B. 192 Workers’ Compensation Benefits for Volunteer Safety
Officers (N. Hansen)
H.B. 193 Redevelopment Agencies Notice Requirements
(M. Stephens)
H.B. 198 Manual on Uniform Traffic Control Devices for Streets
(K. Holdaway)
H.B. 199 Interim Committee Membership (M. Stephens)
H.B. 201 Property Tax – Judgment Levy (W. Harper)
H.B. 202 Reconveyance of Trust Deed or Release of Mortgage
(T. Hatch)
H.B. 204 Responsibility of Attorney General to Represent Division
of Child and Family Services (M. Throckmorton)
H.B. 207 Licenses for Educators (S. Allen)
H.B. 214 Extension of Sunset on Telehealth Commission
(D. Hogue)
H.B. 215 Department of Health Collection of Information
(D. Hogue)
H.B. 218 Over Weight Vehicle Amendments (T. Hatch)
H.B. 221 State Board of Education Rules and Reports (M. Dayton)
H.B. 224 Giving False Information to Police Officer (K. Morgan)
H.B. 225 Mental Health Professional Financial Assistance Grants –
Technical Amendments (J. Buffmire)
H.B. 227 Electronic Monitoring of Probationers – Criminal
Interference (K. Bryson)

H.B. 237	Spouse Abuse Amendments (G. Adair)
H.B. 249	Sales and Use Tax – Location of Transactions (W. Harper)
H.B. 250	Retirement Law Remodification (R. Bigelow)
H.B. 255	Utah Housing Corporation Amendments (R. Bigelow)
H.J.R. 11	Resolution Requiring Public Notice Prior to Special Sessions (S. Urquhart)
H.J.R. 14	Joint Resolution – Debt Limits for Political Subdivisions (W. Harper)
H.J.R. 15	Resolution Promoting Financial Literacy for Utah Students (D. Hogue)

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

COMMITTEE OF THE WHOLE

On motion of Representative Garn, the House resolved itself into a Committee of the Whole, with the Speaker as Chairman, for the purpose of hearing students read the Bill of Rights and a commemoration of Martin Luther King, Jr. Day presented by Phyllis Carruth, Bill Hayley and Reverend France A. Davis.

On motion of Representative Garn, the Committee of the Whole was dissolved.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess until 2:00 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Stephens at 2:00 p.m.

RULES COMMITTEE REPORTS

Mr. Speaker:

January 21, 2002

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.J.R. 2**, Rules Resolution – Committee Notes on Bills (R. Bigelow), be amended as follows, be considered read for the second time, and further recommends that this bill be placed on the Third Reading Calendar before **H.R.4**:

1. Page 3, Line 63:, Line :
After “for” delete “or” and insert “and”; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.J.R. 4**, Resolution Encouraging Cultural Competency in the Delivery of Health Care (J. Buffmire), be amended as follows, be considered read for the second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar:

1. Page 1, Line 8:
Delete “best practices in the delivery of”
2. Page 1, Line 23:
Delete “best practices in the delivery of” and after “competent” insert “delivery of”
3. Page 1, Line 27:
Delete “best practices in”
4. Page 2, Line 33:
Delete “best” and insert “culturally competent” and after “delivery of” delete “culturally competent”; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 4**, Motorboat Driver Licensing and Boating Under the Influence Provisions (L. Pace), be amended as follows, be considered read for the second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar:

1. Page 2, Line 29:
Delete line 29
2. Page 28, Lines 835–857:
Delete lines 835 through 857
3. Page 44, Line 1343:
Reinstate “traffic” and insert “or motorboat”
4. Page 57, Line 1746:
After “73-18-4-(1)(d),” insert “or”
5. Page 57, Lines 1747–1749:
Delete lines 1747 through 1749
6. Page 57, Line 1750:
Delete “(h)” and insert “(f)”; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 58**, Water Forfeiture Amendments (M. Styler), be amended as follows, be considered read for the second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar:

1. Page 1, Line 15:
After “has” delete “always had”; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 66**, Judiciary Amendments (P. Arent), be replaced with **Substitute H.B. 66**, Judiciary Amendments (P. Arent), and considered read for the second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 77**, Criminal Sentencing – Mitigation Amendments (D. Hogue), be amended as follows, be considered read for the second time and further recommends that this interim committee bill be placed on the Third Reading Calendar:

1. Page 2, Line 49:
After “(4)(d)(i)” delete “;” and insert “;
(A) “mental illness” has the same definition as in Section 76–2–305;
and (B)”; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 80**, Unsolicited Commercial Email (P. Arent), be replaced with **Substitute H.B. 80**, Unsolicited Commercial Email (P. Arent), and considered read for the second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 85**, Utah Lake Authority Legislative Task Force (G. Way), be replaced with **Substitute H.B. 85**, Water Development and Conservation Task Force (G. Way), and considered read for the first and second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 91**, Mineral Production Tax Withholding Amendments (G. Snow), be amended as follows, be considered read for the second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar:

1. Page 2, Line 37:
After “Act,” delete “or”
2. Page 2, Line 38:
After “Act” delete the period and insert “, or” and after Line 38 insert:
“(iv) Chapter 10, Individual Income Tax Act.”; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 190**, Criminal Restitution Amendments (S. Allen) , be amended as follows, be considered read for the second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar:

1. Page 1, Line 18:
After line 18, insert:
“77-32a-1, as enacted by Chapter 15, Laws of Utah 1980”
2. Page 1, Line 24:
Delete line 24
3. Page 26, Line 782:
After line 782, insert:
“Section 11. Section 77-32a-1 is amended to read:
77-32a-1. Costs — Convicted defendant may be required to pay.
In a criminal action the court may require a convicted defendant to [~~make restitution and~~] pay costs.” ; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 196**, Divorce and Parent-time Revisions (C. Bennion) be amended as follows, be considered read for the second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar:

1. Page 4, Lines 98 – 99:
After “(13)” delete the rest of line 98 and all of line 99 and insert: “to provide notice to a non-custodial parent in accordance with Section 62A-11-304.4 of the opportunity to contest the accuracy of allegations by a custodial parent of nonpayment of past-due child support, prior to taking action against a non-custodial parent to collect the alleged past-due support.”; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 197**, Off-highway Vehicle

Amendments (B. Goodfellow) be amended as follows, be considered read for the second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar:

1. Page 3, Line 71:
After “flag” delete the brackets and reinstate “, red or orange in color and” and after “minimum of” delete the brackets and reinstate “six by 12” and delete “36 square”.
2. Page 4, Line 91:
After “(4)” delete the brackets and reinstate “Any” and delete “A” and after “person” delete the brackets and reinstate “convicted of violations of” and delete “who violates”.
3. Page 4, Line 92:
After “infraction” delete the brackets and reinstate “and shall be fined not more than \$50 per offense”.
4. Page 4, Line 107:
After “(2)(a)” delete the brackets and reinstate “Any” and delete “A” and after “person” delete the brackets and reinstate “convicted of violations of” and delete “who violates”.
5. Page 4, Line 108:
After “infraction” delete the brackets and reinstate “and shall be fined not more than \$50 per offense”; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 206**, New Century Scholarship Program Amendments (A. Bradshaw), be amended as follows, be considered read for the second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar:

1. Page 1, Line 20:
After “year” delete “they qualify to graduate” and insert “their class graduates”; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 208**, Federal Government Acquisition of Real Property in the State (B. Johnson), be amended as follows, be considered read for the second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar:

1. Page 1, Line 25:
After “title to” insert “or interest in”; and

2. Page 2, Lines 28–29:

Delete lines 28 and 29 and insert:

“(3) A sale or exchange of real property in this state is exempt from the requirements of Subsection (2) if it is an exchange of real property of equal value.”

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 210**, Recreational Vehicle – Length and Width Amendments (D. Bush), be amended as follows, be considered read for the second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar:

1. Page 1, Line 7:
Delete “shade awnings” and insert “appurtenances”
2. Page 1, Line 22:
Delete “Awnings” and insert “Appurtenances”
3. Page 1, Line 24:
After “length” insert “of the appurtenances”; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.J.R. 13**, Resolution Authorizing the Legislature to Call Itself into Special Session (C. Bennion), be replaced with **Substitute H.J.R. 13**, Resolution Authorizing the Legislature to Call Itself into Special Session (C. Bennion), and considered read for the second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar.

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

H.J.R. 2, as amended, **H.J.R. 4**, as amended, **H.B. 4**, as amended, **H.B. 58**, as amended, **Sub. H.B. 66**, **H.B. 77**, as amended, **Sub. H.B. 80**, **Sub. H.B. 85**, **H.B. 91**, as amended, **H.B. 190**, as amended, **H.B. 196**, as amended, **H.B. 197**, as amended, **H.B. 206**, as amended, **H.B. 208**, as amended, **H.B. 210**, as amended, and **Sub. H.J.R. 13** were read the second time by short title and placed on the Third Reading Calendar.

RULES COMMITTEE REPORT

Mr. Speaker:

January 21, 2002

The Rules Committee has ordered the following House bills and resolutions printed and recommends the following bills and resolutions be assigned to standing committees:

BUSINESS & LABOR

- H.B. 44** Trustees of Trust Deeds Amendments (D. Clark)
H.B. 90 Truth in Advertising Amendments (S. Daniels)
H.B. 110 Motor Vehicle Insurance and Credit Information
(P. Wallace)
H.B. 191 Predatory Mortgage Lending (P. Ray)

EDUCATION

- H.B. 111** State Responsibility for Regulation of Postsecondary
Proprietary Schools (A. Bradshaw)
H.B. 209 Truancy Amendments (D. Bourdeaux)
H.B. 240 Public Education Capital Outlay Act Amendments
(D. Cox)
H.B. 244 Credit Allowed in Teacher Transfer (M. Thompson)

GOVERNMENT OPERATIONS

- H.B. 13** Repeal of Human Resource Advisory Committee
(D. Bowman)
H.B. 109 Governor and Legislatures Power to Cut State Budget
(K. Holdaway)
H.B. 115 Technical Changes to Election Law (L. Pace)
H.B. 246 Sunset Act Reauthorizations (S. Mascaro)
H.B. 258 Voter Identification Requirements (R. Lockhart)

HEALTH AND HUMAN SERVICES

- H.B. 12** Use of Tobacco Settlement Interest Proceeds (K. Morgan)
H.B. 105 Health Insurance Mandates – Pilot Program (R. Lockhart)
H.B. 112 Health Care Malpractice Act Amendments (K. Garn)
H.B. 243 Child Immunization Amendments (R. Lockhart)
H.J.R. 10 Resolution Urging Federal Constitutional Amendment to
Protect the Life of the Unborn (G. Way)

JUDICIARY

- H.B. 99** Consecutive Sentencing (T. McCartney)
H.B. 220 Control of Precursor Chemicals (A. L. Tyler)

H.B. 233 Mitigation of Damages in Condemnation Proceedings
(G. Curtis)

LAW ENFORCEMENT AND CRIMINAL JUSTICE

H.B. 245 Amendments to Sex Offender Registry (A. Bradshaw)

H.B. 247 Fire Prevention and Safety Amendments (C. Beshear)

NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT

H.B. 31 License Plate Requirements (B. King)

H.B. 113 Insect Control on Federal Lands (S. Urquhart)

H.B. 120 Division and Board of Water Resources Name Change
(J. Buffmire)

POLITICAL SUBDIVISIONS

H.B. 116 Attendance At Local Government Meetings by Local
Government Officials (M. Thompson)

H.B. 216 Transfer of Development Rights (B. Parker)

PUBLIC UTILITIES AND TECHNOLOGY

H.B. 59 Municipal Telephone Utilities Amendments (D. Cox)

QUASI-GOVERNMENTAL ENTITIES

H.B. 97 Retirement Cost-of-living Adjustment for Public Safety
(P. Ray)

H.B. 186 State Retirement Conversion Window (B. King)

H.B. 248 Classification of State Employees for Insurance Purposes
(J. Seitz)

REVENUE AND TAXATION

H.B. 119 Assessment of Property Subject to a Minimum Parcel
Size (J. Murray)

H.B. 185 Reauthorization of Individual Income Tax Credit –
Tutoring Disabled Dependents (J. Buffmire)

TRANSPORTATION

H.B. 114 Penalty for Stealing Motor Fuel (C. Saunders)

H.B. 118 Special License Plates for Search and Rescue Teams
(B. Ferry)

H.B. 217 Designation of Memorial Highway (D. Ure)

WORKFORCE SERVICES & ECONOMIC DEVELOPMENT**H.B. 34** Tourism Amendments (S. Allen)**H.B. 36** Child Care Amendments (R. Siddoway)

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORTS

Mr. Speaker:

January 21, 2002

The House Rules Committee recommends, that under suspension of the rules, and with written request of the sponsor, **H.B. 64**, Consumer Protection Amendments (A. Bradshaw), be replaced with **Substitute H.B. 64**, Consumer Protection Amendments (A. Bradshaw), and further recommends that this interim committee bill be assigned to the Business, Labor, & Economic Development Standing Committee; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 79**, School Display of Motto of the United States (R. Siddoway), be amended as follows, and further recommends that this interim bill be assigned to the Education Standing Committee:

1. Page 2, Line 45:

Delete "186" and insert "302" and delete "on an appropriately framed background"; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 226**, Termination of Parental Rights Amendments (M. Throckmorton), be replaced with **Substitute H.B. 226**, Termination of Parental Rights Amendments (M. Throckmorton), and further recommends that this interim committee bill be assigned to the Judiciary Standing Committee; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 231**, Public Health Authority Amendments (S. Allen) be replaced with **Substitute H.B. 231**, Public Health Authority Amendments (S. Allen), be amended as follows, and further recommends that this interim committee bill be assigned to the Health and Human Services Standing Committee.

After "section" insert ", so long as the report is made in good faith"

Tom Hatch, Chair

Reports filed. On motion of Representative Hatch, the reports of the Rules Committee were adopted.

THIRD READING CALENDAR

H.J.R. 9, JOINT RESOLUTION – REJECTING RECOMMENDED SALARY INCREASE FOR LEGISLATORS, read the third time by short title and placed on its final passage.

H.J.R. 9 then passed on the following roll call:

Yeas, 75; Nays, 0; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

H.J.R. 9 transmitted to the Senate for its consideration.

* * *

H.R. 1, HOUSE RESOLUTION CHANGING HOUSE COMMITTEE NAMES, read the third time by short title and placed on its final passage.

H.R. 1 then passed on the following roll call:

Yeas, 75; Nays, 0; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck

Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

H.R. 1 was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Lt. Governor.

* * *

H.R. 2, HOUSE RULES RESOLUTION – PROCESS REVISIONS, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **H.R. 2**.

* * *

H.R. 3, HOUSE RULES AMENDMENTS RESOLUTION, read the third time by short title and placed on its final passage.

H.R. 3 then passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars

D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting was: Representative
Thompson

H.R. 3 was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Lt. Governor.

* * *

H.J.R. 2, RULES RESOLUTION – COMMITTEE NOTES ON BILLS, read the third time by short title and placed on its final passage.

H.J.R. 2, as amended, then passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones

King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting was: Representative Thompson

H.J.R. 2, as amended, transmitted to the Senate for its consideration.

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H.R. 4, HOUSE RULES RESOLUTION – RULES COMMITTEE POWER, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **H.R. 4**.

UNFINISHED BUSINESS

On motion of Representative Harper, the House voted to uncircle **H.R. 2**.

H.R. 2, HOUSE RULES RESOLUTION – PROCESS REVISIONS, was before the House on its final passage.

On motion of Representative Harper, the bill was amended as follows:

- Page 2, Line 30:
Delete "piece of legislation" and reinstate "bill"
- Page 2, Line 31:
Delete "legislation" and reinstate "bills"
- Page 2, Line 32:
Delete "legislation" and reinstate "a bill"
- Page 2, Line 35:
Delete "legislation" and reinstate "bills"
- Page 2, Line 39:
Delete "legislation" and insert "bill"

- 6. Page 2, Line 43:
Delete "legislation" and reinstate "bill"
- 7. Page 2, Line 44:
Delete "legislation" and reinstate "a bill"
- 8. Page 2, Line 45:
Delete "legislation" and reinstate "a bill"
- 9. Page 2, Line 46:
Delete "legislation" and reinstate "a bill"

On motion of Representative Adair, the bill was amended as follows:

- 10. Page 2, Line 42:
Reinstate line 42.

H.R. 2, as amended, then passed on the following roll call:

Yeas, 72; Nays, 2; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	Curtis	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Voting in the negative were: Representatives

Biskupski	Daniels
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Absent or not voting was: Representative

D. Cox

H.R. 2, as amended, was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Lt. Governor.

THIRD READING CALENDAR

H.B. 234, MECHANICS' LIEN AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 234 then passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Curtis Holdaway

H.B. 234 transmitted to the Senate for its consideration.

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H.B. 5, SCHOOL UNIFORM AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Morgan, the bill was amended as follows:

- 1. Page 2, Line 56:
Delete “who,”
- 2. Page 2, Line 57:
After “circumstances” insert a period and delete “, would not be able to wear a uniform.”

H.B. 5, as amended, then passed on the following roll call:

Yeas, 51; Nays, 20; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Buffmire	S. Clark
D. Cox	Daniels	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Hendrickson	Hogue	E. Hutchings	B. Johnson
Jones	King	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Ray	Saunders
Shurtliff	Siddoway	Styler	Tyler
Wallace	Winn	Young	

Voting in the negative were: Representatives

Alexander	Bennion	Bryson	Bush
D. Clark	Curtis	Dayton	Harper
Hatch	Lockhart	Peterson	Philpot
Seitz	Swallow	Thompson	Throckmorton
Ure	Urquhart	Way	M. Stephens

Absent or not voting were: Representatives

Buttars	Holdaway	Litvack	G. Snow
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H.B. 5, as amended, transmitted to the Senate for its consideration.

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H.B. 6, PUBLIC SAFETY BUREAU NAME CHANGE, read the third time by short title and placed on its final passage.

H.B. 6 then passed on the following roll call:

Yeas, 72; Nays, 1; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Voting in the negative was: Representative

Thompson

Absent or not voting were: Representatives

Holdaway Throckmorton

H.B. 6 transmitted to the Senate for its consideration.

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H.B. 7, NET METERING OF ELECTRICITY, read the third time by short title and placed on its final passage.

H.B. 7 then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck

Becker	Bennion	Beshear	Bigelow
Biskupski	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Bourdeaux	Holdaway	Throckmorton
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H.B. 7 transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess until 3:50 p.m.

The House was called to order at 3:50 p.m.

THIRD READING CALENDAR

H.B. 8, REPEAL OF LOCAL GOVERNMENT INFORMATION TECHNOLOGY REVIEW COMMITTEE, read the third time by short title and placed on its final passage.

H.B. 8 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bowman	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark

D. Cox	Curtis	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Bourdeaux	Bradshaw	Daniels	Holdaway
Way			

H.B. 8 transmitted to the Senate for its consideration.

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H.B. 9, REPEAL OF MEDICAL EXAMINER COMMITTEE, read the third time by short title and placed on its final passage.

H.B. 9 then passed on the following roll call:

Yeas, 67; Nays, 1; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray

Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Voting in the negative was: Representative
Saunders

Absent or not voting were: Representatives

Alexander	Bourdeaux	Garn	Hogue
Holdaway	Morgan	Throckmorton	

H.B. 9 transmitted to the Senate for its consideration.

* * *

H.B. 10, REPEAL OF INVESTMENT ADVISORY COMMITTEE, read the third time by short title and placed on its final passage.

H.B. 10 then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Adair	Alexander	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Harper	Hatch	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Aagard	Bourdeaux	Gowans	Hansen
Hendrickson	Seitz		

H.B. 10 transmitted to the Senate for its consideration.

* * *

H.B. 11, REPEAL OF UTAH OCCUPATIONAL SAFETY AND HEALTH ADVISORY COUNCIL, read the third time by short title and placed on its final passage.

H.B. 11 then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Bigelow	Biskupski
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Beshear	Bourdeaux	Hansen
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H.B. 11 transmitted to the Senate for its consideration.

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H.B. 14, REPEAL OF STATE ADVISORY PLANNING COMMITTEE, read the third time by short title and placed on its final passage.

H.B. 14 then passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander	Bourdeaux	Bowman	Hatch
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H.B. 14 transmitted to the Senate for its consideration.

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H.B. 15, REPEAL OF ENVIRONMENTAL QUALITY COORDINATING COMMITTEE, read the third time by short title and placed on its final passage.

H.B. 15 then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark

S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Bourdeaux	Hatch	Swallow
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H.B. 15 transmitted to the Senate for its consideration.

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H.B. 38, REPEAL OF HEALTH BENEFIT PLAN COMMITTEE, read the third time by short title and placed on its final passage.

H.B. 38 then passed on the following roll call:

Yeas, 75; Nays, 0; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson

Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

H.B. 38 transmitted to the Senate for its consideration.

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H.B. 51, SALES AND USE TAX – TAXABILITY OF PARTS AND LABOR, read the third time by short title and placed on its final passage.

On motion of Representative Harper, the House voted to circle **H.B. 51**.

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H.B. 19, ELECTION CAMPAIGN FUND CHECKOFF AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 19 then passed on the following roll call:

Yeas, 70; Nays, 1; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	M. Stephens		

Voting in the negative was: Representative
Newbold

Absent or not voting were: Representatives

Alexander Ferrin Hatch Young

H.B. 19 transmitted to the Senate for its consideration.

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H.B. 20, PROHIBITING RESIDENTIAL LOTS FROM CROSSING COUNTY LINES, read the third time by short title and placed on its final passage.

H.B. 20 then passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Daniels Hatch

H.B. 20 transmitted to the Senate for its consideration.

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H.B. 21, ELECTRONIC GOVERNMENT SERVICES AMENDMENTS – AGRICULTURE, read the third time by short title and placed on its final passage.

On motion of Representative Ure, the House voted to circle **H.B. 21**.

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H.B. 22, ELECTRONIC GOVERNMENT SERVICES AMENDMENTS – TRANSPORTATION, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **H.B. 22**.

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H.B. 23, MORTGAGE PRACTICES ACT REVISIONS, read the third time by short title and placed on its final passage.

On motion of Representative Adair, the bill was amended as follows:

1. Page 1, Line 5:
After “Act” insert “and the Mortgage Lending and Servicing Act”
2. Page 1, Line 11:
After “action.” insert “The act clarifies an exemption under the Mortgage Lending and Servicing Act which references the Utah Residential Mortgage Practices Act.”
3. Page 2, Line 28:
After line 28 insert:
“70D–1–10, as last amended by Chapter 347, Laws of Utah 2001”
4. Page 20, Line 616:
After line 615 insert:
“Section 16. Section 70D–1–10 is amended to read:
70D–1–10 Notification of department — Exemptions.
(1) Except as provided in Subsection (2), no person may engage in the business of making mortgage loans nor may any person engage in the business of being a mortgage loan broker or servicer, without first filing written notification with the department and paying the fees required by this chapter.
(2) The following persons are exempt from the notification requirements contained in this chapter and from the annual fee imposed in Subsection 70D–1–12(1):
(a) all persons authorized under Utah law or under federal law to do business as a depository institution in this state;
(b) all wholly–owned subsidiaries of depository institutions described

in Subsection (2)(a); and

(i) are required to register with the Utah Division of Real Estate pursuant to Title 61, Chapter 2c, Utah Residential Mortgage Practices Act[-]“; and

(ii) are not engaged in the business of being a mortgage loan servicer.”

On motion of Representative Curtis, the House voted to circle **H.B. 23**.

UNFINISHED BUSINESS

On motion of Representative Siddoway, the House voted to uncircle **H.B. 21**.

H.B. 21, ELECTRONIC GOVERNMENT SERVICES AMENDMENTS – AGRICULTURE, was before the House on its final passage.

H.B. 21 then passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Alexander	Hogue
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H.B. 21 transmitted to the Senate for its consideration.

* * *

On motion of Representative Siddoway, the House voted to uncircle **H.B. 22**.

H.B. 22, ELECTRONIC GOVERNMENT SERVICES AMENDMENTS – TRANSPORTATION, was before the House on its final passage.

H.B. 22 then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Alexander	Hogue	Throckmorton
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H.B. 22 transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to adjourn until January 22, 2002, at 10:00 a.m.

SECOND DAY

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MORNING SESSION

The House was called to order by Speaker Stephens at 10:00 a.m.

Roll call showed all members present.

Pledge of Allegiance and prayer by Representative Joseph G. Murray.

INTRODUCTION OF BILLS

DEBT COLLECTION AMENDMENTS

H.B. 124

Sheryl L. Allen

THIS ACT MODIFIES THE ADMINISTRATIVE SERVICES AND THE JUDICIAL CODES TO EXPAND THE DUTIES OF THE OFFICE OF STATE DEBT COLLECTION. THE ACT MODIFIES CERTAIN DEFINITIONS. THE ACT DEFINES THE PARAMETERS IN WHICH THE OFFICE MAY USE INFORMATION OBTAINED THROUGH ACCESS TO PRIVATE, CONTROLLED, OR PROTECTED RECORDS. THE ACT MAKES TECHNICAL CORRECTIONS, read the first time by short title and referred to the Rules Committee.

ENDANGERMENT OF CHILD OR ELDER PERSON WITH CONTROLLED SUBSTANCE OR PRECURSOR

H.B. 125

Trisha S. Beck

THIS ACT MODIFIES THE CRIMINAL CODE TO CLARIFY THE OFFENSE OF EXPOSING CHILDREN AND THE ELDERLY TO CONTROLLED SUBSTANCES OR CHEMICAL SUBSTANCES, AND PROVIDING AN AFFIRMATIVE DEFENSE FOR ADMINISTERING A CONTROLLED SUBSTANCE IN ACCORDANCE WITH THE PRESCRIPTION, read the first time by short title and referred to the Rules Committee.

ANNEXATIONS INVOLVING TOWNSHIPS

H.B. 126

Carl W. Duckworth

THIS ACT MODIFIES THE UTAH MUNICIPAL CODE BY REQUIRING THAT MUNICIPAL ANNEXATIONS INVOLVING TOWNSHIPS MEET

SPECIFIED CRITERIA, read the first time by short title and referred to the Rules Committee.

COUNTY BALLOT QUESTIONS

H.B. 127

Craig W. Buttars

THIS ACT MODIFIES THE ELECTION CODE BY AUTHORIZING COUNTIES TO SUBMIT A BALLOT QUESTION TO THE VOTERS REGARDING RAISING TAXES TO PRESERVE AGRICULTURAL LAND. THIS ACT PROVIDES A REPEAL DATE OF JANUARY 1, 2003, read the first time by short title and referred to the Rules Committee.

FUNDS CONSOLIDATION, BUDGET PROCEDURES, AND FUND RECLASSIFICATION AMENDMENTS

H.B. 264

Ron Bigelow

THIS ACT MODIFIES THE ACCOUNTING CLASSIFICATIONS OF CERTAIN FUNDS TO COMPLY WITH GENERALLY ACCEPTED ACCOUNTING PRINCIPLES AND CHANGES THE NAMES OF CERTAIN FUNDS TO CORRESPOND WITH THEIR NEW CLASSIFICATIONS. THIS ACT ALSO CREATES A NEW TYPE OF FUND, "RESTRICTED SPECIAL REVENUE FUND," WITHIN THE SPECIAL REVENUE FUNDS MAJOR FUND TYPE BECAUSE OF CHANGES IN GENERALLY ACCEPTED ACCOUNTING PRINCIPLES. THIS ACT ALSO DESIGNATES CERTAIN EXISTING SPECIAL REVENUE FUNDS AS RESTRICTED SPECIAL REVENUE FUNDS. THIS ACT MAKES TECHNICAL CORRECTIONS. THIS ACT TAKES EFFECT JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

COURT ORDERED COUNSELING

H.B. 265

Mike Thompson

THIS ACT MODIFIES THE JUVENILE COURT ACT, PROVIDING THAT A PERSON ORDERED TO OBTAIN COUNSELING BY THE COURT MAY BE COUNSELED BY A MEMBER OF THE CLERGY, read the first time by short title and referred to the Rules Committee.

HEARING INSTRUMENT SPECIALIST AMENDMENTS

H.B. 266

Afton B. Bradshaw

THIS ACT AMENDS THE HEARING INSTRUMENT SPECIALIST LICENSING ACT. THIS ACT MODIFIES THE QUALIFICATIONS FOR

LICENSURE, THE TERM AND RENEWAL OF A LICENSE, AND PROVIDES ADDITIONAL DEFINITIONS OF “UNPROFESSIONAL CONDUCT.” THIS ACT MAKES TECHNICAL AMENDMENTS. THIS ACT HAS AN EFFECTIVE DATE OF JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

PERSONNEL MANAGEMENT ACT REVISION

H.B. 267

Darin G. Peterson

THIS ACT MODIFIES THE PERSONNEL MANAGEMENT ACT BY ADJUSTING MERIT STEP INCREMENTS, read the first time by short title and referred to the Rules Committee.

ADDITIONAL STATE RETIREMENT BENEFIT

H.B. 268

LaWanna Lou Shurtliff

THIS ACT MODIFIES THE UTAH STATE RETIREMENT ACT TO AUTHORIZE AN ADDITIONAL RETIREMENT BENEFIT FOR CERTAIN RETIREES. THIS ACT TAKES EFFECT ON JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

H.B. 24, REVISIONS TO REDEVELOPMENT AGENCY LAWS, read the third time by short title and placed on its final passage.

On motion of Representative Harper, the bill was amended as follows:

1. Page 11, Line 329:
Bracket “redevelopment,” and after “economic development” bracket “,”
2. Page 11, Line 331:
Bracket “redevelopment,”
3. Page 11, Line 332:
After “development” bracket “,”
4. Page 11, Line 334:
Bracket “in the case of economic development or education housing development,”

5. Page 14, Line 418:
Delete “(2)(c),” and insert “(2)(e),”
6. Page 14, Line 419:
After line 419 insert:
“(b) for a pre–July 1, 1993 project area plan, the base year taxable value for the new area added to the project area shall be determined under Subsection 17B–4–102(4)(a) using the effective date of the amended project area plan;
(c) for a post–June 30, 1993 project area plan, the base year taxable value for the new area added to the project area shall be determined under Subsection 17B–4–102(4)(b) using the date of the taxing entity committee’s consent referred to in Subsection (2)(f);”
7. Page 14, Line 420:
Delete “(b)” and insert “(d)”
8. Page 14, Line 426:
After “plan,” delete “and”
9. Page 14, Line 427:
Delete “(c)” and insert “(e)”
10. Page 15, Line 433:
After “amendment” delete “,” and insert “; and”
11. Page 15, Line 433:
After line 433 insert:
“(f) for a post–June 30, 1993 project area plan, the agency shall obtain the consent of the taxing entity committee before the agency may collect tax increment from the area added to the project area.”
12. Page 15, Line 452:
Bracket “Subsection” and insert “Subsections (2)(a) and”
13. Page 15, Line 453:
After “Subsections” insert “(2)(a) and”

Representative Harper declared a conflict of interest because of his employment.

H.B. 24, as amended, then passed on the following roll call:

Yeas, 70; Nays, 4; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Aagard	S. Allen	Anderson	Arent
Barrus	Beck	Becker	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young		

Voting in the negative were: Representatives

Adair	Alexander	Curtis	M. Stephens
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Absent or not voting was: Representative

Throckmorton

H.B. 24, as amended, transmitted to the Senate for its consideration.

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H.B. 26, TECHNICAL CORRECTIONS TO COUNTY CODE, read the third time by short title and placed on its final passage.

H.B. 26 then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark

S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Tyler	Ure	Urquhart
Wallace	Winn	Young	M. Stephens

Absent or not voting were: Representatives
 Biskupski Throckmorton Way

H.B. 26 transmitted to the Senate for its consideration.

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H.B. 27, TECHNICAL CORRECTIONS TO MUNICIPAL CODE, read the third time by short title and placed on its final passage.

H.B. 27 then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot

Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Tyler	Ure	Urquhart
Wallace	Winn	Young	M. Stephens

Absent or not voting were: Representatives
Biskupski Throckmorton Way

H.B. 27 transmitted to the Senate for its consideration.

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H.B. 28, IMMUNITY FROM LIABILITY IN CHILD WELFARE INVESTIGATIONS, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **H.B. 28**.

COMMITTEE OF THE WHOLE

On motion of Representative Garn, the House resolved itself into a Committee of the Whole, with the Speaker as Chairman, for the purpose of hearing from Eileen M. Nicholas, Ogden City School Student and Family Services, as she presented Olympic fleece blankets to the Governor and Speaker.

On motion of Representative Ure, the Committee of the Whole was dissolved.

UNFINISHED BUSINESS

On motion of Representative Harper, the House voted to uncircle **H.B. 28**.

H.B. 28, IMMUNITY FROM LIABILITY IN CHILD WELFARE INVESTIGATIONS, was before the House on its final passage.

H.B. 28 then passed on the following roll call:

Yeas, 55; Nays, 16; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Barrus	Becker	Bennion
Bigelow	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark

S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Garn	Harper
Hatch	Hogue	Holdaway	E. Hutchings
B. Johnson	King	Lockhart	Mascaro
Murray	Pace	Peterson	Philpot
Ray	Saunders	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	M. Stephens	

Voting in the negative were: Representatives

Beck	Beshear	Biskupski	Fife
Goodfellow	Gowans	Hansen	Hendrickson
Jones	Litvack	McCartney	Morgan
Moss	Newbold	Parker	Young

Absent or not voting were: Representatives

Arent	Bourdeaux	Seitz	Shurtliff
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H.B. 28 transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 29, CHILD RESTRAINT VIOLATIONS, read the third time by short title and placed on its final passage.

On motion of Representative Moss, the bill was amended as follows:

1. Page 1, Lines 20–21:

After “(j)” insert “if the violation is for an offense under Subsection 41–6–182(1)(b).” and delete “as required by Subsection 41–6–182(1)(b)”

H.B. 29, as amended, then passed on the following roll call:

Yeas, 50; Nays, 21; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Beshear	Biskupski	Bourdeaux
Bowman	Bradshaw	Buffmire	D. Cox
Daniels	Dillree	Duckworth	Fife

Goodfellow	Gowans	Hansen	Harper
Hendrickson	Hogue	Holdaway	E. Hutchings
Jones	King	Litvack	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Ray	Saunders	Shurtliff	Siddoway
Styler	Tyler	Urquhart	Wallace
Winn	Young		

Voting in the negative were: Representatives

Bigelow	Bryson	Bush	Buttars
D. Clark	S. Clark	Curtis	Dayton
Donnelson	Ferrin	Ferry	Hatch
B. Johnson	Lockhart	Philpot	G. Snow
Swallow	Thompson	Throckmorton	Ure
Way			

Absent or not voting were: Representatives

Bennion	Garn	Seitz	M. Stephens
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H.B. 29, as amended, transmitted to the Senate for its consideration.

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H.B. 30, MASTER STATE HIGHWAY AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 30 then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King

Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young

Absent or not voting were: Representatives

Bennion	Seitz	M. Stephens
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H.B. 30 transmitted to the Senate for its consideration.

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H.B. 32, OVERSEAS AND MILITARY VOTERS AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 32 then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young

Absent or not voting were: Representatives

Hatch	Seitz	M. Stephens
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H.B. 32 transmitted to the Senate for its consideration.

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H.B. 33, CERTIFICATION AND TESTING OF VOTING EQUIPMENT, read the third time by short title and placed on its final passage.

H.B. 33 then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Saunders	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young

Absent or not voting were: Representatives

Ray	Seitz	M. Stephens
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H.B. 33 transmitted to the Senate for its consideration.

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H.B. 35, EXPUNGEMENT OF JUVENILE RECORDS, read the third time by short title and placed on its final passage.

H.B. 35 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young		

Absent or not voting were: Representatives

Ferrin	Hatch	Mascaro	Seitz
M. Stephens			

H.B. 35 transmitted to the Senate for its consideration.

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H.B. 39, STATUTE OF LIMITATIONS AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 39 then passed on the following roll call:

Yeas, 67; Nays, 3; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry

Fife	Garn	Gowans	Hansen
Harper	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	

Voting in the negative were: Representatives

Bradshaw	Daniels	Litvack
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Absent or not voting were: Representatives

Curtis	Goodfellow	Hatch	Seitz
M. Stephens			

H.B. 39 transmitted to the Senate for its consideration.

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H.B. 40, PUBLIC SAFETY – DIVISION NAME CHANGE, read the third time by short title and placed on its final passage.

H.B. 40 then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace

Parker	Peterson	Ray	Saunders
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Tyler	Ure
Urquhart	Wallace	Winn	Young

Absent or not voting were: Representatives

Curtis	Garn	Philpot	Seitz
Throckmorton	Way	M. Stephens	

H.B. 40 transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Ure, the House voted to recess until 2:00 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Stephens at 2:20 p.m.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: January 22, 2002

The Senate passed **S.B. 6**, APPLICATION FOR VEHICLE TITLE AMENDMENTS, by Senator D. Eastman, and it is transmitted for consideration; and

The Senate passed **S.B. 7**, CIGARETTE TAX STAMP AND CONTRABAND AMENDMENTS, by Senator D. E. Allen, and it is transmitted for consideration; and

The Senate passed **S.B. 8**, REPEAL OF NATIONAL GUARD ADVISORY BOARD, by Senator M. Peterson, and it is transmitted for consideration; and

The Senate passed **S.B. 10**, REVISIONS TO SENATE ADVISE AND CONSENT POWERS, by Senator R. Allen, and it is transmitted for consideration; and

The Senate passed **S.B. 11**, PROHIBITING INTIMACY WITH YOUTH RECEIVING STATE SERVICES, by Senator P. Julander, and it is transmitted for consideration; and

The Senate passed **S.B. 12**, TRANSFER OF YOUTH SERVICES OVERSIGHT, by Senator D. C. Buttars, and it is transmitted for consideration; and

The Senate passed **S.B. 18**, UNIFORM WITHDRAWAL PROCEDURES FOR SPECIAL DISTRICTS, by Senator D. Gladwell, and it is transmitted for consideration; and

The Senate passed **S.B. 21**, MOTOR VEHICLE REGISTRATION AMENDMENTS, by Senator D. Steele, and it is transmitted for consideration; and

The Senate passed **S.B. 22**, ATTEMPTED MURDER AMENDMENTS, by Senator D. Gladwell, and it is transmitted for consideration; and

The Senate passed **S.B. 23**, WORKFORCE SERVICES AMENDMENTS, by Senator B. Evans, and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **S.B. 6, S.B. 7, S.B. 8, S.B. 10, S.B. 11, S.B. 12, S.B. 18, S.B. 21, S.B. 22, S.B. 23**, read the first time by short title and referred to the Rules Committee.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: January 22, 2002

The Health and Human Services Committee reports a favorable recommendation on **H.B. 12**, USE OF TOBACCO SETTLEMENT INTEREST PROCEEDS, by Representative K. Morgan, and recommends it be placed on the Consent Calendar; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 105**, HEALTH INSURANCE MANDATES – PILOT PROGRAM, by Representative R. Lockhart; and

The Health and Human Services Committee recommends **1st Sub. H.B. 231**, PUBLIC HEALTH AUTHORITY AMENDMENTS, by Representative S. Allen, be replaced and reports a favorable recommendation on **2nd Sub. H.B. 231**, PUBLIC HEALTH AUTHORITY AMENDMENTS with the following amendments:

1. Page 4, Line 106:
After “director” insert “or in the absence of the executive director, his designee”; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 243**, CHILD IMMUNIZATION AMENDMENTS, by Representative R. Lockhart.

Carl R. Saunders, Chair

Reports filed. On motion of Representative Saunders, the reports of the Health and Human Services committee were adopted.

H.B. 12, read the second time by short title and placed on the Consent Calendar.

H.B. 105, 2nd Sub. H.B. 231, and H.B. 243, read the second time by short title and placed on the calendar for third reading.

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Mr. Speaker:

January 22, 2002

The Business and Labor and Community and Economic Development Committee reports a favorable recommendation on **1st Sub. H.B. 64, CONSUMER PROTECTION AMENDMENTS**, by Representative A. Bradshaw, with the following amendments:

1. Page 4, Line 91:
After “be [~~determined as follows~~]” delete “set by the director of the division at a reasonable level” and insert a colon
2. Page 4, Lines 92, 93:
Delete lines 92, 93
3. Page 4, Line 94:
After “(i)” delete “\$50,000” and insert “\$25,000”
4. Page 4, Line 97:
After “application” insert “and the telephone soliciting business has fewer than ten employees;”
5. Page 4, Line 98:
Delete “or” and after line 98 insert: “(ii) \$50,000 if neither the telephone soliciting business nor any affiliated person has violated this chapter within three years preceding the date of the application and the telephone soliciting business has ten or more employees; or”
6. Page 4, Line 99:
At the beginning of line 99 bracket “(ii)” and insert “(iii)”

Katherine M. Bryson, Chair

Report filed. On motion of Representative Bryson, the report of the Business and Labor and Community and Economic Development committee was adopted.

Sub. H.B. 64, read the second time by short title and placed on the calendar for third reading.

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Mr. Speaker:

January 22, 2002

The Education Committee reports a favorable recommendation on **H.B. 209**, TRUANCY AMENDMENTS, by Representative D. Bourdeaux, with the following amendments:

1. Page 2, Line 37:

After line 37, insert:

“(4) For the purposes of this section, “cooperate with school authorities” means to take reasonable steps to work with school authorities to resolve a minor’s truancy by either meeting with school officials to discuss the issue or by providing the school with information to enable the school to work with the student to resolve a truancy problem. It does not, however, require that the parent agree with the school’s assessment.”

Renumber remaining subsections accordingly; and

The Education Committee recommends **H.B. 79**, SCHOOL DISPLAY OF MOTTO OF THE UNITED STATES, by Representative R. Siddoway, be replaced and favorably recommends **1st Sub. H.B. 79**, SCHOOL DISPLAY OF MOTTO OF THE UNITED STATES.

Margaret Dayton, Chair

Reports filed. On motion of Representative Dayton, the reports of the Education committee were adopted.

H.B. 209, as amended, and **Sub. H.B. 79**, read the second time by short title and placed on the calendar for third reading.

THIRD READING CALENDAR

H.B. 41, UTAH SUBSTANCE ABUSE AND ANTI-VIOLENCE COORDINATING COUNCIL AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 41 then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Gowans	Hansen	Harper
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Goodfellow	Hatch	Mascaro
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H.B. 41 transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 42, FLUORIDATING OF PUBLIC WATER SYSTEMS IN AN EMERGENCY, read the third time by short title and placed on its final passage.

On motion of Representative Swallow, the bill was amended as follows:

1. Page 1, Line 20:
Delete "and"
2. Page 1, Line 23:
After "practice" delete the period and insert "; and"
3. Page 1, After Line 23:
Insert a new subsection to read: "(3) Where feasible provide prompt notice to the affected area."

H.B. 42, as amended, then passed on the following roll call:

Yeas, 55; Nays, 18; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Beshear
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Duckworth	Ferrin	Ferry
Fife	Goodfellow	Gowans	Hansen
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	Litvack	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Tyler	Ure
Urquhart	Winn	Young	

Voting in the negative were: Representatives

Alexander	Bennion	Bigelow	Bush
Dillree	Donnelson	Garn	Harper
Hatch	Lockhart	Peterson	Philpot
Ray	Thompson	Throckmorton	Wallace
Way	M. Stephens		

Absent or not voting were: Representatives

Becker	King
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H.B. 42, as amended, transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Adair, the House voted to uncircle **H.B. 23**.

H.B. 23, MORTGAGE PRACTICES ACT REVISIONS, was before the House on its final passage.

H.B. 23, as amended, then passed on the following roll call:

Yeas, 68; Nays, 3; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck

Becker	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hendrickson	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Swallow
Thompson	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young

Voting in the negative were: Representatives

Bennion	Philpot	M. Stephens
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Absent or not voting were: Representatives

Hatch	Hogue	Styler	Throckmorton
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H.B. 23, as amended, transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 43, ACCESS TO FLUORIDATED WATER, read the third time by short title and placed on its final passage.

H.B. 43 then passed on the following roll call:

Yeas, 45; Nays, 28; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Anderson
Arent	Beck	Becker	Beshear
Biskupski	Bourdeaux	Bowman	Bradshaw
Buffmire	Buttars	S. Clark	Daniels
Duckworth	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Hendrickson
Hogue	B. Johnson	Jones	King
Litvack	Mascaro	McCartney	Morgan
Moss	Murray	Pace	Parker

Peterson	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Tyler
Young			

Voting in the negative were: Representatives

Barrus	Bennion	Bigelow	Bryson
Bush	D. Clark	D. Cox	Curtis
Dayton	Dillree	Donnelson	Ferrin
Harper	Holdaway	E. Hutchings	Lockhart
Newbold	Philpot	Ray	Swallow
Thompson	Throckmorton	Ure	Urquhart
Wallace	Way	Winn	M. Stephens

Absent or not voting were: Representatives

Alexander	Hatch
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H.B. 43 transmitted to the Senate for its consideration.

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H.B. 45, PRISONER ESCAPE AMENDMENT, read the third time by short title and placed on its final passage.

H.B. 45 then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Goodfellow
Gowans	Hansen	Harper	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Alexander	Garn	Hatch	Lockhart
Saunders	Seitz	Ure	

H.B. 45 transmitted to the Senate for its consideration.

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H.B. 46, ANNUAL REPORTS GIVEN TO THE LEGISLATURE, read the third time by short title and placed on its final passage.

H.B. 46 then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Agaard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Goodfellow
Gowans	Hansen	Harper	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Alexander	Garn	Hatch	Lockhart
Philpot	Ure		

H.B. 46 transmitted to the Senate for its consideration.

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H.B. 47, REPEAL OF SUNSET DATES ON OFFICE OF COURT ADMINISTRATOR AND ALTERNATIVE DISPUTE RESOLUTION, read the third time by short title and placed on its final passage.

H.B. 47 then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Goodfellow	Gowans
Hansen	Harper	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Alexander	Daniels	Garn	Hatch
Lockhart	Ure		

H.B. 47 transmitted to the Senate for its consideration.

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H.B. 48, LOCAL SUBSTANCE ABUSE AUTHORITY AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Ray, the House voted to circle **H.B. 48**.

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H.B. 49, MUNICIPAL PLAN FOR MODERATE INCOME HOUSING, read the third time by short title and placed on its final passage.

Representative Becker declared a conflict of interest due to employment.

H.B. 49 then passed on the following roll call:

Yeas, 54; Nays, 15; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Beck	Becker	Beshear
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	Dayton
Dillree	Duckworth	Ferrin	Fife
Goodfellow	Gowans	Hansen	Hendrickson
Hogue	E. Hutchings	B. Johnson	Jones
King	Litvack	Mascaro	McCartney
Morgan	Moss	Murray	Pace
Parker	Ray	Saunders	Seitz
Shurtliff	Siddoway	Styler	Swallow
Thompson	Throckmorton	Tyler	Wallace
Winn	Young		

Voting in the negative were: Representatives

Barrus	Bennion	D. Cox	Curtis
Donnelson	Ferry	Garn	Harper
Holdaway	Newbold	Peterson	Philpot
G. Snow	Urquhart	M. Stephens	

Absent or not voting were: Representatives

Alexander	Daniels	Hatch	Lockhart
Ure	Way		

H.B. 49 transmitted to the Senate for its consideration.

* * *

H.B. 50, INDIVIDUAL INCOME TAX PERSONAL RETIREMENT EXEMPTION AND DEDUCTION FOR RETIREMENT INCOME – ELIMINATING MARRIAGE TAX PENALTIES, read the third time by short title and placed on its final passage.

H.B. 50 then passed on the following roll call:

Yeas, 63; Nays, 6; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker

Bennion	Bigelow	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Garn
Goodfellow	Gowans	Hansen	Harper
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Mascaro
Morgan	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Urquhart	Wallace
Winn	Young	M. Stephens	

Voting in the negative were: Representatives

Beshear	Biskupski	Fife	Litvack
McCartney	Moss		

Absent or not voting were: Representatives

Alexander	Daniels	Hatch	Lockhart
Ure	Way		

H.B. 50 transmitted to the Senate for its consideration.

* * *

H.B. 52, HIGHER EDUCATION SAVINGS INCENTIVE PROGRAM AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **H.B. 52**.

* * *

H.B. 53, TECHNICAL AMENDMENTS TO TOBACCO SETTLEMENT TRUST FUND, read the third time by short title and placed on its final passage.

H.B. 53 then passed on the following roll call:

Yeas, 62; Nays, 0; Absent or not voting, 13.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Arent
Barrus	Beck	Becker	Bennion

Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bryson	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Dillree
Donnelson	Duckworth	Ferrin	Fife
Garn	Gowans	Hansen	Harper
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Alexander	Anderson	Bradshaw	Buffmire
Bush	Daniels	Dayton	Ferry
Goodfellow	Hatch	Hendrickson	Saunders
Way			

H.B. 53 transmitted to the Senate for its consideration.

* * *

H.B. 54, TOBACCO AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **H.B. 54**.

* * *

H.B. 55, UNDERAGE POSSESSION OF TOBACCO AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **H.B. 55**.

* * *

H.B. 56, GENETIC PRIVACY AND DISCRIMINATION, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **H.B. 56**.

* * *

H.B. 57, FORFEITED WATER RIGHT ALLOCATION, read the third time by short title and placed on its final passage.

H.B. 57 then passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Alexander	Hendrickson
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H.B. 57 transmitted to the Senate for its consideration.

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H.B. 60, INDIVIDUAL INCOME TAX – STATE EARNED INCOME TAX CREDIT, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **H.B. 60**.

* * *

H.B. 61, FUNDS CONSOLIDATION, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **H.B. 61**.

* * *

H.B. 62, LEGISLATIVE AREA OF STATE CAPITOL, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **H.B. 62**.

* * *

H.B. 63, LICENSING AMENDMENTS REGARDING BACKGROUND CHECKS, read the third time by short title and placed on its final passage.

H.B. 63 then passed on the following roll call:

Yeas, 63; Nays, 6; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Ray	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Throckmorton
Tyler	Ure	Urquhart	Wallace
Winn	Young	M. Stephens	

Voting in the negative were: Representatives

Bennion	Bush	Donnelson	Peterson
Philpot	Thompson		

Absent or not voting were: Representatives

Alexander	Hatch	Hendrickson	Saunders
Swallow	Way		

H.B. 63 transmitted to the Senate for its consideration.

* * *

H.B. 65, STATE PARK ACCESS HIGHWAYS AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 65 then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hogue	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Thompson	Throckmorton	Tyler	Urquhart
Wallace	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Alexander	Hatch	Hendrickson	Holdaway
Swallow	Ure	Way	

H.B. 65 transmitted to the Senate for its consideration.

* * *

H.B. 69, PAYMENT FOR BAILIFF AND OTHER SERVICES IN COURTS OF RECORD, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **H.B. 69**.

* * *

H.B. 70, POLITICAL FUNDRAISING RESTRICTIONS ON GOVERNOR, read the third time by short title and placed on its final passage.

H.B. 70 then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Gowans	Hansen	Harper	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Dayton	Goodfellow	Hatch	Hendrickson
Saunders	Swallow	Way	

H.B. 70 transmitted to the Senate for its consideration.

* * *

H.B. 72, PENALTY FOR MISUSE OF LAWFUL SUBSTANCES, read the third time by short title and placed on its final passage.

On motion of Representative Hogue, the House voted to circle **H.B. 72**.

* * *

H.B. 73, CAPITOL FELONY SENTENCING PROCEDURES, read the third time by short title and placed on its final passage.

H.B. 73 then passed on the following roll call:

Yeas, 60; Nays, 0; Absent or not voting, 15.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Arent	Barrus	Beck	Becker
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dillree	Donnelson	Duckworth	Ferrin
Fife	Garn	Gowans	Hansen
Harper	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Shurtliff
Siddoway	G. Snow	Styler	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young

Absent or not voting were: Representatives

Anderson	Bennion	Bryson	Buffmire
Bush	Dayton	Ferry	Goodfellow
Hatch	Hendrickson	Lockhart	Saunders
Seitz	Swallow	M. Stephens	

H.B. 73 transmitted to the Senate for its consideration.

* * *

H.B. 74, SAFETY INSPECTIONS REGARDING WINDOW TINTING, read the third time by short title and placed on its final passage.

H.B. 74 then passed on the following roll call:

Yeas, 63; Nays, 2; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper

Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Shurtliff
Siddoway	G. Snow	Styler	Thompson
Throckmorton	Tyler	Urquhart	Wallace
Way	Winn	Young	

Voting in the negative were: Representatives

Dayton Ure

Absent or not voting were: Representatives

Bennion	Beshear	Bryson	Buffmire
Hatch	Hendrickson	Saunders	Seitz
Swallow	M. Stephens		

H.B. 74 transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to adjourn until January 23, 2002, at 10:00 a.m.

THIRD DAY

* * *

MORNING SESSION

The House was called to order by Speaker Stephens at 10:00 a.m.

Roll call showed all members present except Representatives Pat Jones and David Ure, excused.

Pledge of Allegiance and prayer by Representative James R. Gowans.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess until 10:30 a.m.

Speaker Stephens called the House to order at 10:30 a.m.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: January 22, 2002

The Senate passed, as amended, **Sub. S.B. 15**, ORGAN DONATION CHECKOFF, by Senator HALE, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 20**, BONDING AUTHORITY FOR IRRIGATION DISTRICTS, by Senator D. Gladwell, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 24**, RELEASE OF CUSTODIAL OR NONCUSTODIAL PARENT'S ADDRESS, by Senator D. E. Allen, and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **Sub. S.B. 15**, **S.B. 20**, and **S.B. 24**, read the first time by short title and referred to the Rules Committee.

RULES COMMITTEE REPORTS

Mr. Speaker: January 22, 2002

The Rules Committee recommends that, under suspension of the rules, the following interim committee bills be considered read for the second time and placed on the Third Reading Calendar.

- H.B. 16** Blood and Breath Alcohol Testing (P. Ray)
- H.B. 17** Multiple Driving Under the Influence Offenses (A. L. Tyler)
- H.B. 18** Court Records of Driving Under the Influence Cases (A. L. Tyler); and

The Rules Committee recommends further that the above bills, together with **H.B. 48**, Local Substance Abuse Authority Amendments (P. Ray), be scheduled for a time certain Friday, January 25, 2002 at 10:30 a.m.

Tom Hatch, Chair

Report filed. On motion of Representative Bennion, the report of the Rules Committee was adopted.

H.B. 16, **H.B. 17**, and **H.B. 18**, read the second time by short title and placed on the calendar for third reading for a Time Certain of January 25, 2002 at 10:30 a.m.

H.B. 48 was set for Time Certain on January 25, 2002 at 10:30 a.m.

* * *

Mr. Speaker: January 22, 2002

The Rules Committee recommends that, under suspension of the rules, the following bills and resolutions be considered read for the second time and placed on the Third Reading Calendar:

- H.B. 81** Youth Fishing License Amendments (F. Fife)
- H.B. 83** Impounded Livestock – Sale by County (T. Hatch)
- H.B. 100** Criminal Code Definition Amendment (G. Adair)
- H.B. 102** Criminal History Background Information (D. Bourdeaux)
- H.B. 235** Emergency Vehicle Amendments (P. Ray)
- H.J.R. 1** Resolution Reappointing Legislative Auditor General (M. Stephens)
- H.J.R. 5** Resolution Calling for Support of the Principles of the Alliance for Unity (R. Bigelow)

Tom Hatch, Chair

Report filed. On motion of Representative Bennion, the report of the Rules Committee was adopted.

H.B. 81, **H.B. 83**, **H.B. 100**, **H.B. 102**, **H.B. 235**, **H.J.R. 1**, and **H.J.R. 5**, read the second time by short title and placed on the calendar for third reading.

* * *

Mr. Speaker: January 22, 2002

The Rules Committee recommends that, under suspension of the rules, the following bills and resolutions be considered read for the second time and placed on the Third Reading Calendar for Senate bills:

- | | |
|----------------|---|
| S.B. 8 | Repeal of National Guard Advisory Board (M. Peterson) |
| S.B. 10 | Revisions to Senate Advise and Consent Powers
(R. Allen) |
| S.B. 12 | Transfer of Youth Services Oversight (D. C. Buttars) |
| S.B. 22 | Attempted Murder Amendments (D. Gladwell) |
| | Tom Hatch, Chair |

Report filed. On motion of Representative Bennion, the report of the Rules Committee was adopted.

S.B. 8, S.B. 10, S.B. 12, and S.B. 22, read the second time by short title and placed on the calendar for third reading.

* * *

Mr. Speaker: January 22, 2002

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 223**, Hunting License Fee Refund (M. Styler), be amended as follows, be considered read for the second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar:

1. Page 1, Line 14:
After "Forces" insert "or public health or public safety organization" and after "mobilized" insert "or deployed"
2. Page 1, Line 15:
After "defense" insert "or emergency"
3. Page 2, Line 29:
After "section" insert "including allowing retroactive refund to September 11, 2001"; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 95**, Property Taxes – Notice of Delinquency (M. Dillree), be amended as follows, be considered read for the second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar:

1. Page 1, Line 6:
After “Act to” insert “provide definitions, to”
2. Page 2, Line 31:
After “by” insert “: (A)”
3. Page 2, Line 32:
After “taxpayer:” insert “or
(B) if the delinquent taxpayer is a business entity, the name of the
business entity:”
4. Page 2, Line 39:
After “(iii)” insert “(A)” and after “taxpayer:” insert “or (B) if the
delinquent taxpayer is a business entity, the name of the business
entity:”
5. Page 2, Line 55:
After “(ii)” insert “(A)” and after “taxpayer:” insert “or (B) if the
delinquent taxpayer is a business entity, the name of the business
entity:”
6. Page 3, Line 83:
After line 83 insert:
“(6) As used in this section, “business entity” means:
(a) an association;
(b) a corporation;
(c) a limited liability company;
(d) a partnership;
(e) a trust; or
(f) a business entity similar to Subsections (6)(a) through (e).”; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 37**, Parent-time Amendments (J. Ferrin), be amended as follows, be considered read for the second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar:

1. Page 2, Line 33:
After “past” delete “felony” and insert “criminal”
2. Page 3, Line 72:
At the end of line 72, insert a period after “order” and delete “without”
3. Page 3, Line 73:
Delete line 73.

4. Page 3, Line 87:
After "importance of" delete "complying with the court order and";
and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 232**, Unemployment Insurance Fraud Amendments (T. McCartney), be amended as follows, be considered read for the second time, and further recommends that this interim committee bill be placed on the Third Reading Calendar:

1. Page 11, Line 316:
After "Security" insert "Act"
2. Page 11, Line 335:
After "Security" insert "Act"
3. Page 12, Line 338:
After "Security" insert "Act"
4. Page 12, Line 350:
After "Security" insert "Act"
5. Page 12, Line 358:
After "Security" insert "Act"
6. Page 12, Line 360:
After "Security" insert "Act"

Tom Hatch, Chair

Reports filed. On motion of Representative Bennion, the reports of the Rules Committee were adopted.

H.B. 223, as amended, **H.B. 95**, as amended, **H.B. 37**, as amended, and **H.B. 232**, as amended, read the second time by short title and placed on the calendar for third reading.

RULES COMMITTEE REPORT

Mr. Speaker:

January 23, 2002

The Rules Committee has ordered the following House and Senate bills and resolutions printed and recommends the following bills and resolutions be assigned to standing committees:

BUSINESS & LABOR

- H.B. 96** Licensure of Geologists (R. Becker)
H.B. 205 Division of Construction Services (S. Clark)
H.B. 242 Practice of Radiology Technology Licensure
Amendments (J. M. Philpot)

EDUCATION

- H.B. 189** Retention of Educator Licenses (M. Throckmorton)
H.B. 222 School and School District Size Task Force (D. Cox)
H.B. 253 Rural Schools – Equity in Education (B. Johnson)

GOVERNMENT OPERATIONS

- H.B. 71** Eliminate Straight Party Voting Option (T. Beck)
H.B. 256 Constitutional Defense Council Amendments
(S. Urquhart)
H.C.R. 1 Resolution Regarding United States Minting of the Utah
Quarter (N. Hansen)

HEALTH AND HUMAN SERVICES

- H.B. 251** Funding of State and County Health and Human Services
Legislative Task Force (J. Seitz)

JUDICIARY

- H.B. 108** Consumer Protection Amendments – Rental Motor
Vehicles (J. Biskupski)
H.B. 219 Firearm Fee Amendments (J. M. Philpot)
S.B. 11 Prohibiting Intimacy with Youth Receiving State Services
(P. Julander)

POLITICAL SUBDIVISIONS

- H.B. 184** Impact Fees Act Amendments (G. Way)
H.B. 254 Firemen’s Civil Service Council Amendments
(J. M. Philpot)
S.B. 18 Uniform Withdrawal Procedures for Special Districts
(D. Gladwell)

QUASI-GOVERNMENTAL ENTITIES

- H.B. 230** Retirement of Public Safety Officials (R. Bigelow)

REVENUE AND TAXATION

- H.B. 103** Individual Income Tax Deduction for Net Capital Gain
(J. Ferrin)
- H.B. 252** General Obligation Bonds for Engineering Buildings
(G. Adair)
- S.B. 7** Cigarette Tax Stamp and Contraband Amendments
(D. E. Allen)

TRANSPORTATION

- S.B. 6** Application for Vehicle Title Amendments (D. Eastman)
- S.B. 21** Motor Vehicle Registration Amendments (D. Steele)

WORKFORCE SERVICES & COMMUNITY & ECONOMIC DEVELOPMENT

- S.B. 23** Workforce Services Amendments (B. Evans)
Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORTS

Mr. Speaker: January 23, 2002

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 212**, Special Service District Amendments (E. Anderson) be replaced with **Substitute H.B. 212**, Special Service District Amendments (E. Anderson) and further recommends that this interim committee bill be assigned to the Political Subdivision Standing Committee; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 67**, Penalty for Distracted Driving (K. Holdaway), be amended as follows, and further recommends that this interim committee bill be assigned to the Transportation Standing Committee:

1. Page 1, Line 17:
After "including" insert ", but not limited to"
2. Page 1, Line 18:
Delete "telephone" and insert "phone"; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 25**, Adult Protective Services Amendments (P. Jones), be replaced with **Substitute H.B. 25**, Adult Protective

Services Amendments (P. Jones), be amended as follows, and further recommends that this interim committee bill be assigned to the Health and Human Services Standing Committee:

1. Page 22, Line 654:
After the semicolon, insert "or"; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 236**, Indecent Public Display Amendments (P. Wallace), be amended as follows, and further recommends that this interim committee bill be assigned to the Law Enforcement & Criminal Justice Standing Committee:

1. Page 2, Line 29:
After "depictions of" delete "illicit sex or sexual immorality and"
2. Page 2, Line 30:
After "figures" insert "as defined in Subsection 2(a)"; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 106**, Pharmaceutical Access and Drug Policy Advisory Subcommittee (D. Hogue), be amended as follows, and further recommends that this interim committee bill be assigned to the Health and Human Standing Committee:

1. Page 2, Line 34:
Delete "(a)" and after "service" delete "but may" and insert a period
2. Page 2, Lines 35–37:
Delete lines 35 through 37; and

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 76**, Process for Creation of New School Districts (D. Cox), be amended as follows, and further recommends that this interim committee bill be assigned to the Education Standing Committee:

1. Page 3, Lines 61–67:
Delete lines 61–67 and insert the following:
"(d) If the proposal is approved under Subsection (4)(b), the county legislative body shall submit the proposal to the county clerk to be voted on in accordance with Title 20A, Election Code, at the next general election, beginning with the general election held in the year 2004.

(e) Creation of the new school district shall occur if a majority of the electors within the existing school district voting on the proposal favor the creation of the new district.”

Tom Hatch, Chair

Reports filed. On motion of Representative Bennion, the reports of the Rules Committee were adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker:

January 22, 2002

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 245**, AMENDMENTS TO SEX OFFENDER REGISTRY, by Representative A. Bradshaw, with the following amendments and recommends it be placed on the Consent Calendar.

1. Page 2, Line 43:
Delete Lines 43–44 and renumber remaining sections accordingly.
2. Page 2, Line 48:
Delete Lines 48–49 and renumber remaining sections accordingly.
3. Page 7, Line 190:
Delete Lines 190–193; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 247**, FIRE PREVENTION AND SAFETY AMENDMENTS, by Representative C. Beshear.

DeMar “Bud” Bowman, Chair

Reports filed. On motion of Representative Bowman, the reports of the Law Enforcement and Criminal Justice committee were adopted.

H.B. 245, as amended, read the second time by short title and placed on the Consent Calendar.

H.B. 247, read the second time by short title and placed on the calendar for third reading.

INTRODUCTION OF BILLS

CONTROLLED SUBSTANCES ACT AMENDMENTS

H.B. 128

Eli H. Anderson

THIS ACT MODIFIES THE CONTROLLED SUBSTANCES ACT BY SPECIFYING THAT UP TO THREE PRESCRIPTIONS FOR THE SAME

SCHEDULE II CONTROLLED SUBSTANCE MEDICATION MAY BE ISSUED AT THE SAME TIME. THE ACT SETS FORTH SPECIFIC PROCEDURES FOR ISSUING MORE THAN ONE PRESCRIPTION FOR A SCHEDULE II MEDICATION AT THE SAME TIME, INCLUDING REQUIRING SPECIFIED DISPENSING DATES ON THE PRESCRIPTIONS. THE ACT ALSO PROVIDES THAT ALL PRESCRIPTIONS FOR SCHEDULE II MEDICATIONS MAY ONLY BE FILLED WITHIN 30 DAYS AFTER PRESCRIPTION ISSUE DATE OR DISPENSING DATE, read the first time by short title and referred to the Rules Committee.

SALES AND USE TAXES – EXEMPTION FOR CERTAIN SALES OF ELECTRICITY

H.B. 129

LaWanna Lou Shurtliff

THIS ACT MODIFIES THE SALES AND USE TAX ACT AND THE MUNICIPAL ENERGY SALES AND USE TAX ACT TO EXEMPT FROM TAXATION CERTAIN SALES OF ELECTRICITY GENERATED BY RENEWABLE RESOURCES, AND TO MAKE TECHNICAL CHANGES. THIS ACT TAKES EFFECT ON JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

VETERANS' HOMES

H.B. 130

Gerry A. Adair

THIS ACT MODIFIES THE VETERANS CODE TO PROVIDE FOR THE BUILDING OF ONE OR MORE VETERANS' HOMES ACROSS THE STATE. THE ACT PROVIDES FOR BOARDS FOR EACH HOME AND MAKES TECHNICAL CHANGES TO LANGUAGE TO ACCOMMODATE MORE THAN ONE HOME WITHIN THE STATE. IN ADDITION, THIS ACT APPROPRIATES \$3,500,000 FROM THE GENERAL FUND AS THE STATE'S MATCH TO BUILD A NEW VETERANS' NURSING HOME IN WEBER COUNTY. THIS ACT TAKES EFFECT JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

TAX REVIEW COMMISSION AMENDMENTS

H.B. 182

Chad E. Bennion

THIS ACT AMENDS THE REVENUE AND TAXATION CODE TO REPEAL OBSOLETE LANGUAGE RELATING TO THE DUTIES OF THE TAX REVIEW COMMISSION AND MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

WATER COMMISSIONER ASSESSMENT AMENDMENTS**H.B. 269***David Ure*

THIS ACT MODIFIES THE UTAH ADMINISTRATIVE PROCEDURES ACT TO EXEMPT THE COLLECTION OF WATER COMMISSIONER ASSESSMENTS, FEES, AND DELINQUENCIES FROM THE REQUIREMENTS OF THE UTAH ADMINISTRATIVE PROCEDURES ACT, read the first time by short title and referred to the Rules Committee.

MENTAL HEALTH PRACTITIONER IN PARENTAL RIGHTS ACTION**H.B. 270***Mike Thompson*

THIS ACT MODIFIES THE PARENTAL TERMINATION RIGHTS ACT IN THE JUDICIAL CODE. THE ACT PROVIDES THAT WHEN A MENTAL HEALTH PRACTITIONER IS TO BE APPOINTED IN A TERMINATION OF PARENTAL RIGHTS ACTION THE JUVENILE COURT MAY APPOINT ANY MENTAL HEALTH THERAPIST WHICH THE COURT FINDS TO BE QUALIFIED, AND MAY NOT REFUSE TO APPOINT A MENTAL HEALTH THERAPIST FOR THE REASON THAT THERAPIST'S RECOMMENDATIONS IN ANOTHER CASE HAVE NOT FOLLOWED THE RECOMMENDATIONS OF THE DIVISION OF CHILD AND FAMILY SERVICES, read the first time by short title and referred to the Rules Committee.

**JOINT RULES RESOLUTION –
APPROPRIATIONS SUBCOMMITTEE NAMES****H.J.R. 7***Neal B. Hendrickson*

THIS RESOLUTION MODIFIES JOINT RULES BY AMENDING THE NAME OF AN APPROPRIATIONS SUBCOMMITTEE. THIS RESOLUTION TAKES EFFECT IMMEDIATELY, read the first time by short title and referred to the Rules Committee.

**JOINT RULES RESOLUTION – LEGISLATIVE
REVIEW NOTES ON BILLS****H.J.R. 16***David Ure*

THIS RESOLUTION MODIFIES THE JOINT RULES BY ELIMINATING THE REQUIREMENT THAT LEGISLATIVE REVIEW NOTES BE PRINTED ON BILLS. THIS JOINT RULES RESOLUTION TAKES EFFECT IMMEDIATELY, read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

H.B. 75, CEMETERY MAINTENANCE DISTRICT AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 75 then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Beshear
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	Styler	Swallow	Thompson
Throckmorton	Tyler	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander	Becker	Bennion	Curtis
Jones	G. Snow	Ure	Urquhart

H.B. 75 transmitted to the Senate for its consideration.

* * *

H.B. 84, PROPERTY TAX ASSESSMENTS – EFFECT OF CONSERVATION EASEMENT, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **H.B. 84**.

* * *

H.B. 86, PUBLICATION NOTICE OF CONSTITUTIONAL AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 86 then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Beshear
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hendrickson	Hogue
E. Hutchings	B. Johnson	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander	Becker	Bennion	Hatch
Holdaway	Jones	Ure	Urquhart

H.B. 86 transmitted to the Senate for its consideration.

* * *

H.B. 87, UNMARKED VEHICLE AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 87 then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark

D. Cox	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hogue	Holdaway
E. Hutchings	B. Johnson	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Alexander	Biskupski	Curtis	Hatch
Hendrickson	Jones	Ure	

H.B. 87 transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Bryson, the House voted to reconsider its action on **H.B. 39**.

RECONSIDERATION OF H.B. 39

H.B. 39, STATUTE OF LIMITATIONS AMENDMENTS, was before the House upon its final passage.

On motion of Representative Garn, the House voted to circle **H.B. 39**.

UNFINISHED BUSINESS

On motion of Representative Saunders, the House voted to uncircle **H.B. 54**.

H.B. 54, TOBACCO AMENDMENTS, was before the House on its final passage.

H.B. 54 then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck

Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	Daniels	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	Swallow	Thompson	Throckmorton
Tyler	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

D. Cox	Curtis	Dayton	Hatch
Jones	G. Snow	Styler	Ure

H.B. 54 transmitted to the Senate for its consideration.

* * *

On motion of Representative Saunders, the House voted to uncircle **H.B. 55**.

H.B. 55, UNDERAGE POSSESSION OF TOBACCO AMENDMENTS, was before the House on its final passage.

H.B. 55 then passed on the following roll call:

Yeas, 63; Nays, 7; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Daniels
Dayton	Dillree	Donnelson	Ferrin
Ferry	Garn	Gowans	Hansen
Harper	Hendrickson	Hogue	Holdaway

E. Hutchings	B. Johnson	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Tyler	Wallace
Way	Young	M. Stephens	

Voting in the negative were: Representatives

Duckworth	Fife	Peterson	Philpot
Throckmorton	Urquhart	Winn	

Absent or not voting were: Representatives

Curtis	Goodfellow	Hatch	Jones
Ure			

H.B. 55 transmitted to the Senate for its consideration.

* * *

On motion of Representative Becker, the House voted to uncircle **H.B. 84**.

H.B. 84, PROPERTY TAX ASSESSMENTS – EFFECT OF CONSERVATION EASEMENT, was before the House on its final passage.

H.B. 84 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders

Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Urquhart	Wallace	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Curtis	Hatch	Jones	Ure
Way			

H.B. 84 transmitted to the Senate for its consideration.

* * *

On motion of Representative Ray, the House voted to uncircle **H.B. 56**.

H.B. 56, GENETIC PRIVACY AND DISCRIMINATION, was before the House on its final passage.

On motion of Representative Ray, the bill was amended as follows:

1. Page 4, Line 120:
After "request" delete "and obtain"
2. Page 5, Line 123:
After "request" delete "and obtain"
3. Page 5, Line 129 – 130:
After "subsection (2)" delete "until the insurer's obligation to pay for a genetic test or health care services has been fully resolved" and insert "in accordance with the provisions of the Health Insurance Portability and Accountability Act of 1996"
4. Page 5, Line 133:
After "that" insert ", in accordance with the provisions of the Health Insurance Portability and Accountability Act of 1996, the insurer makes a reasonable effort to limit disclosure to the minimum necessary to carry out the purposes of the disclosure."
5. Page 5, Lines 134–139:
Delete lines 134 through 139
6. Page 6, Line 157:
After "(a)" delete "except as prohibited by Subsection (2)(d)(ii)."

- 7. Page 6, Line 167:
After “Any” delete “person” and insert “insurance company or employer”

H.B. 56, as amended, then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Daniels	Dayton
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Becker	Curtis	Dillree	Hatch
Jones	Ure		

H.B. 56, as amended, transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 88, SALES AND USE TAX – AGRICULTURE EXEMPTION, read the third time by short title and placed on its final passage.

H.B. 88 then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck

Bennion	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Swallow
Thompson	Throckmorton	Tyler	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Becker	Beshear	Jones	Philpot
Styler	Ure		

H.B. 88 transmitted to the Senate for its consideration.

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H.B. 93, MUNICIPAL ANNEXATION AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 93 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings

B. Johnson	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Beshear	Gowans	Jones	Philpot
Ure			

H.B. 93 transmitted to the Senate for its consideration.

* * *

H.B. 94, SPECIAL FUEL TAX AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 94 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Beshear

Gowans

Jones

Philpot

Ure

H.B. 94 transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to recess until 2:00 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Stephens at 2:00 p.m.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker:

January 23, 2002

The Senate passed, as amended, **S.B. 25**, OFFICE OF RECOVERY SERVICES AMENDMENTS, by Senator D. E. Allen, and it is transmitted for consideration; and

The Senate passed **S.B. 26**, SERIOUS YOUTH OFFENDER AMENDMENTS, by Senator L. Hillyard, and it is transmitted for consideration; and

The Senate passed **S.B. 27**, AMENDMENTS TO GUILTY AND MENTALLY ILL, by Senator D. Gladwell, and it is transmitted for consideration; and

The Senate passed **S.B. 33**, ACCESS TO HEALTH CARE AND COVERAGE TASK FORCE, by Senator P. Knudson, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 34**, PRIVATE RECORDS AMENDMENTS, by Senator D. Steele, and it is transmitted for consideration; and

The Senate passed **S.B. 35**, VOTER RESIDENCE WHERE LOT IS DIVIDED BY COUNTY BOUNDARY LINE, by Senator C. Walker, and it is transmitted for consideration; and

The Senate passed **S.B. 36**, PROVISIONAL BALLOT, by Senator J. Hickman, and it is transmitted for consideration; and

The Senate passed **S.J.R. 1**, RESOLUTION ENCOURAGING RESEARCH AND DEVELOPMENT GRANTS FOR CLEAN COAL ALTERNATIVES, by Senator M. Dmitrich, and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **S.B. 25**, **S.B. 26**, **S.B. 27**, **S.B. 33**, **Sub. S.B. 34**, **S.B. 35**, **S.B. 36**, and **S.J.R. 1**, read the first time by short title and referred to the Rules Committee.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: January 23, 2002

The Government Operations Committee reports a favorable recommendation on **H.B. 115**, TECHNICAL CHANGES TO ELECTION LAW, by Representative L. Pace, and recommends it be placed on the Consent Calendar; and

The Government Operations Committee reports a favorable recommendation on **H.B. 13**, REPEAL OF HUMAN RESOURCE ADVISORY COMMITTEE, by Representative D. Bowman, and recommends it be placed on the Consent Calendar; and

The Government Operations Committee recommends **H.B. 109**, GOVERNOR AND LEGISLATURES POWER TO CUT STATE BUDGET, by Representative K. Holdaway, be replaced and favorably recommends **1st Sub. H.B. 109**, GOVERNOR AND LEGISLATURES POWER TO CUT STATE BUDGET; and

The Government Operations Committee reports a favorable recommendation on **H.B. 246**, SUNSET ACT REAUTHORIZATIONS, by Representative S. Mascaro, with the following amendments:

1. Page 1, Line 12:
After line 12 insert:
“63–55b–163, as last amended by Chapter 223, Laws of Utah 2001”
2. Page 4, Line 99:
After line 99 insert:
Section 5. Section 63–55b–163 is amended to read:
63–55b–163 Repeal dates — Title 63.
(1) Title 63, Chapter 95, Parts 2 and 3 are repealed July 1, 2004.
(2) Sections 63–63b–101 and 63–63b–102 are repealed on July 1,

[2002] 2007.

(3) Section 63–56–35.9 is repealed July 1, 2005.

ReNUMBER remaining sections accordingly; and

The Government Operations Committee reports a favorable recommendation on **H.B. 258**, VOTER IDENTIFICATION REQUIREMENTS, by Representative R. Lockhart, with the following amendments:

1. Page 2, Line 28:
Delete line 28
2. Page 2, Lines 30–31:
Delete lines 30–31
3. Page 2, Line 32:
After “card,” insert “or”
4. Page 2, Lines 33–36:
Delete lines 33–36

ReNUMBER remaining sections accordingly

Craig W. Buttars, Chair

Reports filed. On motion of Representative Buttars, the reports of the Government Operations committee were adopted.

H.B. 115 and **H.B. 13**, read the second time by short title and placed on the Consent Calendar.

Sub. H.B. 109, **H.B. 246**, as amended, and **H.B. 258**, as amended, read the second time by short title and placed on the calendar for third reading.

* * *

Mr. Speaker:

January 23, 2002

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 185**, REAUTHORIZATION OF INDIVIDUAL INCOME TAX CREDIT – TUTORING DISABLED DEPENDENTS, by Representative J. Buffmire, with the following amendments and recommends it be placed on the Consent Calendar.

1. Page 2, Line 31:
After “but beginning” insert “on or”; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 119**, ASSESSMENT OF PROPERTY SUBJECT TO A MINIMUM PARCEL SIZE, by Representative J. Murray.

Gordon E. Snow, Chair

Reports filed. On motion of Representative Snow, the reports of the Revenue and Taxation committee were adopted.

H.B. 185, as amended, read the second time by short title and placed on the Consent Calendar.

H.B. 119, read the second time by short title and placed on the calendar for third reading.

* * *

Mr. Speaker: January 23, 2002

The Transportation Committee reports a favorable recommendation on **H.B. 217**, DESIGNATION OF MEMORIAL HIGHWAY, by Representative D. Ure; and

The Transportation Committee reports a favorable recommendation on **H.B. 118**, SPECIAL LICENSE PLATES FOR SEARCH AND RESCUE TEAMS, by Representative B. Ferry, with the following amendments:

1. Page 10, Line 280:
After "operator" insert "or search and rescue team"
2. Page 10, Line 287:
Delete "search and rescue team."; and

The Transportation Committee reports a favorable recommendation on **H.B. 114**, PENALTY FOR STEALING MOTOR FUEL, by Representative C. Saunders.

Joseph G. Murray, Chair

Reports filed. On motion of Representative Murray, the reports of the Transportation committee were adopted.

H.B. 217, **H.B. 118**, as amended, and **H.B. 114**, read the second time by short title and placed on the calendar for third reading.

* * *

Mr. Speaker: January 23, 2002

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **H.B. 34**, TOURISM AMENDMENTS, by Representative S. Allen, with the following amendments:

1. Page 1, Line 12:
After line 12 insert:
“9–2–1703, as last amended by Chapter 159, Laws of Utah 2001”
2. Page 1, Line 15:
After line 15 insert:
“REPEALS:
9–2–1703.5, as enacted by Chapter 159, Laws of Utah 2001”
3. Page 1, Line 16:
After line 16 insert:
“Section 1. Section 9–2–1703 is amended to read:
9–2–1703 Creation and administration of fund.
(1) (a) There is created within the General Fund a restricted account known as the “Tourism Marketing Performance Fund.”
(b) The fund shall be administered by the department in accordance with Section 9–2–1704.
(2) The ~~[fund shall be funded by appropriations made to the fund by the]~~ Legislature ~~[in accordance with Section 9 2 1703.5]~~ shall appropriate \$200,000 to the fund each fiscal year.
(3) Any undistributed monies in the fund at the end of the fiscal year are nonlapsing except that any balance greater than \$200,000 at the end of the fiscal year shall lapse to the General Fund.
4. Page 2, Line 34:
After “expenditures” insert “and expenditures to develop tourism, recreation, cultural, and convention facilities”
5. Page 5, Line 123:
After line 123 insert:
“Section 5. Repealer.
This act repeals:
Section 9–2–1703.5, Appropriations to the fund.”
ReNUMBER remaining sections accordingly; and

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **H.B. 36, CHILD CARE AMENDMENTS**, by Representative R. Siddoway, with the following amendments:

1. Page 3, Lines 71–73
After “for” delete “: (a) children through age 12; and (b) children with disabilities through age 18.” and insert “children under 14 years of age.”

- 2. Page 3, Lines 83–84

After “children” delete “through age 12 and for income-eligible children with disabilities through age 18” and insert “under 14 years of age”

Richard M. Siddoway, Chair

Reports filed. On motion of Representative Siddoway, the reports of the Workforce Services and Economic Development committee were adopted.

H.B. 34, as amended, and **H.B. 36**, as amended, read the second time by short title and placed on the calendar for third reading.

* * *

Mr. Speaker:

January 23, 2002

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 31**, LICENSE PLATE REQUIREMENTS, by Representative B. King; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 113**, INSECT CONTROL ON FEDERAL LANDS, by Representative S. Urquhart.

Bradley T. Johnson, Chair

Reports filed. On motion of Representative Johnson, the reports of the Natural Resources, Agriculture, and Environment committee were adopted.

H.B. 31 and **H.B. 113**, read the second time by short title and placed on the calendar for third reading.

* * *

Mr. Speaker:

January 22, 2002

The Judiciary Committee reports a favorable recommendation on **1st Sub. H.B. 226**, TERMINATION OF PARENTAL RIGHTS AMENDMENTS, by Representative M. Throckmorton, with the following amendments:

- 1. Page 5, Line 128:

After “made” delete “diligent” and insert “reasonable”; and

The Judiciary Committee reports a favorable recommendation on **H.B. 233**, MITIGATION OF DAMAGES IN CONDEMNATION PROCEEDINGS, by Representative G. Curtis, and recommends it be placed on the Consent Calendar.

James A. Ferrin, Chair

Reports filed. On motion of Representative Ferrin, the reports of the Judiciary committee were adopted.

Sub. H.B. 226, as amended, read the second time by short title and placed on the calendar for third reading.

H.B. 233, read the second time by short title and placed on the Consent Calendar.

UNFINISHED BUSINESS

On motion of Representative Bryson, the House voted to uncircle **H.B. 39**.

H.B. 39, STATUTE OF LIMITATIONS AMENDMENTS, was before the House on its final passage.

On motion of Representative Bryson, the House voted to delete **H.B. 39** in title and body and insert **Sub. H.B. 39** in lieu thereof.

Sub. H.B. 39 then passed on the following roll call:

Yeas, 59; Nays, 4; Absent or not voting, 12.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Beck	Becker	Bennion
Beshear	Bigelow	Biskupski	Bowman
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	Curtis	Dayton
Donnelson	Duckworth	Ferrin	Ferry
Garn	Goodfellow	Hansen	Harper
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Pace	Parker	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	Styler	Thompson	Throckmorton
Tyler	Ure	Urquhart	Way
Winn	Young	M. Stephens	

Voting in the negative were: Representatives

Bourdeaux	Bradshaw	Daniels	Gowans
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Absent or not voting were: Representatives

Alexander	Barrus	D. Cox	Dillree
Fife	Hatch	Jones	Newbold
Peterson	G. Snow	Swallow	Wallace

Sub. H.B. 39 transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 107, OBSCENITY AND PORNOGRAPHY COMPLAINTS OMBUDSMAN DUTIES, read the third time by short title and placed on its final passage.

On motion of Representative Harper, the bill was amended as follows:

1. Page 2, Line 37:
After “cooperate with” delete “the Obscenity and Pornography Complaints Ombudsman and”
2. Page 2, Line 38:
After “investigations” delete “like” and insert a comma and “including”
3. Page 3, Line 62:
After “involving” delete “the Obscenity and Pornography Complaints Ombudsman and”
4. Page 3, Line 63:
After “Attorney General” delete “like” and insert a comma and “including”
5. Page 5, Line 136:
After “cooperate with” delete “the Obscenity and Pornography Complaints Ombudsman and”
6. Page 5, Line 137:
After “investigations” delete “like” and insert a comma and “including”
7. Page 7, Line 196:
After “involving” delete “the Obscenity and Pornography Complaints Ombudsman and”
8. Page 7, Line 197:
After “Attorney General” delete “like” and insert a comma and “including”
9. Page 10, Line 277:
After “public service” delete the comma and “Subsection 67-5-18(3)(f).”

10. Page 12, Line 358:

After “drafting” insert “model”

11. Page 12, Line 359:

After “(ii)” delete “making” and insert “providing”

H.B. 107, as amended, then passed on the following roll call:

Yeas, 63; Nays, 2; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Beck	Becker	Bennion
Beshear	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Dayton	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	King	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Thompson
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	

Voting in the negative were: Representatives

Daniels	Litvack
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Absent or not voting were: Representatives

Alexander	Barrus	Bigelow	Dillree
Hatch	Jones	Newbold	Swallow
Throckmorton	M. Stephens		

H.B. 107 transmitted to the Senate for its consideration.

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H.B. 187, DRIVER LICENSE FRAUD AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Arent, the House voted to circle **H.B. 187**.

UNFINISHED BUSINESS

On motion of Representative Bryson, the House voted to uncircle **H.B. 52.**

H.B. 52, HIGHER EDUCATION SAVINGS INCENTIVE PROGRAM AMENDMENTS, was before the House on its final passage.

On motion of Representative Bryson, the bill was amended as follows:

1. Page 1, Lines 8–9:
Delete “This act also repeals the Higher Education Supplemental Savings Incentive Program.”
2. Page 1, Lines 17–27:
Delete all of lines 17 through 27
3. Page 2, Lines 28–30:
Delete all of lines 28 through 30
4. Page 14, Lines 405–421:
Delete all of lines 405 through 421
5. Page 2, Line 39:
Delete “shall” and insert “may”

H.B. 52, as amended, then passed on the following roll call:

Yeas, 66; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Aagard	Adair	Arent	Barrus
Beck	Becker	Bennion	Beshear
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Goodfellow	Gowans	Hansen
Harper	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray

Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Winn	Young		

Absent or not voting were: Representatives

Alexander	S. Allen	Anderson	Garn
Hatch	Jones	Swallow	Way
M. Stephens			

H.B. 52, as amended, transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 192, WORKERS' COMPENSATION BENEFITS FOR VOLUNTEER SAFETY OFFICERS, read the third time by short title and placed on its final passage.

On motion of Representative Hansen, the bill was amended as follows:

1. Page 2, Line 43:
Delete "police" and insert "peace"

Representative Ure declared a conflict of interest because his son is a volunteer firefighter with Summit County.

On motion of Representative Urquhart, the House voted to circle **H.B. 192**.

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H.B. 193, REDEVELOPMENT AGENCIES NOTICE REQUIREMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Ure, the House voted to circle **H.B. 193**.

* * *

H.B. 198, MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES FOR STREETS, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **H.B. 198**.

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H.B. 199, INTERIM COMMITTEE MEMBERSHIP, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **H.B. 199**.

* * *

H.B. 201, PROPERTY TAX – JUDGEMENT LEVY, read the third time by short title and placed on its final passage.

H.B. 201 then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Hansen	Harper	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Thompson	Ure	Urquhart	Wallace
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

S. Allen	Gowans	Hatch	Jones
Swallow	Throckmorton	Tyler	Way

H.B. 201 transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Adair, the House voted to uncircle **H.B. 192**.

H.B. 192, WORKERS’ COMPENSATION BENEFITS FOR VOLUNTEER SAFETY OFFICERS, was before the House on its final passage.

H.B. 192 then passed on the following roll call:

Yeas, 65; Nays, 0; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Aagard	Adair	Anderson	Arent
Barrus	Beck	Becker	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	King
Litvack	Lockhart	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Winn
Young			

Absent or not voting were: Representatives

Alexander	S. Allen	Dillree	Hatch
Jones	Mascaro	Saunders	Swallow
Way	M. Stephens		

H.B. 192 transmitted to the Senate for its consideration.

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On motion of Representative Hogue, the House voted to uncircle **H.B. 72**.

H.B. 72, PENALTY FOR MISUSE OF LAWFUL SUBSTANCES, was before the House on its final passage.

On motion of Representative Hogue, the bill was amended as follows:

1. Page 2, Line 29:
Reinstate "B" and delete "A"
2. Page 3, Line 59:
After Line 59 insert:
"(4) Subsection (2)(c) does not apply to any person who administers nitrous oxide for the purpose of medical, surgical, or dental care and

who holds a license under state law that authorizes the administration of nitrous oxide.”

- 3. Page 3, Line 60:
Delete “(4)” and insert “(5)”

H.B. 72, as amended, then passed on the following roll call:

Yeas, 58; Nays, 7; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Aagard	Adair	Anderson	Arent
Barrus	Beck	Becker	Bennion
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Donnelson
Duckworth	Ferry	Fife	Garn
Goodfellow	Hansen	Harper	Hogue
Holdaway	E. Hutchings	B. Johnson	King
Litvack	Lockhart	McCartney	Morgan
Moss	Murray	Pace	Parker
Peterson	Ray	Saunders	Shurtliff
Siddoway	G. Snow	Styler	Thompson
Throckmorton	Tyler	Urquhart	Wallace
Winn	M. Stephens		

Voting in the negative were: Representatives

Beshear	Ferrin	Gowans	Hendrickson
Newbold	Philpot	Ure	

Absent or not voting were: Representatives

Alexander	S. Allen	Dillree	Hatch
Jones	Mascaro	Seitz	Swallow
Way	Young		

H.B. 72, as amended, transmitted to the Senate for its consideration.

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On motion of Representative Holdaway, the House voted to uncircle **H.B. 198.**

H.B. 198, MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES FOR STREETS, was before the House on its final passage.

H.B. 198 then passed on the following roll call:

Yeas, 65; Nays, 0; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Aagard	Adair	Anderson	Arent
Barrus	Beck	Becker	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	King
Litvack	Lockhart	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Shurtliff	Siddoway	G. Snow
Styler	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Winn
M. Stephens			

Absent or not voting were: Representatives

Alexander	S. Allen	Dillree	Hatch
Jones	Mascaro	Seitz	Swallow
Way	Young		

H.B. 198 transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 202, RECONVEYANCE OF TRUST DEED OF RELEASE OF MORTGAGE, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **H.B. 202**.

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H.B. 204, RESPONSIBILITY OF ATTORNEY GENERAL TO REPRESENT DIVISION OF CHILD AND FAMILY SERVICES, read the third time by short title and placed on its final passage.

On motion of Representative Throckmorton, the bill was amended as follows:

- 1. Page 1, Line 20:
After “(2)(a)” delete “As directed by the division” and insert “Subject to the provisions of Subsection 67-5-17(1)”

H.B. 204, as amended, then passed on the following roll call:

Yeas, 43; Nays, 25; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	Barrus	Bennion
Bowman	Bryson	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Dayton	Dillree	Donnelson	Ferrin
Garn	Harper	Hogue	Holdaway
B. Johnson	King	Lockhart	Mascaro
Murray	Newbold	Pace	Peterson
Philpot	Ray	Saunders	Seitz
Siddoway	G. Snow	Styler	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	M. Stephens	

Voting in the negative were: Representatives

Anderson	Arent	Beck	Becker
Beshear	Biskupski	Bourdeaux	Bradshaw
Buffmire	Daniels	Duckworth	Ferry
Fife	Goodfellow	Gowans	Hansen
Hendrickson	E. Hutchings	Litvack	McCartney
Morgan	Moss	Parker	Shurtliff
Thompson			

Absent or not voting were: Representatives

Alexander	S. Allen	Bigelow	Hatch
Jones	Swallow	Young	

H.B. 204 transmitted to the Senate for its consideration.

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H.B. 207, LICENSES FOR EDUCATORS, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **H.B. 207**.

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H.B. 214, EXTENSION OF SUNSET ON TELEHEALTH, read the third time by short title and placed on its final passage.

H.B. 214 then passed on the following roll call:

Yeas, 53; Nays, 14; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	Anderson	Arent
Barrus	Beck	Becker	Beshear
Biskupski	Bourdeaux	Bowman	Bradshaw
Buffimire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Daniels	Dillree
Duckworth	Ferrin	Ferry	Fife
Goodfellow	Gowans	Hansen	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
King	Litvack	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Tyler	Urquhart	Wallace
Winn			

Voting in the negative were: Representatives

Bennion	Bryson	Curtis	Dayton
Donnelson	Garn	Harper	Lockhart
Peterson	Philpot	Thompson	Throckmorton
Way	M. Stephens		

Absent or not voting were: Representatives

Alexander	S. Allen	Bigelow	Hatch
Jones	Swallow	Ure	Young

H.B. 214 transmitted to the Senate for its consideration.

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H.B. 215, DEPARTMENT OF HEALTH COLLECTION OF INFORMATION, read the third time by short title and placed on its final passage.

H.B. 215 then passed on the following roll call:

Yeas, 65; Nays, 3; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	Anderson	Arent
Barrus	Beck	Becker	Bennion

Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Hansen	Harper
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Thompson	Throckmorton	Tyler	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Voting in the negative were: Representatives

Bryson	Dayton	Newbold
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Absent or not voting were: Representatives

Alexander	S. Allen	Gowans	Hatch
Jones	Swallow	Ure	

H.B. 215 transmitted to the Senate for its consideration.

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H.B. 218, OVER WEIGHT VEHICLE AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **H.B. 218**.

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H.B. 221, STATE BOARD OF EDUCATION RULES AND REPORTS, read the third time by short title and placed on its final passage.

H.B. 221 then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	Anderson	Arent
Barrus	Beck	Becker	Bennion

Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hendrickson
Holdaway	E. Hutchings	B. Johnson	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Alexander	S. Allen	Hatch	Hogue
Jones	Parker	Swallow	

H.B. 221 transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to adjourn until January 24, 2002, at 10:00 a.m.

FOURTH DAY

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MORNING SESSION

The House was called to order by Speaker Stephens at 10:00 a.m.

Roll call showed all members present except Representatives Craig Buttars and LaWanna Shurtliff, excused.

Pledge of Allegiance and prayer by Representative Don E. Bush.

COMMUNICATION FROM THE SENATE

Mr. Speaker: January 23, 2002

The Senate passed **S.B. 40**, TUITION ASSISTANCE APPROPRIATION FOR NATIONAL GUARD, by Senator P. Knudson, and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communication filed. **S.B. 40**, read the first time by short title and referred to the Rules Committee.

INTRODUCTION OF BILLS

REPORTING OF DATA TO THE AUTOMATED GEOGRAPHIC REFERENCE CENTER

H.B. 131

Lorraine T. Pace

THIS ACT MODIFIES PROVISIONS RELATING TO INFORMATION TO BE PROVIDED TO THE AUTOMATED GEOGRAPHIC REFERENCE CENTER. THE ACT REQUIRES THE LIEUTENANT GOVERNOR TO SUBMIT TO THE CENTER COPIES OF GOVERNOR PROCLAMATIONS RELATING TO THE CREATION OR ANNEXATION OF COUNTIES AND COPIES OF CERTIFICATIONS RELATING TO CHANGES IN CONGRESSIONAL, SCHOOL, SENATE, AND HOUSE DISTRICTS. THE ACT REQUIRES COUNTIES TO SUBMIT INFORMATION TO THE CENTER RELATING TO THE ESTABLISHMENT, DIVISION, ABOLITION, OR CHANGE OF VOTING PRECINCTS. THE ACT REQUIRES THE STATE TAX COMMISSION TO SUBMIT TO THE CENTER INFORMATION IT

RECEIVES FROM LOCAL GOVERNMENT ENTITIES RELATING TO CHANGES IN LOCAL GOVERNMENT BOUNDARIES. THE ACT ALSO MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

SALE OF STATE LANDS AT DEVELOPMENTAL CENTER

H.B. 132

Margaret Dayton

THIS ACT MODIFIES THE SALE OF STATE DEVELOPMENT CENTER LANDS BY REQUIRING LEGISLATIVE APPROVAL BEFORE THE LANDS MAY BE SOLD, read the first time by short title and referred to the Rules Committee.

NATURAL GAS TECHNICIAN CERTIFICATION

H.B. 133

Gordon E. Snow

THIS ACT MODIFIES THE CONSTRUCTION TRADES LICENSING ACT. THE ACT PROVIDES THAT A PERSON THAT INSTALLS OR REPAIRS A RESIDENTIAL OR COMMERCIAL NATURAL GAS APPLIANCE OR A COMBUSTION SYSTEM MUST BECOME CERTIFIED. THE ACT MODIFIES CERTAIN EXEMPTIONS FROM LICENSURE. THE ACT ADDS AND MODIFIES DEFINITIONS. THE ACT MODIFIES UNLAWFUL CONDUCT PENALTY PROVISIONS, read the first time by short title and referred to the Rules Committee.

UNAUTHORIZED ELECTRONIC TRANSACTIONS

H.B. 134

A. Lamont Tyler

THIS ACT MODIFIES THE UNIFORM COMMERCIAL CODE TO CREATE A PENALTY FOR CERTAIN UNAUTHORIZED ELECTRONIC TRANSACTIONS, read the first time by short title and referred to the Rules Committee.

AMENDMENTS TO LEGISLATIVE SALARY PROCESS

H.B. 135

Merlynn T. Newbold

THIS ACT MODIFIES THE TITLE ADDRESSING THE LEGISLATURE TO REQUIRE THAT THE LEGISLATURE ACTS BEFORE LEGISLATIVE SALARIES CAN BE INCREASED. THE ACT REJECTS THE SALARY INCREASE RECOMMENDED BY THE LEGISLATIVE COMPENSATION

COMMISSION AND MAINTAINS THE INITIAL SALARY AMOUNTS PAID EFFECTIVE JANUARY 1, 2001. THE ACT REQUIRES THE LEGISLATURE BY JOINT RESOLUTION TO APPROVE, LOWER, OR REJECT THE LEGISLATIVE COMPENSATION COMMISSION'S RECOMMENDATION OR THE RECOMMENDATION IS CONSIDERED REJECTED. THIS ACT ALSO MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

**APPROPRIATION FOR SCHOOL DISTRICTS
IMPACTED BY FEE WAIVERS**

H.B. 271

LaWanna Lou Shurtliff

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION BY ALLOWING THE STATE BOARD OF EDUCATION TO DISTRIBUTE FUNDS TO CERTAIN SCHOOL DISTRICTS IMPACTED BY FEE WAIVERS. THIS ACT ESTABLISHES CRITERIA FOR THE DISTRIBUTION OF THE FUNDS. THIS ACT PROVIDES AN ONGOING APPROPRIATION OF \$400,000 FROM THE UNIFORM SCHOOL FUND FOR FISCAL YEAR 2002-03 TO THE STATE BOARD OF EDUCATION FOR DISTRIBUTION TO CERTAIN SCHOOL DISTRICTS IMPACTED BY FEE WAIVERS. THIS ACT TAKES EFFECT ON JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

UTAH EDUCATION NETWORK AMENDMENTS

H.B. 272

Thomas V. Hatch

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF HIGHER EDUCATION BY REQUIRING ANY TELECOMMUNICATIONS SERVICES DISTRIBUTION FACILITY OWNED BY THE UTAH EDUCATION NETWORK (UEN) TO BE USED EXCLUSIVELY FOR THE SUPPORT OF PUBLIC OR HIGHER EDUCATION AND PROHIBITING UEN FROM BUILDING OR ACQUIRING ANY FACILITIES FOR THE DELIVERY OF TELECOMMUNICATIONS SERVICES IF COMPARABLE FACILITIES AND SERVICES CAN BE PROVIDED BY A PRIVATELY OWNED TELECOMMUNICATIONS CORPORATION AT COMPARABLE COSTS. THIS ACT REQUIRES THE UEN STEERING COMMITTEE TO INCLUDE THREE REPRESENTATIVES OF PRIVATE INDUSTRY AND CLARIFIES THAT A SCHOOL DISTRICT MAY ACQUIRE TELECOMMUNICATIONS SERVICES FROM A PRIVATELY OWNED TELECOMMUNICATIONS CORPORATION IRRESPECTIVE OF SERVICES PROVIDED BY UEN, read the first time by short title and referred to the Rules Committee.

DESIGNATION OF I-80

H.B. 273

Don E. Bush

THIS ACT MODIFIES THE TRANSPORTATION CODE BY DESIGNATING A SECTION OF A STATE HIGHWAY ROUTE THE PURPLE HEART TRAIL, read the first time by short title and referred to the Rules Committee.

RESOLUTION CLOSING COURT FACILITY

H.J.R. 17

Chad E. Bennion

A JOINT RESOLUTION OF THE LEGISLATURE APPROVING THE CLOSURE OF THE DISTRICT COURT WITHIN THE MUNICIPAL BOUNDARIES OF MURRAY CITY, UTAH, AND PROVIDING AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

S.B. 8, REPEAL OF NATIONAL GUARD ADVISORY BOARD, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **S.B. 8**.

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S.B. 10, REVISIONS TO SENATE ADVISE AND CONSENT POWERS, read the third time by short title and placed on its final passage.

S.B. 10 then passed on the following roll call:

Yeas, 64; Nays, 0; Absent or not voting, 11.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	D. Clark	S. Clark	D. Cox
Daniels	Dayton	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Hansen	Harper	Hatch

Hendrickson	Hogue	Holdaway	E. Hutchings
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Moss	Murray
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	M. Stephens

Absent or not voting were: Representatives

Alexander	Beshear	Buttars	Curtis
Dillree	Gowans	B. Johnson	Morgan
Newbold	Shurtliff	Young	

S.B. 10 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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S.B. 12, TRANSFER OF YOUTH SERVICES OVERSIGHT, read the third time by short title and placed on its final passage.

On motion of Representative Bowman, the House voted to circle **S.B. 12**.

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S.B. 22, ATTEMPTED MURDER AMENDMENTS, read the third time by short title and placed on its final passage.

S.B. 22 then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Hansen
Harper	Hatch	Hendrickson	Hogue

Holdaway	E. Hutchings	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Seitz	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Alexander	Beshear	Buttars	Gowans
B. Johnson	Saunders	Shurtliff	

S.B. 22 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

UNFINISHED BUSINESS

On motion of Representative Hansen, the House voted to uncircle **S.B. 8**.

S.B. 8, REPEAL OF NATIONAL GUARD ADVISORY BOARD, was before the House on its final passage.

S.B. 8 then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Newbold	Pace	Parker	Peterson
Philpot	Saunders	Seitz	Siddoway

G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young

Absent or not voting were: Representatives

Alexander	Buttars	Dillree	Murray
Ray	Shurtliff	M. Stephens	

S.B. 8 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

THIRD READING CALENDAR

H.B. 224, GIVING FALSE INFORMATION TO POLICE OFFICER, read the third time by short title and placed on its final passage.

On motion of Representative Parker, the bill was amended as follows:

1. Page 1, Line 19:
Delete "A" and insert "B"

On motion of Representative McCartney, the House voted to circle **H.B. 224**.

* * *

H.B. 225, MENTAL HEALTH PROFESSIONAL FINANCIAL ASSISTANCE GRANTS – TECHNICAL AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 225 then passed on the following roll call:

Yeas, 56; Nays, 8; Absent or not voting, 11.

Voting in the affirmative were: Representatives

Adair	Alexander	S. Allen	Anderson
Arent	Barrus	Beck	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Buffmire	Buttars	D. Clark

S. Clark	D. Cox	Curtis	Daniels
Duckworth	Ferrin	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	Litvack	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Ray	Seitz	Siddoway	G. Snow
Styler	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young

Voting in the negative were: Representatives

Agard	Bryson	Bush	Dayton
Donnelson	Hatch	Lockhart	Philpot

Absent or not voting were: Representatives

Becker	Bradshaw	Dillree	Ferry
King	Saunders	Shurtliff	Swallow
Thompson	Throckmorton	M. Stephens	

H.B. 225 transmitted to the Senate for its consideration.

* * *

H.B. 227, ELECTRONIC MONITORING OF PROBATIONERS – CRIMINAL INTERFERENCE, read the third time by short title and placed on its final passage.

On motion of Representative Bryson, the House voted to circle **H.B. 227**.

* * *

H.B. 237, SPOUSE ABUSE AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Ure, the House voted to circle **H.B. 237**.

* * *

H.B. 249, SALES AND USE TAX – LOCATION OF TRANSACTIONS, read the third time by short title and placed on its final passage.

H.B. 249 then passed on the following roll call:

Yeas, 63; Nays, 0; Absent or not voting, 12.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Bennion	Bigelow	Biskupski	Bourdeaux
Bowman	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	E. Hutchings	B. Johnson	Jones
Litvack	Lockhart	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Seitz	Siddoway	G. Snow	Styler
Tyler	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Becker	Beshear	Bradshaw	Holdaway
King	Mascaro	Saunders	Shurtliff
Swallow	Thompson	Throckmorton	Ure

H.B. 249 transmitted to the Senate for its consideration.

* * *

H.B. 250, RETIREMENT LAW RECODIFICATION, read the third time by short title and placed on its final passage.

On motion of Representative Bigelow, the House voted to circle **H.B. 250**.

UNFINISHED BUSINESS

On motion of Representative Hatch, the House voted to uncircle **H.B. 60**.

H.B. 60, INDIVIDUAL INCOME TAX – STATE EARNED INCOME TAX CREDIT, was before the House on its final passage.

H.B. 60 then passed on the following roll call:

Yeas, 63; Nays, 4; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Agaard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	Litvack
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Siddoway	G. Snow	Styler
Tyler	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Voting in the negative were: Representatives

Alexander	D. Cox	Ferrin	Lockhart
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Absent or not voting were: Representatives

Becker	Bradshaw	King	Shurtliff
Swallow	Thompson	Throckmorton	Ure

H.B. 60 transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 255, UTAH HOUSING CORPORATION, read the third time by short title and placed on its final passage.

On motion of Representative Bigelow, the House voted to circle **H.B. 255**.

* * *

H.J.R. 11, RESOLUTION REQUIRING PUBLIC NOTICE PRIOR TO SPECIAL SESSIONS, read the third time by short title and placed on its final passage.

On motion of Representative Ferry, the bill was amended as follows:

1. Page 1, Line 24:
Delete "72" and insert "48"

H.J.R. 11, as amended, then passed on the following roll call:

Yeas, 65; Nays, 0; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Bennion	Beshear	Bigelow	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hogue
Holdaway	E. Hutchings	B. Johnson	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Throckmorton	Tyler
Urquhart	Wallace	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Becker	Biskupski	Dillree	Hendrickson
Jones	King	Swallow	Thompson
Ure	Way		

H.J.R. 11 transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Bigelow, the House voted to uncircle **H.B. 255**.

H.B. 255, UTAH HOUSING CORPORATION AMENDMENTS, was before the House on its final passage.

On motion of Representative Bigelow, the bill was amended as follows:

1. Page 12, Line 366:
Delete "corporation" and insert "Utah Housing Corporation"
2. Page 13, Line 372:
Delete line 372

3. Page 13, Line 373:
Delete “(d)” and insert “(c)”
4. Page 13, Line 375:
Delete “(e)” and insert “(d)”
5. Page 13, Line 378:
Delete “(f)” and insert “(e)”
6. Page 13, Line 380:
Delete “(g)” and insert “(f)”
7. Page 13, Line 385:
Delete “(h)” and insert “(g)”
8. Page 13, Line 379:
Delete “corporation” and insert “Utah Housing Corporation”
9. Page 13, Line 392:
After “Tax” insert “Act”
10. Page 13, Line 396:
Delete “corporation” and insert “Utah Housing Corporation”
11. Page 14, Line 408:
Delete “corporation” and insert “Utah Housing Corporation”
12. Page 14, Line 415:
Delete “corporation” and insert “Utah Housing Corporation”
13. Page 14, Line 417:
Delete “corporation’s” and insert “Utah Housing Corporation’s”
14. Page 14, Line 418:
Delete “corporation” and insert “Utah Housing Corporation”
15. Page 14, Line 427:
Delete “corporation” and insert “Utah Housing Corporation”
16. Page 14, Line 428:
Delete “corporation” and insert “Utah Housing Corporation”
17. Page 15, Line 431:
Delete “corporation” and insert “Utah Housing Corporation”

18. Page 15, Line 433:
Delete "corporation" and insert "Utah Housing Corporation"
19. Page 15, Line 437:
Delete "corporation" and insert "Utah Housing Corporation"
20. Page 15, Line 453:
Delete "corporation" and insert "Utah Housing Corporation"
21. Page 15, Line 455:
Delete "corporation" and insert "Utah Housing Corporation"
22. Page 16, Line 463:
Delete "corporation" and insert "Utah Housing Corporation"
23. Page 16, Line 467:
Delete "corporation" and insert "Utah Housing Corporation"
24. Page 16, Line 473:
Delete "corporation" and insert "Utah Housing Corporation"
25. Page 16, Line 479:
Delete line 479
26. Page 16, Line 480:
Delete "(d)" and insert "(c)"
27. Page 16, Line 482:
Delete "(e)" and insert "(d)"
28. Page 16, Line 485:
Delete "(f)" and insert "(e)"
29. Page 16, Line 487:
Delete "(g)" and insert "(f)"
30. Page 16, Line 492:
Delete "(h)" and insert "(g)"
31. Page 16, Line 486:
Delete "corporation" and insert "Utah Housing Corporation"
32. Page 17, Line 502:
Delete "corporation" and insert "Utah Housing Corporation"

33. Page 17, Line 514:
Delete "corporation" and insert "Utah Housing Corporation"
34. Page 17, Line 521:
Delete "corporation" and insert "Utah Housing Corporation"
35. Page 17, Line 523:
Delete "corporation's" and insert "Utah Housing Corporation's"
36. Page 18, Line 524:
Delete "corporation" and insert "Utah Housing Corporation"
37. Page 18, Line 533:
Delete "corporation" and insert "Utah Housing Corporation"
38. Page 18, Line 534:
Delete "corporation" and insert "Utah Housing Corporation"
39. Page 18, Line 537:
Delete "corporation" and insert "Utah Housing Corporation"
40. Page 18, Line 539:
Delete "corporation" and insert "Utah Housing Corporation"
41. Page 18, Line 540:
Delete "corporation" and insert "Utah Housing Corporation"
42. Page 18, Line 543:
Delete "corporation" and insert "Utah Housing Corporation"
43. Page 19, Line 559:
Delete "corporation" and insert "Utah Housing Corporation"
44. Page 19, Line 561:
Delete "corporation" and insert "Utah Housing Corporation"
45. Page 19, Line 569:
Delete "corporation" and insert "Utah Housing Corporation"

H.B. 255, as amended, then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck

Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Holdaway	E. Hutchings	B. Johnson
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Throckmorton
Tyler	Ure	Urquhart	Wallace
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Becker	S. Clark	Hogue	Jones
King	Saunders	Thompson	Way

H.B. 255, as amended, transmitted to the Senate for its consideration.

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H.B. 12 removed from the Consent Calendar and placed at the bottom of the Third Reading Calendar.

* * *

On motion of Representative Allen, the House voted to uncircle **H.B. 207**.

H.B. 207, LICENSES FOR EDUCATORS, was before the House on its final passage.

H.B. 207 then passed on the following roll call:

Yeas, 66; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Aagard	Alexander	S. Allen	Anderson
Arent	Barrus	Beck	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	D. Cox

Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Parker
Peterson	Philpot	Ray	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Adair	Becker	S. Clark	B. Johnson
Jones	King	Pace	Saunders
Throckmorton			

H.B. 207 transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.J.R. 14, JOINT RESOLUTION – DEBT LIMITS FOR POLITICAL SUBDIVISIONS, read the third time by short title and placed on its final passage.

H.J.R. 14 then passed on the following roll call:

Yeas, 66; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Aagard	Alexander	S. Allen	Anderson
Arent	Barrus	Beck	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	D. Cox
Curtis	Daniels	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Parker	Peterson
Philpot	Ray	Saunders	Seitz

Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Adair	Becker	S. Clark	Dayton
Hatch	Jones	King	Pace
Tyler			

H.J.R. 14 transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Harper, the House voted to uncircle **H.B. 51**.

H.B. 51, SALES AND USE TAX – TAXABILITY OF PARTS AND LABOR, was before the House on its final passage.

On motion of Representative Harper, the House voted to delete **H.B. 51** in title and body and insert **Sub. H.B. 51** in lieu thereof.

Sub. H.B. 51 then passed on the following roll call:

Yeas, 63; Nays, 1; Absent or not voting, 11.

Voting in the affirmative were: Representatives

Aagard	Alexander	S. Allen	Anderson
Arent	Barrus	Beck	Bennion
Beshear	Bigelow	Biskupski	Bowman
Bradshaw	Bryson	Buffmire	Bush
D. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Parker	Peterson	Philpot
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Ure	Urquhart	Wallace
Winn	Young	M. Stephens	

Voting in the negative was: Representative
Litvack

Absent or not voting were: Representatives

Adair	Becker	Bourdeaux	Buttars
S. Clark	Jones	King	Pace
Ray	Tyler	Way	

Sub. H.B. 51 transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.J.R. 15, RESOLUTION PROMOTING FINANCIAL LITERACY FOR UTAH STUDENTS, read the third time by short title and placed on its final passage.

On motion of Representative Hogue, the bill was amended as follows:

1. Page 1, Line 10:
After line 10, insert “WHEREAS; family financial education begins in the home, and can be strengthened and reinforced in the school setting;”
2. Page 2, Line 30:
After “the Utah State Office of Education,” insert “the Utah Parent Teachers’ Association,”

H.J.R. 15, as amended, then passed on the following roll call:

Yeas, 49; Nays, 13; Absent or not voting, 13.

Voting in the affirmative were: Representatives

Aagard	S. Allen	Anderson	Arent
Beck	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Buffmire	Bush	Buttars	D. Clark
S. Clark	Curtis	Daniels	Dillree
Duckworth	Ferry	Fife	Garn
Goodfellow	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Litvack	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Peterson	Ray	Seitz	Shurtliff
Tyler	Urquhart	Wallace	Young
M. Stephens			

Voting in the negative were: Representatives

Alexander	Barrus	Bryson	Donnelson
Ferrin	Gowans	Lockhart	Philpot
G. Snow	Thompson	Throckmorton	Way
Winn			

Absent or not voting were: Representatives

Adair	Becker	D. Cox	Dayton
Jones	King	Pace	Parker
Saunders	Siddoway	Styler	Swallow
Ure			

H.J.R. 15, as amended, transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess until 2:00 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Stephens at 2:00 p.m.

Representatives Harper, Jones, and Philpot were excused.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: January 24, 2002

The Senate passed **S.B. 110**, CHILD PLACEMENT DETERMINATIONS, by Senator D. Eastman, and it is transmitted for consideration; and

The Senate passed **S.B. 4**, REPORTS TO HEALTH AND HUMAN SERVICES, by Senator T. Spencer, and it is transmitted for consideration; and

The Senate passed **S.B. 37**, MUTUAL WATER COMPANY CHANGE APPLICATIONS, by Senator L. Blackham, and it is transmitted for consideration; and

The Senate passed **S.B. 45**, BIRTH CERTIFICATE FOR STILLBORN CHILD, by Senator R. Allen, and it is transmitted for consideration; and

The Senate passed **S.B. 47**, PROCUREMENT CODE AMENDMENTS, by Senator D. Gladwell, and it is transmitted for consideration; and

The Senate passed **S.B. 51**, NURSE PRACTICE ACT AMENDMENTS, by Senator P. Julander, and it is transmitted for consideration; and

The Senate passed **S.B. 88**, ENVIRONMENTAL SELF-EVALUATION ACT AMENDMENTS, by Senator B. Wright, and it is transmitted for consideration; and

The Senate passed **S.B. 89**, SAFE DRINKING WATER ACT – ADMINISTRATIVE PROCEDURE AMENDMENTS, by Senator B. Wright, and it is transmitted for consideration; and

The Senate passed **S.B. 90**, DRINKING WATER BOARD LOAN AND GRANT AMENDMENTS, by Senator B. Wright, and it is transmitted for consideration; and

The Senate passed **S.B. 93**, CLASSIFICATION OF CERTAIN LEGISLATIVE RECORDS, by Senator P. Knudson, and it is transmitted for consideration; and

The Senate passed **S.B. 98**, OUTDOOR ADVERTISING AMENDMENTS, by Senator M. Waddoups, and it is transmitted for consideration; and

The Senate passed **S.B. 99**, CORE CURRICULUM AMENDMENTS, by Senator D. Gladwell, and it is transmitted for consideration; and

The Senate passed **S.B. 107**, UTAH LABOR COMMISSION AMENDMENTS, by Senator E. Mayne, and it is transmitted for consideration; and

The Senate passed **S.B. 109**, LICENSING OF GENETIC COUNSELORS TECHNICAL AMENDMENTS, by Senator P. Julander, and it is transmitted for consideration.

Annette B. Moore

Secretary of the Senate

Communications filed. **S.B. 110**, **S.B. 4**, **S.B. 37**, **S.B. 45**, **S.B. 47**, **S.B. 51**, **S.B. 88**, **S.B. 89**, **S.B. 90**, **S.B. 93**, **S.B. 98**, **S.B. 99**, **S.B. 107**, and **S.B. 109**, read the first time by short title and referred to the Rules Committee.

REPORTS OF STANDING COMMITTEES

Mr. Speaker:

January 24, 2002

The Business and Labor Committee recommends **H.B. 44**, TRUSTEES OF TRUST DEEDS AMENDMENTS, by Representative D. Clark, be replaced and favorably recommends **1st Sub. H.B. 44**, TRUST DEEDS AMENDMENTS; and

The Business and Labor Committee recommends **H.B. 191**, PREDATORY MORTGAGE LENDING, by Representative P. Ray, be replaced and reports a

favorable recommendation on **1st Sub. H.B. 191**, MORTGAGE LENDING DISCLOSURES with the following amendments:

1. Page 6, Line 170:
After "Section 61-2c-102" insert ", unless the compensation is de minimis as defined by the division"
2. Page 8, Line 221:
After "disclosing" insert ", if such is the case"; and

The Business and Labor Committee recommends **H.B. 110**, MOTOR VEHICLE INSURANCE AND CREDIT INFORMATION, by Representative P. Wallace, et al, be replaced and favorably recommends **1st Sub. H.B. 110**, MOTOR VEHICLE INSURANCE AND CREDIT INFORMATION.

Katherine M. Bryson, Chair

Reports filed. On motion of Representative Bryson, the reports of the Business and Labor committee were adopted.

Sub. H.B. 44, **Sub. H.B. 191**, as amended, and **Sub. H.B. 110**, read the second time by short title and placed on the calendar for third reading.

* * *

Mr. Speaker:

January 24, 2002

The Education Committee reports a favorable recommendation on **H.B. 111**, STATE RESPONSIBILITY FOR REGULATION OF POSTSECONDARY PROPRIETARY SCHOOLS, by Representative A. Bradshaw, with the following amendments:

1. Page 6, Lines 160-163:
After "exemption." delete the rest of line 160 and lines 161,162, and 163
2. Page 6, Line 181:
After "action." insert "Subsection (2) does not apply to an institution exempted under Subsection (1)(e)."; and

The Education Committee reports a favorable recommendation on **H.B. 76**, PROCESS FOR CREATION OF NEW SCHOOL DISTRICTS, by Representative D. Cox, with the following amendments:

1. Page 1, Line 25:
After "Education." delete "or"

2. Page 1, Line 26:
After “governor” delete the period and insert “; or”
3. Page 1, Line 26:
After line 26 insert the following:
“(v) at the request of the board of the existing district or districts to be affected by the creation of the new district.”; and

The Education Committee reports a favorable recommendation on **H.B. 253**, RURAL SCHOOLS – EQUITY IN EDUCATION, by Representative B. Johnson; and

The Education Committee reports a favorable recommendation on **H.B. 222**, SCHOOL AND SCHOOL DISTRICT SIZE TASK FORCE, by Representative D. Cox.

Margaret Dayton, Chair

Reports filed. On motion of Representative Dayton, the reports of the Education committee were adopted.

H.B. 111, as amended, **H.B. 76**, as amended, **H.B. 253**, and **H.B. 222**, read the second time by short title and placed on the calendar for third reading.

* * *

Mr. Speaker:

January 24, 2002

The Health and Human Services Committee reports a favorable recommendation on **H.J.R. 10**, RESOLUTION URGING FEDERAL CONSTITUTIONAL AMENDMENT TO PROTECT THE LIFE OF THE UNBORN, by Representative G. Way; and

The Health and Human Services Committee reports a favorable recommendation on **1st Sub. H.B. 25**, ADULT PROTECTIVE SERVICES AMENDMENTS, by Representative P. Jones, with the following amendments:

1. Page 4, Line 114:
Add comma after “medical”
2. Page 5, Line 128:
Place quotation marks before and after “Physical injury”
3. Page 7, Line 203:
Add comma after “neglect”

4. Page 11, Line 322:
After "office." at the beginning of the line delete "and county or district attorney's office."
5. Page 19, Line 565:
Bracket "subsection" and insert "Subsection (20)"; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 112**, HEALTH CARE MALPRACTICE ACT AMENDMENTS, by Representative K. Garn, with the following amendments:

1. Page 2, Line 36:
After "(11)" delete "(a)"
2. Page 2, Line 37:
After "facilities." delete "residential-"
3. Page 2, Line 38:
After "care facilities." insert "health care"
4. Page 2, Lines 39 – 42:
After "organizations." insert "and" and after "disease facilities" insert "." and delete the rest of line 39 and all of lines 40 through 42; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 251**, FUNDING OF STATE AND COUNTY HEALTH AND HUMAN SERVICES LEGISLATIVE TASK FORCE, by Representative J. Seitz, with the following amendments:

1. Page 1, Line 16:
After "following" delete "eight" and insert "ten"
2. Page 1, Line 18:
After "party;" delete "and"
3. Page 1, Line 20:
After "party" insert ".; and
(c) two members representing Utah counties, appointed by the Utah Association of Counties"
4. Page 1, Lines 25 – 26:
After "(3)" delete the rest of line 25 and line 26 and insert "(a) A majority of the members of the task force constitutes a quorum.
(b) The action of a majority of the quorum constitutes an action of the task force."

5. Page 1, Line 27:
After “(4)” insert “(a)” and after “of the” insert “legislative”
6. Page 2, Line 28:
After line 28 insert “(b) Members of the task force who are not legislators receive no compensation for their work associated with the task force.”

Carl R. Saunders, Chair

Reports filed. On motion of Representative Saunders, the reports of the Health and Human Services committee were adopted.

H.J.R. 10, Sub. H.B. 25, as amended, **H.B. 112**, as amended, and **H.B. 251**, as amended,, read the second time by short title and placed on the calendar for third reading.

THIRD READING CALENDAR

H.J.R. 4, RESOLUTION ENCOURAGING CULTURAL COMPETENCY IN THE DELIVERY OF HEALTH CARE, read the third time by short title and placed on its final passage.

H.J.R. 4 then passed on the following roll call:

Yeas, 42; Nays, 25; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Adair	S. Allen	Anderson	Arent
Beck	Becker	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Buffmire	D. Clark	Daniels	Dillree
Duckworth	Fife	Goodfellow	Gowans
Hansen	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	King	Litvack
Mascaro	McCartney	Morgan	Moss
Murray	Pace	Parker	Shurtliff
Siddoway	Styler	Thompson	Tyler
Urquhart	Young		

Voting in the negative were: Representatives

Aagard	Alexander	Barrus	Bennion
Bryson	Bush	Buttars	Curtis
Dayton	Donnelson	Ferrin	Ferry
Garn	Hatch	Lockhart	Newbold

Peterson	Ray	Seitz	Swallow
Throckmorton	Ure	Wallace	Way
Winn			

Absent or not voting were: Representatives

S. Clark	D. Cox	Harper	Jones
Philpot	Saunders	G. Snow	M. Stephens

H.J.R. 4 transmitted to the Senate for its consideration.

* * *

H.B. 58, WATER FORFEITURE AMENDMENTS, read the third time by short title and placed on its final passage.

Representatives Buffmire, Snow, Ferry, Styler, Tyler, Hatch, Johnson, Buttars, Dayton, Dillree, Ure, Adair, Cox, Anderson, Parker, Hendrickson, Gowans, Fife, Mascaro, Garn, Wallace, Newbold, Donnelson, Peterson, Siddoway, and Stephens. declared a conflict of interest because they own water shares.

H.B. 58, as amended, then passed on the following roll call:

Yeas, 69; Nays, 1; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Voting in the negative was: Representative
Thompson

Absent or not voting were: Representatives
Alexander S. Clark Harper Jones
Philpot

H.B. 58, as amended, transmitted to the Senate for its consideration.

* * *

Sub. H.B. 66, JUDICIAL AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Bryson, the bill was amended as follows:

1. Page 1, line 7:
After "also" delete the rest of the line
2. Page 1, Line 8:
Delete "corpus,"
3. Page 8, lines 223 – 225:
Delete lines 223 through 225.

Sub. H.B. 66, as amended, then failed to pass on the following roll call:

Yeas, 35; Nays, 36; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Adair	S. Allen	Anderson	Arent
Beck	Becker	Beshear	Biskupski
Bourdeaux	Bowman	Bradshaw	Buffmire
Daniels	Dillree	Duckworth	Ferry
Fife	Goodfellow	Gowans	Hansen
Hendrickson	Holdaway	E. Hutchings	King
Litvack	McCartney	Morgan	Moss
Murray	Pace	Shurtliff	Siddoway
Styler	Tyler	Young	

Voting in the negative were: Representatives

Aagard	Alexander	Barrus	Bennion
Bigelow	Bryson	Bush	Buttars
D. Clark	D. Cox	Curtis	Dayton

Donnelson	Ferrin	Garn	Hatch
Hogue	B. Johnson	Lockhart	Mascaro
Newbold	Parker	Peterson	Ray
Saunders	Seitz	G. Snow	Swallow
Thompson	Throckmorton	Ure	Urquhart
Wallace	Way	Winn	M. Stephens

Absent or not voting were: Representatives

S. Clark	Harper	Jones	Philpot
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Sub. H.B. 66, as amended, was filed.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to adjourn until January 25, 2002, at 10:00 a.m.

FIFTH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Stephens at 10:00 a.m.

Roll call showed all members present except Representative Wayne Harper, excused and Representative Scott Daniels, absent.

Pledge of Allegiance and prayer by Representative Brent H. Goodfellow.

COMMITTEE OF THE WHOLE

On motion of Representative Garn, the House resolved itself into a Committee of the Whole, with the Speaker as Chairman, for the purpose of hearing from Chief Justice Howe.

On motion of Representative Garn, the Committee of the Whole was dissolved.

On motion of Representative Ure, the House voted to print the remarks of Chief Justice Howe upon the pages of the House Journal.

STATE OF THE JUDICIARY ADDRESS CHIEF JUSTICE RICHARD C. HOWE

Speaker Stephens, Representatives, guests. Thank you for the opportunity to join you today, and to discuss the state of Utah's judiciary. Thank you also for accommodating my schedule this week. Ordinarily this address is earlier in the session, but the Conference of Chief Justices held their winter meetings at the same time, and I wanted to be with them one last time. I say last time because my term as Chief Justice of the Utah Supreme Court ends in just a few months. So, this will be my last State of the Judiciary address as well.

Since it is my last, I hope you will forgive me if I indulge in a little nostalgia. 22 years ago, when I was sworn in as a member of the Supreme Court, things were a little bit different, and a little bit the same as now, both in the legislature and in the judiciary. The legislative issues of 1980 included these:

- The compensation of legislators was raised from \$15 to \$40 per day.

- There were only 99 House bills and 85 Senate bills introduced that year. Of course this was when the even numbered years were supposedly just “budget sessions.”
- H.C.R. 1 welcomed the Utah Jazz Basketball Club to the state, and wished them success.
- H.J.R. 18 approved the appointment of Jon Memmott as the Legislative Research Director. Of course Jon Memmott is now a District Judge in Davis County, and has been for nine years.
- S.R. 1 called on President Carter to reconsider the decision to deploy the MX missile in the Utah desert.
- The Olympics were on the agenda then, too. H.J.R. 27 urged the boycott of the 1980 summer games in Moscow, because “the loss of medals by Olympic athletes would be a far smaller sacrifice than is the loss of life, liberty, and property now being suffered by the citizens of Afghanistan.”
- Jim Hansen was the Speaker of the House, Carl Saunders was finishing his term as the Representative from District 48 in Weber County, and Mike Dmitrich was in the House of Representatives representing Carbon County.

The courts were a bit different, and a bit the same, in 1980 as well.

- There were 57 trial judges in the state then, now there are 70.
- However, in 1980 there were just under 2,800 felonies charged statewide, and last year there were well over 17,000 – six times as many.
- Then, clerks recorded most actions of the courts by hand in large docket books, while court reporters keyed in the testimony of witnesses, later to be transcribed. Now, clerks enter orders into statewide networked computer systems, and digital audio recordings of the proceedings are automatically stored onto electronically indexed and searchable CDs.
- During the intervening years the structure of the courts has changed, too. Two levels of court, the

Circuit Court and the District Court were consolidated into one; the Court of Appeals was created; and we have gone from 210 justice courts down to 136.

- In some ways the role of the judge has changed, as well. Recently we have created drug courts and mental health courts, where judges become part of a team focused on solving the problems that cause offenders to commit crimes. This is different than the traditional approach, where judges focus on the procedure and the law, but not on the background factors that cause the defendant to commit crime. But times change, our communities change, and we have to adapt to those changes.

We have also worked hard to change old perceptions of the judiciary held by the public. There are notions about courts that have been around for decades, and some of them persist even in the face of these changes. Three such views of the judiciary that I would like to mention are:

1. That courts are an insular and secretive institution.
2. That courts operate like an exclusive fraternity for the law-trained.
3. That courts are steeped in tradition and therefore slow to change.

None of these perceptions are accurate anymore. I suspect most of you realize that I am the most senior member of our court, maybe the most senior member of the judiciary, but I can report to you that over the last four years as Chief Justice, the oldest player has embraced change, and I am proud of the steps we have taken to challenge the perceptions I have just mentioned.

To those who would say that we are an insular organization, I point to our many community involvement programs. Programs like Juvenile Court Adoption Day, when our Juvenile Court judges schedule dozens of adoptions for the same time, and then celebrate together with punch, cookies, and teddy bears for all the children. I point to the 27 community hearings we recently held across the state seeking public perceptions about racial and ethnic fairness in the justice system. I point to our customer service programs, such as our bi-lingual 1-800 court information line, and our pay-by-phone system for traffic tickets. And I point proudly to the courts' effort to work with the State Board of Education to get basic civics and government process classes reinstated as part of our public school curriculum; and to judges who have created a high school lecture series in Cache and Box Elder Counties on the Declaration of Independence; who created a

presentation on drugs to middle school students in Utah County; and who participate in dozens of career day programs, speakers groups, mock trials and mentor programs across the state every year.

Our efforts to seek not only the input of citizens into our policy making, but also their meaningful involvement in our processes have been deliberate, for the old saying is true: Tell me, and I will forget. Show me, and I will remember. Involve me, and I will understand. With the involvement of citizens and legislators alike, we hope to foster a tangible understanding of Utah's courts, and of the role we all play in assuring a fair and effective judicial system.

The second perception that we are seeking to change is that the courts are an exclusive fraternity for the law-trained. Recent years have seen Utah's courts focus a great deal of energy on helping court users that are not represented by attorneys. Our Online Court Assistance Program has been nationally recognized as the most advanced interactive court application of its kind. Users fill in the answers to basic questions at their home computers, and the program generates the appropriate legal pleadings, complete and ready to file.

We have also supported efforts like Waine's Clinic, a free workshop offered to unrepresented litigants, where questions on almost any legal topic are addressed and then followed up with individual help. Started in Salt Lake City just one night per week, this help has been expanded, not just in Salt Lake but to several other Utah cities as well. The founder of that effort, attorney Waine Riches, was the recipient of our Amicus Curiae, or friend of the court award last year, in recognition of the hundreds and hundreds of hours he has devoted to helping unrepresented litigants protect their legal rights.

The Supreme Court has also agreed to lead an inquiry into the delivery of legal services in Utah. Five legislators, two Supreme Court Justices, several state Bar representatives and others are studying ways to improve access to legal services for all citizens. Technology solutions, court forms, alternatives to traditional litigation, and para-professionals are all being looked at as mechanisms for enhancing the ability of non-lawyers to obtain legal remedies. That committee plans on reporting its findings to you next fall.

The final image I would like to challenge is that of a slow-moving, unresponsive court system. In the four years of my tenure as Chief Justice, I have witnessed remarkable changes in our courts. For example, the first drug court started in Utah began operating in 1994, but in the past four years we have increased from two drug courts to 18.

Technology advances have not only made those heavy docket books relics of the past, but have allowed our citizens to check on the status of their case and pay

files via the touch pad on their telephone, prepare their own pleadings with the assistance of a computer, and court users can already, with some cases, file court documents with the stroke of a key, rather than a trip to the courthouse.

Alternative dispute resolution programs were first formally recognized in Utah in 1994, and the courts have gone from one such program just four years ago to eight, now. We have created truancy mediation, parent–time mediation, appellate mediation, victim–offender mediation and child welfare mediation programs that are as innovative and effective as any in the country.

By my reckoning, and I have a pretty good frame of reference, change in court programs in Utah has been anything but slow. I believe the public has been well served by these developments, and I compliment our dedicated judges and staff for their ability to accept change, adapt and improve.

All the advances that have been made, and will continue to be made, are aimed at enhancing public confidence in the institution of the courts. As public leaders, you and I have many responsibilities, but none is more important than building trust in and support for our form of government, and for the rule of law. More than ever, our society needs the reassurance that comes with a reliable, fair judicial system grounded in the predictability of that rule of law. Our judges must be respected as caretakers of the laws and of the legal system, preserving it for future generations.

By the same token, the public is entitled to assurances that we have well qualified and accountable judges occupying these positions of trust. I am proud of the fine women and men who make up our state’s judiciary. They are as fine as any in the country, and the legislature can take a great deal of credit for that. Let me explain why.

As I meet with the chief justices of the other states and territories, I find that much of their time and the time of judges in their states is taken up with focusing on the next election, and with raising money to finance their campaigns. Years ago, a supreme court judge in one state told me that for one year before the next election, he spends his weekends contacting law firms for contributions. He had to raise over a million dollars. I am sure that it is now several million dollars. Often, these contested elections become bitter, and large amounts are raised to elect a judge or to defeat a judge who really can only make one promise, and that is to be fair. After the election is over, the problem does not go away. Litigants and attorneys who have contributed to the judge’s campaign then may appear in the judge’s court. The judge then should advise the opposing side of the contribution and let them decide whether to request the disqualification of the judge from hearing the case. The problem is so acute in other states that national conferences

are held to discuss how to limit campaign contributions to judges and what judges can do and not do in their campaigning.

I am always happy and proud to point out that in Utah, we have none of these judicial campaigning problems. Nearly seventy years ago, the legislature in 1943 adopted a joint resolution proposing an amendment to the Utah Constitution to provide for the selection of judges "based solely upon consideration of fitness for office without regard to any partisan political considerations and free from influence of any person whomsoever," or in other words, judges shall be selected on their merit alone. The voters approved the amendment at the general election in 1944. Mind you, this was done while our country was engaged in World War II. Following this constitutional direction, judges are now appointed by the Governor based on merit, and confirmed by the Senate. The judge then takes office and runs in a retention election at the end of each term of office. Information about a judge's record is given to the voters so they can decide whether to keep the judge in office for another term. This process works without a judge generally having to raise any money at all and allows the judge to focus his or her time on running a court and deciding cases instead of raising money and focusing on the next election. The system we have in Utah is undoubtedly the best in the nation, and I want this legislature to know that I consider the constitutional amendment proposed by the legislature in 1943 and adopted in 1944 as the most significant event affecting the Utah Judiciary since Utah became a state in 1896.

I wanted to highlight this particular reform and thank this body for its foresight. Our system for selecting and retaining judges is an excellent illustration of the understanding this body has of the role of the judiciary and the importance of having well qualified and accountable judges. This step, as well as the many others I have reflected on today are the product of many collaborations between the representatives of the three branches of government here in Utah. We have constantly worked together in the interest of our mutual constituents, the people of this great state, and they have been very well served by that cooperation, and I thank you for it.

I have looked forward to each of the four times I have now delivered this address to you. Not because what I had to say was so important, but because the annual State of the Judiciary address is a tangible symbol of our mutual respect and understanding of our constitutional roles. And while I have said before that those roles are more important and enduring than the people who play them, that doesn't mean that the people are unimportant. In fact they are. And if you would allow me the indulgence of gratitude as well as nostalgia, I would like to thank a few important people for their help in shaping and implementing the profound advancements that we have all shared in for Utah's judiciary over the years.

To the thousands of dedicated lawyers I have associated with since I was admitted to the Bar in 1949, thank you. To the hundreds of caring and capable judges with whom I have worked, thank you. To the dozens of proficient court administrators and staff who have supported me, thank you. To the 10 other justices of the Supreme Court who have been my colleagues, and who have allowed me the honor of this position, thank you. To my family, thank you very much.

In that this is the last time I will have the opportunity to address this body, I want to tell you what an honor and a privilege it has been to serve the people of this state. First, as a member and then Speaker of the House of Representatives, as a member of the Senate, and then as a Justice and Chief Justice of our Supreme Court. I hope I have made the kind of contribution that should be expected of one given such wonderful opportunities and lofty responsibilities. I have enjoyed the aid and support of many truly gifted public servants, and I thank each and every one of you. Thank you for allowing me and my fellow justices to appear before you.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker:

January 24, 2002

The Senate passed, as amended, **S.B. 39**, HIGHWAY DESIGNATION, by Senator P. Knudson, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 42**, NEW AUTOMOBILE FRANCHISE ACT AMENDMENTS, by Senator D. Eastman, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 82**, COUNTY PERSONNEL MANAGEMENT ACT AMENDMENTS, by Senator B. Evans, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 85**, PARENTAL INVOLVEMENT IN PUBLIC EDUCATION, by Senator C. Walker, and it is transmitted for consideration; and

The Senate passed **S.B. 97**, FORENSIC MENTAL HEALTH COORDINATING COUNCIL, by Senator K. Hale, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 105**, REPEAL OF EDUCATION MANDATES AND PROGRAMS, by Senator H. Stephenson, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 116**, LOCAL GOVERNMENT VARIABLE RATE BONDING AUTHORITY, by Senator D. C. Buttars, and it is transmitted for consideration; and

The Senate passed **S.J.R. 7**, RESOLUTION ON COMPENSATION OF IN-SESSION EMPLOYEES, by Senator B. Evans, and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **S.B. 39**, **Sub. S.B. 42**, **S.B. 82**, **S.B. 85**, **S.B. 97**, **S.B. 105**, **S.B. 116**, and **S.J.R. 7**, read the first time by short title and referred to the Rules Committee.

INTRODUCTION OF BILL

SUPPLEMENTAL APPROPRIATIONS ACT

H.B. 1

Jeff Alexander

THIS ACT FUNDS APPROPRIATIONS AND REDUCTIONS FOR THE OPERATION OF STATE GOVERNMENT FOR THE FISCAL YEAR BEGINNING JULY 1, 2001 AND ENDING JUNE 30, 2002. THE ACT PROVIDES BUDGET INCREASES AND DECREASES FOR THE USE AND SUPPORT OF CERTAIN STATE DEPARTMENTS AND AGENCIES OF STATE GOVERNMENT AND FOR OTHER PURPOSES AS PROVIDED IN THIS ACT, read the first time by short title and referred to the Rules Committee.

REPORTS OF STANDING COMMITTEES

Mr. Speaker:

January 24, 2002

The Judiciary Committee reports a favorable recommendation on **S.B. 11**, PROHIBITING INTIMACY WITH YOUTH RECEIVING STATE SERVICES, by Senator P. Julander.

James A. Ferrin, Chair

Report filed. On motion of Representative Ferrin, the report of the Judiciary committee was adopted.

S.B. 11, read the second time by short title and placed on the calendar for third reading.

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Mr. Speaker: January 24, 2002
 The Transportation Committee reports a favorable recommendation on **S.B. 6, APPLICATION FOR VEHICLE TITLE AMENDMENTS**, by Senator D. Eastman; and

The Transportation Committee reports a favorable recommendation on **S.B. 21, MOTOR VEHICLE REGISTRATION AMENDMENTS**, by Senator D. Steele.

Joseph G. Murray, Chair

Reports filed. On motion of Representative Murray, the reports of the Transportation committee were adopted.

S.B. 6 and **S.B. 21**, read the second time by short title and placed on the calendar for third reading.

* * *

Mr. Speaker: January 4, 2002
 The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 236, INDECENT PUBLIC DISPLAY AMENDMENTS**, by Representative P. Wallace, with the following amendments:

1. Page 2, Line 30 (lilac):
 Refer to House Rules Committee Amendments dated January 23, 2002. After "Subsection 2" delete "(a)"

DeMar "Bud" Bowman, Chair

Report filed. On motion of Representative Bowman, the report of the Law Enforcement and Criminal Justice committee was adopted.

H.B. 236, read the second time by short title and placed on the calendar for third reading.

SPECIAL ORDER OF BUSINESS

H.B. 16, BLOOD AND BREATH ALCOHOL TESTING, read the third time by short title and placed on its final passage.

H.B. 16 then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Alexander	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	D. Cox
Curtis	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Adair	Bennion	S. Clark	Daniels
Harper	Shurtliff		

H.B. 16 transmitted to the Senate for its consideration.

* * *

H.B. 17, MULTIPLE DRIVING UNDER THE INFLUENCE OFFENSES, read the third time by short title and placed on its final passage.

H.B. 17 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Alexander	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
D. Cox	Curtis	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry

Fife	Garn	Goodfellow	Gowans
Hansen	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Adair	S. Clark	Daniels	Harper
Shurtliff			

H.B. 17 transmitted to the Senate for its consideration.

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H.B. 18, COURT RECORDS OF DRIVING UNDER THE INFLUENCE CASES, read the third time by short title and placed on its final passage.

H.B. 18 then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Agard	S. Allen	Anderson	Arent
Barrus	Beck	Becker	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	D. Cox
Curtis	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Siddoway
G. Snow	Styler	Swallow	Thompson

Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Adair	Alexander	S. Clark	Daniels
Harper	Shurtliff		

H.B. 18 transmitted to the Senate for its consideration.

* * *

H.B. 48, LOCAL SUBSTANCE ABUSE AUTHORITY, read the third time by short title and placed on its final passage.

H.B. 48 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Alexander	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
D. Cox	Curtis	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Adair	S. Clark	Daniels	Harper
Shurtliff			

H.B. 48 transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, under suspension of the rules, the House voted to lift **H.B. 1** from the Rules Committee, consider it read the second time by short title and placed at the top of the calendar for third reading.

THIRD READING CALENDAR

H.B. 1, SUPPLEMENTAL APPROPRIATIONS ACT, read the third time by short title and placed on its final passage.

On motion of Representative Bigelow, the bill was amended as follows:

1. Page 7, Line 250:
After "From General Fund" bracket "(262,900)" and insert "(187,900)"
2. Page 7, Line 253:
After "Commissioner's Office" bracket "(68,200)" and insert "6,800"
3. Page 22, Line 856:
After "From General Fund" bracket "(637,900)" and insert "(537,900)"
4. Page 22, Line 862:
After "Executive Director's Office" bracket "(260,200)" and insert "(160,200)"
5. Page 23, Line 881:
After "From General Fund" bracket "(1,617,900)" and insert "(1, 542,900)"
6. Page 23, Line 888:
After "Community Services" bracket "(28,700)" and insert "(3,700)"
7. Page 23, Line 891:
After "State Hospital" bracket "(636,700)" and insert "(586,700)"
8. Page 24, Line 946:
After "From General Fund" bracket "(2,534,500)" and insert "(2,484,500)"
9. Page 24, Line 952:
After "Administration" bracket "(546,100)" and insert "(496,100)"

H.B. 1, as amended, then passed on the following roll call:

Yeas, 55; Nays, 17; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Barrus	Bigelow	Bowman
Bradshaw	Bryson	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Garn	Gowans
Hansen	Hatch	Hendrickson	Hogue
Holdaway	B. Johnson	King	Lockhart
Mascaro	Morgan	Murray	Newbold
Pace	Parker	Peterson	Ray
Saunders	Seitz	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	M. Stephens	

Voting in the negative were: Representatives

Arent	Beck	Becker	Beshear
Biskupski	Bourdeaux	Buffmire	Fife
Goodfellow	E. Hutchings	Jones	Litvack
McCartney	Moss	Philpot	Shurtliff
Young			

Absent or not voting were: Representatives

Bennion	Daniels	Harper
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H.B. 1, as amended, transmitted to the Senate for its consideration.

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MISCELLANEOUS BUSINESS

On motion of Representative Ure, the House voted to set **H.B. 217** for Time Certain on January 29, 2002 at 11:30 a.m.

INTRODUCTION OF BILL

ALLOCATION OF STATE HOSPITAL BEDS

H.B. 181

Jack A. Seitz

THIS ACT AMENDS THE HUMAN SERVICES CODE. THIS ACT AMENDS THE NUMBER OF PSYCHIATRIC AND GERIATRIC BEDS AT

THE STATE HOSPITAL ALLOCATED TO LOCAL MENTAL HEALTH AUTHORITIES. THE ACT SUNSETS THE REDUCED NUMBER ON JUNE 30, 2002 AND REQUIRES THE DEPARTMENT TO INCREASE THE NUMBER OF BEDS ALLOCATED DURING FISCAL YEAR 2003 AS FUNDING PERMITS. THE ACT HAS AN IMMEDIATE EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

MISCELLANEOUS BUSINESS

On motion of Representative Thompson, the House voted to reconsider its action on **Sub. H.B. 66**.

RECONSIDERATION OF SUB. H.B. 66

Sub. H.B. 66, JUDICIARY AMENDMENTS, was before the House upon its final passage.

On motion of Representative Arent, the House voted to circle **Sub. H.B. 66**.

UNFINISHED BUSINESS

On motion of Representative Morgan, the House voted to uncircle **H.B. 224**.

H.B. 224, GIVING FALSE INFORMATION TO A POLICE OFFICER, was before the House on its final passage.

On motion of Representative Adair, the bill was amended as follows:

1. Page 1, Line 19:
Delete "B" and reinstate "A"

H.B. 224, as amended, then passed on the following roll call:

Yeas, 62; Nays, 3; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Dayton	Dillree
Duckworth	Ferrin	Ferry	Fife
Goodfellow	Gowans	Hansen	Hogue

Holdaway	B. Johnson	Jones	King
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Voting in the negative were: Representatives

Donnelson	Philpot	Ure
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Absent or not voting were: Representatives

Alexander	Bennion	Daniels	Garn
Harper	Hatch	Hendrickson	E. Hutchings
Litvack	Lockhart		

H.B. 224, as amended, transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 77, CRIMINAL SENTENCING – MITIGATION AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 77, as amended, then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Agaard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Goodfellow	Gowans
Hansen	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	Morgan	Moss
Murray	Newbold	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler

Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander	Daniels	Garn	Harper
Hatch	Hendrickson	McCartney	Pace

H.B. 77, as amended, transmitted to the Senate for its consideration.

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Sub. H.B. 80, UNSOLICITED COMMERCIAL EMAIL, read the third time by short title and placed on its final passage.

On motion of Representative Arent, the bill was amended as follows:

- Page 2, Line 54:
After "email" insert "to a valid, functioning return electronic address"
- Page 3, Line 60:
After "(ii)" insert "if the sender has a toll-free telephone number."
- Page 3, Line 66:
After "consent." delete "or"
- Page 3, Line 68:
After "email" insert:
"; or
(c) fail to include in the email the information necessary to identify the point of origin of the email"
- Page 4, Line 90:
After line 90 insert:
"Section 5. Revisors instructions.
It is the intent of the Legislature that, in preparing the Utah Code database for publication, the Office of Legislative Research and General Counsel shall change the numbering of the sections enacted by this bill from Title 63D, Chapter 2 to Title 13, Chapter 34."

On motion of Representative Ure, the bill was amended as follows:

- Page 1, Line 7:
At the end of line 7 insert "The act provides a criminal penalty for a violation of those requirements."

- 7. Page 3, Line 72:
 After line 72 insert:
“63D-2-104. Criminal penalty.
(1) A person who violates any requirement of Section 63D-2-103 is
guilty of a class C misdemeanor.
(2) A criminal conviction or a penalty assessed as a result of a criminal
conviction under Subsection (1) does not relieve the person convicted
or assessed from civil liability in an action under Section 63D-2-105.
 Section 5. Section 63D-2-105 is enacted to read:”

- 8. Page 3, Line 73:
 At the beginning of line 73 delete “63D-2-104.” and insert
“63D-2-105.”

Sub. H.B. 80, as amended, then passed on the following roll call:

Yeas, 64; Nays, 2; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Beck	Bennion
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Dayton	Dillree	Donnelson
Duckworth	Ferry	Fife	Goodfellow
Gowans	Hansen	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Voting in the negative were: Representatives

Barrus	Throckmorton
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Absent or not voting were: Representatives

Becker	Beshear	Daniels	Ferrin
Garn	Harper	Hatch	Hendrickson
McCartney			

Sub. H.B. 80, as amended, transmitted to the Senate for its consideration.

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Sub. H.B. 85, WATER DEVELOPMENT AND CONSERVATION TASK FORCE, read the third time by short title and placed on its final passage.

On motion of Representative Way, the House voted to circle **Sub. H.B. 85**.

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H.B. 91, MINERAL PRODUCTION TAX WITHHOLDING AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 91 then passed on the following roll call:

Yeas, 53; Nays, 0; Absent or not voting, 22.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Arent	Barrus	Beck	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Dillree	Donnelson
Duckworth	Fife	Hansen	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Mascaro	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Anderson	Becker	Bennion	Beshear
Buffmire	Bush	Daniels	Dayton
Ferrin	Ferry	Garn	Goodfellow
Gowans	Harper	Hatch	Hendrickson
Lockhart	McCartney	Saunders	Seitz
Tyler	Ure		

H.B. 91 transmitted to the Senate for its consideration.

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H.B. 190, CRIMINAL RESTITUTION AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 190 then passed on the following roll call:

Yeas, 54; Nays, 0; Absent or not voting, 21.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Arent	Barrus	Beck	Beshear
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Dillree
Donnelson	Duckworth	Fife	Gowans
Hansen	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Mascaro
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Shurtliff	Siddoway	G. Snow
Swallow	Thompson	Throckmorton	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Anderson	Becker	Bennion	Buffmire
Bush	Daniels	Dayton	Ferrin
Ferry	Garn	Goodfellow	Harper
Hatch	Hendrickson	Hogue	Lockhart
McCartney	Saunders	Seitz	Styler
Tyler			

H.B. 190 transmitted to the Senate for its consideration.

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H.B. 196, DIVORCE AND PARENT-TIME REVISIONS, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **H.B. 196**.

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H.B. 197, OFF-HIGHWAY VEHICLE AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **H.B. 197**.

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H.B. 206, NEW CENTURY SCHOLARSHIP PROGRAM AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Bradshaw, the bill was amended as follows:

1. Page 2, Line 42:

After line 42 insert:

“(c) Notwithstanding Subsections (1) and (2), if the appropriation under Subsection (4)(a) is insufficient to cover the costs associated with the New Century scholarship program, the State Board of Regents may limit or reduce scholarships.”

H.B. 206, as amended, then passed on the following roll call:

Yeas, 64; Nays, 0; Absent or not voting, 11.

Voting in the affirmative were: Representatives

Aagard	S. Allen	Anderson	Arent
Barrus	Beck	Beshear	Bigelow
Biskupski	Bourdeaux	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Goodfellow	Gowans
Hansen	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	Litvack
Lockhart	Mascaro	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Adair	Alexander	Becker	Bennion
Bowman	Daniels	Garn	Harper
Hatch	King	McCartney	

H.B. 206, as amended, transmitted to the Senate for its consideration.

RULES COMMITTEE REPORT

Mr. Speaker:

January 25, 2002

The Rules Committee has ordered the following House and Senate bills and resolutions printed and recommends the following bills and resolutions be assigned to standing committees:

BUSINESS & LABOR

- H.B. 257** Proof of Age Under the Alcoholic Beverage Code
(D. Bourdeaux)
- H.B. 260** Restrictions on Telephone Solicitation (K. Morgan)
- H.B. 266** Hearing Instrument Specialist Amendments
(A. Bradshaw)
- 1st Sub. S.B. 42** New Automobile Franchise Act Amendments
(D. Eastman)
- S.B. 51** Nurse Practice Act Amendments (P. Julander)
- S.B. 107** Utah Labor Commission Amendments (E. Mayne)
- S.B. 109** Licensing of Genetic Counselors Technical Amendments
(P. Julander)

EDUCATION

- H.B. 213** Classroom Amplification (D. Hogue)
- S.B. 85** Parental Involvement in Public Education (C. Walker)
- S.B. 99** Core Curriculum Amendments (D. Gladwell)
- S.B. 105** Repeal of Education Mandates and Programs
(H. Stephenson)

GOVERNMENT OPERATIONS

- 1st Sub. S.B. 34** Private Records Amendments (D. Steele)
- S.B. 36** Provisional Ballot (J. Hickman)
- S.B. 47** Procurement Code Amendments (D. Gladwell)
- S.B. 93** Classification of Certain Legislative Records
(P. Knudson)

HEALTH AND HUMAN SERVICES

- H.B. 181** Allocation of State Hospital Beds (J. Seitz)
- H.B. 122** Health Insurance Benefit Design (R. Lockhart)
- S.B. 4** Reports to Health and Human Services (T. Spencer)
- S.B. 33** Access to Health Care and Coverage Task Force
(P. Knudson)
- S.B. 45** Birth Certificate for Stillborn Child (R. Allen)
- S.B. 97** Forensic Mental Health Coordinating Council (K. Hale)

S.B. 110 Child Placement Determinations (D. Eastman)

JUDICIARY

H.B. 123 Medical Recommendations for Children (K. Bryson)

H.B. 183 Firearm Criminal Background Check Amendments
(J. M. Philpot)

H.J.R. 17 Resolution Closing Court Facility (C. Bennion)

S.B. 24 Release of Custodial or Noncustodial Parent's Address
(D. E. Allen)

S.B. 25 Office of Recovery Services Amendments (D. E. Allen)

S.B. 27 Amendments to Guilty and Mentally Ill (D. Gladwell)

LAW ENFORCEMENT AND CRIMINAL JUSTICE

H.B. 92 Seat Belt Requirements (C. Moss)

S.B. 26 Serious Youth Offender Amendments (L. Hillyard)

S.B. 40 Tuition Assistance Appropriation for National Guard
(P. Knudson)

NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT

H.B. 132 Sale of State Lands At Developmental Center
(M. Dayton)

H.B. 269 Water Commissioner Assessment Amendments (D. Ure)

S.B. 37 Mutual Water Company Change Applications
(L. Blackham)

S.B. 88 Environmental Self-evaluation Act Amendments
(B. Wright)

S.B. 89 Safe Drinking Water Act – Administrative Procedure
Amendments (B. Wright)

S.B. 90 Drinking Water Board Loan and Grant Amendments
(B. Wright)

S.J.R. 1 Resolution Encouraging Research and Development
Grants for Clean Coal Alternatives (M. Dmitrich)

POLITICAL SUBDIVISIONS

S.B. 35 Voter Residence Where Lot Is Divided by County
Boundary Line (C. Walker)

S.B. 82 County Personnel Management Act Amendments
(B. Evans)

PUBLIC UTILITIES AND TECHNOLOGY

H.B. 272 Utah Education Network Amendments (T. Hatch)

REVENUE AND TAXATION

H.B. 129 Sales and Use Taxes – Exemption for Certain Sales of Electricity (L. Shurtliff)

H.B. 182 Tax Review Commission Amendments (C. Bennion)

S.B. 20 Bonding Authority for Irrigation Districts (D. Gladwell)

S.B. 116 Local Government Variable Rate Bonding Authority (D. C. Buttars)

TRANSPORTATION

H.B. 273 Designation of I-80 (D. Bush)

S.B. 39 Highway Designation (P. Knudson)

S.B. 98 Outdoor Advertising Amendments (M. Waddoups)

WORKFORCE SERVICES & AND COMMUNITY & ECONOMIC DEVELOPMENT

H.B. 263 Mobile Home Park Residency Act Amendments (W. Harper)

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORT

Mr. Speaker: January 25, 2002

The House Rules Committee recommends, with written request of the sponsor, that **H.B. 238**, Cigarette and Tobacco Tax Amendments (C. Saunders), be replaced with **Substitute H.B. 238**, Cigarette and Tobacco Tax Amendments (C. Saunders), and further recommends it be assigned to the Revenue and Taxation Standing Committee.

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORTS

Mr. Speaker: January 25, 2002

The Rules Committee recommends that **S.J.R. 7**, Resolution on Compensation of In-session Employees (B. Evans), be considered read for the second time and placed on the Third Reading Calendar for Senate bills; and

The Rules Committee recommends that **H.J.R. 7**, Joint Rules Resolution – Appropriations Subcommittee Names (N. Hendrickson), be considered read for the second time and placed on the Third Reading Calendar.

Tom Hatch, Chair

Reports filed. On motion of Representative Hatch, the reports of the Rules Committee were adopted.

S.J.R. 7 and **H.J.R. 7**, read the second time by short title and placed on the calendar for third reading.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to adjourn until January 28, 2002, at 9:30 a.m.

EIGHTH DAY

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MORNING SESSION

The House was called to order by Speaker Stephens at 9:30 a.m.

Roll call showed all members present except Representatives Afton Bradshaw and Morgan Philpot, excused.

Pledge of Allegiance and prayer by Representative Patrice Arent.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker:

January 25, 2002

The Senate passed, as amended, **S.B. 28**, TAX CREDITS – REMOVAL OF TAX CREDIT FROM TAX FORM AND PROHIBITION ON CLAIMING OR CARRYING FORWARD TAX CREDIT, by Senator C. Bramble, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 46**, INDIAN AFFAIRS RELATED AMENDMENTS, by Senator B. Evans, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 52**, LEFT LANE RESTRICTION AMENDMENTS, by Senator D. Eastman, and it is transmitted for consideration; and

The Senate passed **S.B. 9**, AMENDMENTS TO DRIVING UNDER THE INFLUENCE, by Senator C. Walker, and it is transmitted for consideration; and

The Senate passed **S.B. 13**, ALCOHOLIC BEVERAGE SERVICE – WARNING REQUIRED, by Senator C. Walker, and it is transmitted for consideration; and

The Senate passed **S.B. 41**, ADVISORY COUNCIL ON INTERGOVERNMENTAL RELATIONS AMENDMENTS, by Senator M. Peterson, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 5**, APPROPRIATION FOR SEXUAL VIOLENCE VICTIM ASSISTANCE PROGRAMS, by Senator T. Spencer, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 80**, ADJUSTMENTS OF COUNTY BOUNDARIES, by Senator C. Walker, and it is transmitted for consideration; and

The Senate passed **S.B. 86**, FUNDING OF THE CONTROLLED SUBSTANCES DATABASE, by Senator J. Valentine, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 92**, BEAR RIVER DEVELOPMENT PROJECTS, by Senator M. Waddoups, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 108**, PETE SUAZO PROFESSIONAL ATHLETIC COMMISSION AMENDMENTS, by Senator E. Mayne, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 114**, REVISOR'S STATUTE, by Senator M. Waddoups, et al, and it is transmitted for consideration.

Annette B. Moore

Secretary of the Senate

Communications filed. **S.B. 28**, **Sub. S.B. 46**, **S.B. 52**, **S.B. 9**, **S.B. 13**, **S.B. 41**, **S.B. 5**, **S.B. 80**, **S.B. 86**, **S.B. 108**, **S.B. 92**, and **S.B. 114**, read the first time by short title and referred to the Rules Committee.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: January 25, 2002

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 252**, GENERAL OBLIGATION BONDS FOR ENGINEERING BUILDINGS, by Representative G. Adair; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 7**, CIGARETTE TAX STAMP AND CONTRABAND AMENDMENTS, by Senator D. E. Allen.

Gordon E. Snow, Chair

Reports filed. On motion of Representative Snow, the reports of the Revenue and Taxation committee were adopted.

H.B. 252 and **S.B. 7**, read the second time by short title and placed on the calendar for third reading.

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Mr. Speaker: January 25, 2002

The Government Operations Committee reports a favorable recommendation on **H.C.R. 1**, RESOLUTION REGARDING UNITED STATES MINTING OF THE UTAH QUARTER, by Representative N. Hansen; and

The Government Operations Committee reports a favorable recommendation on **H.B. 256**, CONSTITUTIONAL DEFENSE COUNCIL AMENDMENTS, by Representative S. Urquhart, with the following amendments:

1. Page 1, Line 23:

After "attorney general" insert "or his designee"

Craig W. Buttars, Chair

Reports filed. On motion of Representative Buttars, the reports of the Government Operations committee were adopted.

H.C.R. 1 and **H.B. 256**, as amended, read the second time by short title and placed on the calendar for third reading.

* * *

Mr. Speaker:

January 25, 2002

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **S.B. 23**, WORKFORCE SERVICES AMENDMENTS, by Senator B. Evans.

Richard M. Siddoway, Chair

Report filed. On motion of Representative Siddoway, the report of the Workforce Services and Community and Economic Development committee was adopted.

S.B. 23, read the second time by short title and placed on the calendar for third reading.

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Mr. Speaker:

January 25, 2002

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 116**, ATTENDANCE AT LOCAL GOVERNMENT MEETINGS BY LOCAL GOVERNMENT OFFICIALS, by Representative M. Thompson, with the following amendments:

1. Page 1, Lines 8–9:

Delete "and to provide for deductions from wages or salary for failure to attend"

2. Page 1, Lines 19–20:

Delete "The penalties may include provisions for deductions from the

wages or salary of the members for failure to attend the meetings of the governing body.”

3. Page 2, Lines 30–31:
Delete “The penalties may include provisions for deductions from the wages or salary of the members for failure to attend the meetings of the county legislative body.”; and

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 254**, FIREMEN’S CIVIL SERVICE COUNCIL AMENDMENTS, by Representative J. M. Philpot; and

The Political Subdivisions Committee reports a favorable recommendation on **S.B. 18**, UNIFORM WITHDRAWAL PROCEDURES FOR SPECIAL DISTRICTS, by Senator D. Gladwell; and

The Political Subdivisions Committee recommends **1st Sub. H.B. 212**, SPECIAL SERVICE DISTRICT AMENDMENTS, by Representative E. Anderson, be replaced and reports a favorable recommendation on **2nd Sub. H.B. 212**, SPECIAL SERVICE DISTRICT AMENDMENTS and asks that it be placed on the Consent Calendar.

David L. Hogue, Chair

Reports filed. On motion of Representative Hogue, the reports of the Political Subdivisions committee were adopted.

H.B. 116, as amended, **H.B. 254**, and **S.B. 18**, read the second time by short title and placed on the calendar for third reading.

2nd Sub. H.B. 212, read the second time by short title and placed on the Consent Calendar.

INTRODUCTION OF BILLS

JUDICIAL CONDUCT COMMISSION AMENDMENTS

H.B. 136

Katherine M. Bryson

THIS ACT MODIFIES PROVISIONS RELATING TO THE JUDICIAL CONDUCT COMMISSION AND THE ELECTIONS CODE. IT CHANGES THE COMPOSITION OF THE COMMISSION TO INCLUDE A MEMBER OF THE UTAH COURT OF APPEALS. IT ADDS THE REQUIREMENT TO DECIDE WHETHER CERTAIN INFORMATION ALLEGING MISCONDUCT SHOULD BE INVESTIGATED. IT ALSO REQUIRES THE COMMISSION TO

IMMEDIATELY REFER AN ALLEGATION INVOLVING CRIMINAL CONDUCT TO THE UTAH SUPREME COURT. IN ADDITION, THIS ACT PROVIDES THAT THE BURDEN OF PROOF SHALL BE A PREPONDERANCE OF THE EVIDENCE, AND THAT CERTAIN INFORMATION SHALL BE INCLUDED IN THE RECORD WHEN THE COMMISSION SENDS ANY ORDER TO THE SUPREME COURT FOR REVIEW. IT REITERATES THE SUPREME COURT'S ABILITY TO MODIFY ANY ORDER OF THE COMMISSION, AND ALSO REQUIRES THAT THE SUPREME COURT PROVIDE A WRITTEN SUMMARY FOR PUBLICATION IN THE VOTER INFORMATION PAMPHLET, read the first time by short title and referred to the Rules Committee.

LIMITED PURPOSE LOCAL GOVERNMENT AGENCIES AMENDMENTS

H.B. 137

Darin G. Peterson

THIS ACT MODIFIES PROVISIONS RELATED TO REDEVELOPMENT AGENCIES BY HAVING THE 20% HOUSING ALLOWANCE REQUIREMENT APPLY ONLY TO REDEVELOPMENT PROJECT AREA PLANS THAT PROVIDE FOR MORE THAN \$100,000 OF ANNUAL TAX INCREMENT TO BE PAID TO THE AGENCY, read the first time by short title and referred to the Rules Committee.

RIGHTS OF CREDITORS AGAINST TRUST PROPERTY

H.B. 138

Merlynn T. Newbold

THIS ACT CREATES NEW PROVISIONS RELATING TO TRUSTS. IT PROVIDES THAT THE CREDITORS OF A GRANTOR OF AN INTER VIVOS TRUST WILL BE LIMITED TO THREE MONTHS FOR THE PRESENTATION OF CLAIMS AGAINST THE GRANTOR'S ESTATE AFTER HIS DEATH, AND PROVIDES GUIDELINES FOR THE NOTICE AND PRESENTATION OF CLAIMS, read the first time by short title and referred to the Rules Committee.

SUPPLEMENTAL MINIMUM SCHOOL PROGRAM ACT AMENDMENTS

H.B. 274

Marda Dillree

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION BY MODIFYING THE STATE CONTRIBUTIONS FOR THE SUPPORT OF PUBLIC SCHOOLS IN FISCAL

YEAR 2001–02. THIS ACT MODIFIES A HOLD HARMLESS PROGRAM FOR SCHOOL DISTRICTS IMPACTED BY BLOCK GRANTS. THIS ACT HAS AN IMMEDIATE EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

STATE BOARD OF EDUCATION BUDGET AUTHORITY

H.B. 275

Marda Dillree

THIS ACT MODIFIES THE STATE SYSTEM OF PUBLIC EDUCATION CODE BY AUTHORIZING THE STATE BOARD OF EDUCATION TO REALLOCATE DESIGNATED APPROPRIATIONS BETWEEN LINE ITEMS. THIS ACT HAS AN IMMEDIATE EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

ASSESSMENT ON TITLE INSURERS

H.B. 276

Thomas V. Hatch

THIS ACT MODIFIES THE INSURANCE CODE TO MODIFY THE ASSESSMENT ON TITLE INSURERS AND TO MAKE TECHNICAL CHANGES. THIS ACT HAS A JULY 1, 2002 EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

APPROPRIATION FOR NATURE CENTER IN OGDEN

H.B. 277

Gerry A. Adair

THIS ACT APPROPRIATES \$250,000 FROM THE GENERAL FUND, FOR FISCAL YEAR 2002–03 ONLY, TO THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT TO BE DISTRIBUTED TO THE OGDEN NATURE CENTER. THIS ACT TAKES EFFECT ON JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

APPROVAL OF EDUCATION ASSOCIATION LEAVE

H.B. 278

Sheryl L. Allen

THIS ACT MODIFIES THE STATE SYSTEM OF PUBLIC EDUCATION CODE BY PROVIDING A DEFINITION OF ASSOCIATION LEAVE AND REQUIRING A SCHOOL DISTRICT TO ADOPT A POLICY THAT GOVERNS PAID AND UNPAID ASSOCIATION LEAVE BEFORE THEY MAY BE USED BY A SCHOOL DISTRICT EMPLOYEE. THIS ACT SPECIFIES THE PROCEDURES AND CONTROLS THAT SHALL BE

CONTAINED IN A SCHOOL DISTRICT'S PAID ASSOCIATION LEAVE POLICY, read the first time by short title and referred to the Rules Committee.

**PROFESSIONAL EMPLOYER ORGANIZATION
LICENSING ACT AMENDMENTS**

H.B. 279

Greg J. Curtis

THIS ACT MODIFIES THE PROFESSIONAL EMPLOYER ORGANIZATION LICENSING ACT TO MAKE CONFORMING AND TECHNICAL AMENDMENTS. THIS ACT HAS AN IMMEDIATE EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

PLANETARIUM BOARD AMENDMENTS

H.B. 280

Merlynn T. Newbold

THIS ACT MODIFIES THE COUNTY CODE BY AMENDING PROVISIONS RELATING TO PLANETARIUMS. THE ACT MOVES THE POWER TO CONTRACT FOR PLANETARIUM FACILITIES AND EQUIPMENT AND THE POWER TO APPOINT THE PLANETARIUM BOARD FROM THE COUNTY LEGISLATIVE BODY TO THE COUNTY EXECUTIVE, read the first time by short title and referred to the Rules Committee.

REGULATION OF PERSONAL MOTORIZED MOBILITY DEVICES

H.B. 281

Greg J. Curtis

THIS ACT MODIFIES THE MOTOR VEHICLE CODE TO EXEMPT PERSONAL MOTORIZED MOBILITY DEVICES FROM VEHICLE REGISTRATION AND INSURANCE REQUIREMENTS. THIS ACT REQUIRES A PERSON UNDER 16 YEARS OF AGE WHO IS OPERATING A PERSONAL MOTORIZED MOBILITY DEVICE TO BE UNDER THE DIRECT SUPERVISION OF A PARENT OR GUARDIAN AND RESTRICTS THOSE DEVICES ON CERTAIN HIGHWAYS, read the first time by short title and referred to the Rules Committee.

RESOLUTION SUPPORTING BUSINESSES

H.C.R. 2

Greg J. Curtis

THIS CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR EXPRESSES SUPPORT FOR UTAH BUSINESSES THAT

PROVIDE STABLE JOBS AND CREATE A HEALTHY UTAH ECONOMY. THE RESOLUTION ALSO RECOGNIZES THE IMPORTANCE OF CONSIDERING THE IMPACT OF LAWS AND RULES ON THE UTAH BUSINESS COMMUNITY, read the first time by short title and referred to the Rules Committee.

RESOLUTION HONORING SERVICE OF PAMELA ATKINSON

H.C.R. 3

Martin R. Stephens

THIS CONCURRENT RESOLUTION OF THE LEGISLATURE HONORS THE CONTRIBUTIONS OF PAMELA ATKINSON, FORMER VICE PRESIDENT FOR MISSION SERVICES AT INTERMOUNTAIN HEALTH CARE, TO THE LESS FORTUNATE CITIZENS OF UTAH AND RECOGNIZES HER EXAMPLE OF SELFLESS SERVICES TO OTHERS, read the first time by short title and referred to the Rules Committee.

**RESOLUTION DIRECTING USE OF
INTEREST ON STATE SCHOOL FUND**

H.J.R. 18

Matt Throckmorton

THIS JOINT RESOLUTION PROPOSES TO AMEND THE UTAH CONSTITUTION TO REQUIRE INTEREST ON THE STATE SCHOOL FUND TO BE DISTRIBUTED TO SCHOOLS. THIS JOINT RESOLUTION ELIMINATES A REQUIREMENT THAT A PORTION OF INTEREST EARNINGS, EQUAL TO THE RATE OF INFLATION, BE RETAINED IN THE STATE SCHOOL FUND. THIS JOINT RESOLUTION DIRECTS THE LIEUTENANT GOVERNOR TO SUBMIT THE PROPOSAL TO VOTERS, MAKES TECHNICAL CHANGES, AND PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

**JOINT RULES RESOLUTION REQUIRING
CERTAIN SPECIAL SESSION PROCEDURES**

H.J.R. 19

Chad E. Bennion

THIS RESOLUTION MODIFIES JOINT RULES BY PROHIBITING THE HOUSE AND SENATE FROM ENACTING CERTAIN BILLS AND RESOLUTIONS IN A SPECIAL SESSION UNLESS THEY HAVE BEEN CONSIDERED IN A COMMITTEE MEETING OR PUBLIC HEARING. THIS RESOLUTION TAKES EFFECT IMMEDIATELY, read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

H.B. 245, AMENDMENTS TO SEX OFFENDER REGISTRY, read the third time by short title and placed on its final passage.

H.B. 245 then passed on the following roll call:

Yeas, 66; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Bigelow	Biskupski	Bourdeaux
Bowman	Bryson	Buffmire	Bush
Buttars	D. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	Litvack
Lockhart	Mascaro	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Alexander	Beshear	Bradshaw	S. Clark
Hatch	King	McCartney	Philpot
Swallow			

H.B. 245 transmitted to the Senate for its consideration.

* * *

H.B. 115, TECHNICAL CHANGES TO ELECTION LAW, read the third time by short title and placed on its final passage.

H.B. 115 then passed on the following roll call:

Yeas, 59; Nays, 10; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Barrus	Bennion	Bigelow
Biskupski	Bowman	Bryson	Bush
Buttars	D. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Gowans	Hansen	Harper
Hatch	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	Lockhart	Mascaro
Morgan	Murray	Newbold	Pace
Parker	Peterson	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Voting in the negative were: Representatives

Arent	Beck	Becker	Bourdeaux
Buffmire	Goodfellow	Hendrickson	King
Litvack	Moss		

Absent or not voting were: Representatives

Beshear	Bradshaw	S. Clark	McCartney
Philpot	Swallow		

H.B. 115 transmitted to the Senate for its consideration.

* * *

H.B. 13, REPEAL OF HUMAN RESOURCE ADVISORY COMMITTEE, read the third time by short title and placed on its final passage.

H.B. 13 then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Bigelow	Biskupski
Bourdeaux	Bowman	Bryson	Buffmire
Bush	Buttars	D. Clark	D. Cox

Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Beshear	Bradshaw	S. Clark	McCartney
Philpot	Swallow		

H.B. 13 transmitted to the Senate for its consideration.

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H.B. 185, REAUTHORIZATION OF INDIVIDUAL INCOME TAX CREDIT – TUTORING DISABLED DEPENDENTS, read the third time by short title and placed on its final passage.

H.B. 185 then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bryson	Buffmire
Bush	Buttars	D. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	Morgan	Moss	Murray

Newbold	Pace	Parker	Peterson
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Thompson
Tyler	Ure	Urquhart	Wallace
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander	Bradshaw	S. Clark	McCartney
Philpot	Swallow	Throckmorton	Way

H.B. 185 transmitted to the Senate for its consideration.

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H.B. 233, MITIGATION OF DAMAGES IN CONDEMNATION PROCEEDINGS, read the third time by short title and placed on its final passage.

H.B. 233 then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bryson
Buffmire	Bush	Buttars	D. Clark
D. Cox	Curtis	Daniels	Dayton
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Thompson
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Bradshaw	S. Clark	Dillree	McCartney
Philpot	Swallow	Throckmorton	

H.B. 233 transmitted to the Senate for its consideration.

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MISCELLANEOUS BUSINESS

On motion of Representative Garn, under suspension of the rules, the House voted to lift **H.C.R. 3** from the Rules committee, consider it read for the second time by short title and placed on the Time Certain calendar for 10:30 a.m. today.

* * *

On motion of Representative Garn, under suspension of the rules, the House voted to lift **H.B. 274** and **H.B. 275** from the Rules Committee, consider them read the second time by short title and placed at the top of the Third Reading calendar.

THIRD READING CALENDAR

H.B. 274, SUPPLEMENTAL MINIMUM SCHOOL PROGRAM ACT AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Dillree, the House voted to circle **H.B. 274**.

* * *

H.B. 275, STATE BOARD OF EDUCATION BUDGET AUTHORITY, read the third time by short title and placed on its final passage.

On motion of Representative Dillree, the House voted to circle **H.B. 275**.

UNFINISHED BUSINESS

On motion of Representative Garn, the House voted to uncircle **H.B. 199**.

H.B. 199, INTERIM COMMITTEE MEMBERSHIP, was before the House on its final passage.

H.B. 199 then passed on the following roll call:

Yeas, 52; Nays, 18; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Barrus	Bennion	Beshear
Bigelow	Bowman	Bryson	Bush

Buttars	D. Clark	S. Clark	D. Cox
Curtis	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Garn
Hatch	Hogue	Holdaway	B. Johnson
Jones	Lockhart	Mascaro	Morgan
Murray	Newbold	Pace	Parker
Peterson	Ray	Saunders	Seitz
Siddoway	G. Snow	Styler	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	M. Stephens

Voting in the negative were: Representatives

Arent	Beck	Becker	Biskupski
Bourdeaux	Buffmire	Daniels	Fife
Goodfellow	Gowans	Hansen	Hendrickson
E. Hutchings	King	Litvack	Moss
Shurtliff	Young		

Absent or not voting were: Representatives

Bradshaw	Harper	McCartney	Philpot
Swallow			

H.B. 199 transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 208, FEDERAL GOVERNMENT ACQUISITION OF REAL PROPERTY IN THE STATE, read the third time by short title and placed on its final passage.

On motion of Representative B. Johnson, the bill was amended as follows:

- Page 1, Line 11
House Rules Committee Amendments 1–22–2002:
After line 11 insert:
“REPEALS:
63–34b–101, as enacted by Chapter 287, Laws of Utah 2001”
- Page 2, Lines 29a–29c
House Rules Committee Amendments 1–22–2002:
Delete lines 29a–29c and insert
“(3) The requirements of Subsection (2) do not apply to:
(a) an exchange of real property for real property of equal value:

(b) leases of real property; and
(c) rights-of -way and easements for transportation or utility
purposes.”

- 3. Page 2, Line 29c
House Rules Committee Amendments 1–22–2002:
After line 29c insert:
“Section 2. Repealer. This act repeals:
Section 63–34b–101, Federal government acquisition of real property
in the state.”

On motion of Representative Curtis, the House voted to circle **H.B. 208**.

SPECIAL ORDER OF BUSINESS

H.C.R. 3, RESOLUTION HONORING SERVICE OF PAMELA ATKINSON, read the third time by short title and placed on its final passage.

H.C.R. 3 then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Bradshaw	Philpot	Throckmorton
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H.C.R. 3 transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Johnson, the House voted to uncircle **H.B. 208**.

H.B. 208, FEDERAL GOVERNMENT ACQUISITION OF REAL PROPERTY IN THE STATE, was before the House on its final passage.

H.B. 208 then passed on the following roll call:

Yeas, 50; Nays, 21; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Bennion	Bigelow	Bryson
Bush	Buttars	D. Clark	S. Clark
D. Cox	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Garn
Gowans	Harper	Hatch	Hendrickson
Hogue	Holdaway	B. Johnson	King
Lockhart	Mascaro	Newbold	Pace
Parker	Peterson	Ray	Saunders
Seitz	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Voting in the negative were: Representatives

Arent	Barrus	Beck	Becker
Beshear	Biskupski	Buffmire	Curtis
Daniels	Fife	Goodfellow	Hansen
E. Hutchings	Jones	Litvack	McCartney
Morgan	Moss	Murray	Shurtliff
Tyler			

Absent or not voting were: Representatives

Bourdeaux	Bowman	Bradshaw	Philpot
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H.B. 208 transmitted to the Senate for its consideration.

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On motion of Representative Dillree, the House voted to uncircle **H.B. 274**.

H.B. 274, SUPPLEMENTAL MINIMUM SCHOOL PROGRAM ACT AMENDMENTS, was before the House on its final passage.

H.B. 274 then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young			

Absent or not voting were: Representatives

Bourdeaux	Bowman	Bradshaw	Philpot
Styler	M. Stephens		

H.B. 274 transmitted to the Senate for its consideration.

* * *

On motion of Representative Dillree, the House voted to uncircle **H.B. 275**.

H.B. 275, STATE BOARD OF EDUCATION BUDGET AUTHORITY, was before the House on its final passage.

H.B. 275 then passed on the following roll call:

Yeas, 66; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hendrickson	Hogue	Holdaway
E. Hutchings	Jones	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Peterson
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Bowman	Bradshaw	Curtis	Daniels
Hatch	B. Johnson	King	Parker
Philpot			

H.B. 275 transmitted to the Senate for its consideration.

* * *

On motion of Representative Holdaway, the House voted to uncircle **H.B. 187**.

H.B. 187, DRIVER LICENSE FRAUD AMENDMENTS, was before the House on its final passage.

On motion of Representative Holdaway, the bill was amended as follows:

1. Page 2, Line 34:
Delete "(1)"
2. Page 2, Line 43:
Delete "(a)" and insert "(1)"
3. Page 2, Line 45:
Delete "(b)" and insert "(2)"

4. Page 2, Line 46:
Delete “(c)” and insert “(3)”
5. Page 2, Line 48:
Delete “(d)” and insert “(4)”
6. Page 2, Line 51:
Delete “(e)” and insert “(5)”
7. Page 2, Line 52:
Delete “(f)” and insert “(6)”
8. Page 2, Line 53:
Delete “(g)” and insert “(7)”
9. Page 2, Lines 54–55:
Delete lines 54 through 55

H.B. 187, as amended, then passed on the following roll call:

Yeas, 66; Nays, 1; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bryson	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young		

Voting in the negative was: Representative

M. Stephens

Absent or not voting were: Representatives

Alexander	Bourdeaux	Bowman	Bradshaw
Buffmire	Hatch	King	Philpot

H.B. 187, as amended, transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 210, RECREATIONAL VEHICLE – LENGTH AND WIDTH AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 210, as amended, then passed on the following roll call:

Yeas, 64; Nays, 0; Absent or not voting, 11.

Voting in the affirmative were: Representatives

Adair	S. Allen	Anderson	Arent
Barrus	Beck	Becker	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Ferrin	Ferry	Fife	Garn
Goodfellow	Hansen	Harper	Hogue
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Aagard	Alexander	Bowman	Bradshaw
Duckworth	Gowans	Hatch	Hendrickson
Holdaway	Philpot	Ure	

H.B. 210, as amended, transmitted to the Senate for its consideration.

COMMUNICATION FROM THE SENATE

Mr. Speaker:

January 28, 2002

The Senate passed, **H.C.R. 3**, RESOLUTION HONORING SERVICE OF PAMELA ATKINSON, by Representative M. Stephens, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore

Secretary of the Senate

Communication filed. **H.C.R. 3** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

THIRD READING CALENDAR

Sub. H.J.R. 13, RESOLUTION AUTHORIZING THE LEGISLATURE TO CALL ITSELF INTO SPECIAL SESSION, read the third time by short title and placed on its final passage.

On motion of Representative Allen, the bill was amended as follows:

1. Page 1, Line 1:
After "RESOLUTION" delete "AUTHORIZING THE" and insert "ON SPECIAL SESSIONS OF THE LEGISLATURE"
2. Page 1, Lines 2–3:
Delete lines 2 and 3
3. Page 1, Line 11:
After "Governor." insert "The joint resolution requires advance notice of legislative business in a special session called by either the Governor or Legislature, with certain exceptions. The joint resolution prohibits a special session to be convened by the Legislature within a specified period after an annual general session."
4. Page 2, Line 34:
After "(1)" insert "(a)"
5. Page 2, Line 36:
After "special session" delete ", as provided in"
6. Page 2, Line 37:
At the beginning of line 37 delete "Subsection (2)."

7. Page 2, Line 39:
After line 39 insert:
“(b) The Legislature may not transact any legislative business in a special session convened under this section for which it has not provided 48 hours advance public notice, except in cases of emergency.”
8. Page 2, Line 43:
After line 43 insert:
“(3) No special session of the Legislature may be convened under this section until 60 days after the adjournment sine die of the annual general session of the Legislature.”
9. Page 2, Line 46:
At the beginning of line 46 insert “(1)(a)”
10. Page 2, Line 47:
After “convened, and it” bracket “shall” and insert “may”
11. Page 2, Line 48:
After “convened, or” reinstate “such” and delete “while”
12. Page 2, Line 49:
At the beginning of line 49 delete “in session”
13. Page 2, Line 51:
After “thereto.” insert:
“(b) The Legislature may not transact any legislative business in a special session convened under this section for which the Governor has not provided 48 hours advance public notice, except in cases of emergency or with the concurrence of two-thirds of all members elected to each house.
(2)”
14. Page 2, Line 26 and 31:
Delete “30” and insert “15”

On motion of Representative Becker, the bill was amended as follows:

15. Page 1, Line 11:
After “Governor.” insert “The joint resolution restricts the number of times the Legislature may convene itself into special session and limits the number of days a special session convened by the Legislature may last.”

- 16. Page 2, Line 26:
After “(2)” bracket “No special session may exceed 15 calendar days, except” and insert “Except”
- 17. Page 2, Line 27:
After “impeachment” insert:“;
(a) no special session convened by the Legislature under Article VI, Section 34 may exceed seven calendar days; and
(b) no special session convened by the Governor under Article VII, Section 6 may exceed 15 calendar days”
- 18. Page 2, Line 30:
After “in excess of” insert “: (a)” and after “session” delete the comma and insert a semicolon
- 19. Page 2, Line 31:
After “or” insert:
“(b)(i) seven, for a special session convened by the Legislature under Article VI, Section 34; or
(ii) and after “session” insert “convened by the Governor under Article VII, Section 6””
- 20. Page 2, Line 43:
After line 43 insert:
“(3) No more than four special sessions may be convened under this section in any calendar year.”

Sub. H.J.R. 13, as amended, then passed on the following roll call:

Yeas, 67; Nays, 5; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Bigelow	Biskupski
Bourdeaux	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney

Morgan	Moss	Murray	Newbold
Parker	Peterson	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	M. Stephens	

Voting in the negative were: Representatives

Beshear	Daniels	Hansen	Pace
Young			

Absent or not voting were: Representatives

Bowman	Bradshaw	Philpot
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Sub. H.J.R. 13 held for possible reconsideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess until 6:15 p.m.

JOINT CONVENTION

President of the Senate, Al Mansell, called the Joint Convention to order at 6:15 p.m. in the Chamber of the Utah House of Representatives and recognized Martin R. Stephens, Speaker of the House.

President Mansell announced that a quorum of the House of Representatives and the Senate was present.

President Mansell appointed a Joint Committee comprised of Senators Steve Poulton, John Valentine, and Mike Dmitrich, and Representatives Kevin S. Garn, David Ure, and Ralph Becker to notify Governor Michael O. Leavitt that the 2002 General Session of the Fifty-Fourth Legislature is in Joint Convention and ready to hear his State-of-the-State address.

Senator Knudson made a motion that the Legislature resolve into a Committee of the Whole for the purpose of hearing Governor Michael O. Leavitt's State-of-the-State address.

The Joint Committee escorted His Excellency, Governor Leavitt, to the House rostrum where he delivered his State-of-the-State Address.

On motion of Representative Curtis, the Joint Convention voted to have the complete text of the governor's State-of-the-State address printed upon the pages of the Senate Journal.

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

On motion of Representative Garn, the House voted to adjourn until January 29, 2002, at 9:30 a.m.

NINTH DAY

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MORNING SESSION

The House was called to order by Speaker Stephens at 9:30 a.m.

Roll call showed all members present except Representative Darin Peterson, excused.

Pledge of Allegiance and prayer by Representative Jackie Biskupski.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: January 28, 2002

The Senate passed **S.B. 38**, LEGISLATIVE COMMITTEE NAMES REVISIONS, by Senator P. Knudson, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 49**, UTAH EXEMPTION ACT AMENDMENTS, by Senator D. Gladwell, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 50**, UTAH MEDICAL PRACTICE ACT AMENDMENTS, by Senator D. E. Allen, and it is transmitted for consideration; and

The Senate passed **S.B. 81**, EDUCATION OF PERSONS WITH A DISABILITY, by Senator E. Mayne, and it is transmitted for consideration; and

The Senate passed **S.B. 87**, VISITATION RIGHTS OF GRANDPARENTS, by Senator T. Spencer, and it is transmitted for consideration; and

The Senate passed **S.B. 94**, AGRICULTURAL PROTECTION ACT AMENDMENTS, by Senator L. Blackham, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 96**, URANIUM MILL TAILINGS OVERSIGHT, by Senator B. Wright, and it is transmitted for consideration; and

The Senate passed, as amended, **S.C.R. 1**, ADULT LIFELONG LEARNING AND LITERACY RESOLUTION, by Senator D. Steele, and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **S.B. 38**, **S.B. 49**, **S.B. 50**, **S.B. 81**, **S.B. 87**, **S.B. 94**, **Sub. S.B. 96**, and **S.C.R. 1**, read the first time by short title and referred to the Rules Committee.

* * *

Mr. Speaker: January 28, 2002

The Senate passed, **H.B. 1**, SUPPLEMENTAL APPROPRIATIONS ACT, by Representative J. Alexander, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **H.B. 1** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: January 28, 2002

The Education Committee reports a favorable recommendation on **S.B. 99**, CORE CURRICULUM AMENDMENTS, by Senator D. Gladwell; and

The Education Committee reports a favorable recommendation on **S.B. 105**, REPEAL OF EDUCATION MANDATES AND PROGRAMS, by Senator H. Stephenson.

Margaret Dayton, Chair

Reports filed. On motion of Representative Dayton, the reports of the Education committee were adopted.

S.B. 99 and **S.B. 105**, read the second time by short title and placed on the calendar for third reading.

NOTICE OF BILL RETURNED TO RULES COMMITTEE

Mr. Speaker: January 28, 2002

The Education Committee has returned **H.B. 240**, PUBLIC EDUCATION CAPITAL OUTLAY ACT AMENDMENTS, by Representative D. Cox, to the Rules Committee.

Margaret Dayton, Chair

Report filed. **H.B. 240**, returned to the Rules Committee for filing.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: January 28, 2002

The Business and Labor Committee reports a favorable recommendation on **H.B. 257**, PROOF OF AGE UNDER THE ALCOHOLIC BEVERAGE CODE, by Representative D. Bourdeaux; and

The Business and Labor Committee reports a favorable recommendation on **1st Sub. S.B. 42**, NEW AUTOMOBILE FRANCHISE ACT AMENDMENTS, by Senator D. Eastman.

Katherine M. Bryson, Chair

Reports filed. On motion of Representative Bryson, the reports of the Business and Labor committee were adopted.

H.B. 257 and **Sub. S.B. 42**, read the second time by short title and placed on the calendar for third reading.

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Mr. Speaker: January 28, 2002

The Health and Human Services Committee reports a favorable recommendation on **H.B. 122**, HEALTH INSURANCE BENEFIT DESIGN, by Representative R. Lockhart; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 181**, ALLOCATION OF STATE HOSPITAL BEDS, by Representative J. Seitz; AND

The Health and Human Services Committee reports a favorable recommendation on **S.B. 4**, REPORTS TO HEALTH AND HUMAN SERVICES, by Senator T. Spencer; AND

The Health and Human Services Committee reports a favorable recommendation on **S.B. 33**, ACCESS TO HEALTH CARE AND COVERAGE TASK FORCE, by Senator P. Knudson; and

The Health and Human Services Committee reports a favorable recommendation on **S.B. 45**, BIRTH CERTIFICATE FOR STILLBORN CHILD, by Senator R. Allen; and

The Health and Human Services Committee reports a favorable recommendation on **S.B. 110**, CHILD PLACEMENT DETERMINATIONS, by Senator D. Eastman.

Carl R. Saunders, Chair

Reports filed. On motion of Representative Saunders, the reports of the Health and Human Services committee were adopted.

H.B. 122, H.B. 181, S.B. 4, S.B. 33, S.B. 45, and S.B. 110, read the second time by short title and placed on the calendar for third reading.

INTRODUCTION OF BILLS

DESIGNATION OF STATE BUILDING

H.B. 179

Glenn L. Way

THIS ACT MODIFIES THE POWERS OF THE CAPITOL PRESERVATION BOARD BY REQUIRING THE BOARD TO NAME THE WEST CAPITOL EXTENSION BUILDING THE "RONALD REAGAN LEGISLATIVE BUILDING., read the first time by short title and referred to the Rules Committee.

EMERGENCY RESPONDER PRIORITY

H.B. 180

Kory M. Holdaway

THIS ACT AMENDS PROVISIONS RELATED TO THE INTERLOCAL COOPERATION ACT AND THE UTAH EMERGENCY MEDICAL SERVICES SYSTEM ACT. THE ACT REQUIRES PROVIDERS OF POLICE, FIRE, EMERGENCY MEDICAL TECHNICIANS, AND PARAMEDIC SERVICES TO ENTER INTO AGREEMENTS TO FACILITATE THE CLOSEST RESPONDER REGARDLESS OF GEOGRAPHIC OR POLITICAL BOUNDARIES. THE ACT LIMITS THE APPLICATION OF CLOSEST RESPONDER TO COUNTIES OF THE FIRST CLASS, read the first time by short title and referred to the Rules Committee.

CHILD SUPPORT REDUCTIONS

H.B. 282

John E. Swallow

THIS ACT MODIFIES PROVISIONS RELATING TO CHILD SUPPORT. IT REQUIRES THAT THE INCOME OF AN INCAPACITATED CHILD OVER

18 YEARS BE CONSIDERED IN CHILD SUPPORT CALCULATIONS, read the first time by short title and referred to the Rules Committee.

ANTITERRORISM AMENDMENTS

H.B. 283

Paul Ray

THIS ACT MODIFIES THE CRIMINAL CODE BY CREATING A PART PROHIBITING TERRORISM BY THE USE OF WEAPONS OF MASS DESTRUCTION, INCLUDING PROHIBITING A HOAX THAT REFERS TO WEAPONS OF MASS DESTRUCTION. THE ENACTED PART PROVIDES DEFINITIONS, CRIMINAL OFFENSES, AND PENALTIES. THE ACT AMENDS OTHER AFFECTED SECTIONS OF THE CODE. THE ACT ALSO EXEMPTS RECORDS OF GOVERNMENTAL SECURITY MEASURES AND PRACTICES FROM THE GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT, read the first time by short title and referred to the Rules Committee.

ELECTION LAW AMENDMENTS – DISABLED VOTERS

H.B. 284

Richard M. Siddoway

THIS ACT MODIFIES THE ELECTION CODE TO PROVIDE ACCESS TO VOTING FOR PEOPLE WITH A DISABILITY. THE ACT REQUIRES THE PHYSICAL INSPECTION OF ALL POLLING PLACES AS OF MAY 15, 2003, TO ENSURE ACCESS BY PEOPLE WITH A DISABILITY. THE ACT REQUIRES THAT ANY ISSUES CONCERNING INACCESSIBILITY TO POLLING PLACES BY PEOPLE WITH A DISABILITY REPORTED TO THE COUNTY CLERK ON OR AFTER MAY 15, 2002, SHALL BE FORWARDED TO THE OFFICE OF THE LIEUTENANT GOVERNOR AND WITHIN THREE MONTHS OF THE COMPLAINT, BE REMEDIED BY THE COUNTY CLERK AT THE PARTICULAR LOCATION OR THE COUNTY CLERK SHALL DESIGNATE AN ALTERNATIVE ACCESSIBLE LOCATION. THE ACT MAKES TECHNICAL CHANGES. THE ACT PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

HISTORIC BUILDING REHABILITATION TAX CREDITS

H.B. 285

Chad E. Bennion

THIS ACT AMENDS THE INDIVIDUAL INCOME TAX ACT AND THE CORPORATE FRANCHISE AND INCOME TAXES ACT TO EXPAND THE CORPORATE FRANCHISE AND INCOME TAX AND INDIVIDUAL INCOME TAX HISTORIC BUILDING REHABILITATION TAX CREDITS TO

INCLUDE CREDITS FOR COMMERCIAL CERTIFIED HISTORIC BUILDINGS AND COMMERCIAL QUALIFIED HISTORIC BUILDINGS. THE ACT DELETES A REQUIREMENT THAT A TAXPAYER RESIDE IN THE STATE TO BE ELIGIBLE FOR A TAX CREDIT. THIS ACT PROVIDES DEFINITIONS AND MAKES TECHNICAL CHANGES. THE ACT HAS RETROSPECTIVE OPERATION FOR TAXABLE YEARS BEGINNING ON OR AFTER JANUARY 1, 2002, read the first time by short title and referred to the Rules Committee.

DIVISION OF CHILD AND FAMILY SERVICES TREATMENT PLANS AND REUNIFICATION SERVICES

H.B. 286

Rebecca D. Lockhart

THIS ACT MODIFIES THE HUMAN SERVICES CODE AND THE JUDICIAL CODE. THE ACT AMENDS TREATMENT PLAN AND REUNIFICATION SERVICES CODE PROVISIONS TO ALLOW FOR, IF REQUESTED BY A PARENT, A GUARDIAN, OR THE CHILD, THE INVOLVEMENT OF A CLERGY MEMBER OR A MENTAL HEALTH THERAPIST SELECTED BY A PARENT, A GUARDIAN, OR THE CHILD, INCLUDING A MENTAL HEALTH THERAPIST WHO IS SPONSORED OR EMPLOYED BY, OR A MEMBER OF, THE RELIGION WITH WHICH THE CHILD IS AFFILIATED. THE ACT PROVIDES THAT A CLERGY MEMBER OR MENTAL HEALTH THERAPIST REQUESTED BY ANY PERSON OTHER THAN THE CUSTODIAL PARENT OR GUARDIAN MUST BE APPROVED BY THE CUSTODIAL PARENT OR GUARDIAN, read the first time by short title and referred to the Rules Committee.

RESOLUTION RECOGNIZING CONTRIBUTIONS OF CONGRESSMAN JAMES V. HANSEN

H.C.R. 4

Marda Dillree

THIS CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR RECOGNIZES THE OUTSTANDING CONTRIBUTIONS OF CONGRESSMAN JAMES V. HANSEN TO THE CITIZENS OF UTAH. THE RESOLUTION RECOGNIZES HIS 40 YEARS OF SERVICE TO THE STATE, INCLUDING 22 YEARS IN THE UNITED STATES HOUSE OF REPRESENTATIVES, read the first time by short title and referred to the Rules Committee.

**RESOLUTION URGING AN END TO THE
PERSECUTION OF FALUN GONG PRACTITIONERS**

H.J.R. 6*Matt Throckmorton*

THIS JOINT RESOLUTION OF THE LEGISLATURE CONDEMNS THE PERSECUTION OF FALUN GONG PRACTITIONERS BY THE PEOPLE'S REPUBLIC OF CHINA AND REQUESTS THAT FALUN GONG PRACTITIONERS BE PERMITTED TO EXPRESS THEIR BELIEFS FREE OF GOVERNMENT PRESSURE, THREATS, AND FORCE, read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

H.B. 4, MOTORBOAT DRIVER LICENSING AND BOATING UNDER THE INFLUENCE PROVISIONS, read the third time by short title and placed on its final passage.

On motion of Representative Ferry, the bill was amended as follows:

1. Page 24, Line 715:
Delete "ten" and insert "twenty"

H.B. 4, as amended, then passed on the following roll call:

Yeas, 40; Nays, 33; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Arent
Beck	Becker	Beshear	Bourdeaux
Bowman	Bradshaw	Buffmire	Buttars
S. Clark	D. Cox	Daniels	Dillree
Fife	Hendrickson	Hogue	Holdaway
Jones	King	Litvack	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Ray
Shurtliff	Siddoway	G. Snow	Styler
Tyler	Wallace	Winn	Young

Voting in the negative were: Representatives

Alexander	Anderson	Barrus	Bennion
Bigelow	Biskupski	Bryson	Bush
D. Clark	Curtis	Dayton	Donnelson
Duckworth	Ferrin	Ferry	Garn

Goodfellow	Gowans	Hansen	Harper
Hatch	E. Hutchings	B. Johnson	Lockhart
Philpot	Saunders	Swallow	Thompson
Throckmorton	Ure	Urquhart	Way
M. Stephens			

Absent or not voting were: Representatives

Peterson Seitz

H.B. 4, as amended, transmitted to the Senate for its consideration.

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H.B. 105, HEALTH INSURANCE MANDATES – PILOT PROGRAM, read the third time by short title and placed on its final passage.

On motion of Representative Lockhart, the bill was amended as follows:

1. Page 1, Line 21:

After “benefits, or” insert “the number or types of”

On motion of Representative Litvack, the bill was amended as follows:

2. Page 2, Line 36:

After line 36 insert:

“(5) (a) If an insurer regulated under Title 49, Chapter 8, Group Insurance Act, currently offers benefits whose features are the same as or greater than any proposed insurance mandate, the insurer shall, prior to the proposed insurance mandate being considered, provide the legislature an analysis of any additional costs the insurer has incurred as a consequence of offering the benefits.

(b) If the legislature imposes the mandate after considering the analysis submitted under Subsection (a), the delayed effective date required under Subsection (2) and the pilot program required under Subsection (3) do not apply.”

H.B. 105, as amended, then passed on the following roll call:

Yeas, 48; Nays, 26; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Adair	Alexander	S. Allen	Barrus
Bennion	Bigelow	Bowman	Bryson
Bush	Buttars	D. Clark	S. Clark

D. Cox	Curtis	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Garn	Harper	Hatch	Hogue
Holdaway	E. Hutchings	B. Johnson	Lockhart
Mascaro	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	G. Snow	Styler	Swallow
Thompson	Throckmorton	Ure	Urquhart
Wallace	Way	Winn	M. Stephens

Voting in the negative were: Representatives

Aagard	Anderson	Arent	Beck
Beshear	Biskupski	Bourdeaux	Bradshaw
Buffmire	Daniels	Fife	Goodfellow
Gowans	Hansen	Hendrickson	Jones
King	Litvack	McCartney	Morgan
Moss	Murray	Shurtliff	Siddoway
Tyler	Young		

Absent or not voting was: Representative

Becker

H.B. 105, as amended, transmitted to the Senate for its consideration.

SPECIAL ORDER OF BUSINESS

H.B. 217, DESIGNATION OF MEMORIAL HIGHWAY, read the third time by short title and placed on its final passage.

H.B. 217 then passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper

Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives
 Becker Swallow

H.B. 217 transmitted to the Senate for its consideration.

* * *

Sub. H.J.R. 13 transmitted to the Senate.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess until 2:00 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Stephens at 2:00 p.m.

RULES COMMITTEE REPORT

Mr. Speaker: January 29, 2002

The Rules Committee recommends that, under suspension of the rules, the following bill be considered read for the second time and placed on the Third Reading Calendar for Senate bills:

S.B. 114 Revisor’s Statute (M. Waddoups)
Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORT

Mr. Speaker: January 29, 2002

The Rules Committee has ordered the following House and Senate bills and resolutions printed and recommends the following bills and resolutions be assigned to standing committees:

BUSINESS & LABOR

- H.B. 276** Assessment on Title Insurers (T. Hatch)
H.C.R. 2 Resolution Supporting Businesses (G. Curtis)
S.B. 13 Alcoholic Beverage Service – Warning Required
 (C. Walker)
S.B. 108 Pete Suazo Professional Athletic Commission
 Amendments (E. Mayne)

EDUCATION

- H.B. 262** Student Education Plans (M. Newbold)
H.B. 271 Appropriation for School Districts Impacted by Fee
 Waivers (L. Shurtliff)
S.B. 81 Education of Persons with a Disability (E. Mayne)
S.C.R. 1 Adult Lifelong Learning and Literacy Resolution
 (D. Steele)

GOVERNMENT OPERATIONS

- H.B. 124** Debt Collection Amendments (S. Allen)
H.B. 264 Funds Consolidation, Budget Procedures, and Fund
 Reclassification Amendments (R. Bigelow)
H.J.R. 16 Joint Rules Resolution – Legislative Review Notes on
 Bills (D. Ure)
H.J.R. 19 Joint Rules Resolution Requiring Certain Special Session
 Procedures (C. Bennion)
S.B. 38 Legislative Committee Names Revisions (P. Knudson)
1st Sub. S.B. 46 Indian Affairs Related Amendments (B. Evans)

HEALTH AND HUMAN SERVICES

- S.B. 50** Utah Medical Practice Act Amendments (D. E. Allen)

JUDICIARY

- H.B. 125** Endangerment of Child or Elder Person with Controlled
 Substance or Precursor (T. Beck)
H.B. 128 Controlled Substances Act Amendments (E. Anderson)
H.B. 270 Mental Health Practitioner in Parental Rights Action
 (M. Thompson)
S.B. 86 Funding of the Controlled Substances Database
 (J. Valentine)
S.B. 87 Visitation Rights of Grandparents (T. Spencer)

LAW ENFORCEMENT AND CRIMINAL JUSTICE

- H.B. 259** Use of State Armories (C. Beshear)
S.B. 5 Appropriation for Sexual Violence Victim Assistance Programs (T. Spencer)

NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT

- S.B. 92** Bear River Development Projects (M. Waddoups)
S.B. 94 Agricultural Protection Act Amendments (L. Blackham)
1st Sub. S.B. 96 Uranium Mill Tailings Oversight (B. Wright)

POLITICAL SUBDIVISIONS

- H.B. 126** Annexations Involving Townships (C. Duckworth)
H.B. 127 County Ballot Questions (C. Buttar)
H.B. 131 Reporting of Data to the Automated Geographic Reference Center (L. Pace)
S.B. 41 Advisory Council on Intergovernmental Relations Amendments (M. Peterson)
S.B. 80 Adjustments of County Boundaries (C. Walker)

PUBLIC UTILITIES AND TECHNOLOGY

- H.B. 133** Natural Gas Technician Certification (G. Snow)
H.B. 134 Unauthorized Electronic Transactions (A. L. Tyler)

REVENUE AND TAXATION

- H.B. 240** Public Education Capital Outlay Act Amendments (D. Cox)
S.B. 28 Tax Credits – Removal of Tax Credit from Tax Form and Prohibition on Claiming or Carrying Forward Tax Credit (C. Bramble)

TRANSPORTATION

- S.B. 9** Amendments to Driving Under the Influence (C. Walker)
S.B. 49 Utah Exemption Act Amendments (D. Gladwell)
S.B. 52 Left Lane Restriction Amendments (D. Eastman)

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker:

January 29, 2002

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 92**, SEAT BELT REQUIREMENTS, by Representative C. Moss, with the following amendments:

1. Page 1, Line 5:
Delete “amending” and insert “repealing”
2. Page 1, Line 12:
Delete “(1)”
3. Page 1, Line 13:
Delete “(a)” and insert “(1)”
4. Page 1, Line 14:
Delete “(b)” and insert “(2)”
5. Page 1, Line 17:
Delete “(c)” and insert “(3)”
6. Page 1, Lines 19–21:
Delete lines 19 through 21; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **S.B. 26**, SERIOUS YOUTH OFFENDER AMENDMENTS, by Senator L. Hillyard, with the following amendments:

1. Page 1, line 7:
At the end of line 7, insert: “This act takes effect immediately.”
2. Page 7, line 183:
After line 183, insert:
“Section 4. Effective Date.
If approved by two-thirds of all the members elected to each house, this act 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.”; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **S.B. 40**, TUITION ASSISTANCE APPROPRIATION FOR

NATIONAL GUARD, by Senator P. Knudson, and recommends it be placed on the Consent Calendar.

DeMar “Bud” Bowman, Chair

Reports filed. On motion of Representative Bowman, the reports of the Law Enforcement and Criminal Justice committee were adopted.

H.B. 92, as amended, and **S.B. 26**, as amended, read the second time by short title and placed on the calendar for third reading.

S.B. 40, read the second time by short title and placed on the Consent Calendar.

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Mr. Speaker:

January 29, 2002

The Judiciary Committee reports a favorable recommendation on **S.B. 27**, AMENDMENTS TO GUILTY AND MENTALLY ILL, by Senator D. Gladwell; and

The Judiciary Committee reports a favorable recommendation on **S.B. 25**, OFFICE OF RECOVERY SERVICES AMENDMENTS, by Senator D. E. Allen; and

The Judiciary Committee reports a favorable recommendation on **S.B. 24**, RELEASE OF CUSTODIAL OR NONCUSTODIAL PARENT’S ADDRESS, by Senator D. E. Allen; and

The Judiciary Committee reports a favorable recommendation on **H.J.R. 17**, RESOLUTION CLOSING COURT FACILITY, by Representative C. Bennion; and

The Judiciary Committee reports a favorable recommendation on **H.B. 183**, FIREARM CRIMINAL BACKGROUND CHECK AMENDMENTS, by Representative J. M. Philpot.

Glenn L. Way, Chair

Reports filed. On motion of Representative Way, the reports of the Judiciary committee were adopted.

S.B. 27, **S.B. 25**, **S.B. 24**, **H.J.R. 17**, and **H.B. 183**, read the second time by short title and placed on the calendar for third reading.

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Mr. Speaker:

January 29, 2002

The Transportation Committee recommends **H.B. 67**, PENALTY FOR DISTRACTED DRIVING, by Representative K. Holdaway, be replaced and

reports a favorable recommendation on **1st Sub. H.B. 67**, PENALTY FOR DISTRACTED DRIVING with the following amendments:

1. Page 1, Line 16:
After “machine” insert “, unless being used with a hands-free device”
2. Page 1, Line 21:
At the end of line 21 delete “or”
3. Page 1, Line 22:
After “material” insert “; or (h) adjusting a radio, CD player, cassette player”; and

The Transportation Committee reports a favorable recommendation on **S.B. 39**, HIGHWAY DESIGNATION, by Senator P. Knudson; and

The Transportation Committee reports a favorable recommendation on **S.B. 98**, OUTDOOR ADVERTISING AMENDMENTS, by Senator M. Waddoups; and

The Transportation Committee reports a favorable recommendation on **H.B. 273**, DESIGNATION OF I-80, by Representative D. Bush, and recommends it be placed on the Consent Calendar.

Joseph G. Murray, Chair

Reports filed. On motion of Representative Murray, the reports of the Transportation committee were adopted.

Sub. H.B. 67, as amended, **S.B. 39**, and **S.B. 98**, read the second time by short title and placed on the calendar for third reading.

H.B. 273, read the second time by short title and placed on the Consent Calendar.

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Mr. Speaker:

January 29, 2002

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.B. 37**, MUTUAL WATER COMPANY CHANGE APPLICATIONS, by Senator L. Blackham; and

The Natural Resources, Agriculture, and Environment Committee recommends **H.B. 132**, SALE OF STATE LANDS AT DEVELOPMENTAL CENTER, by Representative M. Dayton, be replaced and reports a favorable

recommendation on **1st Sub. H.B. 132**, SALE OF STATE LANDS AT DEVELOPMENTAL CENTER with the following amendments:

1. Page 3, Line 66:
After “sell” delete “or otherwise dispose” and insert “, exchange, or enter into a long-term lease” and after “land” insert “or water rights”;
and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.B. 88**, ENVIRONMENTAL SELF-EVALUATION ACT AMENDMENTS, by Senator B. Wright, and recommends it be placed on the Consent Calendar; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.B. 89**, SAFE DRINKING WATER ACT – ADMINISTRATIVE PROCEDURE AMENDMENTS, by Senator B. Wright, and recommends it be placed on the Consent Calendar; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.B. 90**, DRINKING WATER BOARD LOAN AND GRANT AMENDMENTS, by Senator B. Wright, and recommends it be placed on the Consent Calendar.

Bradley T. Johnson, Chair

Reports filed. On motion of Representative Johnson, the reports of the Natural Resources, Agriculture, and Environment committee were adopted.

S.B. 37 and **Sub. H.B. 132**, as amended, read the second time by short title and placed on the calendar for third reading.

S.B. 88, **S.B. 89**, and **S.B. 90**, read the second time by short title and placed on the Consent Calendar.

INTRODUCTION OF BILLS

EMPLOYMENT SUPPORT PROVISIONS

H.B. 139

David Litvack

THIS ACT MODIFIES PROVISIONS RELATED TO FINANCIAL ASSISTANCE PROGRAMS FOR NEEDY FAMILIES WITH CHILDREN. THE ACT CREATES A FAMILY EMPLOYMENT ADVISORY COMMITTEE TO STUDY AND MAKE RECOMMENDATIONS ON ELIGIBILITY FOR PARTICIPATION IN THE FAMILY EMPLOYMENT PROGRAM. THE ACT

PROVIDES A REPEALER AND AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

TELECOMMUNICATIONS AMENDMENTS

H.B. 140

Kevin S. Garn

THIS ACT MODIFIES THE PUBLIC TELECOMMUNICATIONS LAW TO ALLOW THE FILING OF A COMPLAINT FOR ANTICOMPETITIVE CONDUCT AGAINST AN INCUMBENT TELEPHONE CORPORATION. THE ACT STATES LEGISLATIVE FINDINGS. THE ACT REQUIRES THE PUBLIC SERVICE COMMISSION TO CONDUCT EXPEDITED PROCEEDINGS ON A COMPLAINT OF ANTICOMPETITIVE CONDUCT AND AUTHORIZES THE COMMISSION TO IMPOSE CERTAIN REQUIREMENTS AND PENALTIES IF IT FINDS ANTICOMPETITIVE CONDUCT. THE ACT REQUIRES THE COMMISSION TO OPEN A DOCKET WITH RESPECT TO AN INCUMBENT TELEPHONE CORPORATION THAT HAS BEEN FOUND TO HAVE ENGAGED IN ANTICOMPETITIVE CONDUCT THREE TIMES AND TO DEVELOP A PLAN FOR COMPETITIVE SEPARATION OF THE INCUMBENT TELEPHONE CORPORATION. THE ACT PROVIDES REQUIREMENTS FOR A PLAN FOR COMPETITIVE SEPARATION AND FOR THE COMMISSION'S ORDER IMPLEMENTING COMPETITIVE SEPARATION. THE ACT PROVIDES FOR AN EXEMPTION, ADDS AND MODIFIES DEFINITIONS, AND MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

CONSTITUTIONAL RIGHTS OF STATE EMPLOYEES

H.B. 287

Mike Thompson

THIS ACT MODIFIES THE STATE OFFICERS AND EMPLOYEES CODE AND THE UTAH HUMAN SERVICES CODE TO PROHIBIT THE BOARD OF CHILD AND FAMILY SERVICES AND STATE AGENCIES FROM REQUIRING A PERSON TO RELINQUISH ANY RIGHT GIVEN UNDER THE UNITED STATES CONSTITUTION OR THE UTAH CONSTITUTION IN ORDER TO OBTAIN OR MAINTAIN FOSTER PARENT STATUS OR STATE EMPLOYMENT, read the first time by short title and referred to the Rules Committee.

COMPETENCY TO STAND TRIAL AMENDMENTS**H.B. 288***Scott Daniels*

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

2nd Sub. H.B. 231, PUBLIC HEALTH AUTHORITY AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Allen, the bill was amended as follows:

1. Page 3, Lines 84 – 87:
After “provider” delete “should have filed” and insert “willfully failed to file” and after “report” delete all of lines 84–87
2. Page 4, Line 105:
After “(3)” insert “(a)”
3. Page 4, Line 108:
After line 108 insert:
“(b) The department may not mandate reporting under this subsection for more than 90 days. If more than 90 days is needed to abate the public health emergency declared under Subsection (3)(a), the department must obtain the concurrence of the governor to extend the period of time beyond 90 days.”
4. Page 5, Line 122:
After “conditions” insert “which may suggest the presence of one of the illnesses or conditions described in Sections 26–23b–103 or 26–23b–104 and which are”
5. Page 6, Line 164:
After “(1)” insert “and Subsection 26–23b–104(1)”
6. Page 6, Line 177:
After “26–23b–105” delete “or” and insert “””
7. Page 6, Line 178:
After “26–23b–106” insert “, or another health care provider under Subsection 26–23b–104(1)”

8. Page 7, Line 203:
After “authority” insert “including the Division of Emergency Services
Homeland Security”

On motion of Representative Hatch, the bill was amended as follows:

9. Page 4, Line 106:
After “of” insert “the Governor and”

2nd Sub. H.B. 231, as amended, then passed on the following roll call:

Yeas, 50; Nays, 19; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Adair	S. Allen	Anderson	Beck
Becker	Bennion	Bigelow	Bourdeaux
Bowman	Bradshaw	Buffmire	Buttars
D. Cox	Daniels	Dillree	Duckworth
Ferrin	Ferry	Fife	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Pace	Parker	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Thompson	Tyler	Wallace
Winn	Young		

Voting in the negative were: Representatives

Aagard	Alexander	Barrus	Bryson
Bush	D. Clark	S. Clark	Dayton
Donnelson	Garn	Murray	Newbold
Peterson	Philpot	Swallow	Throckmorton
Ure	Urquhart	M. Stephens	

Absent or not voting were: Representatives

Arent	Beshear	Biskupski	Curtis
Hogue	Way		

2nd Sub. H.B. 231, as amended, transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Seitz, the House voted to uncircle **H.B. 69**.

H.B. 69, PAYMENT FOR BAILIFF AND OTHER SERVICES IN COURTS OF RECORD, was before the House on its final passage.

On motion of Representative Seitz, the House voted to delete **H.B. 69** in title and body and insert **Sub. H.B. 69** in lieu thereof.

On motion of Representative Seitz, the House voted to circle **Sub. H.B. 69**.

THIRD READING CALENDAR

H.B. 243, CHILD IMMUNIZATION AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Lockhart, the House voted to circle **H.B. 243**.

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Sub. H.B. 64, CONSUMER PROTECTION AMENDMENTS, read the third time by short title and placed on its final passage.

Sub. H.B. 64, as amended, then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Bigelow	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Beshear Biskupski Curtis Parker
Way

Sub. H.B. 64, as amended, transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to move **H.J.R. 1** to the top of the calendar for third reading.

THIRD READING CALENDAR

H.J.R. 1, RESOLUTION REAPPOINTING LEGISLATIVE AUDITOR GENERAL, read the third time by short title and placed on its final passage.

H.J.R. 1 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bigelow	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Urquhart	Wallace	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Bennion Beshear Biskupski Ure
Way

H.J.R. 1 transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Hatch, the House voted to uncircle **H.B. 218**.

H.B. 218, OVER WEIGHT VEHICLE AMENDMENTS, was before the House on its final passage.

H.B. 218 then passed on the following roll call:

Yeas, 64; Nays, 5; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Barrus	Beck	Bennion	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Litvack	Lockhart
Mascaro	McCartney	Morgan	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Tyler	Ure	Urquhart
Wallace	Winn	Young	M. Stephens

Voting in the negative were: Representatives

Arent	Becker	Hansen	King
Moss			

Absent or not voting were: Representatives

Alexander	Beshear	Jones	Seitz
Throckmorton	Way		

H.B. 218 transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Arent, the House voted to uncircle **Sub. H.B. 66**.

Sub. H.B. 66, JUDICIARY AMENDMENTS, was before the House on its final passage.

On motion of Representative Thompson, the bill was amended as follows:

1. Page 4, Line 99:
Delete "or the minor's"
2. Page 4, Line 100:
Delete "parent or guardian"

Sub. H.B. 66, as amended, then passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander	Bennion	Beshear	Seitz
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Sub. H.B. 66, as amended, transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 209, TRUANCY AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 209, as amended, then passed on the following roll call:

Yeas, 59; Nays, 8; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Duckworth	Ferrin	Ferry
Fife	Goodfellow	Gowans	Hansen
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Peterson	Ray	Saunders	Shurtliff
Siddoway	G. Snow	Styler	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Voting in the negative were: Representatives

Bryson	Dayton	Donnelson	Harper
Lockhart	Philpot	Thompson	Throckmorton

Absent or not voting were: Representatives

Alexander	Bennion	Beshear	Dillree
Garn	Parker	Seitz	Swallow

H.B. 209, as amended, transmitted to the Senate for its consideration.

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Sub. H.B. 79, SCHOOL DISPLAY OF MOTTO OF THE UNITED STATES, read the third time by short title and placed on its final passage.

Sub. H.B. 79, as amended, then passed on the following roll call:

Yeas, 65; Nays, 6; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Barrus	Beck	Bennion
Bigelow	Bourdeaux	Bowman	Bradshaw

Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Lockhart	Mascaro
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Voting in the negative were: Representatives

Biskupski	Daniels	Fife	Litvack
McCartney	Tyler		

Absent or not voting were: Representatives

Arent	Becker	Beshear	Garn
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Sub. H.B. 79, as amended, transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to adjourn until January 30, 2002, at 9:30 a.m.

TENTH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Stephens at 9:30 a.m.

Roll call showed all members present.

Pledge of Allegiance and prayer by Representative Mark A. Benson, Representative Ben Ferry's father-in-law.

COMMUNICATION FROM THE SENATE

Mr. Speaker: January 29, 2002
The Senate passed, **H.B. 217**, DESIGNATION OF MEMORIAL HIGHWAY, by Representative D. Ure, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communication filed. **H.B. 217** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: January 29, 2002
The Political Subdivisions Committee recommends **H.B. 184**, IMPACT FEES ACT AMENDMENTS, by Representative G. Way, be replaced and favorably recommends **2nd Sub. H.B. 184**, IMPACT FEES ACT AMENDMENTS; and

The Political Subdivisions Committee reports a favorable recommendation on **S.B. 35**, VOTER RESIDENCE WHERE LOT IS DIVIDED BY COUNTY BOUNDARY LINE, by Senator C. Walker.

David L. Hogue, Chair

Reports filed. On motion of Representative Hogue, the reports of the Political Subdivisions committee were adopted.

2nd Sub. H.B. 184 and **S.B. 35**, read the second time by short title and placed on the calendar for third reading.

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Mr. Speaker: January 29, 2002

The Government Operations Committee reports a favorable recommendation on **1st Sub. S.B. 34**, PRIVATE RECORDS AMENDMENTS, by Senator D. Steele; and

The Government Operations Committee reports a favorable recommendation on **S.B. 36**, PROVISIONAL BALLOT, by Senator J. Hickman.

Craig W. Buttars, Chair

Reports filed. On motion of Representative Buttars, the reports of the Government Operations committee were adopted.

Sub. S.B. 34 and **S.B. 36**, read the second time by short title and placed on the calendar for third reading.

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Mr. Speaker: January 29, 2002

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 103**, INDIVIDUAL INCOME TAX DEDUCTION FOR NET CAPITAL GAIN, by Representative J. Ferrin, with the following amendments:

1. Page 1, Line 8:
After “technical changes.” insert “This act requires the State Tax Commission to make transfers from the General Fund to the Uniform School Fund equal to the amount of individual income tax deductions for net capital gain claimed, and grants rulemaking authority to the State Tax Commission.”
2. Page 5, Line 127:
Delete “50%” and insert “.5%”
3. Page 5, Line 128:
After “Internal Revenue Code” insert a comma and “subject to the following: (i) in accordance with any rules prescribed by the commission under Subsection (2)(m)(ii), the commission shall transfer at least annually from the General Fund into the Uniform School Fund an amount equal to the amount of individual income tax deductions for net capital gain claimed under Subsection(2)(m); and (ii) in accordance with Title 63, Chapter 46a, Utah Administrative Rulemaking Act, the commission may make rules providing procedures for making transfers from the General Fund into the Uniform School Fund as required by Subsection (2)(m)(i).”; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 20**, BONDING AUTHORITY FOR IRRIGATION DISTRICTS, by Senator D. Gladwell; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 116**, LOCAL GOVERNMENT VARIABLE RATE BONDING AUTHORITY, by Senator D. C. Buttars; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 129**, SALES AND USE TAXES – EXEMPTION FOR CERTAIN SALES OF ELECTRICITY, by Representative L. Shurtliff, with the following amendments:

1. Page 1, Line 7:
Delete “renewable resources” and insert “a new wind, geothermal, or solar power energy source”
2. Page 2, Line 52:
After “a” delete “municipality may not levy a municipal energy sales”
3. Page 2, Line 53:
At the beginning of line 53 delete “and use tax on the” and after “within” delete “the” and insert “a” and after “municipality” insert “is exempt from the tax authorized by this section” and after “if the sale” insert “or use”
4. Page 2, Line 55:
After “produced from” delete “renewable resources” and insert “a new wind, geothermal, or solar power energy source”
5. Pages 2–3, Lines 58e–60:
After line 58e delete lines 58–60 and insert:
“(i) unrelated to the amount of electricity used by the person purchasing the electricity under the tariff described in Subsection (4)(a); and
(ii) equivalent to the number of kilowatt–hours specified in the tariff described in Subsection (4)(a) that may be purchased under the tariff described in Subsection (4)(a).”
6. Page 12, Line 348:
After “(55) sales” insert “or uses” and after “the sales” insert “or uses”
7. Page 12, Line 350:
After “produced from” delete “renewable resources” and insert “a new wind, geothermal, or solar power energy source”

8. Page 12, Lines 352 – 355:

After line 352 delete lines 353–355 and insert:

“(i) unrelated to the amount of electricity used by the person purchasing the electricity under the tariff described in Subsection (55)(a); and

(ii) equivalent to the number of kilowatt–hours specified in the tariff described in Subsection (55)(a) that may be purchased under the tariff described in Subsection (55)(a).”; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 182**, TAX REVIEW COMMISSION AMENDMENTS, by Representative C. Bennion, and recommends it be placed on the Consent Calendar.

Gordon E. Snow, Chair

Reports filed. On motion of Representative Snow, the reports of the Revenue and Taxation committee were adopted.

H.B. 103, as amended, **S.B. 20**, **S.B. 116**, and **H.B. 129**, as amended, read the second time by short title and placed on the calendar for third reading.

H.B. 182, read the second time by short title and placed on the Consent Calendar.

INTRODUCTION OF BILLS

MEMORIAL PLAQUE OF GEORGE E. WAHLEN IN THE CAPITOL

H.B. 178

Gerry A. Adair

THIS ACT MODIFIES THE POWERS OF THE STATE CAPITOL PRESERVATION BOARD BY REQUIRING THE BOARD TO PLACE A MEMORIAL PLAQUE IN THE STATE CAPITOL BUILDING HONORING GEORGE E. WAHLEN, read the first time by short title and referred to the Rules Committee.

INDEPENDENT ENTITY PRIVATIZATION AMENDMENTS

H.B. 289

Martin R. Stephens

THIS ACT MODIFIES PROVISIONS OF THE QUASI-GOVERNMENTAL ENTITIES ACT AND THE INDEPENDENT ENTITIES CODE BY PROVIDING AN EXCEPTION TO THE PROHIBITION ON ASSET TRANSFERS TO AN INTERESTED PARTY OF A

QUASI-GOVERNMENTAL OR INDEPENDENT ENTITY FOR LOAN PROGRAM FUNDS THAT MEET SPECIFIED REQUIREMENTS. THIS ACT PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

AFFIDAVIT OF IMPECUNIOSITY AMENDMENTS

H.B. 290

John E. Swallow

THIS ACT MODIFIES A PROVISION OF THE CODE OF CRIMINAL PROCEDURE CONCERNING INDIGENT DEFENDANTS. THE ACT REQUIRES THAT DEFENDANTS CLAIMING INDIGENCY INFORM THE COURT OF ANY CHANGES IN CIRCUMSTANCES THAT AFFECT THEIR INDIGENCY. THE ACT ALSO MAKES IT A CLASS B MISDEMEANOR TO MAKE FALSE STATEMENTS ON AN AFFIDAVIT OF IMPECUNIOSITY, read the first time by short title and referred to the Rules Committee.

**OBLIGATIONS RELATED TO
MORTGAGE LOAN RESERVE ACCOUNTS**

H.B. 291

John E. Swallow

THIS ACT MODIFIES THE FINANCIAL INSTITUTIONS ACT TO EXEMPT LOANS MADE AFTER MAY 6, 2002 FROM CERTAIN OBLIGATIONS RELATED TO RESERVE ACCOUNTS AND TO MAKE TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

**RESOLUTION URGING HAZARDOUS MATERIALS NOT
BE TRANSPORTED BY TRAIN DURING THE OLYMPICS**

H.J.R. 20

Fred J. Fife

THIS JOINT RESOLUTION OF THE LEGISLATURE URGES THE UTAH OLYMPIC PUBLIC SAFETY COMMAND TO PROHIBIT THE TRANSPORTATION OF HAZARDOUS MATERIALS BY RAIL THROUGH SALT LAKE CITY DURING THE 2002 OLYMPIC WINTER GAMES, read the first time by short title and referred to the Rules Committee.

**RESOLUTION ENCOURAGING CONGRESSIONAL
APPROVAL OF FARM BILL**

H.J.R. 21

Craig W. Buttars

THIS JOINT RESOLUTION OF THE LEGISLATURE REQUESTS THAT THE UNITED STATES CONGRESS REMOVE THE WATER

CONSERVATION PROGRAM AMENDMENT FROM SENATE BILL 1731, THE AGRICULTURE, CONSERVATION, AND RURAL ENHANCEMENT ACT OF 2001, AND PASS THE LEGISLATION, read the first time by short title and referred to the Rules Committee.

**RESOLUTION OPPOSING INCREASED VIOLENCE
IN SPORTS AGAINST SPORTS OFFICIALS**

H.J.R. 22

David L. Hogue

THIS JOINT RESOLUTION OF THE LEGISLATURE STRONGLY URGES SCHOOL AND RECREATIONAL SPORTS OFFICIALS, PARENTS, AND PARTICIPANTS TO WORK TOGETHER TO CURB THE ESCALATING INCIDENCES OF VIOLENCE AGAINST SPORTS OFFICIALS, read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

S.B. 11, PROHIBITING INTIMACY WITH YOUTH RECEIVING STATE SERVICES, read the third time by short title and placed on its final passage.

S.B. 11 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Anderson
Arent	Barrus	Bennion	Beshear
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	Litvack	Lockhart	Mascaro
McCartney	Morgan	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Alexander	Beck	Becker	King
Moss			

S.B. 11 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

UNFINISHED BUSINESS

On motion of Representative Ray, the House voted to uncircle **S.B. 12**.

S.B. 12, TRANSFER OF YOUTH SERVICES OVERSIGHT, was before the House on its final passage.

S.B. 12 then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Anderson
Arent	Barrus	Bennion	Beshear
Bigelow	Biskupski	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
Litvack	Lockhart	Mascaro	McCartney
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Swallow	Thompson	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander	Beck	Becker	Bourdeaux
King	Morgan	Styler	Throckmorton

S.B. 12 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

THIRD READING CALENDAR

S.B. 6, APPLICATION FOR VEHICLE TITLE AMENDMENTS, read the third time by short title and placed on its final passage.

S.B. 6 then passed on the following roll call:

Yeas, 66; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Bennion	Beshear
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
E. Hutchings	B. Johnson	Jones	Litvack
Lockhart	Mascaro	McCartney	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Tyler
Ure	Urquhart	Wallace	Way
Young	M. Stephens		

Absent or not voting were: Representatives

Alexander	Beck	Becker	Buttars
Holdaway	King	Morgan	Throckmorton
Winn			

S.B. 6 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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S.B. 21, MOTOR VEHICLE REGISTRATION, read the third time by short title and placed on its final passage.

S.B. 21 then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Bennion	Beshear
Bigelow	Biskupski	Bourdeaux	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
Litvack	Lockhart	Mascaro	McCartney
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Alexander	Beck	Becker	Bowman
King	Morgan	Throckmorton	

S.B. 21 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

* * *

S.J.R. 7, RESOLUTION ON COMPENSATION OF IN-SESSION EMPLOYEES, read the third time by short title and placed on its final passage.

S.J.R. 7 then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Bennion	Beshear
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush

Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	Litvack	Lockhart	Mascaro
McCartney	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Alexander	Beck	Becker	King
Morgan	Way		

S.J.R. 7 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

* * *

S.B. 7, CIGARETTE TAX STAMP AND CONTRABAND AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Hansen, the House voted to circle **S.B. 7**.

* * *

S.B. 23, WORKFORCE SERVICES AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Buttars, the bill was amended as follows:

1. Page 1, Line 27:
After "members." insert "county executives."
2. Page 5, Line 138:
After "members." insert "county executives."

S.B. 23, as amended, then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Bennion
Beshear	Bigelow	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Winn	Young

Absent or not voting were: Representatives

Beck	Becker	Biskupski	Curtis
King	Way	M. Stephens	

S.B. 23, as amended, returned to the Senate for further consideration

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S.B. 18, UNIFORM WITHDRAWAL PROCEDURES FOR SPECIAL DISTRICTS, read the third time by short title and placed on its final passage.

On motion of Representative Hogue, the House voted to circle **S.B. 18**.

* * *

S.B. 99, CORE CURRICULUM AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Dillree, the House voted to circle **S.B. 99**.

* * *

S.B. 105, REPEAL OF EDUCATION MANDATES AND PROGRAMS, read the third time by short title and placed on its final passage.

On motion of Representative Harper, the bill was amended as follows:

1. Page 9, Line 261c (goldenrod copy):
Delete “The Legislature finds that” and delete “students” and insert “Students” and after “schools” delete “would” and insert “may”

S.B. 105, as amended, then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Bennion
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
Litvack	Lockhart	Mascaro	McCartney
Morgan	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young

Absent or not voting were: Representatives

Beck	Becker	Beshear	Ferrin
King	Moss	M. Stephens	

S.B. 105, as amended, was returned to the Senate for further consideration.

* * *

Sub. S.B. 42, NEW AUTOMOBILE FRANCHISE ACT, read the third time by short title and placed on its final passage.

Sub. S.B. 42 then passed on the following roll call:

Yeas, 58; Nays, 10; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Anderson
Arent	Barrus	Bennion	Beshear
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Duckworth	Ferry
Fife	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
Litvack	Lockhart	Mascaro	McCartney
Moss	Pace	Parker	Peterson
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Swallow	Thompson	Throckmorton
Ure	Urquhart	Wallace	Way
Winn	Young		

Voting in the negative were: Representatives

Alexander	Bigelow	Donnelson	Murray
Newbold	Philpot	Ray	Styler
Tyler	M. Stephens		

Absent or not voting were: Representatives

Beck	Becker	Biskupski	Ferrin
Garn	King	Morgan	

Sub. S.B. 42 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

UNFINISHED BUSINESS

On motion of Representative Hansen, the House voted to uncircle **S.B. 7**.

S.B. 7, CIGARETTE TAX STAMP AND CONTRABAND AMENDMENTS, was before the House on its final passage.

S.B. 7 then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Bennion

Beshear	Bigelow	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	E. Hutchings	Jones	Litvack
Lockhart	Mascaro	McCartney	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	

Absent or not voting were: Representatives

Beck	Becker	Biskupski	Holdaway
B. Johnson	King	Morgan	M. Stephens

S.B. 7 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

* * *

On motion of Representative Hogue, the House voted to uncircle **S.B. 18**.

S.B. 18, UNIFORM WITHDRAWAL PROCEDURES FOR SPECIAL DISTRICTS, was before the House on its final passage.

S.B. 18 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Bennion
Beshear	Bigelow	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry

Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	E. Hutchings	B. Johnson	Jones
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Beck	Becker	Biskupski	Holdaway
King			

S.B. 18 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

THIRD READING CALENDAR

S.B. 4, REPORTS TO HEALTH AND HUMAN SERVICES, read the third time by short title and placed on its final passage.

S.B. 4 then failed to pass on the following roll call:

Yeas, 26; Nays, 41; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Bowman	Bradshaw	Bush	Daniels
Dillree	Donnelson	Fife	Goodfellow
Hansen	Hogue	B. Johnson	Mascaro
Murray	Newbold	Pace	Parker
Ray	Saunders	Seitz	Siddoway
Tyler	Young		

Voting in the negative were: Representatives

Alexander	Arent	Barrus	Bennion
Beshear	Bigelow	Bourdeaux	Bryson
Buffmire	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Dayton	Duckworth

Ferrin	Ferry	Gowans	Harper
Hendrickson	E. Hutchings	Litvack	Lockhart
McCartney	Morgan	Moss	Peterson
Philpot	Shurtliff	G. Snow	Styler
Swallow	Thompson	Throckmorton	Ure
Urquhart	Wallace	Way	Winn
M. Stephens			

Absent or not voting were: Representatives

Beck	Becker	Biskupski	Garn
Hatch	Holdaway	Jones	King

S.B. 4 failed and was returned to the Senate for filing.

* * *

S.B. 33, ACCESS TO HEALTH CARE AND COVERAGE TASK FORCE, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to refer this bill to the Rules Committee for prioritization.

* * *

S.B. 45, BIRTH CERTIFICATE FOR STILLBORN CHILD, read the third time by short title and placed on its final passage.

S.B. 45 then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	Anderson
Arent	Barrus	Bennion	Beshear
Bigelow	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hendrickson	Hogue	E. Hutchings
B. Johnson	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson

Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

S. Allen	Beck	Becker	Biskupski
Hatch	Holdaway	Jones	King

S.B. 45 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

* * *

S.B. 110, CHILD PLACEMENT DETERMINATIONS, read the third time by short title and placed on its final passage.

On motion of Representative Seitz, the House voted to circle **S.B. 110**.

* * *

S.B. 114, REVISOR’S STATUTE, read the third time by short title and placed on its final passage.

On motion of Representative Hatch, the House voted to circle **S.B. 114**.

* * *

S.B. 26, SERIOUS YOUTH OFFENDER AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Swallow, the House voted to circle **S.B. 26**.

* * *

S.B. 27, AMENDMENTS TO GUILTY AND MENTALLY ILL, read the third time by short title and placed on its final passage.

On motion of Representative Bryson, the House voted to circle **S.B. 27**.

* * *

S.B. 25, OFFICE OF RECOVERY SERVICES AMENDMENTS, read the third time by short title and placed on its final passage.

S.B. 25 then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	E. Hutchings	B. Johnson	King
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Biskupski	D. Cox	Goodfellow	Holdaway
Jones	Litvack	Throckmorton	

S.B. 25 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

* * *

S.B. 24, RELEASE OF CUSTODIAL OR NONCUSTODIAL PARENT'S ADDRESS, read the third time by short title and placed on its final passage.

S.B. 24 then passed on the following roll call:

Yeas, 68; Nays, 1; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Bourdeaux

Bowman	Bradshaw	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	E. Hutchings	B. Johnson	King
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Voting in the negative was: Representative Bryson

Absent or not voting were: Representatives Alexander Biskupski Holdaway Jones Litvack Throckmorton

S.B. 24 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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S.B. 39, HIGHWAY DESIGNATION, read the third time by short title and placed on its final passage.

On motion of Representative Ferry, the House voted to circle **S.B. 39**.

* * *

S.B. 98, OUTDOOR ADVERTISING AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **S.B. 98**.

* * *

S.B. 37, MUTUAL WATER COMPANY CHANGE APPLICATIONS, read the third time by short title and placed on its final passage.

S.B. 37 then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Becker	Bennion
Bigelow	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	E. Hutchings
B. Johnson	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Alexander	Beck	Beshear	Biskupski
Daniels	Holdaway	Jones	

S.B. 37 held for possible reconsideration.

UNFINISHED BUSINESS

On motion of Representative Swallow, the House voted to uncircle **S.B. 26**.

S.B. 26, SERIOUS YOUTH OFFENDER AMENDMENTS, was before the House on its final passage.

S.B. 26, as amended, then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow

Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	E. Hutchings	B. Johnson	Jones
King	Litvack	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Curtis	Daniels	Ferry	Holdaway
Lockhart	G. Snow		

S.B. 26, as amended, was returned to the Senate for further consideration.

* * *

On motion of Representative Seitz, the House voted to uncircle **S.B. 110**.

S.B. 110, CHILD PLACEMENT DETERMINATIONS, was before the House on its final passage.

S.B. 110 then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Anderson
Arent	Barrus	Becker	Bennion
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson

Hogue	E. Hutchings	B. Johnson	Jones
King	Litvack	Mascaro	McCartney
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander	Beck	Beshear	Holdaway
Lockhart	Morgan	Tyler	Ure

S.B. 110 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

* * *

On motion of Representative Bryson, the House voted to uncircle **S.B. 27**.

S.B. 27, AMENDMENT TO GUILTY AND MENTALLY ILL, was before the House on its final passage.

S.B. 27 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz

Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Beck	Dillree	Holdaway	Morgan
Tyler			

S.B. 27 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

THIRD READING CALENDAR

H.B. 81, YOUTH FISHING LICENSE AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 81 then passed on the following roll call:

Yeas, 67; Nays, 3; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Anderson
Arent	Barrus	Becker	Bennion
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Voting in the negative were: Representatives

Alexander Beshear Ure

Absent or not voting were: RepresentativesBeck Dillree Hogue Holdaway
Tyler**H.B. 81** transmitted to the Senate for its consideration.**UNFINISHED BUSINESS**On motion of Representative Lockhart, the House voted to uncircle **H.B. 243**.**H.B. 243**, CHILD IMMUNIZATION AMENDMENTS, was before the House on its final passage.**H.B. 243** then passed on the following roll call:**Yeas, 46; Nays, 25; Absent or not voting, 4.****Voting in the affirmative were:** Representatives

Aagard	S. Allen	Anderson	Barrus
Bennion	Bigelow	Bowman	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Dayton	Dillree	Donnelson
Ferrin	Ferry	Garn	Hansen
Harper	Hatch	Hogue	Holdaway
E. Hutchings	B. Johnson	Lockhart	Mascaro
Murray	Newbold	Parker	Peterson
Philpot	Seitz	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Ure	Urquhart	Wallace	Way
Winn	M. Stephens		

Voting in the negative were: Representatives

Adair	Arent	Beck	Becker
Beshear	Biskupski	Bourdeaux	Bradshaw
Buffmire	Daniels	Duckworth	Fife
Goodfellow	Hendrickson	Jones	King
Litvack	McCartney	Morgan	Moss
Pace	Ray	Shurtliff	Tyler
Young			

Absent or not voting were: Representatives

Alexander Bryson Gowans Saunders

H.B. 243 transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to adjourn until January 31, 2002, at 9:30 a.m.

ELEVENTH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Stephens at 9:35 a.m.

Roll call showed all members present except Representative Tom Hatch, excused.

Pledge of Allegiance and prayer by Representative Eric K. Hutchings.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: January 30, 2002

The Senate passed, as amended, **S.B. 61**, GOVERNMENT RECORDS ACCESS AND MANAGEMENT – RECORDS RELATED TO EXPLOSIVES, by Senator B. Wright, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 100**, PHARMACIST LICENSING AMENDMENTS, by Senator P. Knudson, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.J.R. 2**, RESOLUTION ON INVESTMENT OF STATE SCHOOL FUND AND UNIFORM SCHOOL FUND, by Senator L. Hillyard, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **2nd Sub. S.J.R. 6**, JOINT RESOLUTION URGING A STUDY OF CERTAIN EXEMPTIONS, by Senator M. Waddoups, and it is transmitted for consideration; and

The Senate passed **S.B. 44**, FUNDING A COMMUNITY LEGAL CENTER, by Senator L. Hillyard, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 57**, CORPORATE FRANCHISE AND INCOME TAXES – TREATMENT OF CERTAIN COOPERATIVES, by Senator J. Valentine, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 62**, TAX COMMISSION CRIMINAL INVESTIGATORS DESIGNATION AS SPECIAL FUNCTION OFFICERS, by Senator C. Bramble, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 78**, AMENDMENTS TO CONSTRUCTION CONTRACTS REGARDING UNREASONABLE DELAYS, by Senator S. Jenkins, and it is transmitted for consideration; and

The Senate passed **S.B. 95**, UNINCORPORATED COUNTY AMENDMENTS, by Senator R. Allen, and it is transmitted for consideration; and

The Senate passed, as substituted, **2nd Sub. S.B. 101**, CRIMINAL BACKGROUND CHECKS FOR LICENSED PROVIDERS OF HUMAN SERVICES, by Senator L. Blackham, and it is transmitted for consideration; and

The Senate passed **S.B. 103**, TERMINATION OF JOINT TENANCY IN REAL PROPERTY, by Senator L. Hillyard, and it is transmitted for consideration; and

The Senate passed **S.B. 115**, MOBILE HOME PARK RESIDENCY TECHNICAL REVISIONS, by Senator D. Eastman, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 117**, TRUST AMENDMENTS, by Senator J. Valentine, and it is transmitted for consideration; and

The Senate passed **S.B. 118**, DISTRIBUTION OF OLYMPIC SPECIAL REVENUE FUND MONIES, by Senator M. Waddoups, and it is transmitted for consideration; and

The Senate passed **S.B. 130**, YOUTH COURT AMENDMENTS, by Senator D. Gladwell, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.J.R. 4**, JOINT RESOLUTION ON CHANGES TO COUNTY BOUNDARIES, by Senator C. Walker, and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **S.B. 61, S.B. 100, Sub. S.J.R. 2, 2nd Sub. S.J.R. 6, S.B. 44, S.B. 57, S.B. 62, S.B. 78, S.B. 95, 2nd Sub. S.B. 101, S.B. 103, S.B. 115, S.B. 117, S.B. 118, S.B. 130, and Sub. S.J.R. 4**, read the first time by short title and referred to the Rules Committee.

* * *

Mr. Speaker:

January 30, 2002

The Senate passed, **H.B. 41**, UTAH SUBSTANCE ABUSE AND ANTI-VIOLENCE COORDINATING COUNCIL AMENDMENTS, by

Representative N. Hendrickson, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communication filed. **H.B. 41** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: January 30, 2002

The Education Committee reports a favorable recommendation on **H.B. 213**, CLASSROOM AMPLIFICATION, by Representative D. Hogue.

Margaret Dayton, Chair

Report filed. On motion of Representative Dayton, the report of the Education committee was adopted.

H.B. 213, read the second time by short title and placed on the calendar for third reading.

* * *

Mr. Speaker: January 30, 2002

The Business and Labor Committee reports a favorable recommendation on **S.B. 51**, NURSE PRACTICE ACT AMENDMENTS, by Senator P. Julander, with the following amendments:

1. Page 1, Line 14:
After "amendments." insert "This act contains a coordination clause."
2. Page 11, Lines 319 – 320:
After "(a)" delete lines 319 and 320, insert:
"(i) shall submit fingerprint cards in a form acceptable to the division at the time the license application is filed and shall consent to a fingerprint background check by the Utah Bureau of Criminal Identification and the Federal Bureau of Investigation regarding the application; and
(ii) the division shall request the Department of Public Safety to complete a Federal Bureau of Investigation criminal background check for each applicant through the national criminal history system (NCIC) or any successor system; and"

3. Page 18, Line 541:

Insert "Section 15. Coordination clause.

If this bill and H.B. 63, Licensing Amendments Regarding Background Checks, both pass, it is the intent of the Legislature that:

(1) Subsection 58-1-301.5(1) of the database shall read:

(1) The division shall have direct access to criminal background information maintained by the Bureau of Criminal Identification under Title 53, Chapter 10, Part 2, Bureau of Criminal Identification, for background screening of licensure applicants as required in:

(a) Section 58-31b-302 of Title 58, Chapter 31b, Nurse Practice Act;

(b) Section 58-47b-302 of Title 58, Chapter 47b, Massage Therapy Practice Act;

(c) Section 58-55-302 of Title 58, Chapter 55, Construction Trades Licensing, as it applies to alarm companies and alarm company agents; and

(d) Section 58-63-302 of Title 58, Chapter 63, Security Personnel Licensing Act.”; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 109**, LICENSING OF GENETIC COUNSELORS TECHNICAL AMENDMENTS, by Senator P. Julander, and recommends it be placed on the Consent Calendar; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 107**, UTAH LABOR COMMISSION AMENDMENTS, by Senator E. Mayne, and recommends it be placed on the Consent Calendar; and

The Business and Labor Committee reports a favorable recommendation on **H.B. 266**, HEARING INSTRUMENT SPECIALIST AMENDMENTS, by Representative A. Bradshaw, and recommends it be placed on the Consent Calendar.

Katherine M. Bryson, Chair

Reports filed. On motion of Representative Ure, the reports of the Business and Labor committee were adopted.

S.B. 51, as amended, read the second time by short title and placed on the calendar for third reading.

S.B. 109, **S.B. 107**, and **H.B. 266**, read the second time by short title and placed on the Consent Calendar.

INTRODUCTION OF BILLS**PERSONAL INFORMATION PROTECTION****H.B. 141***Douglas C. Aagard*

THIS ACT MODIFIES COMMERCE AND TRADE PROVISIONS TO REQUIRE A BUSINESS CONDUCTING A TRANSACTION WITH A RESIDENT OF THE STATE TO DISCLOSE IF THE BUSINESS INTENDS TO SELL TO A THIRD PARTY NONPUBLIC PERSONAL INFORMATION THAT THE BUSINESS ACQUIRES ABOUT THE RESIDENT. THE ACT ALLOWS THE RESIDENT TO ELECT NOT TO HAVE THE INFORMATION SHARED AND PROVIDES A RIGHT OF ACTION FOR A VIOLATION OF THE REQUIREMENTS, read the first time by short title and referred to the Rules Committee.

PUBLIC SAFETY COMMUNICATIONS NETWORK**H.B. 142***David Ure*

THIS ACT MODIFIES THE PUBLIC SAFETY CODE TO REPEAL THE UTAH COMMUNICATIONS AGENCY NETWORK AND MOVE ITS FUNCTIONS INTO A DIVISION OF THE DEPARTMENT OF PUBLIC SAFETY. THIS ACT CREATES THE PUBLIC SAFETY COMMUNICATIONS NETWORK DIVISION TO BE THE LEAD AGENCY TO DEVELOP, IMPLEMENT, ADMINISTER, AND MAINTAIN THE UTAH PUBLIC SAFETY COMMUNICATIONS NETWORK TO COORDINATE COMMUNICATIONS BETWEEN PUBLIC SAFETY AGENCIES. THIS ACT CREATES THE UTAH PUBLIC SAFETY COMMUNICATIONS NETWORK COMMITTEE TO ADVISE THE DIVISION. THIS ACT REQUIRES COST SHARING BETWEEN AGENCIES INVOLVED IN THE NETWORK. THIS ACT TAKES EFFECT ON JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

RESTRICTIONS ON SEXUALLY EXPLICIT EMAIL**H.B. 143***Bradley A. Winn*

THIS ACT ENACTS PROVISIONS IMPOSING REQUIREMENTS ON PERSONS WHO SEND UNSOLICITED SEXUALLY EXPLICIT EMAIL. THE ACT PROVIDES FOR A CAUSE OF ACTION IN FAVOR OF THOSE WHO RECEIVE AN UNSOLICITED SEXUALLY EXPLICIT EMAIL THAT VIOLATES THOSE REQUIREMENTS. THE ACT PROVIDES A CRIMINAL PENALTY FOR A VIOLATION OF THOSE REQUIREMENTS, read the first time by short title and referred to the Rules Committee.

EXEMPTION FROM NONRESIDENT TUITION**H.B. 144***David Ure*

THIS ACT MODIFIES THE STATE SYSTEM OF HIGHER EDUCATION CODE TO ALLOW A STUDENT WHO MEETS CERTAIN REQUIREMENTS TO BE EXEMPT FROM PAYING NONRESIDENT TUITION AT INSTITUTIONS OF HIGHER EDUCATION. THIS ACT REQUIRES THE STATE BOARD OF REGENTS TO MAKE RULES. THIS ACT TAKES EFFECT ON JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

WORKERS' COMPENSATION – FIRE DEPARTMENT EMPLOYEES**H.B. 174***Joseph G. Murray*

THIS ACT MODIFIES THE UTAH LABOR CODE TO PROVIDE FOR A PRESUMPTION THAT CERTAIN OCCUPATIONAL DISEASES ARE EMPLOYMENT RELATED FOR FIRE DEPARTMENT EMPLOYEES AND TO MAKE TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

ELECTION LAW COMMISSION**H.B. 175***Judy Ann Buffmire*

THIS ACT MODIFIES THE ELECTION CODE CREATING A STATE ELECTIONS COMMISSION. THIS ACT DEFINES THE STATE ELECTIONS COMMISSION'S MEMBERSHIP, POWERS, AND DUTIES. THE ACT CHANGES THE FOLLOWING RESPONSIBILITIES FROM THE LIEUTENANT GOVERNOR TO THE STATE ELECTIONS COMMISSION: PREPARING VOTER INFORMATION PAMPHLETS; ISSUING AND REVOKING LOBBYIST LICENSES; CERTIFYING NEW POLITICAL PARTIES; REVIEWING AND ADJUDICATING COMPLAINTS AND DISPUTES IN THE ELECTION PROCESS; CERTIFYING THE NAMES OF INDIVIDUALS WHO HAVE FILED A DECLARATION OF CANDIDACY; GOVERNING THE STATE INITIATIVE AND REFERENDUM PROCESS; PREPARING A SUMMARY OF THE FINANCIAL REPORTS SUBMITTED BY POLITICAL ACTION COMMITTEES, POLITICAL ISSUES COMMITTEES, AND CORPORATIONS; CANVASSING THE RETURN OF STATEWIDE OR MULTICOUNTY BALLOTS AND PUBLISHING THE RESULTS OF PRIMARIES; TRANSMITTING CERTIFICATES OF ELECTION; CANVASSING PETITIONS FOR DELEGATES TO A

CONVENTION REGARDING AN AMENDMENT TO THE U.S. CONSTITUTION; COMPLYING WITH THE PROVISIONS REGULATING OPEN AND PUBLIC MEETINGS; AND PREPARING AND SUBMITTING A WRITTEN ANNUAL REPORT TO THE GOVERNMENT OPERATIONS INTERIM COMMITTEE, read the first time by short title and referred to the Rules Committee.

LEAVE OF ABSENCE FOR DISABLED EMPLOYEES

H.B. 176

Chad E. Bennion

THIS ACT MODIFIES THE UTAH STATE PERSONNEL MANAGEMENT ACT BY EXPANDING THE POOL OF EMPLOYEES ELIGIBLE FOR LEAVE OF ABSENCE BENEFITS WHEN THE EMPLOYEE IS INJURED IN THE LINE OF DUTY, read the first time by short title and referred to the Rules Committee.

ANNUAL REPORT ON STATE SCHOOL FUND

H.B. 177

James A. Ferrin

THIS ACT MODIFIES THE STATE MONEY MANAGEMENT ACT BY REQUIRING THE STATE TREASURER TO PREPARE AN ANNUAL REPORT ON THE STATE SCHOOL FUND. THIS ACT TAKES EFFECT ON JULY 1, 2002, read the first time by short title and referred to the Rules Committee.

POWER OF ATTORNEY FOR TRUST

H.B. 292

Merlynn T. Newbold

THIS ACT MODIFIES AND ENACTS PROVISIONS OF THE PROBATE CODE RELATING TO POWERS OF ATTORNEY. IT PROHIBITS POWERS OF ATTORNEY HOLDERS FROM CREATING, MODIFYING, OR REVOKING TRUSTS WITHOUT SPECIFIC AUTHORIZATION, CHANGING INTERESTS IN THE PRINCIPAL'S PROPERTY, OR MAKING LOANS TO THE HOLDER OF THE POWER OF ATTORNEY, read the first time by short title and referred to the Rules Committee.

BOW HUNTER SAFETY

H.B. 294

Neil A. Hansen

THIS ACT MODIFIES THE WILDLIFE RESOURCES CODE TO ALLOW THE WILDLIFE BOARD TO REQUIRE A BOW HUNTER EDUCATION

COURSE AS A PREREQUISITE FOR OBTAINING CERTAIN TYPES OF ARCHERY PERMITS, AND TO ALLOW THE WILDLIFE BOARD TO MAKE RULES IMPLEMENTING THIS PROVISION. THIS ACT ALLOWS THE WILDLIFE BOARD TO SET FEES FOR THE BOW HUNTER EDUCATION COURSE, read the first time by short title and referred to the Rules Committee.

RESOLUTION PROMOTING CHARACTER AND CITIZENSHIP EDUCATION

H.J.R. 23

Karen W. Morgan

THIS JOINT RESOLUTION URGES UTAH’S PUBLIC ELEMENTARY AND SECONDARY SCHOOLS TO PROMOTE CHARACTER AND CITIZENSHIP EDUCATION THROUGH EMPHASIS ON RIGHTS, RESPONSIBILITY, AND RESPECT, read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

2nd Sub. H.B. 212, SPECIAL SERVICE DISTRICT AMENDMENTS, read the third time by short title and placed on its final passage.

2nd Sub. H.B. 212 then passed on the following roll call:

Yeas, 67; Nays, 2; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Winn	Young	M. Stephens	

Voting in the negative were: Representatives

Bradshaw Newbold

Absent or not voting were: RepresentativesAlexander Daniels Hatch King
Styler Way**2nd Sub. H.B. 212** transmitted to the Senate for its consideration.**THIRD READING CALENDAR****S.B. 35**, VOTER RESIDENCE WHERE LOT IS DIVIDED BY COUNTY BOUNDARY LINE, read the third time by short title and placed on its final passage.On motion of Representative Hogue, the House voted to circle **S.B. 35**.

* * *

Sub. S.B. 34, PRIVATE RECORDS AMENDMENTS, read the third time by short title and placed on its final passage.**Sub. S.B. 34** then passed on the following roll call:**Yeas, 69; Nays, 1; Absent or not voting, 5.****Voting in the affirmative were:** Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hendrickson	Hogue	Holdaway	E. Hutchings
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Winn
Young			

Voting in the negative was: Representative
M. Stephens

Absent or not voting were: Representatives

Alexander	Hatch	B. Johnson	Styler
Way			

Sub. S.B. 34 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

UNFINISHED BUSINESS

On motion of Representative Hogue, the House voted to uncircle **S.B. 35**.

S.B. 35, VOTER RESIDENCE WHERE LOT IS DIVIDED BY COUNTY BOUNDARY LINE, was before the House on its final passage.

S.B. 35 then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Swallow
Thompson	Throckmorton	Tyler	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Alexander	Dillree	Hatch	Philpot
Styler	Ure		

S.B. 35 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

THIRD READING CALENDAR

S.B. 36, PROVISIONAL BALLOT, read the third time by short title and placed on its final passage.

S.B. 36 then passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Swallow	Thompson	Throckmorton
Tyler	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander	Hatch	Styler	Ure
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S.B. 36 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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S.B. 20, BONDING AUTHORITY FOR IRRIGATION DISTRICTS, read the third time by short title and placed on its final passage.

S.B. 20 then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Tyler
Urquhart	Wallace	Way	Winn
Young			

Absent or not voting were: Representatives

Alexander	Ferry	Hatch	Throckmorton
Ure	M. Stephens		

S.B. 20 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

UNFINISHED BUSINESS

On motion of Representative Ferry, the House voted to uncircle **S.B. 39**.

S.B. 39, HIGHWAY DESIGNATION, was before the House on its final passage.

S.B. 39 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker

Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hendrickson	Hogue	Holdaway	E. Hutchings
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Urquhart	Wallace	Way
Winn	Young		

Absent or not voting were: Representatives

Alexander	Hatch	B. Johnson	Ure
M. Stephens			

S.B. 39 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

THIRD READING CALENDAR

S.B. 116, LOCAL GOVERNMENT VARIABLE RATE BONDING AUTHORITY, read the third time by short title and placed on its final passage.

S.B. 116 then passed on the following roll call:

Yeas, 64; Nays, 4; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Beck	Becker	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow

Hansen	Harper	Hendrickson	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Saunders
Seitz	Shurtliff	Siddoway	Styler
Swallow	Thompson	Throckmorton	Tyler
Urquhart	Wallace	Winn	Young

Voting in the negative were: Representatives

Barrus	Hogue	Philpot	Ray
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Absent or not voting were: Representatives

Alexander	Gowans	Hatch	G. Snow
Ure	Way	M. Stephens	

S.B. 116 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Curtis, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

THIRD READING CALENDAR

H.B. 83, IMPOUNDED LIVESTOCK – SALE BY COUNT, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **H.B. 83**.

UNFINISHED BUSINESS

On motion of Representative Bigelow, the House voted to uncircle **H.B. 250**.

H.B. 250, RETIREMENT LAW RECODIFICATION, was before the House on its final passage.

On motion of Representative Bigelow, the House voted to delete **H.B. 250** in title and body and insert **Sub. H.B. 250** in lieu thereof.

On motion of Representative Lockhart, the bill was amended as follows:

1. Page 1, Line 5:
After “date.” insert “This act provides a coordination clause.”
2. Page 245, Line 7571:
After line 7571 insert:

“Section 225. Coordination Clause.
If this bill and H.B. 105, Health Insurance Mandates – Pilot Program, both pass, it is the intent of the Legislature that the Office of Legislative Research and General Counsel shall make the following changes in preparing the database for publication:

 1. Subsection 31A–22–605.5(3) shall read:
“(3) Any coverage offered on a group basis under Title 49, Chapter 20, Public Employees Benefit and Insurance Program Act must comply, for a period of one year, with the provisions of all insurance mandates which are imposed.”;
 2. Subsection 31A–22–605.5(4) shall read:
“(4) During the one-year pilot program in which the mandatory obligation is imposed under Subsection (3), the program regulated under Title 49, Chapter 20, Public Employees Benefit and Insurance Program Act shall.”;
 3. Subsection 31A–22–605.5(5)(a) shall read:
“(5) (a) If the program regulated under Title 49, Chapter 20, Public Employees Benefit and Insurance Program Act currently offers benefits whose features are the same as or greater than any proposed insurance mandate, the program shall, prior to the proposed insurance mandate being considered, provide the Legislature an analysis of any additional costs the program has incurred as a consequence of offering the benefits.”; and
 4. Section 49–8–406 in H.B. 105 shall be renumbered to 49–20–406 and shall read:
“Coverage offered on a group basis under this chapter shall comply with the provisions of Section 31A–22–605.5.”

Sub. H.B. 250, as amended, then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bradshaw	Bryson	Buffmire

Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Goodfellow	Hansen
Harper	Hendrickson	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
Styler	Swallow	Thompson	Throckmorton
Tyler	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander	Bowman	Garn	Gowans
Hatch	Hogue	G. Snow	Ure

Sub. H.B. 250, as amended, transmitted to the Senate for its consideration.

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On motion of Representative Seitz, the House voted to uncircle **Sub. H.B. 69**.

Sub. H.B. 69, PAYMENT FOR BAILIFF AND OTHER SERVICES IN COURTS OF RECORD, was before the House on its final passage.

Sub. H.B. 69 then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Hansen	Harper	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro

Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Thompson
Throckmorton	Tyler	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Alexander	Bryson	Gowans	Hatch
McCartney	Swallow	Ure	

Sub. H.B. 69 transmitted to the Senate for its consideration.

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On motion of Representative Goodfellow, the House voted to uncircle **H.B. 197**.

H.B. 197, OFF-HIGHWAY VEHICLE AMENDMENTS, was before the House on its final passage.

H.B. 197, as amended, then passed on the following roll call:

Yeas, 38; Nays, 34; Absent or not voting, 3.

Voting in the affirmative were: Representatives

S. Allen	Anderson	Arent	Beck
Becker	Beshear	Biskupski	Bourdeaux
Bowman	Bradshaw	Buffmire	D. Cox
Daniels	Dillree	Duckworth	Ferry
Fife	Goodfellow	Gowans	Hansen
Hendrickson	Holdaway	B. Johnson	Jones
King	Litvack	McCartney	Morgan
Moss	Pace	Parker	Saunders
Shurtliff	Siddoway	Styler	Tyler
Ure	Young		

Voting in the negative were: Representatives

Agard	Adair	Barrus	Bennion
Bigelow	Bush	Buttars	D. Clark
S. Clark	Curtis	Dayton	Donnelson
Ferrin	Garn	Harper	Hogue
E. Hutchings	Lockhart	Mascaro	Murray
Newbold	Peterson	Philpot	Ray

Seitz	G. Snow	Swallow	Thompson
Throckmorton	Urquhart	Wallace	Way
Winn	M. Stephens		

Absent or not voting were: Representatives

Alexander	Bryson	Hatch
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H.B. 197, as amended, held for possible reconsideration.

THIRD READING CALENDAR

H.B. 100, CRIMINAL CODE DEFINITION AMENDMENT, read the third time by short title and placed on its final passage.

On motion of Representative Adair, the bill was amended as follows:

1. Page 1, Line 27:
After “of” insert “a” and delete “commercial terrorism”

H.B. 100, as amended, then passed on the following roll call:

Yeas, 50; Nays, 17; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Barrus	Beck	Beshear	Bigelow
Biskupski	Bowman	Bradshaw	Bush
Buttars	S. Clark	D. Cox	Curtis
Dillree	Donnelson	Duckworth	Ferry
Fife	Garn	Gowans	Hansen
Harper	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	Mascaro
Morgan	Murray	Pace	Parker
Ray	Saunders	Seitz	Siddoway
G. Snow	Styler	Swallow	Throckmorton
Tyler	Urquhart	Wallace	Way
Young	M. Stephens		

Voting in the negative were: Representatives

Arent	Becker	Bennion	Buffmire
D. Clark	Daniels	Ferrin	Goodfellow
King	Litvack	Lockhart	Newbold
Peterson	Philpot	Shurtliff	Thompson
Winn			

Absent or not voting were: Representatives

Alexander	Bourdeaux	Bryson	Dayton
Hatch	McCartney	Moss	Ure

H.B. 100, as amended, transmitted to the Senate for its consideration.

* * *

S.B. 37 was transmitted to the Senate.

UNFINISHED BUSINESS

On motion of Representative Stephens, the House voted to uncircle **H.B. 193**.

H.B. 193, REDEVELOPMENT AGENCIES NOTICE REQUIREMENTS, was before the House on its final passage.

H.B. 193 then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Buffmire
Bush	Buttars	D. Clark	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	Morgan
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander	Bryson	S. Clark	D. Cox
Hatch	McCartney	Moss	Way

H.B. 193 transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 102, CRIMINAL HISTORY BACKGROUND INFORMATION, read the third time by short title and placed on its final passage.

H.B. 102 then passed on the following roll call:

Yeas, 64; Nays, 2; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Aagard	Adair	Anderson	Arent
Barrus	Beck	Becker	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Buffmire	Bush
Buttars	D. Clark	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Goodfellow	Gowans
Hansen	Harper	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Murray	Newbold
Pace	Parker	Peterson	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Winn	Young	M. Stephens

Voting in the negative were: Representatives

Curtis	Philpot
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Absent or not voting were: Representatives

Alexander	S. Allen	Bryson	S. Clark
D. Cox	Garn	Hatch	Moss
Way			

H.B. 102 transmitted to the Senate for its consideration.

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H.B. 235, EMERGENCY VEHICLE AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 235 then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	Anderson	Arent
Barrus	Beck	Becker	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Alexander	S. Allen	S. Clark	Hatch
Philpot	Way		

H.B. 235 transmitted to the Senate for its consideration.

* * *

H.J.R. 5, RESOLUTION CALLING FOR SUPPORT OF THE PRINCIPLES OF THE ALLIANCE FOR UNITY, read the third time by short title and placed on its final passage.

On motion of Representative Bigelow, the bill was amended as follows:

1. Page 1, Line 7:
After “principles” insert “of respect, understanding, and inclusiveness of all people” and delete ”espoused by Utah’s Alliance for Unity”
2. Page 1, Line 31:
After “principles” insert “of respect, understanding, and inclusiveness of all people” and delete ”espoused by the Alliance for Unity”

On motion of Representative Bigelow, the bill was amended as follows:

- 3. Page 2, Line 38:
Delete “the”

H.J.R. 5, as amended, then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
D. Cox	Curtis	Dillree	Duckworth
Ferrin	Ferry	Fife	Garn
Gowans	Hansen	Harper	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander	S. Clark	Daniels	Dayton
Donnelson	Goodfellow	Hatch	Ure

H.J.R. 5, as amended, transmitted to the Senate for its consideration.

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H.B. 223, HUNTING LICENSE FEE REFUND, read the third time by short title and placed on its final passage.

On motion of Representative Styler, the bill was amended as follows:

- 1. Page 1, Line 5:
After “forces” insert “, public health, or public safety organization”

2. Page 1, Line 25:

After “member of” insert “ (A)” and after “Forces;” insert “(B) a public health organization; or (C) a public safety organization;”

H.B. 223, as amended, then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	S. Allen	Anderson	Arent
Barrus	Beck	Becker	Beshear
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Adair	Alexander	Bennion	S. Clark
Hatch			

H.B. 223, as amended, transmitted to the Senate for its consideration.

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H.B. 95, PROPERTY TAXES – NOTICE OF DELINQUENCY, read the third time by short title and placed on its final passage.

H.B. 95 then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Agard	S. Allen	Anderson	Arent
Barrus	Beck	Becker	Bennion
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferry	Fife	Garn
Goodfellow	Hansen	Harper	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Adair	Alexander	Beshear	S. Clark
Ferrin	Gowans	Hatch	Jones

H.B. 95 transmitted to the Senate for its consideration.

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H.B. 37, PARENT-TIME AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Ferrin, the House voted to circle **H.B. 37**.

* * *

H.B. 232, UNEMPLOYMENT INSURANCE FRAUD AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative McCartney, the House voted to circle **H.B. 232**.

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H.B. 247, FIRE PREVENTION AND SAFETY AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the bill was amended as follows:

1. Page 3, Line 85:
Delete “\$30” and reinstate “\$10”

On motion of Representative Garn, the House voted to circle **H.B. 247**.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, under suspension of the rules, the House voted to lift **H.C.R. 4** from the Rules Committee, consider it read the second time by short title and placed on the Time Certain calendar for Friday, February 1, 2002 at 10:45 a.m.

* * *

On motion of Representative Garn, the House voted to recess until 2:00 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Stephens at 2:00 p.m.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: January 31, 2002
The Senate passed **S.B. 123**, VENUE FOR CONSUMER TRANSACTIONS, by Senator J. Valentine, and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communication filed. **S.B. 123**, read the first time by short title and referred to the Rules Committee.

* * *

Mr. Speaker: January 31, 2002
The Senate passed, **H.B. 5**, SCHOOL UNIFORM AMENDMENTS, by Representative K. Morgan, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 6**, PUBLIC SAFETY BUREAU NAME CHANGE, by Representative D. Bowman, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 7**, NET METERING OF ELECTRICITY, by Representative G. Snow, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 8**, REPEAL OF LOCAL GOVERNMENT INFORMATION TECHNOLOGY REVIEW COMMITTEE, by Representative N. Hendrickson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 9**, REPEAL OF MEDICAL EXAMINER COMMITTEE, by Representative N. Hansen, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 14**, REPEAL OF STATE ADVISORY PLANNING COMMITTEE, by Representative P. Wallace, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 21**, ELECTRONIC GOVERNMENT SERVICES AMENDMENTS – AGRICULTURE, by Representative R. Siddoway, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 22**, ELECTRONIC GOVERNMENT SERVICES AMENDMENTS – TRANSPORTATION, by Representative R. Siddoway, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 38**, REPEAL OF HEALTH BENEFIT PLAN COMMITTEE, by Representative D. Bush, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 65**, STATE PARK ACCESS HIGHWAYS AMENDMENTS, by Representative D. Bowman, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 73**, CAPITAL FELONY SENTENCING PROCEDURES, by Representative G. Snow, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.J.R. 2**, RULES RESOLUTION – COMMITTEE NOTES ON BILLS, by Representative R. Bigelow, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **H.B. 5, H.B. 6, H.B. 7, H.B. 8, H.B. 9, H.B. 14, H.B. 21, H.B. 22, H.B. 38, H.B. 65, H.B. 73**, and **H.J.R. 2** were signed by the Speaker

in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

* * *

Mr. Speaker: January 31, 2002

The Senate concurred in the House amendments and passed **S.B. 23**, WORKFORCE SERVICES AMENDMENTS, by Senator B. Evans, and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communication filed. **S.B. 23** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: January 31, 2002

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 259**, USE OF STATE ARMORIES, by Representative C. Beshear, and recommends it be placed on the Consent Calendar; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **S.B. 5**, APPROPRIATION FOR SEXUAL VIOLENCE VICTIM ASSISTANCE PROGRAMS, by Senator T. Spencer, with the following amendments:

1. Page 1, Line 7 (Goldenrod – Senate 2nd Reading Amendments 1–22–02):
Delete “Utah Criminal Justice Commission” and insert “Utah Commission on Criminal and Juvenile Justice”
2. Page 1, Line 22–23 (Goldenrod – Senate 2nd Reading Amendments 1–22–02):
Delete “Utah Criminal Justice Commission” and insert “Commission on Criminal and Juvenile Justice”
3. Page 1, Line 24–25 (Goldenrod – Senate 2nd Reading Amendments 1–22–02):
Delete “Utah Criminal Justice Commission” and insert “Utah Commission on Criminal and Juvenile Justice”

DeMar “Bud” Bowman, Chair

Reports filed. On motion of Representative Bowman, the reports of the Law Enforcement and Criminal Justice committee were adopted.

H.B. 259, read the second time by short title and placed on the Consent Calendar.

S.B. 5, as amended, read the second time by short title and placed on the calendar for third reading.

* * *

Mr. Speaker:

January 31, 2002

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 269**, WATER COMMISSIONER ASSESSMENT AMENDMENTS, by Representative D. Ure, and recommends it be placed on the Consent Calendar; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.J.R. 1**, RESOLUTION ENCOURAGING RESEARCH AND DEVELOPMENT GRANTS FOR CLEAN COAL ALTERNATIVES, by Senator M. Dmitrich, and recommends it be placed on the Consent Calendar; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.B. 94**, AGRICULTURAL PROTECTION ACT AMENDMENTS, by Senator L. Blackham; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.B. 92**, BEAR RIVER DEVELOPMENT PROJECTS, by Senator M. Waddoups; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **1st Sub. S.B. 96**, URANIUM MILL TAILINGS OVERSIGHT, by Senator B. Wright.

Bradley T. Johnson, Chair

Reports filed. On motion of Representative Johnson, the reports of the Natural Resources, Agriculture, and Environment committee were adopted.

H.B. 269 and **S.J.R. 1**, read the second time by short title and placed on the Consent Calendar.

S.B. 94, **S.B. 92**, and **Sub. S.B. 96**, read the second time by short title and placed on the calendar for third reading.

* * *

Mr. Speaker:

January 31, 2002

The Transportation Committee reports a favorable recommendation on **S.B. 49**, UTAH EXEMPTION ACT AMENDMENTS, by Senator D. Gladwell; and

The Transportation Committee reports a favorable recommendation on **S.B. 52**, LEFT LANE RESTRICTION AMENDMENTS, by Senator D. Eastman; and

The Transportation Committee reports a favorable recommendation on **S.B. 9**, AMENDMENTS TO DRIVING UNDER THE INFLUENCE, by Senator C. Walker.

Joseph G. Murray, Chair

Reports filed. On motion of Representative Murray, the reports of the Transportation committee were adopted.

S.B. 49, **S.B. 52**, and **S.B. 9**, read the second time by short title and placed on the calendar for third reading.

INTRODUCTION OF BILLS

AMENDMENTS TO SETTLEMENT AGREEMENTS REQUIREMENTS

H.B. 173

Margaret Dayton

THIS ACT MODIFIES PROVISIONS GOVERNING STATE SETTLEMENT AGREEMENTS. THIS ACT RENUMBERS SECTIONS, DIFFERENTIATES BETWEEN PURELY FINANCIAL SETTLEMENT AGREEMENTS AND THOSE REQUIRING STATE ACTION, AND REQUIRES GUBERNATORIAL AND LEGISLATIVE APPROVAL FOR CERTAIN SETTLEMENT AGREEMENTS REQUIRING STATE ACTION. THIS ACT AUTHORIZES THE GOVERNOR OR THE LEGISLATURE TO VOID SETTLEMENT AGREEMENTS LACKING PROPER APPROVAL. THIS ACT REQUIRES THE ATTORNEY GENERAL TO REPORT THE STATE'S POTENTIAL FINANCIAL AND LEGAL EXPOSURE TO THE LEGISLATIVE MANAGEMENT COMMITTEE, read the first time by short title and referred to the Rules Committee.

SOLID AND HAZARDOUS WASTE

H.B. 293

David Ure

THIS ACT MODIFIES THE ENVIRONMENTAL QUALITY CODE TO CLARIFY THAT COMMERCIAL AND MUNICIPAL LANDFILL FACILITIES THAT ACCEPT ONLY CONSTRUCTION AND DEMOLITION WASTE ARE DESIGNATED AS CLASS IV FACILITIES, AND REQUIRING THAT IF THIS TYPE OF FACILITY CURRENTLY HAS ANOTHER CLASSIFICATION, THE DEPARTMENT SHALL CHANGE THE DESIGNATION TO CLASS IV, read the first time by short title and referred to the Rules Committee.

MISCELLANEOUS BUSINESS

Pursuant to Joint Rule 4.23(1) **H.B. 247** was returned to the Rules Committee while awaiting a new fiscal note and for prioritization.

THIRD READING CALENDAR

Sub. H.B. 109, GOVERNOR AND LEGISLATURES POWER TO CUT STATE BUDGET, read the third time by short title and placed on its final passage.

On motion of Representative Holdaway, the House voted to circle **Sub. H.B. 109**.

UNFINISHED BUSINESS

On motion of Representative Ferry, the House voted to uncircle **H.B. 37**.

H.B. 37, PARENT-TIME AMENDMENTS, was before the House on its final passage.

On motion of Representative Ferrin, the bill was amended as follows:

1. Page 4, Line 111:After "allegations" insert "against the petitioner"
2. Page 4, Line 115:
After "court" insert ". including payment of attorneys' fees and court costs"

H.B. 37, as amended, then passed on the following roll call:

Yeas, 65; Nays, 5; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Bourdeaux
Bowman	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Harper	Hendrickson	Holdaway	E. Hutchings
B. Johnson	Jones	King	Lockhart
Mascaro	Morgan	Moss	Murray

Newbold	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young			

Voting in the negative were: Representatives

Biskupski	Hogue	Litvack	McCartney
Pace			

Absent or not voting were: Representatives

S. Allen	Bradshaw	Hansen	Hatch
M. Stephens			

H.B. 37, as amended, transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 246, SUNSET ACT REAUTHORIZATIONS, read the third time by short title and placed on its final passage.

H.B. 246, as amended, then passed on the following roll call:

Yeas, 66; Nays, 5; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	Anderson
Arent	Barrus	Beck	Becker
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Harper	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Voting in the negative were: Representatives

Bennion	Bryson	Dayton	Lockhart
Philpot			

Absent or not voting were: Representatives

S. Allen	Bradshaw	Hansen	Hatch
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H.B. 246, as amended, transmitted to the Senate for its consideration.

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H.B. 258, VOTER IDENTIFICATION REQUIREMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Siddoway, the bill was amended as follows:

1. Page 1, Line 27:
After "private" insert "school."

On motion of Representative Harper, the bill was amended as follows:

1. Page 2, Line 44:
After line 44 insert:
"(4) Notwithstanding the requirements of Subsections (2) and (3), a voter need not show a form of personal identification if the election judge knows or recognizes the voter."
2. Page 2, Line 45:
Delete "(4)" and insert "(5)"

H.B. 258, as amended, then passed on the following roll call:

Yeas, 47; Nays, 24; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Barrus	Bennion	Bigelow	Bowman
Bryson	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Dayton
Dillree	Donnelson	Ferrin	Ferry
Harper	Hogue	Holdaway	B. Johnson
Lockhart	Mascaro	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Siddoway

G. Snow	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	M. Stephens	

Voting in the negative were: Representatives

Anderson	Arent	Beck	Becker
Beshear	Biskupski	Bourdeaux	Buffmire
Daniels	Duckworth	Fife	Goodfellow
Gowans	Hansen	Hendrickson	E. Hutchings
Jones	King	Litvack	McCartney
Morgan	Moss	Shurtliff	Young

Absent or not voting were: Representatives

Bradshaw	Garn	Hatch	Styler
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H.B. 258, as amended, transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Bennion, the House voted to uncircle **H.B. 196**.

H.B. 196, DIVORCE AND PARENT-TIME REVISIONS, was before the House on its final passage.

On motion of Representative Bennion, the bill was amended as follows:

1. Page 2, Line 57:

At the beginning of line 57, insert “(8)” and at the end of the line, after “divorce.” insert: “Modification of parent-time schedules pursuant to this Section may be made by order to show cause or a petition to modify.”

On motion of Representative Hogue, the bill was amended as follows:

2. Page 2, Line 38:
Delete “commonly known as U.E.A. weekend.”
3. Page 2, Line 55:
After “either” insert “responsible”

On motion of Representative Arent, the House voted to circle **H.B. 196**.

THIRD READING CALENDAR

H.B. 119, ASSESSMENT OF PROPERTY SUBJECT TO A MINIMUM PARCEL SIZE, read the third time by short title and placed on its final passage.

Representatives Cox and Adair declared conflicts of interest because they own property that falls within the scope of this bill.

H.B. 119 then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Bradshaw	Ferry	Hatch
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H.B. 119 transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to adjourn until February 1, 2002, at 8:00 a.m.

TWELFTH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Stephens at 8:00 a.m.

Roll call showed all members present except Representatives Steve Clark and Darin Peterson, excused.

Pledge of Allegiance and prayer by Representative Craig Butters.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: January 31, 2002
 The Senate passed, as substituted, and amended **1st Sub. S.B. 55**, AMENDMENTS TO UTAH UNIFORM BUILDING STANDARDS ACT, by Senator P. Hellewell, and it is transmitted for consideration.

Annette B. Moore
 Secretary of the Senate

Communication filed. **Sub. S.B. 55**, read the first time by short title and referred to the Rules Committee.

* * *

Mr. Speaker: January 31, 2002
 The Senate passed, **H.J.R. 1**, RESOLUTION REAPPOINTING LEGISLATIVE AUDITOR GENERAL, by Representative M. Stephens, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
 Secretary of the Senate

Communications filed. **H.J.R. 1** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Lt. Governor.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: January 31, 2002
 The Workforce Services and Community and Economic Development Committee recommends **H.B. 263**, MOBILE HOME PARK RESIDENCY ACT

AMENDMENTS, by Representative W. Harper, be replaced and favorably recommends **1st Sub. H.B. 263**, MOBILE HOME PARK RESIDENCY ACT AMENDMENTS.

Richard M. Siddoway, Chair

Report filed. On motion of Representative Siddoway, the report of the Workforce Services and Community and Economic Development committee was adopted.

Sub. H.B. 263, read the second time by short title and placed on the calendar for third reading.

* * *

Mr. Speaker:

January 31, 2002

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 131**, REPORTING OF DATA TO THE AUTOMATED GEOGRAPHIC REFERENCE CENTER, by Representative L. Pace, with the following amendments and recommends it be placed on the Consent Calendar.

1. Page 1, Line 8:
After “center” delete the remainder of line 8
2. Page 1, Line 9:
At the beginning of line 9 delete “and”
3. Page 1, Line 10:
After “districts.” insert “The act requires counties to submit to the State Tax Commission information relating to changes in county boundaries due to annexation or the creation of a new county.”
4. Page 2, Line 33:
After “(2)” insert “(a)”
5. Page 2, Lines 34–35:
Delete lines 34 and 35 and insert “the legislative body of the annexing county shall send a notice to the State Tax Commission.
(b) Each notice under Subsection (1) shall include:
(i) a copy of the governor’s proclamation;
(ii) a certification that all necessary legal requirements relating to the annexation have been completed; and
(iii) a map or plat that delineates an accurate metes and bounds description of the annexing county following annexation.”

6. Page 2, Line 42:
After “(2)” insert “(a)”

7. Page 2, Lines 43–44:
Delete lines 43 and 44 and insert “the legislative body of the annexing county shall send a notice to the State Tax Commission.
(b) Each notice under Subsection (1) shall include:
(i) a copy of the governor’s proclamation;
(ii) a certification that all necessary legal requirements relating to the annexation have been completed; and
(iii) a map or plat that delineates an accurate metes and bounds description of the area that was annexed.”

8. Page 3, Line 65:
After “(3)” insert “(a)”

9. Page 3, Lines 66–67:
Delete lines 66 and 67 and insert “the legislative body of the county from which the greatest portion of the new county was taken shall send a notice to the State Tax Commission.
(b) Each notice under Subsection (1) shall include:
(i) a copy of the governor’s proclamation;
(ii) a certification that all necessary legal requirements relating to the creation of the new county have been completed; and
(iii) a map or plat that delineates an accurate metes and bounds description of the new county.”

10. Page 10, Line 276:
After “11–13–5.6,” insert “17–2–4, 17–2–9, 17–3–3,”; and

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 127**, COUNTY BALLOT QUESTIONS, by Representative C. Buttars, and recommends it be placed on the Consent Calendar; and

The Political Subdivisions Committee reports a favorable recommendation on **S.B. 41**, ADVISORY COUNCIL ON INTERGOVERNMENTAL RELATIONS AMENDMENTS, by Senator M. Peterson, and recommends it be placed on the Consent Calendar; and

The Political Subdivisions Committee reports a favorable recommendation on **S.B. 82**, COUNTY PERSONNEL MANAGEMENT ACT AMENDMENTS, by Senator B. Evans, with the following amendments:

1. Page 1, Line 27
Senate Committee Amendments 1–23–2002:
Bracket “This chapter is optional with counties having” and insert “On or after May 6, 2002, any county that has”
2. Page 2, Line 28
Senate Committee Amendments 1–23–2002:
Bracket “employees” and “not covered by other merit systems.” and insert “equivalents (FTEs), excluding elected officials is not required to but may, at its option, comply with the provisions of this chapter.”
3. Page 2, Line 28
Senate Committee Amendments 1–23–2002:
After line 28 insert:
“(5) Notwithstanding the provisions of Subsection (4), any county which was required to comply with the provisions of this chapter prior to May 6, 2002, shall continue to comply with the provisions of this chapter even though the county may not thereafter meet or exceed the threshold requirements of Subsection (4).”

David L. Hogue, Chair

Reports filed. On motion of Representative Hogue, the reports of the Political Subdivisions committee were adopted.

H.B. 131, as amended, **H.B. 127**, and **S.B. 41**, read the second time by short title and placed on the Consent Calendar.

S.B. 82, as amended, read the second time by short title and placed on the calendar for third reading.

NOTICE OF BILL RETURNED TO RULES

Mr. Speaker: January 31, 2002

The Government Operations Committee has returned **H.J.R. 16**, JOINT RULES RESOLUTION – LEGISLATIVE REVIEW NOTES ON BILLS, by Representative D. Ure, to the Rules Committee.

Craig W. Buttars, Chair

Reports filed. **H.J.R. 16** returned to the Rules Committee.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: January 31, 2002

The Government Operations Committee reports a favorable recommendation on **S.B. 47**, PROCUREMENT CODE AMENDMENTS, by Senator D. Gladwell; and

The Government Operations Committee reports a favorable recommendation on **S.B. 38**, LEGISLATIVE COMMITTEE NAMES REVISIONS, by Senator P. Knudson; and

The Government Operations Committee reports a favorable recommendation on **S.B. 93**, CLASSIFICATION OF CERTAIN LEGISLATIVE RECORDS, by Senator P. Knudson, with the following amendments:

1. Page 6, Line 181:
After "reveal" insert "the name of" and after "particular" delete "legislator's request for" and insert "legislator who requests"
2. Page 7, Line 185:
After "reveal" insert "the name of"
3. Page 7, Line 186:
After "particular" delete "legislator's request for" and insert "legislator who requests"; and

The Government Operations Committee reports a favorable recommendation on **1st Sub. S.B. 46**, INDIAN AFFAIRS RELATED AMENDMENTS, by Senator B. Evans; and

The Government Operations Committee reports a favorable recommendation on **H.B. 264**, FUNDS CONSOLIDATION, BUDGET PROCEDURES, AND FUND RECLASSIFICATION AMENDMENTS, by Representative R. Bigelow.

Craig W. Butters, Chair

Reports filed. On motion of Representative Butters, the reports of the Government Operations committee were adopted.

S.B. 47, S.B. 38, S.B. 93, as amended, **Sub. S.B. 46**, and **H.B. 264**, read the second time by short title and placed on the calendar for third reading.

NOTICE OF BILL TABLED

Mr. Speaker:

January 31, 2002

The Government Operations Committee has tabled **H.B. 71**, ELIMINATE STRAIGHT PARTY VOTING OPTION, by Representative T. Beck, and has returned it to the Rules Committee.

Craig W. Butters, Chair

Report filed. **H.B. 71**, returned to the Rules Committee.

INTRODUCTION OF BILLS**UTAH ENERGY OFFICE AMENDMENTS****H.B. 145***Stephen H. Urquhart*

THIS ACT MODIFIES THE NATURAL RESOURCES CODE TO CREATE THE UTAH ENERGY OFFICE WITHIN THE DEPARTMENT OF NATURAL RESOURCES. THIS ACT MOVES CERTAIN ENERGY-RELATED PROGRAMS, INCLUDING THE CLEAN FUELS VEHICLE PROGRAM AND FUND, FROM THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT TO THE DEPARTMENT OF NATURAL RESOURCES TO BE ADMINISTERED BY THE UTAH ENERGY OFFICE, read the first time by short title and referred to the Rules Committee.

PROPERTY TAX – TRUTH IN TAXATION AMENDMENTS**H.B. 146***Max W. Young*

THIS ACT MODIFIES THE PROPERTY TAX ACT BY PROVIDING THAT TAXING ENTITIES OPERATING ON A JANUARY 1 THROUGH DECEMBER 31 FISCAL YEAR ARE ONLY REQUIRED TO PUBLISH ONE ADVERTISEMENT RATHER THAN TWO ADVERTISEMENTS BEFORE BUDGETING AN INCREASED AMOUNT OF PROPERTY TAX REVENUE, AND MAKING TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

FISCAL ACCOUNTABILITY STANDARDS**H.B. 147***David Litvack*

THIS ACT MODIFIES THE BUDGETARY PROCEDURES ACT AND THE INFORMATION TECHNOLOGY ACT BY REQUIRING THE GOVERNOR'S OFFICE OF PLANNING AND BUDGET TO SUBMIT A TAX EXPENDITURE REPORT IN EVERY ODD-NUMBERED YEAR BEGINNING IN 2003, IN CONJUNCTION WITH THE STATE BUDGET. THE ACT DEFINES THE CONTENTS OF THE TAX EXPENDITURE REPORT AND MAKES TECHNICAL CORRECTIONS, read the first time by short title and referred to the Rules Committee.

NONPROFIT INSURERS**H.B. 148***Afton B. Bradshaw*

THIS ACT MODIFIES THE INSURANCE CODE TO ADDRESS THE APPLICABILITY OF THE INSURANCE CODE TO NONPROFIT INSURERS.

THIS ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

TAX CREDITS FOR MANUFACTURING CAPITAL INVESTMENTS

H.B. 149

Neil A. Hansen

THIS ACT MODIFIES THE INDIVIDUAL INCOME TAX ACT AND CORPORATE FRANCHISE AND INCOME TAXES TO PROVIDE NONREFUNDABLE TAX CREDITS FOR CERTAIN MANUFACTURING CAPITAL INVESTMENTS IN THE STATE. THIS ACT HAS RETROSPECTIVE OPERATION FOR TAXABLE YEARS BEGINNING ON OR AFTER JANUARY 1, 2002, read the first time by short title and referred to the Rules Committee.

EXPANSION OF SPECIAL SERVICE DISTRICT PURPOSES

H.B. 165

Craig W. Buttars

THIS ACT MODIFIES THE UTAH SPECIAL SERVICE DISTRICT ACT BY EXPANDING THE PURPOSES FOR WHICH SPECIAL SERVICE DISTRICTS MAY BE CREATED. THE ACT PROVIDES THAT THE PERMISSIBLE PURPOSES FOR WHICH SPECIAL SERVICE DISTRICTS MAY BE CREATED BE CONSTRUED LIBERALLY, read the first time by short title and referred to the Rules Committee.

MIDTERM VACANCIES IN THE LEGISLATURE

H.B. 169

Ralph Becker

THIS ACT MODIFIES PROVISIONS OF THE ELECTION CODE CONCERNING FILLING MIDTERM VACANCIES IN THE LEGISLATURE, read the first time by short title and referred to the Rules Committee.

RIGHTS OF A DEFENDANT IN A CRIMINAL TRIAL

H.B. 170

Glenn A. Donnelson

THIS ACT MODIFIES THE UTAH CODE OF CRIMINAL PROCEDURE TO ADD, AS A RIGHT OF THE DEFENDANT IN A CRIMINAL TRIAL, A REQUIREMENT THAT JURIES BE INFORMED OF THEIR RIGHT AND RESPONSIBILITY TO JUDGE THE LAW AS WELL AS THE CONDUCT OF THE DEFENDANT, read the first time by short title and referred to the Rules Committee.

LOW-SPEED ELECTRIC VEHICLES ON CERTAIN HIGHWAYS**H.B. 171***Don E. Bush*

THIS ACT MODIFIES THE MOTOR VEHICLE CODE TO DEFINE A LOW-SPEED VEHICLE AND CONSIDER IT A MOTOR VEHICLE FOR PURPOSES OF THE UTAH CODE. THE ACT RESTRICTS A LOW-SPEED VEHICLE TO CERTAIN LOW-SPEED STREETS AND ALLOWS A HIGHWAY AUTHORITY TO IMPOSE ADDITIONAL RESTRICTIONS. THIS ACT EXEMPTS A LOW-SPEED VEHICLE FROM EMISSIONS INSPECTIONS. THIS ACT TAKES EFFECT ON OCTOBER 1, 2002, read the first time by short title and referred to the Rules Committee.

VEHICLE SAFETY INSPECTION AMENDMENTS**H.B. 172***Wayne A. Harper*

THIS ACT MODIFIES THE MOTOR VEHICLE AND PUBLIC SAFETY CODE BY AMENDING THE FREQUENCY REQUIRED FOR SAFETY INSPECTIONS AND EMISSIONS TESTING FOR MOTOR VEHICLES. THIS ACT AMENDS THE MAXIMUM FEE AN INSPECTION STATION MAY CHARGE FOR MOTOR VEHICLE SAFETY INSPECTIONS. THE ACT INCREASES THE DECAL FEE THE STATE CHARGES FOR SAFETY INSPECTIONS. THIS ACT REQUIRES THE ESTABLISHMENT OF A SAFETY INSPECTION APPRENTICESHIP PROGRAM. THIS ACT TAKES EFFECT ON JANUARY 1, 2003, read the first time by short title and referred to the Rules Committee.

RESOLUTION RECOGNIZING MILITARY, PRESIDENT, AND CONGRESS' ROLE IN WAR ON TERRORISM**H.C.R. 5***John E. Swallow*

THIS CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR RECOGNIZES THE EXEMPLARY EFFORTS OF UNITED STATES MILITARY PERSONNEL, THE PRESIDENT OF THE UNITED STATES, AND CONGRESS ON BEHALF OF THE CITIZENS OF THE UNITED STATES IN THE WAR ON TERRORISM, AND EXPRESSES GRATITUDE FOR THEIR SERVICE, read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

S.B. 40, TUITION ASSISTANCE APPROPRIATION FOR NATIONAL GUARD, read the third time by short title and placed on its final passage.

S.B. 40 then passed on the following roll call:

Yeas, 63; Nays, 0; Absent or not voting, 12.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Hansen
Harper	Hendrickson	Hogue	Holdaway
E. Hutchings	Jones	Litvack	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Urquhart	Wallace
Way	Winn	M. Stephens	

Absent or not voting were: Representatives

Beck	Becker	S. Clark	Gowans
Hatch	B. Johnson	King	Lockhart
Peterson	Tyler	Ure	Young

S.B. 40 was signed by the Speaker in open session, in the presence of the House, and held due to a large fiscal note.

* * *

H.B. 273, DESIGNATION OF I-80, read the third time by short title and placed on its final passage.

H.B. 273 then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Bennion	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire

Bush	Buttars	D. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Hansen
Harper	Hatch	Hendrickson	Hogue
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Urquhart	Wallace
Way	Winn	M. Stephens	

Absent or not voting were: Representatives

Becker	Beshear	S. Clark	Gowans
Holdaway	Peterson	Ure	Young

H.B. 273 transmitted to the Senate for its consideration.

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S.B. 88, ENVIRONMENTAL SELF-EVALUATION ACT, read the third time by short title and placed on its final passage.

S.B. 88 then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	D. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Philpot

Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Urquhart
Wallace	Way	Winn	M. Stephens

Absent or not voting were: Representatives

Beshear	Buttars	S. Clark	Holdaway
Peterson	Ure	Young	

S.B. 88 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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S.B. 89, SAFE DRINKING WATER ACT – ADMINISTRATIVE PROCEDURES AMENDMENTS, read the third time by short title and placed on its final passage.

S.B. 89 then passed on the following roll call:

Yeas, 66; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	B. Johnson	Jones
King	Litvack	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Throckmorton
Tyler	Urquhart	Wallace	Way
Winn	M. Stephens		

Absent or not voting were: Representatives

Beshear	S. Clark	Holdaway	E. Hutchings
Lockhart	Peterson	Thompson	Ure
Young			

S.B. 89 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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S.B. 90, DRINKING WATER BOARD LOAN AND GRANT AMENDMENTS, read the third time by short title and placed on its final passage.

S.B. 90 then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hogue	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	M. Stephens

Absent or not voting were: Representatives

Beshear	S. Clark	Hendrickson	Holdaway
Peterson	Thompson	Young	

S.B. 90 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

THIRD READING CALENDAR

H.B. 118, SPECIAL LICENSE PLATES FOR SEARCH, read the third time by short title and placed on its final passage.

H.B. 118, as amended, then passed on the following roll call:

Yeas, 68; Nays, 3; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young

Voting in the negative were: Representatives

Bigelow	Ferrin	Thompson
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Absent or not voting were: Representatives

Beshear	S. Clark	Peterson	M. Stephens
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H.B. 118, as amended, transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Alexander, under suspension of the rules, the House voted to refer **S.B. 40** to the Rules Committee due to fiscal impact.

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On motion of Representative Alexander, the House voted to remove **S.B. 5**, **Sub. S.B. 96**, and **S.B. 51** from the Third Reading Calendar and refer them to the Rules Committee due to fiscal impact.

UNFINISHED BUSINESS

On motion of Representative McCartney, the House voted to uncircle **H.B. 232**.

H.B. 232, UNEMPLOYMENT INSURANCE FRAUD, was before the House on its final passage.

H.B. 232 then passed on the following roll call:

Yeas, 66; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Anderson
Arent	Beck	Bennion	Beshear
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	D. Cox	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Goodfellow
Gowans	Hansen	Harper	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young		

Absent or not voting were: Representatives

Alexander	Barrus	Becker	S. Clark
Curtis	Garn	Hatch	Peterson
M. Stephens			

H.B. 232 transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 114, PENALTY FOR STEALING MOTOR FUEL, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **H.B. 114**.

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H.B. 36, CHILD CARE AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Siddoway, the House voted to delete **H.B. 36** in title and body and insert **Sub. H.B. 36** in lieu thereof.

On motion of Representative Ure, the House voted to circle **Sub. H.B. 36**.

MISCELLANEOUS BUSINESS

On motion of Representative Alexander, under suspension of the rules, the House voted to move to the Senate Third Reading Calendar.

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On motion of Representative Alexander, under suspension of the rules, the House voted to reconsider its action on **S.B. 40**.

RECONSIDERATION OF S.B. 40

S.B. 40, TUITION ASSISTANCE APPROPRIATION FOR NATIONAL GUARD, was before the House upon its reconsideration.

On motion of Representative Harper, under suspension of the rules, the House voted to refer the bill to the Rules Committee due to fiscal impact.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to move to the House Third Reading Calendar.

THIRD READING CALENDAR

H.B. 34, TOURISM AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **H.B. 34**.

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H.B. 31, LICENSE PLATE REQUIREMENTS, read the third time by short title and placed on its final passage.

H.B. 31 then passed on the following roll call:

Yeas, 44; Nays, 28; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Arent
Barrus	Beck	Becker	Beshear
Bigelow	Biskupski	Bradshaw	Buffmire
Curtis	Dayton	Dillree	Donnelson
Duckworth	Goodfellow	Gowans	Hansen
Harper	Hendrickson	Hogue	Holdaway
E. Hutchings	Jones	King	Litvack
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Philpot	Ray	Shurtliff	Siddoway
Wallace	Winn	Young	M. Stephens

Voting in the negative were: Representatives

Alexander	Anderson	Bennion	Bowman
Bryson	Bush	Buttars	D. Clark
D. Cox	Daniels	Ferrin	Ferry
Fife	Garn	Hatch	B. Johnson
Lockhart	Saunders	Seitz	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Way

Absent or not voting were: Representatives

Bourdeaux	S. Clark	Peterson
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H.B. 31 transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Hatch, the House voted to uncircle **H.B. 83**.

H.B. 83, IMPOUNDED LIVESTOCK – SALE BY COUNTY, was before the House on its final passage.

On motion of Representative Bigelow, the bill was amended as follows:

1. Page 2, Line 41:
After “to the” delete “county”
2. Page 2, Line 42:
Delete line 42 and insert “State School Fund created by the Utah Constitution Article X, Section 5, Subsection (1).”

H.B. 83, as amended, then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
D. Cox	Curtis	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Mascaro
McCartney	Morgan	Moss	Murray
Pace	Parker	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Beshear	S. Clark	Daniels	Lockhart
Newbold	Peterson		

H.B. 83, as amended, transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

H.B. 197 was transmitted to the Senate.

UNFINISHED BUSINESS

On motion of Representative Holdaway, the House voted to uncircle **Sub. H.B. 109**.

Sub. H.B. 109, GOVERNOR AND LEGISLATURES POWER TO CUT STATE BUDGET, was before the House on its final passage.

On motion of Representative Garn, the House voted to circle **Sub. H.B. 109**.

INTRODUCTION OF BILL

POWERSPORT VEHICLE FRANCHISE ACT

H.B. 167

Greg J. Curtis

THIS ACT ENACTS THE POWERSPORT VEHICLE FRANCHISE ACT. THE ACT DEFINES "POWERSPORT VEHICLE." THE ACT CREATES THE UTAH POWERSPORT ADVISORY BOARD AND OUTLINES THE POWERS AND DUTIES OF THE BOARD. THE ACT CLARIFIES THE DUTIES OF A FRANCHISOR AND A FRANCHISEE. THE ACT CREATES RESTRICTIONS ON ESTABLISHMENT, RELOCATION, AND TERMINATION OF POWERSPORT VEHICLE FRANCHISES, read the first time by short title and referred to the Rules Committee.

COMMITTEE OF THE WHOLE

On motion of Representative Garn, the House resolved itself into a Committee of the Whole, with the Speaker as Chairman, for the purpose of hearing from Congressman Jim Hansen.

On motion of Representative Garn, the Committee of the Whole was dissolved.

SPECIAL ORDER OF BUSINESS

H.C.R. 4, RESOLUTION RECOGNIZING CONTRIBUTIONS OF CONGRESSMAN JAMES V. HANSEN, read the third time by short title and placed on its final passage.

H.C.R. 4 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
D. Cox	Curtis	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson

Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Biskupski	S. Clark	Daniels	Peterson
Tyler			

H.C.R. 4 transmitted to the Senate for its consideration.

COMMITTEE OF THE WHOLE

On motion of Representative Garn, the House resolved itself into a Committee of the Whole, with the Speaker as Chairman, for the purpose of hearing from Congressman Jim Hansen.

On motion of Representative Garn, the Committee of the Whole was dissolved.

UNFINISHED BUSINESS

On motion of Representative Holdaway, the House voted to uncircle **Sub. H.B. 109**.

Sub. H.B. 109, GOVERNOR AND LEGISLATURES POWER TO CUT STATE BUDGET, was before the House on its final passage.

On motion of Representative Harper, the bill was amended as follows:

1. Page 2, Line 52:
After "deficiency" insert "as soon as possible"

On motion of Representative D. Clark, the bill was amended as follows:

2. Page 1, Line 9:
Delete "\$25" and insert "\$50"
3. Page 3, Line 42:
Delete "\$25" and insert "\$50"

- 4. Page 3, Line 50:
Delete “\$25” and insert “\$50”

Sub. H.B. 109, as amended, then passed on the following roll call:

Yeas, 49; Nays, 24; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	Anderson
Barrus	Bennion	Bigelow	Biskupski
Bourdeaux	Bryson	Buffmire	Bush
Buttars	D. Clark	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Gowans	Hansen	Harper	Hatch
Hogue	Holdaway	B. Johnson	Lockhart
Mascaro	Murray	Newbold	Philpot
Ray	Saunders	Shurtliff	Siddoway
Swallow	Thompson	Throckmorton	Ure
Urquhart	Wallace	Way	Winn
M. Stephens			

Voting in the negative were: Representatives

S. Allen	Arent	Beck	Becker
Beshear	Bowman	Bradshaw	D. Cox
Goodfellow	Hendrickson	E. Hutchings	Jones
King	Litvack	McCartney	Morgan
Moss	Pace	Parker	Seitz
G. Snow	Styler	Tyler	Young

Absent or not voting were: Representatives

S. Clark	Peterson
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Sub. H.B. 109, as amended, transmitted to the Senate for its consideration.

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On motion of Representative Allen, the House voted to uncircle **H.B. 34**.

H.B. 34, TOURISM AMENDMENTS, was before the House on its final passage.

On motion of Representative Allen, the House voted to delete **H.B. 34** in title and body and insert **Sub. H.B. 34** in lieu thereof.

On motion of Representative Bryson, the bill was amended as follows:

1. Page 1, Line 6:
After "Fund" delete the rest of line 6 and insert a period
2. Page 1, Lines 7–8:
Delete line 7 and "state." on line 8
3. Page 1, Line 12:
Delete line 12
4. Page 2, Lines 46–64:
Delete lines 46 through 64 and renumber subsequent sections accordingly

On motion of Representative Bryson, the House voted to circle **Sub. H.B. 34**.

RULES COMMITTEE REPORT

Mr. Speaker: February 1, 2002

The House Rules Committee recommends that, with written request of the sponsor, **H.B. 279**, Professional Employer Organization Licensing Act Amendments (G. Curtis), be replaced with **Sub. H.B. 279**, Professional Employer Organization Licensing Act Amendments (G. Curtis), and further recommends that it be assigned to the Business and Labor Standing Committee.

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORT

Mr. Speaker: February 1, 2002

The Rules Committee has ordered the following House and Senate bills and resolutions printed and recommends the following bills and resolutions be assigned to standing committees:

BUSINESS & LABOR

- | | |
|-----------------|--|
| H.B. 167 | Powersport Vehicle Franchise Act (G. Curtis) |
| S.B. 100 | Pharmacist Licensing Amendments (P. Knudson) |
| S.B. 103 | Termination of Joint Tenancy in
Real Property (L. Hillyard) |
| S.B. 115 | Mobile Home Park Residency
Technical Revisions (D. Eastman) |

S.B. 123 Venue for Consumer Transactions (J. Valentine)

EDUCATION

H.J.R. 18 Resolution Directing Use of Interest on State School Fund (M. Throckmorton)

1st Sub. S.J.R. 2 Resolution on Investment of State School Fund and Uniform School Fund (L. Hillyard)

GOVERNMENT OPERATIONS

H.B. 98 Amendments to Whistle Blowers Statute (N. Hansen)

H.B. 178 Memorial Plaque of George E. Wahlen in the Capitol (G. Adair)

H.B. 179 Designation of State Building (G. Way)

H.B. 289 Independent Entity Privatization Amendments (M. Stephens)

S.B. 61 Government Records Access and Management – Records Related to Explosives (B. Wright)

HEALTH AND HUMAN SERVICES

1st Sub. S.B. 15 Organ Donation Checkoff (K. Hale)

2nd Sub. S.B. 101 Criminal Background Checks for Licensed Providers of Human Services (L. Blackham)

JUDICIARY

H.B. 136 Judicial Conduct Commission Amendments (K. Bryson)

H.B. 138 Rights of Creditors Against Trust Property (M. Newbold)

H.B. 173 Amendments to Settlement Agreements Requirements (M. Dayton)

S.B. 117 Trust Amendments (J. Valentine)

LAW ENFORCEMENT AND CRIMINAL JUSTICE

H.B. 101 Racial Profiling (D. Bourdeaux)

H.B. 143 Restrictions on Sexually Explicit Email (B. Winn)

H.B. 176 Leave of Absence for Disabled Employees (C. Bennion)

H.B. 130 Veterans' Homes (G. Adair)

S.B. 62 Tax Commission Criminal Investigators Designation as Special Function Officers (C. Bramble)

S.B. 130 Youth Court Amendments (D. Gladwell)

NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT

H.B. 172 Vehicle Safety Inspection Amendments (W. Harper)

H.J.R. 21 Resolution Encouraging Congressional Approval of Farm Bill (C. Butters)

POLITICAL SUBDIVISIONS

H.B. 180 Emergency Responder Priority (K. Holdaway)
H.B. 280 Planetarium Board Amendments (M. Newbold)
S.B. 95 Unincorporated County Amendments (R. Allen)
1st Sub. S.J.R. 4 Joint Resolution on Changes to County Boundaries (C. Walker)

PUBLIC UTILITIES AND TECHNOLOGY

H.B. 140 Telecommunications Amendments (K. Garn)

REVENUE AND TAXATION

H.B. 285 Historic Building Rehabilitation Tax Credits (C. Bennion)
S.B. 57 Corporate Franchise and Income Taxes – Treatment of Certain Cooperatives (J. Valentine)
S.B. 118 Distribution of Olympic Special Revenue Fund Monies (M. Waddoups)
2nd Sub. S.J.R. 6 Joint Resolution Urging a Study of Certain Exemptions (M. Waddoups)

TRANSPORTATION

H.B. 281 Regulation of Personal Motorized Mobility Devices (G. Curtis)

WORKFORCE SERVICES & COMMUNITY & ECONOMIC DEVELOPMENT

S.B. 44 Funding a Community Legal Center (L. Hillyard)
Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORT

Mr. Speaker: February 1, 2002

The Rules Committee reports a favorable recommendation on **H.J.R. 16**, Joint Rules Resolution – Legislative Review Notes on Bills (D. Ure), and further recommends that it be placed on the Third Reading Calendar.

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

H.J.R. 16, read the second time by short title and placed on the calendar for third reading.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: February 1, 2002

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 28**, TAX CREDITS – REMOVAL OF TAX CREDIT FROM TAX FORM AND PROHIBITION ON CLAIMING OR CARRYING FORWARD TAX CREDIT, by Senator C. Bramble; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 240**, PUBLIC EDUCATION CAPITAL OUTLAY ACT AMENDMENTS, by Representative D. Cox, with the following amendments:

1. Page 2, Line 29:
After "multiplied by" delete ".00024" and insert ".0024"
2. Page 2, Line 41:
After "outlay" delete "and" and insert "or"
3. Page 3, Line 59:
After line 59 insert the following:
"(6)(a) Notwithstanding Subsection (1), if the statewide guaranteed yield per ADM determined under Subsection (1)(b) would result in a total distribution to school districts of less than \$28,358,000, the State Board of Education shall increase the statewide guaranteed yield per ADM to result in a total distribution to school districts of \$28,358,000. (b) In the fiscal year following a fiscal year in which the State Board of Education increases the statewide guaranteed yield per ADM pursuant to Subsection (6)(a), the calculation of the statewide guaranteed yield per ADM under Subsection (1)(b) shall be based on the value of the prior fiscal year's statewide guaranteed yield per ADM before any increase made under Subsection (6)(a)."
4. Page 3, Line 60:
Delete "(6)(a) Notwithstanding Subsections (1) and (5)" and insert "(7)(a) Notwithstanding Subsections (1), (5), and (6)"
5. Page 3, Line 67:
After "Subsection" delete "(6)(a)" and insert "(7)(a)"; and

The Revenue and Taxation Committee recommends **1st Sub. H.B. 238**, CIGARETTE AND TOBACCO TAX AMENDMENTS, by Representative C.

Saunders, et al, be replaced and favorably recommends **2nd Sub. H.B. 238**, CIGARETTE AND TOBACCO TAX AMENDMENTS.

Wayne A. Harper, Chair

Reports filed. On motion of Representative Harper, the reports of the Revenue and Taxation committee were adopted.

S.B. 28, H.B. 240, as amended, and **2nd Sub. H.B. 238**, read the second time by short title and placed on the calendar for third reading.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to adjourn until February 4, 2002, at 9:30 a.m.

FIFTEENTH DAY

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MORNING SESSION

The House was called to order by Speaker Stephens at 9:30 a.m.

Roll call showed all members present except Representative Brad Winn, excused.

Prayer by Alexander Morrison. Pledge of Allegiance by Representative Beck.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: February 1, 2002

The Senate passed, as substituted, **2nd Sub. S.B. 48**, PUBLIC AGENCY INSURANCE MUTUAL AMENDMENTS, by Senator J. Hickman, and it is transmitted for consideration; and

The Senate passed **S.B. 59**, SALES AND USE TAX – TAXATION OF AMOUNTS PAID TO A TELEPHONE SERVICE PROVIDER OR TELEGRAPH CORPORATION, by Senator C. Bramble, and it is transmitted for consideration; and

The Senate passed **S.B. 76**, DOMESTIC VIOLENCE IN PRESENCE OF CHILD AMENDMENTS, by Senator D. Steele, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 77**, TASK FORCE ON INVOLUNTARY COMMITMENT OF THE MENTALLY ILL, by Senator L. Blackham, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 120**, MOTOR VEHICLE INSURANCE COVERAGE – ARBITRATION REQUIREMENTS, by Senator M. Waddoups, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 124**, TIMELY PAYMENTS OF INSURANCE CLAIMS, by Senator J. Valentine, and it is transmitted for consideration; and

The Senate passed **S.B. 129**, PLANETARIUM BOARD OF DIRECTORS AMENDMENTS, by Senator G. Davis, and it is transmitted for consideration; and

The Senate passed **S.B. 135**, TOBACCO SETTLEMENT RESTRICTED ACCOUNT, by Senator D. Steele, and it is transmitted for consideration; and

The Senate passed **S.B. 142**, HIGHER EDUCATION BUDGET AUTHORITY, by Senator L. Hillyard, and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **2nd Sub. S.B. 48, S.B. 59, S.B. 76, S.B. 77, Sub. S.B. 120, S.B. 124, S.B. 129, S.B. 135, and S.B. 142**, read the first time by short title and referred to the Rules Committee.

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Mr. Speaker:

February 1, 2002

The Senate substituted and passed, **Senate 1st Sub. H.B. 11**, UTAH OCCUPATIONAL SAFETY AND HEALTH ADVISORY COUNCIL AMENDMENTS, by Representative D. Bush, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 107**, OBSCENITY AND PORNOGRAPHY COMPLAINTS OMBUDSMAN DUTIES, by Representative W. Harper, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 55**, UNDERAGE POSSESSION OF TOBACCO AMENDMENTS, by Representative C. Saunders, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 35**, EXPUNGEMENT OF JUVENILE RECORDS, by Representative S. Daniels, and it is transmitted for further consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **Sub. H.B. 11, H.B. 107, H.B. 55, and H.B. 35**, placed on the calendar for concurrence.

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Mr. Speaker:

February 1, 2002

The Senate passed, **H.B. 10**, REPEAL OF INVESTMENT ADVISORY COMMITTEE, by Representative B. Winn, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 15**, REPEAL OF ENVIRONMENTAL QUALITY COORDINATING COMMITTEE, by Representative R. Bigelow, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 23**, MORTGAGE PRACTICES ACT REVISIONS, by Representative G. Adair, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 52**, HIGHER EDUCATION SAVINGS INCENTIVE PROGRAM AMENDMENTS, by Representative K. Bryson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 53**, TECHNICAL AMENDMENTS TO TOBACCO SETTLEMENT TRUST FUND, by Representative K. Morgan, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 54**, TOBACCO AMENDMENTS, by Representative C. Saunders, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 56**, GENETIC PRIVACY AND DISCRIMINATION, by Representative P. Ray, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 214**, EXTENSION OF SUNSET ON TELEHEALTH COMMISSION, by Representative D. Hogue, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 221**, STATE BOARD OF EDUCATION RULES AND REPORTS, by Representative M. Dayton, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.C.R. 4**, RESOLUTION RECOGNIZING CONTRIBUTIONS OF CONGRESSMAN JAMES V. HANSEN, by Representative M. Dillree, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **H.B. 10**, **H.B. 15**, **H.B. 23**, **H.B. 52**, **H.B. 53**, **H.B. 54**, **H.B. 56**, **H.B. 214**, **H.B. 221**, and **H.C.R. 4** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

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Mr. Speaker: February 1, 2002

The Senate concurred in the House amendments and passed **S.B. 26**, SERIOUS YOUTH OFFENDER AMENDMENTS, by Senator L. Hillyard, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 105**, REPEAL OF EDUCATION MANDATES AND PROGRAMS, by Senator H. Stephenson, and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **S.B. 26** and **S.B. 105** were signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: February 1, 2002

The Quasi-Governmental Entities Committee reports a favorable recommendation on **H.B. 97**, RETIREMENT COST-OF-LIVING ADJUSTMENT FOR PUBLIC SAFETY, by Representative P. Ray; and

The Quasi-Governmental Entities Committee reports a favorable recommendation on **H.B. 186**, STATE RETIREMENT CONVERSION WINDOW, by Representative B. King; and

The Quasi-Governmental Entities Committee reports a favorable recommendation on **H.B. 230**, RETIREMENT OF PUBLIC SAFETY OFFICIALS, by Representative R. Bigelow.

Ron Bigelow, Chair

Reports filed. On motion of Representative Bigelow, the reports of the Quasi-Governmental Entities committee were adopted.

H.B. 97, **H.B. 186**, and **H.B. 230**, read the second time by short title and placed on the calendar for third reading.

INTRODUCTION OF BILLS

2002 GENERAL OBLIGATION BOND AND CAPITAL FACILITIES AUTHORIZATIONS

H.B. 2

Gerry A. Adair

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

SUPPLEMENTAL APPROPRIATIONS II**H.B. 3***Jeff Alexander*

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

PUBLIC EDUCATION – ALTERNATIVE LANGUAGE PROGRAMS**H.B. 150***Duane E. Bourdeaux*

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION BY REQUIRING THE STATE BOARD OF EDUCATION AND EACH SCHOOL DISTRICT TO CREATE AN ALTERNATIVE LANGUAGE SERVICES MASTER PLAN. THIS ACT REQUIRES SCHOOL DISTRICTS TO USE A PORTION OF STATE FUNDS APPROPRIATED FOR PROFESSIONAL DEVELOPMENT TO INCREASE EDUCATORS' PROFICIENCY IN DELIVERING ALTERNATIVE LANGUAGE SERVICES. THIS ACT REQUIRES THE STATE BOARD OF EDUCATION TO HIRE AN EXTERNAL EVALUATOR TO CONDUCT AN EVALUATION OF ALTERNATIVE LANGUAGE PROGRAMS, read the first time by short title and referred to the Rules Committee.

HATE CRIMES AMENDMENTS**H.B. 151***David Litvack*

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

OIL AND GAS SEVERANCE TAX – BOARD, SPECIAL REVENUE FUND, AND USE OF REVENUES**H.B. 152***Jack A. Seitz*

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

STANDARDS FOR ILLEGAL DRUG LAB DECONTAMINATION**H.B. 153***A. Lamont Tyler*

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

EXPANSION OF DNA DATABASE**H.B. 154***Glenn L. Way*

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

PROPERTY TAXES – FARMLAND ASSESSMENT ACT**H.B. 155***Thomas V. Hatch*

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

VEHICLE REGISTRATION RENEWAL**H.B. 156***John E. Swallow*

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

REPEAL OF SALES AND USE TAX ON FOOD**H.B. 157***Jackie Biskupski*

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

SAFE DRINKING WATER ACT AMENDMENTS**H.B. 158***Glenn A. Donnelson*

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

PARENTAL CONSENT TO INTERVIEW A CHILD**H.B. 159***James A. Ferrin*

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

UTAH TRANSPORTATION AMENDMENTS**H.B. 160***Chad E. Bennion*

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

PROHIBITING GIFTS TO LEGISLATORS

H.B. 161

Kory M. Holdaway

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

USE OF BEAR RIVER BIRD REFUGE SETTLEMENT MONIES

H.B. 162

Ben C. Ferry

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

AGRICULTURE – FENCING FOR ANIMALS

H.B. 163

Stephen D. Clark

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

WILDLIFE REMEDIATION ON PRIVATE PROPERTY

H.B. 164

Michael R. Styler

THIS ACT MODIFIES THE WILDLIFE RESOURCES CODE TO AMEND PROVISIONS RELATING TO BIG GAME ANIMAL DAMAGE TO CULTIVATED CROPS, FORAGE, FENCES, OR IRRIGATION EQUIPMENT ON PRIVATE LAND. THIS ACT REQUIRES THE OWNER TO PROVIDE THE DIVISION OF WILDLIFE RESOURCES WITH REASONABLE ACCESS TO THE OWNER’S PROPERTY TO ALLEVIATE DEPREDATION, AND PROVIDES REMEDIAL ACTION CONSIDERATIONS FOR THE DIVISION OF WILDLIFE RESOURCES TO CONSIDER. THIS ACT PROVIDES A TIME LIMIT, AFTER NOTIFICATION OF THE DIVISION OF WILDLIFE RESOURCES, WITHIN WHICH THE OWNER MAY KILL BIG GAME ANIMALS. THIS ACT AMENDS COMPENSATION PROVISIONS FOR DAMAGE CAUSED BY BIG GAME ANIMALS, read the first time by short title and referred to the Rules Committee.

PUBLIC REVIEW OF MUNICIPAL APPROPRIATIONS AND RESOURCES

H.B. 166

Roger E. Barrus

THIS ACT MODIFIES THE UTAH MUNICIPAL CODE BY AMENDING PROVISIONS RELATING TO CITY APPROPRIATIONS. THE ACT LIMITS

ASSISTANCE TO NONPROFIT ENTITIES. THE ACT SETS STANDARDS AND REQUIRES STUDIES AND HEARINGS FOR CERTAIN APPROPRIATIONS. THE ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

SMOKE-FREE WORKPLACE LAW

H.B. 168

Scott Daniels

THIS ACT MODIFIES THE UTAH INDOOR CLEAN AIR ACT. THE ACT AMENDS THE EXCLUSIONS TO THE ACT. THE ACT REQUIRES TAVERNS AND PRIVATE CLUBS TO COMPLY WITH THE CLEAN AIR ACT, read the first time by short title and referred to the Rules Committee.

TAKING MINOR INTO PROTECTIVE CUSTODY WITHOUT WARRANT

H.B. 295

Thomas V. Hatch

THIS ACT AMENDS THE HUMAN SERVICES CODE AND THE JUDICIAL CODE. THE ACT PROVIDES THAT A STATE OFFICER, PEACE OFFICER, OR CHILD WELFARE WORKER MAY NOT REMOVE A MINOR FROM THE MINOR'S HOME OR SCHOOL OR TAKE THE MINOR INTO PROTECTIVE CUSTODY WITHOUT A WARRANT OR COURT ORDER UNLESS A PARENT OR GUARDIAN CONSENTS, OR THERE IS PROBABLE CAUSE TO BELIEVE THAT ANY ONE OR MORE OF ENUMERATED CIRCUMSTANCES EXIST AND THE CIRCUMSTANCES PRESENT A SUBSTANTIAL, IMMEDIATE THREAT TO THE HEALTH OR SAFETY OF THE MINOR. THE ACT ALLOWS A JUVENILE COURT JUDGE TO AUTHORIZE A CHILD PROTECTIVE SERVICES WORKER TO EXECUTE A WARRANT. THE ACT AMENDS AND CLARIFIES THE GROUNDS FOR A COURT ORDERING THAT A MINOR BE REMOVED FROM THE MINOR'S HOME OR OTHERWISE TAKEN INTO PROTECTIVE CUSTODY, AFTER THE FILING OF A PETITION ALLEGING ABUSE, NEGLECT, OR DEPENDENCY. THE ACT MAKES TECHNICAL CHANGES. THE ACT PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

2002 SPECIAL HIGHWAY GENERAL OBLIGATION BONDS

H.B. 296

Wayne A. Harper

THIS ACT AUTHORIZES ISSUANCE OF UTAH GENERAL OBLIGATION BONDS AND BOND ANTICIPATION NOTES BY THE STATE

BONDING COMMISSION TO ACCELERATE FUNDING AND CONSTRUCTION OF CERTAIN HIGHWAYS AND RELATED FACILITIES IN SALT LAKE COUNTY. THIS ACT DEFINES THE PROCESS AND REQUIREMENTS FOR ISSUING THE BONDS AND NOTES AND SPECIFIES THE USE OF THE PROCEEDS. THIS ACT IMPOSES A STATEWIDE PROPERTY TAX AND ABATES IT. THIS ACT CREATES A SINKING FUND TO PAY DEBT SERVICE ON THE BONDS. THIS ACT PROVIDES FOR RELATED MATTERS AND MAKES TECHNICAL CORRECTIONS, read the first time by short title and referred to the Rules Committee.

RETIREMENT OFFICE AMENDMENTS

H.B. 297

Ron Bigelow

THIS ACT MODIFIES THE UTAH STATE RETIREMENT ACT BY REQUIRING AN EMPLOYEE TO HAVE FIVE YEARS OF SERVICE CREDIT AND MEET FEDERAL ELIGIBILITY REQUIREMENTS TO BE ELIGIBLE TO PURCHASE RETIREMENT SERVICE CREDIT, read the first time by short title and referred to the Rules Committee.

CHILD WELFARE ENHANCED TRAINING

H.B. 298

David Litvack

THIS ACT MODIFIES THE UTAH HUMAN SERVICES CODE. THIS ACT CREATES A PILOT PROGRAM FOR ENHANCED TRAINING OF NEW EMPLOYEES OF THE DIVISION OF CHILD AND FAMILY SERVICES. THE ACT APPROPRIATES \$1.7 MILLION TO IMPLEMENT THE PROGRAM AND REQUIRES ANNUAL REPORTING TO THE LEGISLATURE, read the first time by short title and referred to the Rules Committee.

AGRICULTURAL SUSTAINABILITY TASK FORCE

H.B. 299

Craig W. Buttars

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

AMENDMENTS TO GUARDIAN AD LITEM STATUTES

H.B. 300

Matt Throckmorton

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

FARMLAND ASSESSMENT ACT – ROLLBACK TAXES**H.B. 301***David Ure*

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

**INDIVIDUAL INCOME TAX – TAX
CREDIT FOR DONATED TEXTBOOKS****H.B. 302***Mike Thompson*

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

**EXPUNGEMENT OF DRIVING
UNDER THE INFLUENCE CONVICTIONS****H.B. 303***A. Lamont Tyler*

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

CHILD WELFARE PARENTAL DEFENSE ACT**H.B. 304***Matt Throckmorton*

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

PROPERTY TAX AMENDMENTS**H.B. 305***Wayne A. Harper*

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

ELECTION LAW REVISIONS**H.B. 306***Glenn A. Donnelson*

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

TREATMENT OF DISHONORED CHECKS**H.B. 307***Chad E. Bennion*

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

RENEWABLE ENERGY AMENDMENTS

H.B. 308

James R. Gowans

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

PUBLIC WATER SYSTEMS AMENDMENTS

H.B. 309

Roger E. Barrus

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

MOBILITY ASSISTANCE FUND

H.B. 310

Eric K. Hutchings

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

STATE CAPITOL PRESERVATION BOARD – CHAIR

H.B. 311

Gerry A. Adair

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

HIGHWAY AND FREEWAY UNDERPASSES FOR WILDLIFE

H.B. 312

Michael R. Styler

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

EMERGENCY SERVICES CALLER LOCATER

H.B. 313

Ty McCartney

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

**COMBINING DIVISIONS OF SUBSTANCE
ABUSE AND MENTAL HEALTH**

H.B. 314

Jack A. Seitz

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

UTAH FIRE PREVENTION AND SAFETY ACT AMENDMENTS**H.B. 315***Cindy Beshear*

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

FIRE PREVENTION AND SAFETY REVISIONS**H.B. 316***Cindy Beshear*

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

LEGISLATIVE TASK FORCE AMENDMENTS**H.B. 317***Craig W. Buttars*

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

GOVERNMENTAL IMMUNITY – EXCEPTION FOR PERJURY**H.B. 318***Matt Throckmorton*

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

JAIL REIMBURSEMENT AMENDMENTS**H.B. 319***Greg J. Curtis*

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

ESSENTIAL HOSPITAL SERVICES**H.B. 320***Rebecca D. Lockhart*

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

CAPITOL ARTS PLACEMENT COMMISSION AMENDMENTS**H.B. 321***Richard M. Siddoway*

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

GOVERNMENT OPERATIONS

H.B. 322

Chad E. Bennion

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

STATE FLEET OPERATIONS AMENDMENTS

H.B. 323

Gerry A. Adair

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

**PROTECTION OF UNINCORPORATED
AREAS IN COUNTIES OF THE FIRST CLASS**

H.B. 324

A. Lamont Tyler

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

**COUNTY CLERK RESPONSIBILITIES –
BUILDING LOT OF RECORD**

H.B. 325

David Ure

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

SPECIAL LICENSE PLATE

H.B. 326

DeMar Bud Bowman

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

**INFORMATION REQUIRED TO THE
DIVISION OF PUBLIC UTILITIES**

H.B. 327

Ty McCartney

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

APPROPRIATION FOR TEACHER MENTORING PROGRAMS**H.B. 328***Carol Spackman Moss*

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

STATE AND EDUCATION VOLUNTARY CONTRIBUTION FUND**H.B. 329***J. Morgan Philpot*

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

USE OF COUNTY GENERAL FUND EXPENSES**H.B. 330***Eric K. Hutchings*

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

NONRESIDENT TUITION FOR HIGHER EDUCATION**H.B. 331***Jeff Alexander*

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

CHILD SUPPORT MODIFICATIONS**H.B. 332***Eric K. Hutchings*

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

VETERANS – PARKS AND RECREATION BENEFIT**H.B. 333***Gerry A. Adair*

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

COUNTY AND MUNICIPAL CAMPAIGN FINANCE AMENDMENTS**H.B. 334***Trisha S. Beck*

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

LOBBYIST AND PUBLIC OFFICIALS ETHICS AMENDMENTS

H.B. 335

Ralph Becker

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

USE OF FORCE, INCLUDING DEADLY FORCE, IN DEFENSE OF PROPERTY

H.B. 336

Mike Thompson

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

VETERANS SERVICE ORGANIZATION SPECIAL LICENSE PLATES

H.B. 337

Steven R. Mascaro

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

AUTHORITY OF THE STATE BOARD OF EDUCATION

H.B. 338

David N. Cox

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

DIVISION OF SERVICES FOR PEOPLE WITH DISABILITIES

H.B. 339

Rebecca D. Lockhart

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

DIVISION OF WATER RIGHTS FUNDING AND NOTIFICATION AMENDMENTS

H.B. 340

Michael R. Styler

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

GOVERNMENT LAW REVISIONS

H.B. 341

Brad King

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

**RECOVERY OF DAMAGES FOR
LOSS OF USE OF A MOTOR VEHICLE**

H.B. 342

Greg J. Curtis

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

ADMISSION POLICIES FOR HIGHER EDUCATION

H.B. 343

Margaret Dayton

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

GOVERNMENTAL FUNCTIONS – AMENDMENTS

H.B. 344

Patrice M. Arent

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

STATE FAIR PARK AMENDMENTS

H.B. 345

Duane E. Bourdeaux

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

EDUCATION LAW AMENDMENTS

H.B. 346

Duane E. Bourdeaux

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

GOVERNMENT LAW CHANGES

H.B. 347

Jackie Biskupski

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

SUPPLEMENTAL ADULT TEACHER

H.B. 348

Jackie Biskupski

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

FINANCIAL INSTITUTION AMENDMENTS

H.B. 349

James R. Gowans

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

DRIVER LICENSE RESTRICTIONS

H.B. 350

Matt Throckmorton

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

ELECTION PROCESS AMENDMENTS

H.B. 351

Greg J. Curtis

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

REVISIONS TO GENERAL GOVERNMENT

H.B. 352

David L. Hogue

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

**APPROPRIATION TO DEPARTMENT OF
COMMUNITY AND ECONOMIC DEVELOPMENT**

H.B. 353

Kory M. Holdaway

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

**CHILDRENS HEALTH INSURANCE PROGRAM
AND TOBACCO FUND AMENDMENTS**

H.B. 354

David L. Hogue

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

CHILD SUPPORT GUIDELINES

H.B. 355

Fred J. Fife

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

PROHIBITION OF REBIRTHING THERAPY

H.B. 356

Mike Thompson

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

**RESOLUTION WELCOMING THE WORLD
TO UTAH – 2002 OLYMPIC WINTER GAMES**

H.C.R. 6

Ben C. Ferry

THIS CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR WELCOMES THE WORLD TO UTAH AND TO THE 2002 OLYMPIC WINTER GAMES AND EXTENDS BEST WISHES TO ALL WHO COME TO PARTICIPATE IN, TO ATTEND, TO ASSIST IN THE PRESENTATION AND ADMINISTRATION OF THE GAMES, AND TO ENJOY WORLD CLASS ATHLETIC COMPETITION, read the first time by short title and referred to the Rules Committee.

**RESOLUTION APPROVING LANDFILL
FOR CONSTRUCTION AND DEMOLITION DEBRIS**

H.C.R. 7

Thomas V. Hatch

THIS CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR GIVES APPROVAL FOR THE OPERATION OF A CLASS V LANDFILL TO RECEIVE ONLY CONSTRUCTION AND DEMOLITION WASTE. THE LANDFILL IS KNOWN AS THE LOST CREEK LANDFILL AND IT WILL BE LOCATED IN CIRCLEVILLE IN GARFIELD COUNTY. THIS RESOLUTION FOLLOWS APPROVAL TO OPERATE THE LANDFILL GRANTED BY THE DEPARTMENT OF ENVIRONMENTAL QUALITY, read the first time by short title and referred to the Rules Committee.

RESOLUTION HONORING GOLD AND BLUE STAR MOTHERS

H.C.R. 8

J. Morgan Philpot

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

**RESOLUTION SUPPORTING DESIGNATION
OF SAN RAFAEL SWELL AS NATIONAL MONUMENT**

H.C.R. 9

Bradley T. Johnson

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

RESOLUTION HONORING PRINCESS AISHA BINT AL HUSSEIN

H.J.R. 24

Sheryl L. Allen

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

RESOLUTION ON UTAH ATHLETIC FOUNDATION

H.J.R. 25

David Ure

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

RESOLUTION PROMOTING COOPERATIVE REGULATORY ENVIRONMENT AND ECONOMIC DEVELOPMENT IN UTAH

H.J.R. 26

Chad E. Bennion

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

RESOLUTION AUTHORIZING BEAR RIVER MIGRATORY BIRD REFUGE SETTLEMENT

H.J.R. 27

Ben C. Ferry

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

RESOLUTION RECOMMENDING CHANGES TO STATE GOVERNMENT

H.J.R. 28

Brad King

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

RESOLUTION ASSERTING WATER RIGHTS ISSUED UNDER THE AUTHORITY OF THE STATE ARE SUBJECT TO STATE LAW

H.J.R. 29

Max W. Young

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

* * *

On motion of Representative Fife, under suspension of the rules, lift **H.J.R. 20** from the Rules Committee, consider it read the second time by short title and place it at the top of the calendar for third reading.

CONSENT CALENDAR

H.B. 182, TAX REVIEW COMMISSION AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 182 then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Young			

Absent or not voting were: Representatives

S. Clark	Holdaway	Seitz	Shurtliff
Winn	M. Stephens		

H.B. 182 transmitted to the Senate for its consideration.

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S.B. 109, LICENSING OF GENETIC COUNSELORS TECHNICAL AMENDMENTS, read the third time by short title and placed on its final passage.

S.B. 109 then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Young			

Absent or not voting were: Representatives

Bennion	S. Clark	Holdaway	Seitz
Winn	M. Stephens		

S.B. 109 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

* * *

S.B. 107, UTAH LABOR COMMISSION AMENDMENTS, read the third time by short title and placed on its final passage.

S.B. 107 then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck

Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hendrickson	Hogue	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way

Absent or not voting were: Representatives

S. Clark	Hatch	Holdaway	Seitz
Winn	Young	M. Stephens	

S.B. 107 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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H.B. 266, HEARING INSTRUMENT SPECIALIST AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 266 then passed on the following roll call:

Yeas, 64; Nays, 4; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Bush	Buttars	D. Clark
D. Cox	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson

Hogue	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Ray
Saunders	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace

Voting in the negative were: Representatives

Curtis	Peterson	Philpot	Way
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Absent or not voting were: Representatives

Buffmire	S. Clark	Holdaway	Seitz
Winn	Young	M. Stephens	

H.B. 266 transmitted to the Senate for its consideration.

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H.B. 259, USE OF STATE ARMORIES, read the third time by short title and placed on its final passage.

H.B. 259 then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Shurtliff	Siddoway	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way

Absent or not voting were: Representatives

S. Clark	Holdaway	Seitz	G. Snow
Winn	Young	M. Stephens	

H.B. 259 transmitted to the Senate for its consideration.

* * *

H.B. 269, WATER COMMISSIONER ASSESSMENT AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 269 then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	D. Cox	Curtis	Daniels
Dayton	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Shurtliff	Siddoway	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	

Absent or not voting were: Representatives

S. Clark	Dillree	Holdaway	Seitz
G. Snow	Winn	Young	M. Stephens

H.B. 269 transmitted to the Senate for its consideration.

* * *

S.J.R. 1, RESOLUTION ENCOURAGING RESEARCH AND DEVELOPMENT GRANTS FOR CLEAN COAL ALTERNATIVES, read the third time by short title and placed on its final passage.

S.J.R. 1 then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way			

Absent or not voting were: Representatives

S. Clark	Holdaway	E. Hutchings	Winn
Young	M. Stephens		

S.J.R. 1 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Lt. Governor.

* * *

H.B. 131, REPORTING OF DATA TO THE AUTOMATED GEOGRAPHIC REFERENCE CENTER, read the third time by short title and placed on its final passage.

H.B. 131 then passed on the following roll call:

Yeas, 65; Nays, 0; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker

Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
D. Cox	Curtis	Daniels	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Hansen
Harper	Hatch	Hendrickson	Hogue
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way			

Absent or not voting were: Representatives

Alexander	S. Clark	Dayton	Gowans
Holdaway	E. Hutchings	B. Johnson	Winn
Young	M. Stephens		

H.B. 131 transmitted to the Senate for its consideration.

* * *

H.B. 127, COUNTY BALLOT QUESTIONS, read the third time by short title and placed on its final passage.

H.B. 127 then passed on the following roll call:

Yeas, 61; Nays, 5; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Buffmire
Bush	Buttars	D. Clark	D. Cox
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Jones	King	Litvack	Lockhart

Mascaro	McCartney	Morgan	Moss
Murray	Pace	Parker	Peterson
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Swallow	Thompson
Throckmorton	Tyler	Urquhart	Wallace
Way			

Voting in the negative were: Representatives

Curtis	Newbold	Philpot	Styler
Ure			

Absent or not voting were: Representatives

Alexander	Bryson	S. Clark	Holdaway
E. Hutchings	B. Johnson	Winn	Young
M. Stephens			

H.B. 127 transmitted to the Senate for its consideration.

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S.B. 41, ADVISORY COUNCIL ON INTERGOVERNMENTAL RELATIONS AMENDMENTS, read the third time by short title and placed on its final passage.

S.B. 41 then passed on the following roll call:

Yeas, 61; Nays, 0; Absent or not voting, 14.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bowman	Bradshaw	Bryson	Buffmire
Bush	D. Clark	D. Cox	Curtis
Dayton	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Jones	King
Litvack	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way			

Absent or not voting were: Representatives

Alexander	Bourdeaux	Buttars	S. Clark
Daniels	Dillree	Holdaway	E. Hutchings
B. Johnson	Lockhart	G. Snow	Winn
Young	M. Stephens		

S.B. 41 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

COMMITTEE OF THE WHOLE

On motion of Representative Curtis, the House resolved itself into a Committee of the Whole, with the Speaker as Chairman, for the purpose of hearing from Congressman Jim Matheson.

On motion of Representative Ure, the Committee of the Whole was dissolved.

MISCELLANEOUS BUSINESS

On motion of Representative Hansen, the House voted to print the remarks of Congressman Jim Matheson upon the pages of the House Journal.

REMARKS OF CONGRESSMAN JIM MATHESON

I would like to thank all members of the Utah House for this opportunity. It really is an honor to address you this morning. I certainly appreciate the offer extended to me by Speaker Stephens. It's wonderful to be here in our capital city on the eve of the 2002 Winter Olympics. The excitement of this once-in-a-lifetime event is indeed invigorating. When I flew in from Washington, D.C., last week, it was great to see so many Utahns wearing their colorful Olympic jackets and hats, standing by to help the athletes and visitors, and ready to make this the most successful Winter Olympic games ever. And I want to congratulate all of you for all the work you've done over the past several years to prepare for this event. Putting on the Olympic events is a team sport; before the athletes could come and dazzle us with their passion and their skill, each of you had to do some real heavy lifting to prepare the venues, and you certainly deserve our thanks.

Last year when I addressed this body, I pledged to work with you on behalf of the people of Utah that we represent, and this year I look forward to an expanded partnership with even more members of the Utah Legislature, from all corners of the state. The expansion, of course, may be driven a little bit by actions of this

Legislature in terms of redistricting, and I want to share with you insight in a particular town in a new part of the state where I may be running. Some of you may have heard about this recently. There's a town in southern Utah, and I bet you guys can guess which one it is, where every year, when they'd have an election, the result would come back, and there would be 621 votes for the Republican and one for the Democrat. Year after year it would be those same totals, and everyone was trying to guess who this was. It's a secret ballot, so you don't get to see how people vote, but they had their suspicions about who this was. One year, this guy died, and there was an election a few weeks later and the results came in and it was 621 for the Republican and one for the Democrat. So the newspaper came out the next week and the headline said, "We buried the wrong man."

Last week I joined my colleagues in the house chamber to hear President Bush report on the state of the union. I was certainly inspired by his stirring words, and particularly his call to action. His mandate was, and I quote, "We must act, first and foremost, not as Republicans, not as Democrats, but as Americans." The president's words called to mind a letter that I recently received in my congressional office from a Utah Boy Scout. His letter said, "I have felt that we as a nation have come together since the past tragedies. I am proud to live in the United States and enjoy the freedoms that we have. I am currently working on my Citizenship in the Nation merit badge. What is something I can do, as an 11-year-old boy, to help the nation? I try to help people whenever I can, I work hard in school and try to make right choices." Isn't that what it is all about as we search for meaning in the aftermath of such a terrible tragedy as the attack on America? Our country is fighting a war, our economy is in a recession, and yet the American spirit continues to light the way.

As President Bush said, it was as if our entire country looked into a mirror and saw our better selves. We were reminded that we are citizens, with obligations to each other, to our country, and to history. That resolve helped us stand in lines to donate blood; it steered our urban search and rescue teams during 12-hour shifts at ground zero. It was personified in each act of compassion toward the victims, their families, our police and firefighters, and our men and women in uniform. It will steady us now as we work together on the most important issues facing our families, our communities, and our country.

As the economy has slowed, I've shared President Bush's concerns for helping those who have lost their jobs. I believe we can stimulate the economy in the short term in a way that doesn't actually threaten a healthy, long-term economy. We can work across party lines to improve access to health care for the unemployed and help them quickly find jobs in a recovering economy. Good jobs begin with good schools. In this body, you have taken the lead to maintain excellence in Utah's public education system. I was proud to work with members

of both parties to support the president's leading initiative, which was education reform. I look forward this year to working with him on a key piece of legislation – The Individuals with Disabilities Education Act. Together we can keep the federal government's promises to improve flexibility for local schools, provide quality instruction for special-needs students, send more resources to the local level, and cut the red tape for our quiet classroom heroes, the dedicated teachers who fight for every child.

Utahns know that economic security can dissolve instantly in the face of injury or illness. I agree with the President that we need to take action to modernize Medicare so that seniors have access to prescription drugs. I want to be your advocate for funding reforms to give Utah the support and flexibility it needs in order to provide these vital programs.

Utah's extraordinary landscape is once again in the spotlight with the news that President Bush has been asked to declare the San Rafael Swell a national monument. I commend the Emery County Commissioners and Governor Leavitt for proposing an open and public process leading up to such a designation. This may be an important opportunity for all stakeholders to be at the table and to participate in the process to get last protection to one of the scenic and geologic wonders of the world.

Whether it involves improving security at airports or stockpiling vaccines to protect our citizens against biological attacks, I will continue to make homeland defense one of my top priorities. But even as we study ways to secure our food and water supplies, our electric transmission lines and gas pipelines, we know it will take all of us, pulling together, to provide for our common defense. Public employees on the front lines in Utah's cities and counties need the funding, the training, and the equipment to undertake what will be a massive effort, and I want your ideas on the best way to make that happen.

One of the most important lessons I've learned on this job is the value of listening to people. Whether I'm in Utah or in Washington, the fun part of the job is meeting with people, hearing their ideas, and finding a way to put good ideas to use. Hearing from Utahns has made me a better member of Congress. I'm very committed to continuing this practice in the next year.

Preparing for the Olympics here at home, and our national response to the tragedy of September 11, has renewed our focus on the importance of volunteering. Utahns know how to lend a hand, put a shoulder to the wheel, roll up their sleeves, and give something back. The value we place on helping others will now go global with the President's USA Freedom Corps. I'm pleased to have co-sponsored legislation that expands our national service program. I'm very

excited to push this initiative to keep the spirit of volunteerism and investment in community alive after the 2002 Winter Games and beyond the war in Afghanistan.

No one could have predicted how drastically our world would change in one year's time, and life may never be the same. But life goes on, and our challenge as legislators is to listen, have an open door, and to work together, not as Republicans and Democrats, but as Americans. I know that as Utahns we're certainly up to that challenge.

I want to thank you for your time, and I'm certainly happy to answer any questions you may have.

Speaker Pro Tem Garn: Thank you, Congressman Matheson, we appreciate very much your being here today and appreciate your representation. Representative Arent, for questions.

Representative Arent: Thank you, Mr. Speaker Pro Tem and Congressman Matheson. Welcome to our body. Nice to have you here. I'm probably the person in the body that's known Jim the longest, having grown up across the street. You spoke this morning about education and your work last year, and I'm wondering what you think is the future in terms of the federal role in education.

Congressman Matheson: I personally believe the federal role out to be very limited. I think that what happened with the education reform that was passed last year was, it tried to consolidate programs and give more flexibility to the local level, which I think is a good idea. You all know the federal government represents about seven percent of education spending in our state, and that's the national average as well. But I do think it's important, as we look forward this next year, I mentioned we're going to be reauthorizing the IDEA, Individual Disability Education Act. I've met with every school superintendent in my congressional district, I've met with a lot of principals, I've met with a lot of teachers, and we have a problem when it comes to special education. There are two problems, really. One is the federal government has never lived up to its mandate where it said it would pay for 40 percent of the cost. We're up to around 15 percent right now. So number one, we ought to fund what we say we're going to fund. But that's only half the problem. The other problem is, and while it's a cliché to complain about red tape in government, this situation is a real problem. This program is fraught with bureaucracy in a way that we are driving people away from this profession. These are teachers that take on a tough task every day; we shouldn't be driving them away. So from a federal perspective on what we can do to affect education in states like Utah, that is the issue that is going to be taken on in Congress this year. I think it's very important. Number one, we ought to reform it so that it works better and is more streamlined in terms of how we implement it

and, number two, we come up with the federal dollars that we said we would. It's going to allow for Utah, which is having to make up the difference right now, to use those dollars in other forms of education assistance.

Speaker Pro Tem Garn: Further questions for Congressman Matheson? Representative Daniels?

Representative Daniels: Thank you, Mr. Speaker Pro Tem. Congressman, as you know, we're in the midst of a serious budgetary problem here. Our revenues show that we have a tremendous shortfall and at the same time the federal government came back with some of the Medicaid reimbursements, things like that, that further affect our budgets. I'm wondering if you can tell us, from your perspective, what we can do at this level, what you can do at the federal level, or just ordinary Utahns can do to get us through this crisis that we have.

Congressman Matheson: There's no question that our economy has been in a recession. According to the economists it started last March. The average length of a recession in this country since World War II has been about ten months; that's about where we are right now. I think there are signs that the economy is starting to recover. I think that the tax cut that Congress passed last May, of which I was a supporter, is going to have a stimulant effect over the long run. I do think, from a federal perspective though, we ought to take a look at some type of short-term stimulus for our economy. I'm a little disappointed that, in Congress, members of both parties are just parading out their tired old agendas, now in the name of short-term economic stimulus. If we need short-term stimulus, let's do something that's quick, immediate, temporary, that stimulates the economy. I'll give you an idea that I think is a good idea: suspend paying payroll taxes for a month. That's going to help employees, that's going to help employers, puts money back in the economy. I think that's a good idea. But that's something that meets those criteria, something that's immediate, puts money in the economy right away, and it's short term to stimulate. So I think, from a federal level, that's what we ought to be looking at doing – things like that. But let's be confident that the business cycle is a reality and, while we can't predict exactly how the business cycle moves, I'm confident that this economy is going to be turning around, and I hope that that's going to be better in terms of the state revenues, which I understand the problems with the shortfalls here. We've got a problem at the federal level, too. I'm on the Budget Committee. A year ago we had a \$5.6 trillion surplus projected over ten years; now we're down to \$1.6 trillion over ten years. So we had \$4 trillion go away in one year. That's a lot of money, but I think we have to recognize that we have to have confidence that this economy is going to turn around. I think there are signs it's doing it already.

Representative Ure: Thank you, welcome back home. The question I have, Congressman, is a philosophical question, and if we could step outside the bounds that we have the Olympics here, say we go a year from now. Where, in your own mind, do you draw the line between national security and personal rights of what Congress is doing right now? In my opinion we're going much, much further back than we were in the Cold War, and I'd just like to have you elaborate on it, as to where you think that line might be in your own personal opinion, Congressman.

Congressman Matheson: I appreciate that question. It's a relevant question that we need to continue to ask as we move into this new world, where we face new threats, both in terms of global terrorism and in terms of homeland security, but if we give up on all the basic freedoms that we believe in here, the terrorists win anyway. So that's a concern that I share with you. You know, Congress passed some legislation which allowed greater authority for the Department of Justice and we put in sort of this stop gap, if you will, where everything expires in five years. That may not be a perfect solution to this, but it's one way to address concerns of if we went too far in expanding the abilities of the Justice Department. Because after five years, we would have to affirmatively vote to continue that or we're going to go back to where we were before September 11. That wasn't a perfect bill; I'm not going to tell you it was. In fact, I think the bill that the House Judiciary Committee passed, which was approved, by the way, unanimously, every Democrat and Republican voted for it, I wish that was the bill that actually became law in terms of what it did for expanding powers for our Justice Department. Instead, the administration wanted a more aggressive set of abilities and there was a compromise that occurred; but it does have that five-year sunset on it. So if this is something that we need to be looking at over the next five years to determine if it did go too far because, as I said at the outset, I share your concerns about maintaining our personal freedoms.

Speaker Pro Tem Garn: Congressman Matheson, thank you so much for being here today. We appreciate it.

MISCELLANEOUS BUSINESS

On motion of Representative Ferry, under suspension of the rules, the House voted to lift **H.C.R. 6** from the Rules Committee, consider it read the second time by short title and placed on the Time Certain Calendar for February 7, 2002 at 10:00 a.m.

UNFINISHED BUSINESS

On motion of Representative Siddoway, the House voted to uncircle **Sub. H.B. 36**.

Sub. H.B. 36, CHILD CARE AMENDMENTS, was before the House on its final passage.

On motion of Representative Ure, the House voted to circle **Sub. H.B. 36**.

THIRD READING CALENDAR

H.J.R. 20, RESOLUTION URGING HAZARDOUS MATERIALS, read the third time by short title and placed on its final passage.

H.J.R. 20 then failed to pass on the following roll call:

Yeas, 22; Nays, 47; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Beck	Becker	Beshear	Bourdeaux
Buffmire	Daniels	Dillree	Duckworth
Fife	Hansen	Hendrickson	E. Hutchings
Jones	King	Litvack	Mascaro
McCartney	Morgan	Moss	Parker
Shurtliff	Young		

Voting in the negative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Barrus	Bennion	Bigelow
Bowman	Bradshaw	Bryson	Bush
Buttars	D. Clark	S. Clark	D. Cox
Dayton	Donnelson	Ferrin	Ferry
Garn	Goodfellow	Gowans	Harper
Hatch	Hogue	B. Johnson	Lockhart
Murray	Newbold	Pace	Peterson
Philpot	Ray	Saunders	Seitz
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	M. Stephens	

Absent or not voting were: Representatives

Arent	Biskupski	Curtis	Holdaway
Way	Winn		

H.J.R. 20 was filed.

UNFINISHED BUSINESS

On motion of Representative Siddoway, the House voted to uncircle **Sub. H.B. 36**.

Sub. H.B. 36, CHILD CARE AMENDMENTS, was before the House on its final passage.

Sub. H.B. 36 then passed on the following roll call:

Yeas, 61; Nays, 11; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Daniels	Dillree	Duckworth
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Tyler
Ure	Urquhart	Wallace	Young
M. Stephens			

Voting in the negative were: Representatives

Alexander	Bryson	Dayton	Donnelson
Ferrin	Lockhart	Peterson	Philpot
Thompson	Throckmorton	Way	

Absent or not voting were: Representatives

Curtis	Hatch	Winn
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Sub. H.B. 36 transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Adair, the House voted to uncircle **H.B. 237**.

H.B. 237, SPOUSE ABUSE AMENDMENTS, was before the House on its final passage.

H.B. 237 then passed on the following roll call:

Yeas, 52; Nays, 20; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Buffmire	Bush
Buttars	S. Clark	Daniels	Dillree
Duckworth	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	E. Hutchings
Jones	King	Litvack	Mascaro
McCartney	Morgan	Moss	Murray
Pace	Parker	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Tyler	Wallace	Young

Voting in the negative were: Representatives

Alexander	Bryson	D. Clark	D. Cox
Curtis	Dayton	Donnelson	Ferrin
B. Johnson	Lockhart	Newbold	Peterson
Philpot	Swallow	Thompson	Throckmorton
Ure	Urquhart	Way	M. Stephens

Absent or not voting were: Representatives

Bennion	Holdaway	Winn
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H.B. 237 transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 113, INSECT CONTROL ON FEDERAL LANDS, read the third time by short title and placed on its final passage.

On motion of Representative Becker, the bill was amended as follows:

1. Page 1, Line 17:
After "lands" insert "after notification of the appropriate federal land manager"

H.B. 113, as amended, then passed on the following roll call:

Yeas, 69; Nays, 2; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Agaard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Beshear	Bigelow	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Young
M. Stephens			

Voting in the negative were: Representatives

Biskupski	McCartney
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Absent or not voting were: Representatives

Bennion	Hansen	Harper	Winn
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H.B. 113, as amended, transmitted to the Senate for its consideration.

RULES COMMITTEE REPORT

Mr. Speaker:

February 4, 2002

The Rules Committee has ordered the following House and Senate bills and resolutions printed and recommends the following bills and resolutions be assigned to standing committees:

BUSINESS & LABOR

H.B. 291	Obligations Related to Mortgage Loan Reserve Accounts (J. Swallow)
2nd Sub. S.B. 48	Public Agency Insurance Mutual Amendments (J. Hickman)
1st Sub. S.B. 55	Amendments to Utah Uniform Building Standards Act (P. Hellewell)
S.B. 124	Timely Payments of Insurance Claims (J. Valentine)

EDUCATION

- H.B. 144** Exemption from Nonresident Tuition (D. Ure)
H.J.R. 23 Resolution Promoting Character and Citizenship
Education (K. Morgan)
S.B. 142 Higher Education Budget Authority (L. Hillyard)

HEALTH AND HUMAN SERVICES

- H.B. 287** Constitutional Rights of State Employees (M. Thompson)
S.B. 76 Domestic Violence in Presence of
Child Amendments (D. Steele)
S.B. 135 Tobacco Settlement Restricted Account (D. Steele)

JUDICIARY

- H.B. 282** Child Support Reductions (J. Swallow)
H.B. 288 Competency to Stand Trial Amendments (S. Daniels)
H.B. 290 Affidavit of Impecuniosity Amendments (J. Swallow)

LAW ENFORCEMENT AND CRIMINAL JUSTICE

- H.C.R. 5** Resolution Recognizing Military, President, and
Congress' Role in War on Terrorism (J. Swallow)
H.J.R. 22 Resolution Opposing Increased Violence in Sports
Against Sports Officials (D. Hogue)

NATURAL RESOURCES, AGRICULTURE & ENVIRONMENT

- H.C.R. 7** Resolution Approving Landfill for Construction and
Demolition Debris (T. Hatch)

POLITICAL SUBDIVISIONS

- H.B. 241** County Health Departments – Operational
Structure (K. Garn)
S.B. 129 Planetarium Board of Directors Amendments (G. Davis)

QUASI-GOVERNMENTAL ENTITIES

- H.B. 297** Retirement Office Amendments (R. Bigelow)

REVENUE AND TAXATION

- H.B. 296** 2002 Special Highway General
Obligation Bonds (W. Harper)

S.B. 59 Sales and Use Tax – Taxation of Amounts
Paid to a Telephone Service Provider or
Telegraph Corporation (C. Bramble)

TRANSPORTATION

1st Sub. S.B. 120 Motor Vehicle Insurance Coverage – Arbitration
Requirements (M. Waddoups)

**WORKFORCE SERVICES AND COMMUNITY & ECONOMIC
DEVELOPMENT**

H.B. 137 Limited Purpose Local Government Agencies
Amendments (D. Peterson)

H.B. 139 Employment Support Provisions (D. Litvack)
Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules
Committee was adopted.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to adjourn until February
5, 2002, at 9:30 a.m.

SIXTEENTH DAY

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MORNING SESSION

The House was called to order by Speaker Stephens at 9:30 a.m.

Roll call showed all members present.

Pledge of Allegiance and prayer by Perris Jensen, Representative Greg Curtis' 100 year old grandfather.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: February 4, 2002

The Senate passed **S.J.R. 10**, RESOLUTION AMENDING REVENUE AND TAXATION PROVISIONS OF UTAH CONSTITUTION, by Senator J. Valentine, and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communication filed. **S.J.R. 10**, read the first time by short title and referred to the Rules Committee.

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Mr. Speaker: February 4, 2002

The Senate passed, **H.B. 26**, TECHNICAL CORRECTIONS TO COUNTY CODE, by Representative D. Cox, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 27**, TECHNICAL CORRECTIONS TO MUNICIPAL CODE, by Representative D. Cox, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 86**, PUBLICATION NOTICE OF CONSTITUTIONAL AMENDMENTS, by Representative P. Arent, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **H.B. 26**, **H.B. 27**, and **H.B. 86** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: February 4, 2002

The Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 133**, NATURAL GAS TECHNICIAN CERTIFICATION, by Representative G. Snow, with the following amendments:

1. Page 11, Line 310:

After line 310, insert the following:

“(e) The division may exempt from initial certification requirements adopted under Subsection (2)(c) a person who has passed a test equivalent to the level of testing required by the division for certification, or has completed an apprenticeship program that teaches the installation of gas line appliances and is approved by the Federal Bureau of Apprenticeship Training.”

John E. Swallow, Chair

Report filed. On motion of Representative Swallow, the report of the Public Utilities and Technology committee was adopted.

H.B. 133, as amended, read the second time by short title and placed on the calendar for third reading.

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Mr. Speaker: February 4, 2002

The Judiciary Committee reports a favorable recommendation on **H.B. 99**, CONSECUTIVE SENTENCING, by Representative T. McCartney; and

The Judiciary Committee reports a favorable recommendation on **H.B. 128**, CONTROLLED SUBSTANCES ACT AMENDMENTS, by Representative E. Anderson; and

The Judiciary Committee reports a favorable recommendation on **H.B. 125**, ENDANGERMENT OF CHILD OR ELDER PERSON WITH CONTROLLED SUBSTANCE OR PRECURSOR, by Representative T. Beck.

Glenn L. Way, Chair

Reports filed. On motion of Representative Way, the reports of the Judiciary committee were adopted.

H.B. 99, **H.B. 128**, and **H.B. 125**, read the second time by short title and placed on the calendar for third reading.

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Mr. Speaker:

February 4, 2002

The Education Committee reports a favorable recommendation on **H.B. 262**, STUDENT EDUCATION PLANS, by Representative M. Newbold, with the following amendments:

1. Page 2, Line 41:
After “personnel” insert “, parents,”
2. Page 2, Line 46:
After “accomplishments” delete “and” and insert a comma and after “strengths” insert “, and progress towards meeting student achievement standards as defined under U-PASS”
3. Page 2, Line 55:
After line 55 insert the following:
“(iii) A parent may request conferences with school personnel in addition to SEP or SEOP conferences established by local school board policy.”
4. Page 5, Line 128:
After “school” delete “shall” and insert “may”
5. Page 5, Line 129:
After “assessment” delete “shall” and insert “, if made, should”
6. Page 5, Line 131:
After “districts,” delete “shall” and insert “may”
7. Page 5, Line 134:
After “teacher” delete “shall” and insert “may”; and

The Education Committee reports a favorable recommendation on **H.B. 271**, APPROPRIATION FOR SCHOOL DISTRICTS IMPACTED BY FEE WAIVERS, by Representative L. Shurtliff.

Margaret Dayton, Chair

Reports filed. On motion of Representative Dayton, the reports of the Education committee were adopted.

H.B. 262, as amended, and **H.B. 271**, read the second time by short title and placed on the calendar for third reading.

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Mr. Speaker: February 4, 2002

The Health and Human Services Committee reports a favorable recommendation on **S.B. 50**, UTAH MEDICAL PRACTICE ACT AMENDMENTS, by Senator D. E. Allen; and

The Health and Human Services Committee reports a favorable recommendation on **S.B. 97**, FORENSIC MENTAL HEALTH COORDINATING COUNCIL, by Senator K. Hale, with the following amendments:

1. Page 2, Line 40:
After semi-colon delete "and" and after line 40 insert the following:
(m) the director of the Disability Law Center or the director's appointee; and"
2. Page 2, Line 41:
At the beginning of the line delete "(m)" and insert "(n)"
3. Page 2, Line 42:
Delete "(l)" and insert "(m)"; and

The Health and Human Services Committee reports a favorable recommendation on **2nd Sub. S.B. 101**, CRIMINAL BACKGROUND CHECKS FOR LICENSED PROVIDERS OF HUMAN SERVICES, by Senator L. Blackham; and

The Health and Human Services Committee reports a favorable recommendation on **1st Sub. S.B. 15**, ORGAN DONATION CHECKOFF, by Senator K. Hale.

Carl R. Saunders, Chair

Reports filed. On motion of Representative Saunders, the reports of the Health and Human Services committee were adopted.

S.B. 50, S.B. 97, as amended, and **2nd Sub. S.B. 101**, read the second time by short title and placed on the calendar for third reading.

Sub. S.B. 15, read the second time by short title and returned to the Rules Committee because no fiscal note was attached to the bill.

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Mr. Speaker: February 4, 2002

The Business and Labor Committee reports a favorable recommendation on **1st Sub. H.B. 279**, PROFESSIONAL EMPLOYER ORGANIZATION

LICENSING ACT AMENDMENTS, by Representative G. Curtis, with the following amendments:

1. Page 8, Line 235:
After "plan," delete "and"
2. Page 9, Line 249:
After "trend" delete " " and insert " ";
3. Page 9, Line 249:
After line 249 insert:
"(5) provide to the division a statement from the PEO's third party administrator or actuary indicating the run-out, the change in life count, the medical trend, and the statutory liability of the plan, where the plan's statutory liability is the run-out increased by the change in life count, then increased by the medical trend; and
(6) provide an audited financial statement evidencing that the PEO's plan has excess reserves of at least 50% of its statutory liability held in the plan trust as of the end of the fiscal year of the PEO, and if the excess reserves are not met, the PEO may supplement the proof that it has come into compliance with the requirement."; and

The Business and Labor Committee reports a favorable recommendation on **H.B. 96**, LICENSURE OF GEOLOGISTS, by Representative R. Becker; and

The Business and Labor Committee recommends **H.B. 90**, TRUTH IN ADVERTISING AMENDMENTS, by Representative S. Daniels, be replaced and favorably recommends **1st Sub. H.B. 90**, TRUTH IN ADVERTISING AMENDMENTS; and

The Business and Labor Committee reports a favorable recommendation on **H.B. 276**, ASSESSMENT ON TITLE INSURERS, by Representative T. Hatch, with the following amendments and recommends it be placed on the Consent Calendar.

1. Page 2, Line 47:
After "assessed" insert "up to"; and

The Business and Labor Committee reports a favorable recommendation on **H.C.R. 2**, RESOLUTION SUPPORTING BUSINESSES, by Representative G. Curtis, and recommends it be placed on the Consent Calendar.

Katherine M. Bryson, Chair

Reports filed. On motion of Representative Bryson, the reports of the Business and Labor committee were adopted.

Sub. H.B. 279, as amended, **H.B. 96**, and **Sub. H.B. 90**, read the second time by short title and placed on the calendar for third reading.

H.B. 276, as amended, and **H.C.R. 2**, read the second time by short title and placed on the Consent Calendar.

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Mr. Speaker: February 4, 2002

The Quasi-Governmental Entities Committee reports a favorable recommendation on **H.B. 248**, CLASSIFICATION OF STATE EMPLOYEES FOR INSURANCE PURPOSES, by Representative J. Seitz; and

The Quasi-Governmental Entities Committee reports a favorable recommendation on **H.B. 297**, RETIREMENT OFFICE AMENDMENTS, by Representative R. Bigelow.

Ron Bigelow, Chair

Reports filed. On motion of Representative Bigelow, the reports of the Quasi-Governmental Entities committee were adopted.

H.B. 248 and **H.B. 297**, read the second time by short title and placed on the calendar for third reading.

THIRD READING CALENDAR

Sub. H.B. 226, TERMINATION OF PARENTAL RIGHTS AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Throckmorton, the House voted to delete **Sub. H.B. 226** in title and body and insert **3rd Sub. H.B. 226** in lieu thereof.

On motion of Representative Pace, the bill was amended as follows:

1. Page 1, Line 7:
Insert a period after "services"
2. Page 1, Line 10:
Delete "than" and insert "that"

3rd Sub. H.B. 226, as amended, then passed on the following roll call:

Yeas, 67; Nays, 3; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker

Bennion	Beshear	Bigelow	Bourdeaux
Bradshaw	Bryson	Buffmire	Bush
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Lockhart	Mascaro	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Voting in the negative were: Representatives

Biskupski	Litvack	McCartney
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Absent or not voting were: Representatives

Alexander	Bowman	Buttars	Hatch
Styler			

3rd Sub. H.B. 226, as amended, transmitted to the Senate for its consideration.

CONCURRENCE CALENDAR

On motion of Representative Bush, the House voted to concur in the Senate amendments to **Sub. H.B. 11**, UTAH OCCUPATIONAL SAFETY AND HEALTH ADVISORY COUNCIL AMENDMENTS.

Sub. H.B. 11, as amended by the Senate, then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bradshaw	Bryson
Buffmire	Bush	D. Clark	S. Clark

D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Bowman	Buttars	Hatch	Lockhart
Philpot	Styler	Swallow	Way

Sub. H.B. 11, as amended by the Senate, transmitted to the Senate for signature of the president.

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On motion of Representative Harper, the House voted to concur in the Senate amendments to **H.B. 107**, OBSCENITY AND PORNOGRAPHY COMPLAINTS OMBUDSMAN DUTIES.

H.B. 107, as amended by the Senate, then passed on the following roll call:

Yeas, 60; Nays, 8; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Bigelow	Bourdeaux
Bradshaw	Buffmire	Bush	D. Clark
S. Clark	D. Cox	Curtis	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Mascaro	Moss	Murray
Newbold	Pace	Parker	Peterson
Ray	Saunders	Seitz	Shurtliff

Siddoway	G. Snow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Voting in the negative were: Representatives

Beshear	Biskupski	Bryson	Daniels
Dayton	Litvack	McCartney	Philpot

Absent or not voting were: Representatives

Bowman	Buttars	Hatch	Lockhart
Morgan	Styler	Swallow	

H.B. 107, as amended by the Senate, transmitted to the Senate for signature of the president.

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On motion of Representative Saunders, the House voted to concur in the Senate amendments to **H.B. 55**, UNDERAGE POSSESSION OF TOBACCO AMENDMENTS.

H.B. 55, as amended by the Senate, then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bourdeaux
Bradshaw	Bryson	Buffmire	Bush
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Bigelow	Biskupski	Bowman	Buttars
Hatch	Lockhart	Styler	

H.B. 55, as amended by the Senate, transmitted to the Senate for signature of the president.

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On motion of Representative Daniels, the House voted to concur in the Senate amendments to **H.B. 35**, EXPUNGEMENT OF JUVENILE RECORDS.

H.B. 35, as amended by the Senate, then passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Bowman	Hatch	Lockhart	Styler
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H.B. 35, as amended by the Senate, transmitted to the Senate for signature of the president.

THIRD READING CALENDAR

H.B. 12, USE OF TOBACCO SETTLEMENT INTEREST, read the third time by short title and placed on its final passage.

On motion of Representative Morgan, the House voted to delete **H.B. 12** in title and body and insert **Sub. H.B. 12** in lieu thereof.

Sub. H.B. 12 then passed on the following roll call:

Yeas, 41; Nays, 29; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Adair	S. Allen	Anderson	Arent
Barrus	Beck	Becker	Beshear
Biskupski	Bourdeaux	Bradshaw	Buffmire
D. Cox	Curtis	Daniels	Dillree
Duckworth	Fife	Goodfellow	Gowans
Hansen	Hendrickson	Hogue	Holdaway
E. Hutchings	Jones	King	Litvack
Mascaro	McCartney	Morgan	Moss
Murray	Pace	Parker	Saunders
Shurtliff	Siddoway	Tyler	Young
M. Stephens			

Voting in the negative were: Representatives

Aagard	Alexander	Bennion	Bigelow
Bryson	Bush	Buttars	D. Clark
S. Clark	Dayton	Donnelson	Ferrin
Ferry	Garn	Harper	B. Johnson
Lockhart	Newbold	Peterson	Philpot
G. Snow	Styler	Swallow	Thompson
Throckmorton	Urquhart	Wallace	Way
Winn			

Absent or not voting were: Representatives

Bowman	Hatch	Ray	Seitz
Ure			

Sub. H.B. 12 transmitted to the Senate for its consideration.

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Sub. H.B. 44, TRUST DEEDS AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative D. Clark, the bill was amended as follows:

1. Page 1, Line 24:
After “[~~residing in Utah~~]” delete “that” and insert “who: (A) resides in Utah; or (B)”

2. Page 2, Line 43:
Delete "from 8 a.m. to 5 p.m." and insert "during regular business hours"
3. Page 2, Line 50:
After "act to" insert "this"
4. Page 3, Line 87:
Delete "from a third party based on the trustee" and insert "for" and after "business to" delete "the" and insert "a"
5. Page 4, Line 95:
After "apply to" insert ":(i)"
6. Page 4, Line 96:
Before the period at the end of line 96 insert:
"or
(ii) a non-preferred participation in net profits based upon an ownership interest or franchise relationship that is not otherwise prohibited by law"
7. Page 4, Line 97:
Delete "charge a borrower a fee for publishing or posting a notice that" and insert "require a trustor reinstating or paying off a loan to pay any costs that"
8. Page 4, Line 98:
Delete "exceeds" and insert "exceed" and delete "to publish or post the notice for that borrower"
9. Page 9, Line 258:
Delete "between 8 a.m. and 5 p.m." and insert "during regular business hours"
10. Page 10, Line 294:
Delete "trustees" and insert "trustee's"

Sub. H.B. 44, as amended, then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck

Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Saunders
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Daniels	Hatch	Ray	Seitz
Tyler	Ure		

Sub. H.B. 44, as amended, transmitted to the Senate for its consideration.

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Sub. H.B. 191, MORTGAGE LENDING DISCLOSURES, read the third time by short title and placed on its final passage.

On motion of Representative Alexander, the House voted to circle **subh 191**.

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Sub. H.B. 110, MOTOR VEHICLE INSURANCE AND CREDIT INFORMATION, read the third time by short title and placed on its final passage.

On motion of Representative Wallace, the bill was amended as follows:

1. Page 2, Line 47:
After “(a)” insert “except as provided in Subsection (2)(b).”
2. Page 2, Line 48:
After line 48 insert: “(i) renewal.”
3. Page 2, Line 49:
Delete “(i)” and insert “(ii)” and delete “or”

4. Page 2, Line 50:
Delete “(ii)” and insert “(iii)”, delete “and”, and insert:
“(iv) eligibility;
(v) underwriting; or
(vi) rating; and”
5. Page 2, Line 51:
After “(b)” delete “if the conditions of Subsection (3) are met.” and insert “notwithstanding Subsection (2)(a).”
6. Page 2, Line 52:
Delete “determining for the motor vehicle related insurance policy:” and insert “providing to an insured:
(i) a reduction in rates paid by the insured for the motor vehicle related insurance policy; or
(ii) any other discount similar to the reduction in rates described in Subsection (2)(b)(i).”
7. Pages 2–3, Lines 53–64:
Delete lines 53–64
8. Page 3, Line 65:
Delete “(4)” and insert “(3)”

Sub. H.B. 110, as amended, then passed on the following roll call:

Yeas, 61; Nays, 11; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	S. Allen	Anderson	Arent
Barrus	Beck	Becker	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Buffmire	Bush
Buttars	Curtis	Daniels	Dillree
Donnelson	Duckworth	Ferrin	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway

Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
M. Stephens			

Voting in the negative were: Representatives

Bryson	D. Clark	S. Clark	D. Cox
Dayton	Ferry	Peterson	G. Snow
Way	Winn	Young	

Absent or not voting were: Representatives

Adair	Alexander	Hatch
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Sub. H.B. 110, as amended, held for possible reconsideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess until 2:00 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Stephens at 2:00 p.m.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: February 5, 2002

The Senate passed, as substituted, **2nd Sub. S.B. 113**, HEALTH CARE WORKFORCE LOAN REPAYMENT ASSISTANCE, by Senator P. Knudson, and it is transmitted for consideration; and

The Senate passed **S.J.R. 9**, JOINT AND INTERIM RULES REVISIONS RESOLUTION, by Senator M. Waddoups, and it is transmitted for consideration; and

The Senate passed **S.B. 30**, FUNDING FORMULA FOR ALCOHOL RELATED ACTIVITIES OF LOCAL GOVERNMENTS, by Senator M. Waddoups, and it is transmitted for consideration; and

The Senate passed **S.B. 137**, GOVERNMENT RECORDS ACCESS MANAGEMENT ACT – TECHNICAL REVISIONS, by Senator A. Suazo, and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **2nd Sub. S.B. 113**, **S.J.R. 9**, **S.B. 30**, and **S.B. 137**, read the first time by short title and referred to the Rules Committee.

* * *

Mr. Speaker: February 5, 2002

The Senate passed, **H.B. 19**, ELECTION CAMPAIGN FUND CHECKOFF AMENDMENTS, by Representative C. Buttars, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 33**, CERTIFICATION AND TESTING OF VOTING EQUIPMENT, by Representative C. Buttars, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 91**, MINERAL PRODUCTION TAX WITHHOLDING AMENDMENTS, by Representative G. Snow, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 249**, SALES AND USE TAX – LOCATION OF TRANSACTIONS, by Representative W. Harper, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **H.B. 19**, **H.B. 33**, **H.B. 91**, and **H.B. 249** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: February 5, 2002

The Judiciary Committee reports a favorable recommendation on **S.B. 86**, FUNDING OF THE CONTROLLED SUBSTANCES DATABASE, by Senator J. Valentine, and recommends it be placed on the Consent Calendar; and

The Judiciary Committee recommends **S.B. 87**, VISITATION RIGHTS OF GRANDPARENTS, by Senator T. Spencer, be replaced and favorably recommends **1st Sub. S.B. 87**, VISITATION RIGHTS OF GRANDPARENTS; and

The Judiciary Committee recommends **H.B. 219**, FIREARM FEE AMENDMENTS, by Representative J. M. Philpot, be replaced and favorably recommends **1st Sub. H.B. 219**, FIREARM FEE AMENDMENTS; and

The Judiciary Committee recommends **H.B. 123**, MEDICAL RECOMMENDATIONS FOR CHILDREN, by Representative K. Bryson, be replaced and reports a favorable recommendation on **2nd Sub. H.B. 123**,

MEDICAL RECOMMENDATIONS FOR CHILDREN with the following amendments:

1. Page 1, Line 8:
After “drugs.” delete “This act provides criminal penalties.”
2. Page 2, Line 37:
After “specific” insert “private”
3. Page 2, Line 40:
After “Services.” delete “concerning” and insert “solely on the basis that”
4. Page 2, Line 47:
After “(3).” insert “and”
5. Page 2, Line 50:
After “drug” delete “.” and insert “.”
6. Page 2, Lines 51–52:
Delete all of lines 51 and 52
7. Page 3, Lines 59–62:
Delete all of lines 59 through 62 and insert:
“(6) A local school board shall adopt a policy that indicates that a violation of this section is cause for disciplinary action under Section 53A-8-104.”; and

The Judiciary Committee recommends **H.B. 136**, JUDICIAL CONDUCT COMMISSION AMENDMENTS, by Representative K. Bryson, be replaced and favorably recommends **1st Sub. H.B. 136**, JUDICIAL CONDUCT COMMISSION AMENDMENTS.

James A. Ferrin, Chair

Reports filed. On motion of Representative Ferrin, the reports of the Judiciary committee were adopted.

S.B. 86, read the second time by short title and placed on the Consent Calendar.

Sub. S.B. 87, **Sub. H.B. 219**, **2nd Sub. H.B. 123**, and **Sub. H.B. 136**, read the second time by short title and placed on the calendar for third reading.

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Mr. Speaker:

February 5, 2002

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 172**, VEHICLE SAFETY INSPECTION AMENDMENTS, by Representative W. Harper, with the following amendments:

1. Page 1, Line 9:
After “inspections.” delete the remainder of the line
2. Page 1, Line 10:
Delete “establishment of a safety inspection apprenticeship program.”
3. Page 6, Line 161:
Delete line 161 and renumber remaining subsections accordingly
4. Page 8, Line 238:
After “2003” insert “except for section 41–6–163.6 which takes effect on July 1, 2003”; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.J.R. 21**, RESOLUTION ENCOURAGING CONGRESSIONAL APPROVAL OF FARM BILL, by Representative C. Buttars, with the following amendments:

1. Page 2, Line 33:
After “1731” insert “or any other farm bill proposal” and after “Amendment” insert “or similar water acquisition program”
3. Page 2, Line 37:
After “pass” delete “the” and insert “farm bill” ; and

Bradley T. Johnson, Chair

Reports filed. On motion of Representative Johnson, the reports of the Natural Resources, Agriculture, and Environment committee were adopted.

H.B. 172, as amended, and **H.J.R. 21**, as amended, read the second time by short title and placed on the calendar for third reading.

* * *

Mr. Speaker:

February 5, 2002

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 143**, RESTRICTIONS ON SEXUALLY EXPLICIT EMAIL, by Representative B. Winn; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 130**, VETERANS' HOMES, by Representative G. Adair, with the following amendments:

1. Page 5, line 145:
Delete "office" and insert "division"
2. Page 5, line 150:
After "2002-03" insert "only"; and

The Law Enforcement and Criminal Justice Committee recommends **H.B. 176**, LEAVE OF ABSENCE FOR DISABLED EMPLOYEES, by Representative C. Bennion, be replaced and favorably recommends **1st Sub. H.B. 176**, LEAVE OF ABSENCE FOR DISABLED EMPLOYEES; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **S.B. 62**, TAX COMMISSION CRIMINAL INVESTIGATORS DESIGNATION AS SPECIAL FUNCTION OFFICERS, by Senator C. Bramble; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **S.B. 130**, YOUTH COURT AMENDMENTS, by Senator D. Gladwell, with the following amendments:

1. Page 3, Line 74:
After "violation" insert ", and the referring agency has notified the juvenile court of the referral"

DeMar "Bud" Bowman, Chair

Reports filed. On motion of Representative Bowman, the reports of the Law Enforcement and Criminal Justice committee were adopted.

H.B. 143, **H.B. 130**, as amended, **Sub. H.B. 176**, **S.B. 62**, **S.B. 130**, as amended, read the second time by short title and placed on the calendar for third reading.

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Mr. Speaker:

February 5, 2002

The Transportation Committee reports a favorable recommendation on **H.B. 281**, REGULATION OF PERSONAL MOTORIZED MOBILITY DEVICES, by Representative G. Curtis, with the following amendments:

- 1 Page 7, Line 193:
Delete "at least"

- 2. Page 9, Line 273:
Delete line 273 and insert “(b) For a person operating a motor assisted scooter or a personal motorized mobility device, the following provisions do not apply:”
- 3. Page 9, Line 274:
Delete “and”
- 4. Page 9, Line 275:
After “41–6–154.50” insert “; and (iii) entitlement to full use of a lane under Subsection 41–6–107.2(1)”

Joseph G. Murray, Chair

Report filed. On motion of Representative Murray, the report of the Transportation committee was adopted.

H.B. 281, as amended, read the second time by short title and placed on the calendar for third reading.

THIRD READING CALENDAR

H.B. 111, STATE RESPONSIBILITY FOR REGULATION OF POSTSECONDARY PROPRIETARY SCHOOLS, read the third time by short title and placed on its final passage.

H.B. 111, as amended, then passed on the following roll call:

Yeas, 60; Nays, 0; Absent or not voting, 15.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Arent	Barrus	Beck	Becker
Beshear	Bigelow	Biskupski	Bowman
Bradshaw	Bryson	Buffmire	Buttars
D. Clark	S. Clark	D. Cox	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Fife	Goodfellow	Gowans
Harper	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Peterson
Philpot	Ray	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Anderson	Bennion	Bourdeaux	Bush
Curtis	Ferry	Garn	Hansen
Hatch	Hendrickson	Lockhart	Parker
Saunders	Seitz	Tyler	

H.B. 111, as amended, transmitted to the Senate for its consideration.

* * *

H.B. 76, PROCESS FOR CREATION OF NEW SCHOOL DISTRICTS, read the third time by short title and placed on its final passage.

On motion of Representative D. Cox, the bill was amended as follows:

- Page 1, Line 23:
After "request of" delete "a member of"

H.B. 76, as amended, then passed on the following roll call:

Yeas, 43; Nays, 31; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Aagard	Alexander	Barrus	Becker
Bennion	Bigelow	Biskupski	Bowman
Bryson	Bush	Buttars	D. Clark
S. Clark	D. Cox	Daniels	Dayton
Dillree	Donnelson	Ferrin	Fife
Garn	Hatch	Hogue	B. Johnson
Lockhart	Mascaro	Newbold	Peterson
Philpot	Seitz	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Voting in the negative were: Representatives

Adair	S. Allen	Anderson	Arent
Beck	Beshear	Bourdeaux	Bradshaw
Buffmire	Duckworth	Ferry	Goodfellow
Gowans	Hansen	Harper	Hendrickson
Holdaway	E. Hutchings	Jones	King
Litvack	McCartney	Morgan	Moss
Murray	Pace	Parker	Ray
Saunders	Shurtliff	Siddoway	

Absent or not voting was: Representative Curtis

H.B. 76, as amended, transmitted to the Senate for its consideration.

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MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to lift **H.B. 122** to the top of the House Third Reading Calendar.

THIRD READING CALENDAR

H.B. 122, HEALTH INSURANCE BENEFIT DESIGN, read the third time by short title and placed on its final passage.

On motion of Representative Lockhart, the House voted to delete **H.B. 122** in title and body and insert **Sub. H.B. 122** in lieu thereof.

Sub. H.B. 122 then passed on the following roll call:

Yeas, 65; Nays, 3; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Biskupski	Bourdeaux
Bowman	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Ray
Saunders	Seitz	Shurtliff	Siddoway
Styler	Swallow	Throckmorton	Tyler
Urquhart	Wallace	Way	Young
M. Stephens			

Voting in the negative were: Representatives

Alexander	Thompson	Ure
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Absent or not voting were: Representatives

Bigelow	Bradshaw	Curtis	Garn
Philpot	G. Snow	Winn	

Sub. H.B. 122 transmitted to the Senate for its consideration.

INTENT LANGUAGE FOR SUB. H.B. 122

In passing **Sub. H.B. 122**, HEALTH INSURANCE BENEFIT DESIGN, the Legislature intends the following:

To increase health care coverage for eligible individuals without prior health care coverage by combining, when possible, the resources and efforts of government programs with employers and the private market.

To support the Department of Health's pursuit of the 1115 Medicaid waiver and to encourage the Department of Health to use the Medicaid waiver and any necessary amendments to the waiver to provide primary care services to an eligible individual without prior health care coverage through an individual or small group policy that is subject to Title 31A, Insurance Code, and which may include other health care benefits paid through private funds.

UNFINISHED BUSINESS

On motion of Representative Allen, the House voted to uncircle **Sub. H.B. 34**.

On motion of Representative Allen, the House voted to delete **Sub. H.B. 34** in title and body and insert **2nd Sub. H.B. 34** in lieu thereof.

2nd Sub. H.B. 34, TOURISM AMENDMENTS, was before the House on its final passage.

2nd Sub. H.B. 34 then passed on the following roll call:

Yeas, 46; Nays, 26; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Arent
Barrus	Beck	Bennion	Beshear
Biskupski	Bourdeaux	Bowman	Bradshaw
Buffmire	D. Cox	Dillree	Duckworth
Ferrin	Fife	Goodfellow	Hansen
Harper	Hogue	Holdaway	E. Hutchings

Jones	King	Litvack	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Ray
Saunders	Seitz	Shurtliff	Siddoway
Styler	Tyler	Ure	Wallace
Winn	Young		

Voting in the negative were: Representatives

Alexander	Anderson	Becker	Bigelow
Bryson	Bush	Buttars	D. Clark
S. Clark	Daniels	Donnelson	Ferry
Gowans	Hatch	Hendrickson	B. Johnson
Lockhart	Peterson	Philpot	G. Snow
Swallow	Thompson	Throckmorton	Urquhart
Way	M. Stephens		

Absent or not voting were: Representatives

Curtis	Dayton	Garn
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2nd Sub. H.B. 34 transmitted to the Senate for its consideration.

RULES COMMITTEE REPORT

Mr. Speaker: February 5, 2002

The Rules Committee has ordered the following House bills printed and recommends the following bills be assigned to standing committees:

HEALTH AND HUMAN SERVICES

H.B. 295 Taking Minor into Protective Custody Without Warrant
(T. Hatch)

JUDICIARY

H.B. 89 Ban on Gifts (R. Becker)

H.B. 121 Restrictions on Public Officials
Becoming Lobbyists (S. Daniels)

H.B. 342 Recovery of Damages for Loss of Use of a Motor Vehicle
(G. Curtis)

NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT

H.B. 293 Solid and Hazardous Waste (D. Ure)

POLITICAL SUBDIVISIONS

H.B. 165 EXPANSION OF SPECIAL SERVICE DISTRICT
PURPOSES (C. Buttars)

H.B. 284 Election Law Amendments –
Disabled Voters (R. Siddoway)

PUBLIC UTILITIES AND TECHNOLOGY

H.B. 145 Utah Energy Office Amendments (S. Urquhart)
Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORT

Mr. Speaker: February 5, 2002

The Rules Committee recommends that, under suspension of the rules, **S.J.R. 9**, Joint and Interim Rules Revisions Resolution (M. Waddoups), be considered read for the second time and placed at the top of the Third Reading Calendar for Senate bills.

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

S.J.R. 9, read the second time by short title and placed at the top of the calendar for third reading.

MISCELLANEOUS BUSINESS

On motion of Representative Ure, the House voted to adjourn until February 6, 2002, at 9:00 a.m.

SEVENTEENTH DAY

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MORNING SESSION

The House was called to order by Speaker Stephens at 9:00 a.m.

Roll call showed all members present.

Pledge of Allegiance and prayer by Representative Anderson.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: February 5, 2002
The Senate passed, as amended, **S.B. 66**, REVENUES FROM FEDERAL LAND EXCHANGE PARCELS, by Senator M. Dmitrich, and it is transmitted for consideration; and

The Senate passed **S.B. 140**, REALLOCATION OF JUDGES, by Senator J. Hickman, and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **S.B. 66** and **S.B. 140**, read the first time by short title and referred to the Rules Committee.

* * *

Mr. Speaker: February 5, 2002
The President of the Senate has signed **1st Sub. H.B. 11**, UTAH OCCUPATIONAL SAFETY AND HEALTH ADVISORY COUNCIL AMENDMENTS, by Representative D. Bush, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 35**, EXPUNGEMENT OF JUVENILE RECORDS, by Representative S. Daniels, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 55**, UNDERAGE POSSESSION OF TOBACCO AMENDMENTS, by Representative C. Saunders, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 107**, OBSCENITY AND PORNOGRAPHY COMPLAINTS OMBUDSMAN DUTIES, by Representative W. Harper, and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **Sub. H.B. 11**, **H.B. 35**, **H.B. 55**, and **H.B. 107** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: February 5, 2002

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 57**, CORPORATE FRANCHISE AND INCOME TAXES – TREATMENT OF CERTAIN COOPERATIVES, by Senator J. Valentine; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 59**, SALES AND USE TAX – TAXATION OF AMOUNTS PAID TO A TELEPHONE SERVICE PROVIDER OR TELEGRAPH CORPORATION, by Senator C. Bramble; and

The Revenue and Taxation Committee reports a favorable recommendation on **2nd Sub. S.J.R. 6**, JOINT RESOLUTION URGING A STUDY OF CERTAIN EXEMPTIONS, by Senator M. Waddoups; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 296**, 2002 SPECIAL HIGHWAY GENERAL OBLIGATION BONDS, by Representative W. Harper, with the following amendments:

1. Page 1, Line 11:
After “bonds.” insert “This act exempts bonds issued from statutory debt limitation requirements.”
2. Page 3, Line 86:
After “6200 South;” delete “and” and after line 86 insert: “(G) 11400 South: I-15 to Redwood Road;” and
3. Page 3, Line 87:
Delete “(G)” insert “(H)”
4. Page 4, Lines 100–101:
Delete lines 100–101; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 285**, HISTORIC BUILDING REHABILITATION TAX CREDITS, by Representative C. Bennion.

Wayne A. Harper, Chair

Reports filed. On motion of Representative Harper, the reports of the Revenue and Taxation committee were adopted.

S.B. 57, S.B. 59, 2nd Sub. S.J.R. 6, H.B. 296, as amended, and **H.B. 285**, read the second time by short title and placed on the calendar for third reading.

* * *

Mr. Speaker:

February 5, 2002

The Political Subdivisions Committee recommends **H.B. 126**, ANNEXATIONS INVOLVING TOWNSHIPS, by Representative C. Duckworth, be replaced and favorably recommends **1st Sub. H.B. 126**, ANNEXATIONS INVOLVING TOWNSHIPS; and

The Political Subdivisions Committee recommends **H.B. 180**, EMERGENCY RESPONDER PRIORITY, by Representative K. Holdaway, be replaced and favorably recommends **1st Sub. H.B. 180**, EMERGENCY RESPONDER PRIORITY; and

The Political Subdivisions Committee reports a favorable recommendation on **S.B. 80**, ADJUSTMENTS OF COUNTY BOUNDARIES, by Senator C. Walker; and

The Political Subdivisions Committee reports a favorable recommendation on **1st Sub. S.J.R. 4**, JOINT RESOLUTION ON CHANGES TO COUNTY BOUNDARIES, by Senator C. Walker; and

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 280**, PLANETARIUM BOARD AMENDMENTS, by Representative M. Newbold, and recommends it be placed on the Consent Calendar.

David L. Hogue, Chair

Reports filed. On motion of Representative Hogue, the reports of the Political Subdivisions committee were adopted.

Sub. H.B. 126, Sub. H.B. 180, and S.B. 80, read the second time by short title and placed on the calendar for third reading.

Sub. S.J.R. 4, read the second time by short title and referred to the Rules Committee due to fiscal impact.

H.B. 280, read the second time by short title and placed on the Consent Calendar.

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Mr. Speaker: February 5, 2002

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **H.B. 139**, EMPLOYMENT SUPPORT PROVISIONS, by Representative D. Litvack, with the following amendments:

1. Page 1, Line 18:
After "Committee" delete "to assist" and insert "as a subcommittee of"
2. Page 1, Line 20:
After "State" delete "Council" and insert "and Regional Councils"
3. Page 1, Line 21:
After "of" delete "Employment Development" and insert "Child and Family Services"
4. Page 1, Line 22:
After "from the" delete "regional workforce services areas" and insert "Department of Workforce Services"
5. Page 2, Line 45:
After "(b)" insert "(i)"
6. Page 2, Line 46:
After line 46 insert "(ii) The division shall implement the stop-the-clock recommendations no later than July 1, 2003."; and

The Workforce Services and Community and Economic Development Committee recommends **H.B. 137**, LIMITED PURPOSE LOCAL GOVERNMENT AGENCIES AMENDMENTS, by Representative D. Peterson, be replaced and favorably recommends **1st Sub. H.B. 137**, LIMITED PURPOSE LOCAL GOVERNMENT AGENCIES AMENDMENTS; and

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **S.B. 44**, FUNDING A COMMUNITY LEGAL CENTER, by Senator L. Hillyard.

Richard M. Siddoway, Chair

Reports filed. On motion of Representative Siddoway, the reports of the Workforce Services and Community and Economic Development committee were adopted.

H.B. 139, as amended, and **Sub. H.B. 137**, read the second time by short title and placed on the calendar for third reading.

S.B. 44, read the second time by short title and referred to the Rules Committee due to fiscal impact.

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Mr. Speaker:

February 5, 2002

The Government Operations Committee reports a favorable recommendation on **H.J.R. 19**, JOINT RULES RESOLUTION REQUIRING CERTAIN SPECIAL SESSION PROCEDURES, by Representative C. Bennion; and

The Government Operations Committee reports a favorable recommendation on **H.B. 289**, INDEPENDENT ENTITY PRIVATIZATION AMENDMENTS, by Representative M. Stephens; and

The Government Operations Committee reports a favorable recommendation on **H.B. 179**, DESIGNATION OF STATE BUILDING, by Representative G. Way; and

The Government Operations Committee reports a favorable recommendation on **H.B. 178**, MEMORIAL PLAQUE OF GEORGE E. WAHLEN IN THE CAPITOL, by Representative G. Adair; and

The Government Operations Committee recommends **H.B. 124**, DEBT COLLECTION AMENDMENTS, by Representative S. Allen, be replaced and favorably recommends **1st Sub. H.B. 124**, DEBT COLLECTION AMENDMENTS; and

The Government Operations Committee reports a favorable recommendation on **H.B. 98**, AMENDMENTS TO WHISTLE BLOWERS STATUTE, by Representative N. Hansen, with the following amendments:

1. Page 1, Line 27:
After “employee” insert “, or a person acting on his behalf.”
2. Page 2, Line 29:
After “engaged” insert “or intended to engage”
3. Page 2, Line 30:
Delete “subsequently”; and

The Government Operations Committee reports a favorable recommendation on **S.B. 61**, GOVERNMENT RECORDS ACCESS AND MANAGEMENT – RECORDS RELATED TO EXPLOSIVES, by Senator B. Wright.

Craig W. Butters, Chair

Reports filed. On motion of Representative Butters, the reports of the Government Operations committee were adopted.

H.J.R. 19, H.B. 289, H.B. 179, H.B. 178, Sub. H.B. 124, H.B. 98, as amended, and **S.B. 61**, read the second time by short title and placed on the calendar for third reading.

THIRD READING CALENDAR

S.J.R. 9, JOINT AND INTERIM RULES REVISIONS, read the third time by short title and placed on its final passage.

S.J.R. 9 then passed on the following roll call:

Yeas, 62; Nays, 0; Absent or not voting, 13.

Voting in the affirmative were: Representatives

Aagard	Adair	Anderson	Arent
Barrus	Beck	Becker	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	D. Clark	S. Clark	D. Cox
Curtis	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Garn
Gowans	Hansen	Harper	Hogue
Holdaway	E. Hutchings	Jones	King
Litvack	Mascaro	McCartney	Morgan
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Swallow	Thompson	Throckmorton	Tyler
Ure	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Alexander	S. Allen	Butters	Daniels
Fife	Goodfellow	Hatch	Hendrickson
B. Johnson	Lockhart	Moss	Styler
Urquhart			

S.J.R. 9 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

UNFINISHED BUSINESS

On motion of Representative Garn, the House voted to uncircle **S.B. 98**.

S.B. 98, OUTDOOR ADVERTISING AMENDMENTS, was before the House on its final passage.

On motion of Representative Garn, the House voted to delete **S.B. 98** in title and body and insert **Sub. S.B. 98** in lieu thereof.

On motion of Representative Garn, the House voted to circle **Sub. S.B. 98**.

* * *

On motion of Representative Dillree, the House voted to uncircle **S.B. 99**.

S.B. 99, CORE CURRICULUM, was before the House on its final passage.

On motion of Representative Cox, the House voted to delete **S.B. 99** in title and body and insert **Sub. S.B. 99** in lieu thereof.

On motion of Representative Ure, the House voted to circle **Sub. S.B. 99**.

MISCELLANEOUS BUSINESS

On motion of Representative Ure, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

THIRD READING CALENDAR

H.B. 253, RURAL SCHOOLS – EQUITY IN EDUCATION, read the third time by short title and placed on its final passage.

On motion of Representative Ure, the House voted to circle **H.B. 253**.

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H.B. 222, SCHOOL AND SCHOOL DISTRICT SIZE TASK FORCE, read the third time by short title and placed on its final passage.

On motion of Representative Cox, the House voted to circle **H.B. 222**.

* * *

H.J.R. 10, RESOLUTION URGING FEDERAL CONSTITUTIONAL AMENDMENT TO PROTECT THE LIFE OF THE UNBORN, read the third time by short title and placed on its final passage.

On motion of Representative Beck, the bill was amended as follows:

- 1. Page 2, Line 41:
After “life of the unborn” insert “except in cases where the pregnancy occurs as a result of rape or incest, the abortion is necessary to save the pregnant woman’s life or prevent damage to her medical health, or the unborn child would be born with grave defects.”

On motion of Representative Way, the House voted to circle **H.J.R. 10**.

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Sub. H.B. 25, ADULT PROTECTIVE SERVICES AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Jones, the bill was amended as follows:

- 1. Page 8, Line 239:
After line 239 insert the following:
“(7) An adult is not considered abused, neglected, or a vulnerable adult for the reason that the adult has chosen to rely solely upon religious, nonmedical forms of healing in lieu of medical care.”
- 2. Page 27, Line 828:
After line 828 insert the following:
“(6) An adult is not considered abused, neglected, or a vulnerable adult for the reason that the adult has chosen to rely solely upon religious, nonmedical forms of healing in lieu of medical care.”

Sub. H.B. 25, as amended, then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson

Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Bigelow	Harper	Hatch	Lockhart
Peterson	Philpot	Tyler	

Sub. H.B. 25 , as amended, transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess until 10:45 a.m.

The House was called to order by Speaker Stephens at 10:50 a.m.

UNFINISHED BUSINESS

On motion of Representative Johnson, the House voted to uncircle **H.B. 253**.

H.B. 253, RURAL SCHOOLS – EQUITY IN EDUCATION, was before the House on its final passage.

On motion of Representative Johnson, the bill was amended as follows:

1. Page 4, Lines 96–97:
Delete “that qualifies the teacher to teach advanced placement or concurrent enrollment classes”
2. Page 4, Line 105:
Delete “an advanced placement or concurrent enrollment class” and insert “the subject for which the master’s degree was obtained”

On motion of Representative Bryson, the bill was amended as follows:

3. Page 4, Line 99:
After "recipient" insert "upon obtaining an endorsement or master's degree"
4. Page 4, Line 102:
After "recipient" insert "upon"
5. Page 4, Line 104:
After "recipient" insert "upon"

H.B. 253, as amended, then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Tyler
Ure	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Becker	Garn	Philpot	Throckmorton
Urquhart			

H.B. 253, as amended, transmitted to the Senate for its consideration.

COMMITTEE OF THE WHOLE

On motion of Representative Swallow, the House resolved itself into a Committee of the Whole, with the Speaker as Chairman, for the purpose of hearing a musical number from Lone Peak Elementary.

On motion of Representative Swallow, the Committee of the Whole was dissolved.

THIRD READING CALENDAR

H.B. 112, HEALTH CARE MALPRACTICE ACT AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **H.B. 112**.

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H.B. 251, FUNDING OF STATE AND COUNTY HEALTH AND HUMAN SERVICES LEGISLATIVE TASK FORCE, read the third time by short title and placed on its final passage.

H.B. 251 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Goodfellow
Gowans	Hansen	Harper	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Becker	Garn	Hatch	Philpot
Throckmorton			

H.B. 251 transmitted to the Senate for its consideration.

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H.B. 236, INDECENT PUBLIC DISPLAY AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Wallace, the House voted to circle **H.B. 236**.

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H.J.R. 7, JOINT RULES RESOLUTION – APPROPRIATIONS SUBCOMMITTEE NAMES, read the third time by short title and placed on its final passage.

H.J.R. 7 then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Becker	Dayton	Lockhart
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H.J.R. 7 transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Garn, the House voted to uncircle **H.B. 112**.

H.B. 112, HEALTH CARE MALPRACTICE ACT AMENDMENTS, was before the House on its final passage.

Representative Garn declared a conflict of interest because he has ownership in an assistive care center.

H.B. 112 then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Dayton	Hansen	Lockhart
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H.B. 112 transmitted to the Senate for its consideration.

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On motion of Representative Hatch, the House voted to uncircle **H.B. 202**.

H.B. 202, RECONVEYANCE OF TRUST DEED OR RELEASE OF MORTGAGE, was before the House on its final passage.

On motion of Representative Hatch, the bill was amended as follows:

1. Page 3, Line 89:
After “(4),” insert “a reconveyance of trust deed or release of mortgage is not recorded, and”
2. Page 4, Line 114:
At the beginning of the line after “The” insert “trust deed has not been reconveyed and the”
3. Page 5, Line 139:
At the beginning of the line after “The” insert “mortgage has not been released and the”
4. Page 2, Line 28:
After “means” bracket “the original cancelled check or a copy of a check, including a voucher”
5. Page 2, Lines 29–31:
Bracket lines 29 through 31 and insert the following:
“written information adequate, in the opinion of a title insurer or title agent, to establish that the obligation secured by the trust deed or mortgage has been paid in full.”

H.B. 202, as amended, then passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hogue	Holdaway	B. Johnson
Jones	King	Litvack	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz

Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives
 Dayton Hendrickson E. Hutchings Lockhart

H.B. 202, as amended, transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

Sub. H.B. 110, transmitted to the Senate for its consideration.

COMMUNICATION FROM THE SENATE

Mr. Speaker: February 6, 2002
 The Senate passed, **1st Sub. H.B. 122**, HEALTH INSURANCE BENEFIT DESIGN, by Representative R. Lockhart, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
 Secretary of the Senate

Communication filed. **Sub. H.B. 122** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to adjourn until February 7, 2002, at 8:30 a.m.

EIGHTEENTH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Stephens at 8:35 a.m.

Roll call showed all members present, except Representative Ure, excused.

Pledge of Allegiance and prayer by Representative John Swallow.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: February 6, 2002

The Senate passed, as amended, **S.B. 128**, OPEN AND PUBLIC MEETINGS REVISIONS, by Senator G. Davis, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **3rd Sub. S.B. 84**, REAL ESTATE VALUATION TAX APPEAL, by Senator C. Bramble, and it is transmitted for consideration; and

The Senate passed **S.B. 125**, ORGAN DONOR LEAVE FOR STATE EMPLOYEES, by Senator K. Hale, and it is transmitted for consideration; and

The Senate passed **S.B. 144**, SALES AND USE TAX – DEFINITION OF REGULARLY RENTED, by Senator M. Waddoups, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **Sub. S.B. 122**, INSURANCE LAW AMENDMENTS, by Senator L. S. Poulton, and it is transmitted for consideration.

Annette B. Moore

Secretary of the Senate

Communications filed. **S.B. 128**, **3rd Sub. S.B. 84**, **S.B. 125**, **S.B. 144**, and **Sub. S.B. 122**, read the first time by short title and referred to the Rules Committee.

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Mr. Speaker: February 6, 2002

The Senate passed, as amended, **H.B. 88**, SALES AND USE TAX – AGRICULTURAL EXEMPTION, by Representative E. Anderson, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 24**, REVISIONS TO REDEVELOPMENT AGENCY LAWS, by Representative W. Harper, and it is transmitted for further consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **H.B. 88** and **H.B. 24**, placed on the calendar for concurrence.

* * *

Mr. Speaker: February 6, 2002

The Senate passed, **H.B. 32**, OVERSEAS AND MILITARY VOTERS AMENDMENTS, by Representative D. Bush, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 46**, ANNUAL REPORTS GIVEN TO THE LEGISLATURE, by Representative M. Dillree, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **H.B. 32** and **H.B. 46** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: February 6, 2002

The Education Committee reports a favorable recommendation on **1st Sub. S.J.R. 2**, RESOLUTION ON INVESTMENT OF STATE SCHOOL FUND AND UNIFORM SCHOOL FUND, by Senator L. Hillyard; and

The Education Committee reports a favorable recommendation on **S.B. 142**, HIGHER EDUCATION BUDGET AUTHORITY, by Senator L. Hillyard, and recommends it be placed on the Consent Calendar; and

The Education Committee reports a favorable recommendation on **H.B. 144**, EXEMPTION FROM NONRESIDENT TUITION, by Representative D. Ure.

Margaret Dayton, Chair

Reports filed. On motion of Representative Dayton, the reports of the Education committee were adopted.

Sub. S.J.R. 2, read the second time by short title and referred to the Rules Committee due to fiscal impact.

S.B. 142, read the second time by short title and placed on the Consent Calendar.

H.B. 144, read the second time by short title and placed on the calendar for third reading.

NOTICE OF BILL TABLED

The Public Utilities and Technology Committee has tabled **H.B. 59**, MUNICIPAL TELEPHONE UTILITIES AMENDMENTS, by Representative D. Cox, and has returned it to the Rules Committee.

John E. Swallow, Chair

Report filed. **H.B. 59**, tabled in committee and referred to the Rules Committee.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: February 6, 2002

The Business and Labor Committee reports a favorable recommendation on **H.B. 167**, POWERSPORT VEHICLE FRANCHISE ACT, by Representative G. Curtis; and

The Business and Labor Committee recommends **H.B. 205**, DIVISION OF CONSTRUCTION SERVICES, by Representative S. Clark, be replaced and favorably recommends **4th Sub. H.B. 205**, CONSTRUCTION SERVICES COMMISSION; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 124**, TIMELY PAYMENTS OF INSURANCE CLAIMS, by Senator J. Valentine; and

The Business and Labor Committee reports a favorable recommendation on **H.B. 260**, RESTRICTIONS ON TELEPHONE SOLICITATION, by Representative K. Morgan, with the following amendments:

1. Page 1, Line 21:
Reinstate "8:00" and delete "10" and reinstate "9:00" and delete "7"
2. Page 1, Line 23:
Delete "or on legal holidays, as set forth in Section 63-13-2."; and

The Business and Labor Committee reports a favorable recommendation on **H.B. 291**, OBLIGATIONS RELATED TO MORTGAGE LOAN RESERVE ACCOUNTS, by Representative J. Swallow, and recommends it be placed on the Consent Calendar; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 123**, VENUE FOR CONSUMER TRANSACTIONS, by Senator J. Valentine, and recommends it be placed on the Consent Calendar; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 108**, PETE SUAZO PROFESSIONAL ATHLETIC COMMISSION AMENDMENTS, by Senator E. Mayne, and recommends it be placed on the Consent Calendar; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 115**, MOBILE HOME PARK RESIDENCY TECHNICAL REVISIONS, by Senator D. Eastman, and recommends it be placed on the Consent Calendar; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 13**, ALCOHOLIC BEVERAGE SERVICE – WARNING REQUIRED, by Senator C. Walker, and recommends it be placed on the Consent Calendar.

Katherine M. Bryson, Chair

Reports filed. On motion of Representative Bryson, the reports of the Business and Labor committee were adopted.

H.B. 167, 4th Sub. H.B. 205, H.B. 260, as amended, and **S.B. 124**, read the second time by short title and placed on the calendar for third reading.

H.B. 291, S.B. 123, S.B. 108, S.B. 115, and **S.B. 13**, read the second time by short title and placed on the Consent Calendar.

* * *

Mr. Speaker:

February 6, 2002

The Health and Human Services Committee reports a favorable recommendation on **H.B. 287**, CONSTITUTIONAL RIGHTS OF STATE EMPLOYEES, by Representative M. Thompson, with the following amendments:

1. Page 1, Line 8:
Delete “given” and insert “guaranteed”
2. Page 3, Line 89:
Delete “given” and insert “guaranteed”

3. Page 4, Line 97:

Delete "given" and insert "guaranteed"; and

The Health and Human Services Committee reports a favorable recommendation on **S.B. 135**, TOBACCO SETTLEMENT RESTRICTED ACCOUNT, by Senator D. Steele; and

The Health and Human Services Committee reports a favorable recommendation on **S.B. 76**, DOMESTIC VIOLENCE IN PRESENCE OF CHILD AMENDMENTS, by Senator D. Steele.

Carl R. Saunders, Chair

Reports filed. On motion of Representative Saunders, the reports of the Health and Human Services committee were adopted.

H.B. 287, as amended, **S.B. 135**, **S.B. 76**, read the second time by short title and placed on the calendar for third reading.

* * *

Mr. Speaker:

February 5, 2002

The Political Subdivisions Committee reports a favorable recommendation on **S.B. 95**, UNINCORPORATED COUNTY AMENDMENTS, by Senator R. Allen, and recommends it be placed on the Consent Calendar; and

The Political Subdivisions Committee reports a favorable recommendation on **S.B. 129**, PLANETARIUM BOARD OF DIRECTORS AMENDMENTS, by Senator G. Davis, and recommends it be placed on the Consent Calendar.

David L. Hogue, Chair

Reports filed. On motion of Representative Hogue, the reports of the Political Subdivisions committee were adopted.

S.B. 95 and **S.B. 129**, read the second time by short title and placed on the Consent Calendar.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

THIRD READING CALENDAR

H.B. 252, GENERAL OBLIGATION BONDS FOR ENGINEERING BUILDINGS, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **H.B. 252**.

* * *

H.C.R. 1, RESOLUTION REGARDING UNITED STATES MINTING OF THE UTAH QUARTER, read the third time by short title and placed on its final passage.

H.C.R. 1 then passed on the following roll call:

Yeas, 65; Nays, 0; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Agard	Alexander	S. Allen	Anderson
Arent	Barrus	Beck	Bennion
Beshear	Bigelow	Biskupski	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hogue	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Seitz
Shurtliff	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Adair	Becker	Bourdeaux	S. Clark
Hendrickson	Holdaway	Mascaro	Saunders
Siddoway	Ure		

H.C.R. 1 transmitted to the Senate for its consideration.

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H.B. 256, CONSTITUTIONAL DEFENSE COUNCIL AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 256, as amended, then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Alexander	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Urquhart
Wallace	Way	Winn	Young

M. Stephens

Absent or not voting were: Representatives

Adair	Bourdeaux	S. Clark	Holdaway
Siddoway	Ure		

H.B. 256, as amended, transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Alexander, the House voted to uncircle **H.B. 61**.

H.B. 61, FUNDS CONSOLIDATION, was before the House on its final passage.

H.B. 61 then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Alexander	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bowman	Bradshaw	Bryson	Buffmire

Bush	Buttars	D. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Adair	Bourdeaux	S. Clark	Holdaway
Siddoway	Ure		

H.B. 61 transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 116, ATTENDANCE AT LOCAL GOVERNMENT MEETINGS, read the third time by short title and placed on its final passage.

H.B. 116, as amended, then passed on the following roll call:

Yeas, 53; Nays, 15; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Alexander	S. Allen	Arent
Barrus	Becker	Bennion	Bigelow
Bowman	Bradshaw	Buffmire	Bush
Buttars	D. Clark	D. Cox	Curtis
Daniels	Dillree	Donnelson	Ferrin
Garn	Goodfellow	Hatch	Hendrickson
Hogue	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	G. Snow	Styler

Swallow	Thompson	Throckmorton	Tyler
Urquhart	Wallace	Way	Winn
M. Stephens			

Voting in the negative were: Representatives

Anderson	Beck	Beshear	Biskupski
Bryson	Dayton	Duckworth	Ferry
Fife	Gowans	Harper	McCartney
Morgan	Shurtliff	Young	

Absent or not voting were: Representatives

Adair	Bourdeaux	S. Clark	Hansen
Holdaway	Siddoway	Ure	

H.B. 116, as amended, transmitted to the Senate for its consideration.

* * *

H.B. 254, FIREMEN'S CIVIL SERVICE COUNCIL, read the third time by short title and placed on its final passage.

H.B. 254 then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Agard	Alexander	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hendrickson	Hogue
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Adair	Bourdeaux	S. Clark	Hatch
Holdaway	Siddoway	Ure	

H.B. 254 transmitted to the Senate for its consideration.

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H.B. 257, PROOF OF AGE UNDER THE ALCOHOLIC, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **H.B. 257**.

* * *

H.B. 181, ALLOCATION OF STATE HOSPITAL BEDS, read the third time by short title and placed on its final passage.

H.B. 181 then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Alexander	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Urquhart	Wallace
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Adair	Bourdeaux	S. Clark	Goodfellow
Holdaway	Siddoway	Ure	Way

H.B. 181 transmitted to the Senate for its consideration.

* * *

H.B. 92, SEAT BELT REQUIREMENTS, read the third time by short title and placed on its final passage.

H.B. 92, as amended, then failed to pass on the following roll call:

Yeas, 30; Nays, 38; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barrus	Beck
Becker	Beshear	Biskupski	Bradshaw
Buffmire	Daniels	Duckworth	Fife
Goodfellow	Hansen	Hendrickson	Holdaway
E. Hutchings	Jones	King	Litvack
Mascaro	McCartney	Morgan	Moss
Parker	Ray	Shurtliff	Tyler
Wallace	Young		

Voting in the negative were: Representatives

Aagard	Adair	Alexander	S. Allen
Bennion	Bigelow	Bowman	Bryson
Bush	Buttars	D. Clark	D. Cox
Curtis	Dayton	Donnelson	Garn
Gowans	Harper	Hatch	Hogue
B. Johnson	Lockhart	Murray	Newbold
Pace	Peterson	Philpot	Saunders
Seitz	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Urquhart
Winn	M. Stephens		

Absent or not voting were: Representatives

Bourdeaux	S. Clark	Dillree	Ferrin
Ferry	Ure	Way	

H.B. 92, was filed.

UNFINISHED BUSINESS

On motion of Representative Saunders, the House voted to uncircle **H.B. 114**.

H.B. 114, PENALTY FOR STEALING MOTOR FUEL, was before the House on its final passage.

On motion of Representative Saunders, the bill was amended as follows:

- 1. Page 4, Line 111:
Delete "retail"

H.B. 114, as amended, then failed to pass on the following roll call:

Yeas, 23; Nays, 50; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Adair	Barrus	Beck
Becker	Beshear	Bourdeaux	Bowman
Bush	Curtis	Hansen	Hendrickson
Hogue	Holdaway	B. Johnson	Jones
Morgan	Murray	Parker	Saunders
Shurtliff	Swallow	Young	

Voting in the negative were: Representatives

Alexander	S. Allen	Anderson	Arent
Bennion	Bigelow	Biskupski	Bradshaw
Bryson	Buffmire	Buttars	D. Clark
S. Clark	D. Cox	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Harper	Hatch	E. Hutchings
King	Litvack	Lockhart	Mascaro
McCartney	Moss	Newbold	Pace
Peterson	Philpot	Ray	Seitz
Siddoway	G. Snow	Styler	Thompson
Throckmorton	Tyler	Urquhart	Wallace
Winn	M. Stephens		

Absent or not voting were: Representatives

Ure	Way
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H.B. 114, as amended, was filed.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess until 10:15 a.m.

Speaker Stephens called the House to order at 10:15 a.m.

SPECIAL ORDER OF BUSINESS

H.C.R. 6, RESOLUTION WELCOMING THE WORLD TO UTAH, read the third time by short title and placed on its final passage.

H.C.R. 6 then passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Swallow
Thompson	Throckmorton	Tyler	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Styler Ure

H.C.R. 6 transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.J.R. 17, RESOLUTION CLOSING COURT FACILITY, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **H.J.R. 17**.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess until 10:35 p.m.

Speaker Stephens called the House to order at 10:45 a.m.

THIRD READING CALENDAR

H.B. 183, FIREARM CRIMINAL BACKGROUND CHECK, read the third time by short title and placed on its final passage.

On motion of Representative Philpot, the House voted to circle **H.B. 183**.

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Sub. H.B. 67, PENALTY FOR DISTRICTED DRIVING, read the third time by short title and placed on its final passage.

On motion of Representative Adair, the bill was amended as follows:

- 1. Page 1, Line 22a
House Committee Amendments 1–29–2002:
After “CD player,” insert “or”

On motion of Representative Ferrin, the bill was amended as follows:

- 2. Page 1, Line 18:
Delete line 18 and renumber accordingly.
- 3. Page 1, Line 20:
Delete line 20 and renumber accordingly.

On motion of Representative Ferry, the bill was amended as follows:

- 4. Page 1, Line 22a:
House Committee Amendments 1–29–2002:
Delete amendments 2 and 3.

On motion of Representative Philpot, the bill was amended as follows:

- 5. Page 1, Line 15:
After “Regulations,” delete “while” and insert “as a result of”

Sub. H.B. 67, as amended, then failed to pass on the following roll call:

Yeas, 27; Nays, 44; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Adair	S. Allen	Barrus	Beck
Becker	Beshear	Biskupski	Bourdeaux
Bowman	Bradshaw	Buffmire	Daniels
Dillree	Hogue	Holdaway	E. Hutchings
Jones	King	Litvack	McCartney
Morgan	Moss	Shurtliff	Siddoway
Tyler	Wallace	Winn	

Voting in the negative were: Representatives

Agard	Anderson	Bennion	Bigelow
Bryson	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Dayton
Donnelson	Duckworth	Ferrin	Ferry
Fife	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	B. Johnson
Lockhart	Mascaro	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	G. Snow
Styler	Swallow	Thompson	Throckmorton
Urquhart	Way	Young	M. Stephens

Absent or not voting were: Representatives

Alexander	Arent	Garn	Ure
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Sub. H.B. 67, as amended, was filed.

UNFINISHED BUSINESS

On motion of Representative Adair, the House voted to uncircle **H.B. 252**.

H.B. 252, GENERAL OBLIGATION BONDS FOR ENGINEERING BUILDINGS, was before the House on its final passage.

On motion of Representative Adair, the House voted to delete **H.B. 252** in title and body and insert **Sub. H.B. 252** in lieu thereof.

Sub. H.B. 252 then passed on the following roll call:

Yeas, 71; Nays, 2; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King

Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Throckmorton
Tyler	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Voting in the negative were: Representatives

Philpot Thompson

Absent or not voting were: Representatives

Goodfellow Ure

Sub. H.B. 252 transmitted to the Senate for its consideration.

* * *

On motion of Representative Bennion, the House voted to uncircle **H.J.R. 17**.

H.J.R. 17, RESOLUTION CLOSING COURT FACILITY, was before the House on its final passage.

H.J.R. 17 then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	G. Snow	Swallow	Thompson
Throckmorton	Tyler	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

S. Allen	Biskupski	D. Cox	Goodfellow
Siddoway	Styler	Ure	

H.J.R. 17, transmitted to the Senate for its consideration.

* * *

On motion of Representative Bennion, the House voted to uncircle **H.B. 196**.

H.B. 196, DIVORCE AND PARENT-TIME REVISIONS, was before the House on its final passage.

On motion of Representative Bennion, the bill was amended as follows:

1. Page 2, Lines 39 – 40:
Delete lines 39 and 40 and insert:
“at 6 p.m. the last day of school before the holiday until 7 p.m. the day before school resumes;”
2. Page 2, Line 44:
After “6 p.m.” delete the rest of the line and insert “the last day of school before the”
3. Page 2, Line 45:
After “7 p.m.” delete “on the Sunday” and insert “the day”

On motion of Representative Tyler, the House voted to circle **H.B. 196**.

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On motion of Representative Bourdeaux, the House voted to uncircle **H.B. 257**.

H.B. 257, PROOF OF AGE UNDER ALCOHOLIC CODE, was before the House on its final passage.

H.B. 257 then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski

Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Seitz
Shurtliff	G. Snow	Swallow	Throckmorton
Tyler	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

S. Allen	D. Cox	Goodfellow	Saunders
Siddoway	Styler	Thompson	Ure

H.B. 257 transmitted to the Senate for its consideration.

* * *

On motion of Representative Way, the House voted to uncircle **H.J.R. 10**.

H.J.R. 10, RESOLUTION URGING FEDERAL CONSTITUTIONAL AMENDMENT TO PROTECT THE LIFE OF THE UNBORN, was before the House on its final passage.

On motion of Representative Beck, upon reconsideration, the House voted to replace the amendments adopted by the House on February 6, 2002, House Journal, Day 17.

On motion of Representative S. Clark, the bill was amended as follows:

1. Page 1, Line 24:
After "WHEREAS," delete "most" and after "termination" delete "an unwanted" and insert "a"
2. Page 1, Line 25:
After "pregnancy" insert "except in extraordinary circumstances"

H.J.R. 10, as amended, then passed on the following roll call:

Yeas, 54; Nays, 20; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Barrus	Beck	Bennion
Bigelow	Bowman	Bradshaw	Bryson
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Dayton	Dillree
Donnelson	Ferrin	Ferry	Garn
Harper	Hatch	Hogue	Holdaway
B. Johnson	Jones	Lockhart	Mascaro
Morgan	Murray	Newbold	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Urquhart	Wallace	Way
Winn	M. Stephens		

Voting in the negative were: Representatives

Arent	Becker	Beshear	Biskupski
Bourdeaux	Buffmire	Daniels	Duckworth
Fife	Goodfellow	Gowans	Hansen
Hendrickson	E. Hutchings	King	Litvaack
McCartney	Moss	Pace	Young

Absent or not voting was: Representative

Ure

H.J.R. 10 transmitted to the Senate for its consideration.

* * *

On motion of Representative Bennion, the House voted to uncircle **H.B. 196**.

H.B. 196, DIVORCE AND PARENT-TIME PROVISIONS, was before the House on its final passage.

On motion of Representative Thompson, the bill was amended as follows:

1. Page 2, Line 55:
After “(5)(c)” insert “, provided the noncustodial parent is also the non-relocating party and current on all support obligations”

H.B. 196, as amended, then passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Thompson	Throckmorton	Tyler	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Swallow	Ure
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H.B. 196, as amended, transmitted to the Senate for its consideration.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker:

February 7, 2002

The Senate passed, as substituted, and amended **1st Sub. S.B. 106**, DIVORCE – CHILDREN’S TESTIMONY LIMITED, by Senator T. Spencer, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 111**, DIVISION OF HOME IN A DIVORCE, by Senator T. Spencer, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 119**, WORKERS' COMPENSATION INSURANCE RELATED AMENDMENTS, by Senator L. S. Poulton, and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **Sub. S.B. 106**, **Sub. S.B. 111**, and **S.B. 119**, read the first time by short title and referred to the Rules Committee.

* * *

Mr. Speaker: February 7, 2002

The Senate passed, **H.B. 63**, LICENSING AMENDMENTS REGARDING BACKGROUND CHECKS, by Representative A. Bradshaw, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 190**, CRIMINAL RESTITUTION AMENDMENTS, by Representative S. Allen, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 57**, FORFEITED WATER RIGHT ALLOCATION, by Representative D. Peterson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 75**, CEMETERY MAINTENANCE DISTRICT AMENDMENTS, by Representative E. Anderson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 84**, PROPERTY TAX ASSESSMENTS – EFFECT OF CONSERVATION EASEMENT, by Representative R. Becker, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.C.R. 6**, RESOLUTION WELCOMING THE WORLD TO UTAH – 2002 OLYMPIC WINTER GAMES, by Representative B. Ferry, et al, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **H.B. 63**, **H.B. 190**, **H.B. 57**, **H.B. 75**, **H.B. 84**, and **H.C.R. 6** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

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Mr. Speaker: February 7, 2002

The Senate passed, as amended, **1st Sub. H.B. 47**, EXTENSION OF SUNSET DATES ON OFFICE OF COURT ADMINISTRATOR AND ALTERNATIVE DISPUTE RESOLUTION, by Representative G. Way, and it is transmitted for further consideration.

Annette B. Moore
Secretary of the Senate

Communication filed. **Sub. H.B. 47**, placed on the calendar for concurrence.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: February 7, 2002

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.C.R. 7**, RESOLUTION APPROVING LANDFILL FOR CONSTRUCTION AND DEMOLITION DEBRIS, by Representative T. Hatch, with the following amendments and recommends it be placed on the Consent Calendar.

1. Page 1, Line 8:
After "located" delete "in" and insert "near"

Bradley T. Johnson, Chair

Report filed. On motion of Representative Johnson, the report of the Natural Resources, Agriculture, and Environment committee was adopted.

H.C.R. 7, as amended, read the second time by short title and placed on the Consent Calendar.

* * *

Mr. Speaker: February 7, 2002

The Judiciary Committee recommends **H.B. 342**, RECOVERY OF DAMAGES FOR LOSS OF USE OF A MOTOR VEHICLE, by Representative G. Curtis, be replaced and reports a favorable recommendation on **1st Sub. H.B. 342**, RECOVERY OF DAMAGES FOR LOSS OF USE OF A MOTOR VEHICLE with the following amendments:

1. Page 2, Line 49:
After "the" delete "daily"
2. Page 2, Line 49:
After "rate" delete "on the" and insert "in the actual"; and

The Judiciary Committee reports a favorable recommendation on **H.B. 290**, AFFIDAVIT OF IMPECUNIOSITY AMENDMENTS, by Representative J. Swallow.

Glenn L. Way, Chair

Reports filed. On motion of Representative Way, the reports of the Judiciary committee were adopted.

Sub. H.B. 342, as amended, and **H.B. 290**, read the second time by short title and placed on the calendar for third reading.

* * *

Mr. Speaker: February 7, 2002

The Transportation Committee reports a favorable recommendation on **1st Sub. S.B. 120**, MOTOR VEHICLE INSURANCE COVERAGE – ARBITRATION REQUIREMENTS, by Senator M. Waddoups.

Joseph G. Murray, Chair

Report filed. On motion of Representative Murray, the report of the Transportation committee was adopted.

Sub. S.B. 120, read the second time by short title and placed on the calendar for third reading.

* * *

Mr. Speaker: February 7, 2002

The Law Enforcement and Criminal Justice Committee recommends **H.B. 101**, RACIAL PROFILING, by Representative D. Bourdeaux, be replaced and reports a favorable recommendation on **1st Sub. H.B. 101**, RACIAL PROFILING with the following amendments:

1. Page 1, Line 8:
After “establish a” insert “protected”
2. Page 5, Line 131:
Delete “and”
3. Page 5, Line 136:
After “Legislature” insert “: and (iii) classify any personal identifying information of any individual, including law enforcement officers, in the database as protected records under Subsection 63–2–304(9)”; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.J.R. 22**, RESOLUTION OPPOSING INCREASED VIOLENCE IN SPORTS AGAINST SPORTS OFFICIALS, by Representative D. Hogue, and recommends it be placed on the Consent Calendar; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.C.R. 5**, RESOLUTION RECOGNIZING MILITARY, PRESIDENT, AND CONGRESS' ROLE IN WAR ON TERRORISM, by Representative J. Swallow, et al, and recommends it be placed on the Consent Calendar.

DeMar "Bud" Bowman, Chair

Reports filed. On motion of Representative Bowman, the reports of the Law Enforcement and Criminal Justice committee were adopted.

Sub. H.B. 101, as amended, read the second time by short title and placed on the calendar for third reading.

H.J.R. 22, and **H.C.R. 5**, read the second time by short title and placed on the Consent Calendar.

RULES COMMITTEE REPORT

Mr. Speaker:

February 7, 2002

The Rules Committee has ordered the following House and Senate bills and resolutions printed and recommends the following bills and resolutions be assigned to standing committees:

BUSINESS & LABOR

- H.B. 141** Personal Information Protection (D. Aagard)
- H.B. 148** Nonprofit Insurers (A. Bradshaw)
- H.B. 292** Power of Attorney for Trust (M. Newbold)
- H.B. 307** Treatment of Dishonored Checks (C. Bennion)
- S.B. 30** Funding Formula for Alcohol Related Activities of Local Governments (M. Waddoups)
- 1st Sub. S.B. 122** Insurance Law Amendments (L. S. Poulton)

EDUCATION

- H.B. 177** Annual Report on State School Fund (J. Ferrin)
- H.B. 228** Public Education Vending Contracts (P. Jones)

GOVERNMENT OPERATIONS

- H.B. 147** Fiscal Accountability Standards (D. Litvack)

- H.B. 166** Public Review of Municipal Appropriations and Resources (R. Barrus)
- H.B. 169** Midterm Vacancies in the Legislature (R. Becker)
- H.B. 267** Personnel Management Act Revision (D. Peterson)
- H.B. 311** State Capitol Preservation Board – Chair (G. Adair)
- S.B. 128** Open and Public Meetings Revisions (G. Davis)
- S.B. 137** Government Records Access & Management Act – Technical Revisions (A. Suazo)

HEALTH AND HUMAN SERVICES

- H.B. 298** Child Welfare Enhanced Training (D. Litvack)
- H.B. 310** Mobility Assistance Fund (E. Hutchings)
- H.B. 314** Combining Divisions of Substance Abuse and Mental Health (J. Seitz)
- H.B. 318** Governmental Immunity – Exception for Perjury (M. Throckmorton)
- H.B. 339** Division of Services for People with Disabilities (R. Lockhart)
- 2nd Sub. S.B. 113** Health Care Workforce Loan Repayment Assistance (P. Knudson)

JUDICIARY

- H.B. 82** Storage of Concealed Firearms on Facilities with Secure Areas (J. Swallow)
- H.B. 153** Standards for Illegal Drug Lab Decontamination (A. L. Tyler)
- H.B. 154** Expansion of DNA Database (G. Way)
- H.B. 170** Rights of a Defendant in a Criminal Trial (G. Donnelson)
- H.B. 283** Antiterrorism Amendments (P. Ray)
- H.B. 332** Child Support Modifications (E. Hutchings)
- H.B. 343** Admission Policies for Higher Education (M. Dayton)
- H.B. 350** Driver License Restrictions (M. Throckmorton)
- S.B. 140** Reallocation of Judges (J. Hickman)

LAW ENFORCEMENT AND CRIMINAL JUSTICE

- H.B. 142** Public Safety Communications Network (D. Ure)
- H.B. 247** Fire Prevention and Safety Amendments (C. Beshear)
- H.B. 313** Emergency Services Caller Locater (T. McCartney)

NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT

- H.B. 152** Oil and Gas Severance Tax – Board, Special Revenue Fund, and Use of Revenues (J. Seitz)
- H.B. 155** Property Taxes – Farmland Assessment Act (T. Hatch)
- H.B. 158** Safe Drinking Water Act Amendments (G. Donnelson)
- H.B. 164** Wildlife Remediation on Private Property (M. Styler)
- H.B. 294** Bow Hunter Safety (N. Hansen)
- H.B. 299** Agricultural Sustainability Task Force (C. Buttars)
- H.B. 317** Legislative Task Force Amendments (C. Buttars)
- H.J.R. 27** Resolution Authorizing Bear River Migratory Bird Refuge Settlement (B. Ferry)
- H.J.R. 29** Resolution Asserting Water Rights Issued Under the Authority of the State Are Subject to State Law (M. Young)
- S.B. 66** Revenues from Federal Land Exchange Parcels (M. Dmitrich)

POLITICAL SUBDIVISIONS

- H.B. 309** Public Water Systems Amendments (R. Barrus)
- H.B. 324** Protection of Unincorporated Areas in Counties of the First Class (A. L. Tyler)
- H.B. 330** Use of County General Fund Expenses (E. Hutchings)

PUBLIC UTILITIES AND TECHNOLOGY

- H.J.R. 26** Resolution Promoting Cooperative Regulatory Environment and Economic Development in Utah (C. Bennion)

QUASI-GOVERNMENTAL ENTITIES

- H.B. 174** Workers' Compensation – Fire Department Employees (J. Murray)
- H.B. 268** Additional State Retirement Benefit (L. Shurtliff)

REVENUE AND TAXATION

- H.B. 146** Property Tax – Truth in Taxation Amendments (M. Young)
- H.B. 149** Tax Credits for Manufacturing Capital Investments (N. Hansen)
- H.B. 305** Property Tax Amendments (W. Harper)
- 3rd Sub. S.B. 84** Real Estate Valuation Tax Appeal (C. Bramble)

- S.B. 144** Sales and Use Tax – Definition of Regularly Rented
(M. Waddoups)
- S.J.R. 10** Resolution Amending Revenue and Taxation Provisions
of Utah Constitution (J. Valentine)

TRANSPORTATION

- H.B. 171** Low-speed Electric Vehicles on Certain Highways
(D. Bush)
- H.B. 303** Expungement of Driving Under the Influence Convictions
(A. L. Tyler)
- H.B. 312** Highway and Freeway Underpasses for Wildlife
(M. Styler)
- H.B. 326** Special License Plate (D. Bowman)
- H.B. 337** Veterans Service Organization Special License Plates
(S. Mascaro)

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORT

Mr. Speaker: February 7, 2002
The House Rules Committee recommends, with written request of the sponsor, that **H.B. 200**, Nutritional Food in Schools (P. Jones), be replaced with **Substitute H.B. 200**, Nutritional Food in Schools (P. Jones), and further recommends it be assigned to the Education Standing Committee.

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORT

Mr. Speaker: February 7, 2002
The House Rules Committee recommends, with written request of the sponsor, that **H.B. 117**, Revenue for Restructuring Medicaid Spend Down (T. Beck), be replaced with **Substitute H.B. 117**, Revenue for Restructuring Medicaid Spend Down (T. Beck), and further recommends it be assigned to the Revenue and Taxation Standing Committee.

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker:

February 7, 2002

The Senate passed **S.B. 162**, DEPARTMENT OF HUMAN RESOURCE MANAGEMENT – REPORT OF FUNDED VACANT POSITIONS, by Senator L. Blackham, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 139**, DNA EVIDENCE – REMOVING STATUTE OF LIMITATIONS, by Senator L. Hillyard, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 152**, ELECTRIC ENERGY EFFICIENCY AND CONSERVATION TARIFF, by Senator L. Blackham, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 154**, USE OF RAINY DAY FUNDS, by Senator P. Hellewell, and it is transmitted for consideration; and

The Senate passed **S.B. 68**, UTAH PROCUREMENT CODE AMENDMENTS, by Senator M. Dmitrich, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 104**, SALE OF MUNICIPAL POWER SYSTEMS, by Senator J. Hickman, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 165**, PAWNBROKER INDUSTRY REVISIONS, by Senator M. Waddoups, and it is transmitted for consideration.

Annette B. Moore

Secretary of the Senate

Communications filed. **S.B. 162**, **Sub. S.B. 139**, **S.B. 152**, **Sub. S.B. 154**, **S.B. 68**, **Sub. S.B. 104**, and **Sub. S.B. 165**, read the first time by short title and referred to the Rules Committee.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, with the consent of the Senate, the House voted to adjourn until February 25, 2002, at 9:00 a.m.

THIRTY-SIXTH DAY

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MORNING SESSION

The House was called to order by Speaker Stephens at 9:00 a.m.

Roll call showed all members present.

Pledge of Allegiance and prayer by Representative David L. Hogue.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: February 7, 2002

The Senate passed, as substituted, **2nd Sub. S.B. 65**, COUNTY LAW REVISIONS, by Senator D. Gladwell, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 153**, TAXES OR CHARGES ON TELECOMMUNICATIONS SERVICE, by Senator C. Bramble, and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **2nd Sub. S.B. 65** and **S.B. 153**, read the first time by short title and referred to the Rules Committee.

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Mr. Speaker: January 31, 2002

The Senate passed, **H.B. 234**, MECHANICS' LIEN AMENDMENTS, by Representative K. Garn, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communication filed. **H.B. 234** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

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Mr. Speaker:

January 31, 2002

The Senate substituted and passed, **Senate 3rd Sub. H.B. 51, SALES AND USE TAX MODIFICATIONS**, by Representative Harper, and it is transmitted for further consideration.

Annette B. Moore

Secretary of the Senate

Communication filed. **3rd Sub. H.B. 51**, placed on the calendar for concurrence.

INTRODUCTION OF BILL

TAX CREDITS FOR DONATED TEXTBOOKS

H.B. 302

Mike Thompson

THIS ACT MODIFIES CORPORATE FRANCHISE AND INCOME TAXES AND THE INDIVIDUAL INCOME TAX ACT TO PROVIDE FOR NONREFUNDABLE TAX CREDITS FOR CERTAIN PURCHASES OF TEXTBOOKS DONATED TO SCHOOLS. THIS ACT HAS RETROSPECTIVE OPERATION FOR TAXABLE YEARS BEGINNING ON OR AFTER JANUARY 1, 2002, read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

H.B. 276, ASSESSMENT OF TITLE INSURERS, read the third time by short title and placed on its final passage.

On motion of Representative Hatch, the House voted to lift **H.B. 276** from the Consent Calendar and place it at the top of the Third Reading Calendar.

On motion of Representative Curtis, under suspension of the rules, the House voted to move to the Third Reading Calendar.

On motion of Representative Hatch, the bill was amended as follows:

1. Page 1, Line 1:
After "INSURERS" insert "AND TITLE INSURANCE AGENCIES"
2. Page 1, Line 5:
After "insurers" insert "and title insurance agencies"

H.B. 276, as amended, then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Alexander	Biskupski	Buttars	Garn
Seitz			

H.B. 276, as amended, transmitted to the Senate for its consideration.

On motion of Representative Hatch, the House voted to move to the Consent Calendar.

CONSENT CALENDAR

H.C.R. 2, RESOLUTION SUPPORTING BUSINESSES, read the third time by short title and placed on its final passage.

H.C.R. 2 then passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker

Bennion	Beshear	Bigelow	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander	Biskupski	Buttars	Garn
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H.C.R. 2 transmitted to the Senate for its consideration.

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S.B. 86, FUNDING OF THE CONTROLLED SUBSTANCE DATABASE, read the third time by short title and placed on its final passage.

S.B. 86 then passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro

McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander	Biskupski	Buttars	Garn
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S.B. 86 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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H.B. 280, PLANETARIUM BOARD AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 280 then passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander Biskupski Buttars Holdaway

H.B. 280 transmitted to the Senate for its consideration.

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S.B. 142, HIGHER EDUCATION BUDGET AUTHORITY, read the third time by short title and placed on its final passage.

S.B. 142 then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Alexander Biskupski Buttars

S.B. 142 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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H.B. 291, OBLIGATIONS RELATED TO MORTGAGE LOAN RESERVE ACCOUNTS, read the third time by short title and placed on its final passage.

H.B. 291 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Alexander	Biskupski	Buttars	Garn
Ray			

H.B. 291 transmitted to the Senate for its consideration.

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S.B. 123, VENUE FOR CONSUMER TRANSACTIONS, read the third time by short title and placed on its final passage.

S.B. 123 then passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Bourdeaux
Bowman	Bradshaw	Bryson	Bush

D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander	Biskupski	Buffmire	Buttars
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S.B. 123 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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S.B. 108, PETE SUAZO PROFESSIONAL ATHLETIC COMMISSION AMENDMENTS, read the third time by short title and placed on its final passage.

S.B. 108 then passed on the following roll call:

Yeas, 52; Nays, 19; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Adair	S. Allen	Anderson	Arent
Barrus	Beck	Becker	Beshear
Bigelow	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	D. Clark
S. Clark	Curtis	Daniels	Dayton
Dillree	Duckworth	Ferry	Fife
Goodfellow	Gowans	Hansen	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
McCartney	Morgan	Moss	Pace

Parker	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Tyler	Ure	Young

Voting in the negative were: Representatives

Aagard	Bennion	D. Cox	Donnelson
Ferrin	Harper	Lockhart	Mascaro
Murray	Newbold	Peterson	Philpot
Thompson	Throckmorton	Urquhart	Wallace
Way	Winn	M. Stephens	

Absent or not voting were: Representatives

Alexander	Biskupski	Buttars	Garn
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S.B. 108 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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S.B. 115, MOBILE HOME PARK RESIDENCY TECHNICAL REVISIONS, read the third time by short title and placed on its final passage.

S.B. 115 then passed on the following roll call:

Yeas, 68; Nays, 3; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferry	Fife
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Throckmorton	Tyler	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Voting in the negative were: Representatives

Ferrin Thompson Ure

Absent or not voting were: Representatives

Alexander Biskupski Buttars Garn

S.B. 115 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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S.B. 13, ALCOHOLIC BEVERAGE SERVICE – WARNING REQUIRED, read the third time by short title and placed on its final passage.

S.B. 13 then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Alexander Biskupski Buttars

S.B. 13 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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S.B. 95, UNINCORPORATED COUNTY AMENDMENTS, read the third time by short title and placed on its final passage.

S.B. 95 then passed on the following roll call:

Yeas, 69; Nays, 2; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	S. Allen	Anderson	Arent
Barrus	Beck	Becker	Beshear
Bigelow	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	D. Clark
S. Clark	D. Cox	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Voting in the negative were: Representatives

Bennion Curtis

Absent or not voting were: Representatives

Adair Alexander Biskupski Buttars

S.B. 95 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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S.B. 129, PLANETARIUM BOARD OF DIRECTORS AMENDMENTS, read the third time by short title and placed on its final passage.

S.B. 129 then failed to pass on the following roll call:

Yeas, 35; Nays, 36; Absent or not voting, 4.

Voting in the affirmative were: Representatives

S. Allen	Anderson	Arent	Becker
Beshear	Bourdeaux	Bowman	Buffmire
S. Clark	D. Cox	Curtis	Daniels
Duckworth	Ferry	Fife	Goodfellow
Gowans	Hansen	Hendrickson	Holdaway
E. Hutchings	King	Litvack	McCartney
Moss	Parker	Peterson	Saunders
Seitz	Shurtliff	G. Snow	Styler
Tyler	Winn	Young	

Voting in the negative were: Representatives

Aagard	Adair	Barrus	Beck
Bennion	Bigelow	Bradshaw	Bryson
Bush	D. Clark	Dayton	Dillree
Donnelson	Ferrin	Harper	Hatch
Hogue	B. Johnson	Jones	Lockhart
Mascaro	Morgan	Murray	Newbold
Pace	Philpot	Ray	Siddoway
Swallow	Thompson	Throckmorton	Ure
Urquhart	Wallace	Way	M. Stephens

Absent or not voting were: Representatives

Alexander	Biskupski	Buttars	Garn
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S.B. 129 was returned to the Senate for filing.

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H.C.R. 7, RESOLUTION APPROVING LANDFILL FOR CONSTRUCTION AND DEMOLITION DEBRIS, read the third time by short title and placed on its final passage.

H.C.R. 7, as amended, then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck

Becker	Bennion	Beshear	Bigelow
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	D. Clark	S. Clark
D. Cox	Curtis	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
E. Hutchings	B. Johnson	Jones	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Biskupski	Buttars	Daniels	Garn
Holdaway	King		

H.C.R. 7, as amended, transmitted to the Senate for its consideration.

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H.J.R. 22, RESOLUTION OPPOSING INCREASED VIOLENCE IN SPORTS AGAINST SPORTS OFFICIALS, read the third time by short title and placed on its final passage.

H.J.R. 22 then passed on the following roll call:

Yeas, 55; Nays, 14; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Bourdeaux
Bowman	Bradshaw	Buffmire	S. Clark
D. Cox	Curtis	Dillree	Duckworth
Ferry	Fife	Garn	Goodfellow
Hansen	Hogue	E. Hutchings	B. Johnson
Jones	King	Litvack	McCartney
Morgan	Moss	Murray	Newbold

Pace	Parker	Peterson	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	

Voting in the negative were: Representatives

Alexander	Bush	D. Clark	Dayton
Donnelson	Ferrin	Gowans	Harper
Hatch	Hendrickson	Lockhart	Mascaro
Thompson	M. Stephens		

Absent or not voting were: Representatives

Biskupski	Bryson	Buttars	Daniels
Holdaway	Philpot		

H.J.R. 22 transmitted to the Senate for its consideration.

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H.C.R. 5, RESOLUTION RECOGNIZING MILITARY, PRESIDENT, AND CONGRESS' ROLE IN WAR ON TERRORISM, read the third time by short title and placed on its final passage.

On motion of Representative Swallow, the House voted to set **H.C.R. 5** for Time Certain on February 28, 2002 at 10:30 a.m.

MISCELLANEOUS BUSINESS

On motion of Representative Newbold, the House voted to reconsider its action on **S.B. 129**.

S.B. 129, PLANETARIUM BOARD OF DIRECTORS AMENDMENTS, was before the House upon its reconsideration.

On motion of Representative Newbold, the House voted to circle **S.B. 129**.

CONCURRENCE CALENDAR

On motion of Representative Anderson, the House voted to concur in the Senate amendments to **H.B. 88**, SALES AND USE TAX – AGRICULTURAL EXEMPTION.

H.B. 88, as amended by the Senate, then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Bennion	Beshear	Bigelow	Bowman
Bradshaw	Bryson	Buffmire	Bush
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Goodfellow	Gowans	Hansen	Harper
Hendrickson	Hogue	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Becker	Biskupski	Bourdeaux	Buttars
Garn	Hatch	Holdaway	

H.B. 88, as amended by the Senate, transmitted to the Senate for signature of the president.

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On motion of Representative Harper, the House voted to concur in the Senate amendments to **H.B. 24**, REVISIONS TO REDEVELOPMENT AGENCY LAWS.

H.B. 24, as amended by the Senate, then passed on the following roll call:

Yeas, 44; Nays, 27; Absent or not voting, 4.

Voting in the affirmative were: Representatives

S. Allen	Anderson	Arent	Barrus
Beck	Bennion	Beshear	Bourdeaux
Bowman	Bradshaw	Buffmire	D. Clark
S. Clark	D. Cox	Daniels	Dillree

Duckworth	Ferry	Fife	Goodfellow
Gowans	Hansen	Harper	Hendrickson
E. Hutchings	B. Johnson	Jones	King
Litvack	Mascaro	McCartney	Morgan
Moss	Murray	Parker	Peterson
Saunders	Shurtliff	Siddoway	G. Snow
Styler	Tyler	Wallace	Young

Voting in the negative were: Representatives

Agard	Adair	Alexander	Bigelow
Bryson	Bush	Buttars	Curtis
Dayton	Donnelson	Ferrin	Garn
Hogue	Lockhart	Newbold	Pace
Philpot	Ray	Seitz	Swallow
Thompson	Throckmorton	Ure	Urquhart
Way	Winn	M. Stephens	

Absent or not voting were: Representatives

Becker	Biskupski	Hatch	Holdaway
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H.B. 24, as amended by the Senate, transmitted to the Senate for signature of the president.

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On motion of Representative Way, the House voted to refuse to concur with the Senate amendments to **Sub. H.B. 47** and to request the Senate to recede from its amendments.

THIRD READING CALENDAR

Sub. H.B. 132, SALE OF STATE LANDS AT DEVELOPMENTAL CENTER, read the third time by short title and placed on its final passage.

On motion of Representative Hogue, the bill was amended as follows:

1. Page 3, Line 69:
After "Act" insert a period and delete "and"
2. Page 3, Line 70:
Delete line 70

Sub. H.B. 132, as amended, then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young

M. Stephens

Absent or not voting were: Representatives

Alexander	Bigelow	Biskupski	Hatch
Newbold	Throckmorton		

Sub. H.B. 132, as amended, transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Wallace, the House voted to uncircle **H.B. 236**.

H.B. 236, INDECENT PUBLIC DISPLAY AMENDMENTS, was before the House on its final passage.

On motion of Representative Wallace, the House voted to delete **H.B. 236** in title and body and insert **Sub. H.B. 236** in lieu thereof.

On motion of Representative Wallace, the House voted to circle **Sub. H.B. 236**.

THIRD READING CALENDAR

2nd Sub. H.B. 184, IMPACT FEES ACT AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **2nd Sub. H.B. 184.**

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H.B. 103, INDIVIDUAL INCOME TAX DEDUCTION FOR NET CAPITAL GAIN, read the third time by short title and placed on its final passage.

On motion of Representative Harper, the bill was amended as follows:

1. Page 5, Line 127:
Delete "2002" and insert "2003"
2. Page 8, Lines 226 and 227:
Delete lines 226 and 227.
3. Page 1, Line 8 (Pink 1-30-02):
After "technical changes." delete "This act requires the State Tax Commission to make transfers from the General Fund to the Uniform School Fund equal to the amount of individual income tax deductions for net capital gain claimed, and grants rulemaking authority to the State Tax Commission."
4. Page 5, Line 127 (Pink 1-30-02):
After "January 1, 2002,[50%]" delete ".5%" and insert "14%"
5. Page 5, Line 128 (Pink 1-30-02):
After "Internal Revenue Code" insert a period and delete the comma and "subject to the"
6. Page 5, Lines 128a-128j (Pink 1-30-02):
Delete lines 128a-128j

Representative Dillree registered a conflict of interest due to owning stock.

H.B. 103, as amended, then passed on the following roll call:

Yeas, 44; Nays, 29; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Barrus	Bennion	Bowman	Bryson
Bush	Buttars	D. Clark	S. Clark
Curtis	Dayton	Dillree	Donnelson

Ferrin	Ferry	Garn	Harper
Hatch	E. Hutchings	B. Johnson	Lockhart
Mascaro	Murray	Newbold	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Siddoway	G. Snow	Swallow
Thompson	Throckmorton	Ure	Urquhart
Wallace	Way	Winn	M. Stephens

Voting in the negative were: Representatives

Anderson	Arent	Beck	Becker
Beshear	Bigelow	Biskupski	Bourdeaux
Bradshaw	Buffmire	D. Cox	Daniels
Duckworth	Fife	Goodfellow	Gowans
Hansen	Hendrickson	Hogue	Jones
King	Litvack	McCartney	Morgan
Moss	Pace	Shurtliff	Styler
Tyler			

Absent or not voting were: Representatives

Holdaway Young

H.B. 103, as amended, transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Way, the House voted to uncircle **2nd Sub. H.B. 184**.

2nd Sub. H.B. 184, IMPACT FEES ACT AMENDMENTS, was before the House on its final passage.

On motion of Representative Way, the House voted to delete **2nd Sub. H.B. 184** in title and body and insert **3rd Sub. H.B. 184** in lieu thereof.

On motion of Representative Way, the House voted to circle **3rd Sub. H.B. 184**.

THIRD READING CALENDAR

H.B. 129, SALES AND USE TAXES – EXEMPTION FOR CERTAIN SALES OF ELECTRICITY, read the third time by short title and placed on its final passage.

On motion of Representative Ferry, the bill was amended as follows:

1. Page 1, Line 7a (pink committee amendments):
After "geothermal," and insert "biomass."
2. Page 2, Line 55:
After "geothermal," and insert "biomass."
3. Page 12, Line 350:
After "geothermal," and insert "biomass."

H.B. 129, as amended, then passed on the following roll call:

Yeas, 68; Nays, 2; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Throckmorton	Ure	Urquhart
Wallace	Way	Winn	M. Stephens

Voting in the negative were: Representatives

Harper	Thompson
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Absent or not voting were: Representatives

Bennion	Bryson	Jones	Tyler
Young			

H.B. 129, as amended, transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Stephens, the House voted to uncircle **H.B. 62**.

H.B. 62, LEGISLATIVE AREA OF STATE CAPITOL, was before the House on its final passage.

H.B. 62 then passed on the following roll call:

Yeas, 63; Nays, 0; Absent or not voting, 12.

Voting in the affirmative were: Representatives

Adair	Alexander	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Goodfellow	Gowans	Hansen
Harper	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	King	Litvack
Mascaro	McCartney	Morgan	Murray
Newbold	Pace	Parker	Peterson
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Urquhart	Wallace
Way	Winn	M. Stephens	

Absent or not voting were: Representatives

Aagard	Bennion	Bryson	Garn
Hatch	Jones	Lockhart	Moss
Philpot	Tyler	Ure	Young

H.B. 62 transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 213, CLASSROOM AMPLIFICATION, read the third time by short title and placed on its final passage.

On motion of Representative Hogue, the House voted to delete **H.B. 213** in title and body and insert **Sub. H.B. 213** in lieu thereof.

On motion of Representative Pace, the bill was amended as follows:

1. Page 1, Line 6:
Delete “conduct a study” and insert “gather data”

On motion of Representative Holdaway, the bill was amended as follows:

- 2. Page 1, Line 16:
After "classrooms" insert "located within Utah"

Sub. H.B. 213, as amended, then failed to pass on the following roll call:

Yeas, 29; Nays, 42; Absent or not voting, 4.

Voting in the affirmative were: Representatives

S. Allen	Arent	Barrus	Beck
Beshear	Biskupski	Bourdeaux	Bowman
Bradshaw	Buffmire	Daniels	Duckworth
Fife	Goodfellow	Harper	Hogue
Holdaway	E. Hutchings	Jones	King
Litvack	Morgan	Moss	Pace
Parker	Saunders	Seitz	Siddoway
Young			

Voting in the negative were: Representatives

Aagard	Adair	Alexander	Anderson
Becker	Bennion	Bigelow	Bryson
Bush	Buttars	D. Clark	S. Clark
D. Cox	Dayton	Dillree	Donnelson
Ferrin	Ferry	Garn	Gowans
Hansen	Hatch	Hendrickson	B. Johnson
Lockhart	Mascaro	Murray	Newbold
Peterson	Philpot	Ray	Shurtliff
Styler	Swallow	Thompson	Throckmorton
Ure	Urquhart	Wallace	Way
Winn	M. Stephens		

Absent or not voting were: Representatives

Curtis	McCartney	G. Snow	Tyler
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Sub. H.B. 213, was filed.

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Sub. H.B. 263, MOBILE HOME PARK RESIDENCY ACT AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Harper, the House voted to delete **Sub. H.B. 263** in title and body and insert **2nd Sub. H.B. 263** in lieu thereof.

On motion of Representative Harper, the House voted to circle **2nd Sub. H.B. 263**.

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H.B. 264, FUNDS CONSOLIDATION, BUDGET PROCEDURES, AND FUND RECLASSIFICATION AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 264 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	D. Cox	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

S. Clark	Curtis	McCartney	Shurtliff
Tyler			

H.B. 264 transmitted to the Senate for its consideration.

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H.J.R. 16, JOINT RULES RESOLUTION – LEGISLATIVE REVIEW NOTES ON BILLS, read the third time by short title and placed on its final passage.

On motion of Representative Ure, the House voted to delete **H.J.R. 16** in title and body and insert **Sub. H.J.R. 16** in lieu thereof.

On motion of Representative Ure, the House voted to circle **Sub. H.J.R. 16**.

UNFINISHED BUSINESS

On motion of Representative Ure, the House voted to uncircle **Sub. H.J.R. 16**.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess until 1:00 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Stephens at 1:10 p.m.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: February 25, 2002

The Senate has rejected **H.B. 87, UNMARKED VEHICLE AMENDMENTS**, by Representative D. Bowman, and it is transmitted for filing.

Annette B. Moore
Secretary of the Senate

Communication filed. **H.B. 87** was filed.

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Mr. Speaker: February 25, 2002

The Senate substituted and passed, **Senate 1st Sub. H.B. 13, REPEAL OF HUMAN RESOURCE ADVISORY COMMITTEE**, by Representative D. Bowman, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 204, RESPONSIBILITY OF ATTORNEY GENERAL TO REPRESENT DIVISION OF CHILD AND FAMILY SERVICES**, by Representative M. Throckmorton, and it is transmitted for further consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **Sub. H.B. 13** and **H.B. 204**, placed on the calendar for concurrence.

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Mr. Speaker: February 25, 2002

The Senate passed, **H.B. 198**, MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES FOR STREETS, by Representative K. Holdaway, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 30**, MASTER STATE HIGHWAY AMENDMENTS, by Representative J. Murray, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 40**, PUBLIC SAFETY – DIVISION NAME CHANGE, by Representative D. Bowman, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 66**, JUDICIARY AMENDMENTS, by Representative P. Arent, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 74**, SAFETY INSPECTIONS REGARDING WINDOW TINTING, by Representative D. Bowman, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **2nd Sub. H.B. 212**, SPECIAL SERVICE DISTRICT AMENDMENTS, by Representative E. Anderson, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **H.B. 198, H.B. 30, H.B. 40, Sub. H.B. 66, H.B. 74,** and **2nd Sub. H.B. 212** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: February 25, 2002

The Revenue and Taxation Committee recommends **S.B. 118**, DISTRIBUTION OF OLYMPIC SPECIAL REVENUE FUND MONIES, by Senator M. Waddoups, be replaced and favorably recommends **1st Sub. S.B. 118**, DISTRIBUTION OF OLYMPIC SPECIAL REVENUE FUND MONIES; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 305**, PROPERTY TAX AMENDMENTS, by Representative W. Harper.

Wayne A. Harper, Chair

Reports filed. On motion of Representative Harper, the reports of the Revenue and Taxation committee were adopted.

Sub. S.B. 118 and **H.B. 305**, read the second time by short title and placed on the calendar for third reading.

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Mr. Speaker:

February 25, 2002

The Government Operations Committee reports a favorable recommendation on **H.B. 166**, PUBLIC REVIEW OF MUNICIPAL APPROPRIATIONS AND RESOURCES, by Representative R. Barrus, with the following amendments:

1. Page 3, Line 67:

After line 67 insert:

“(h) This section shall only apply to appropriations not otherwise approved pursuant to Title 10, Chapter 5, Uniform Fiscal Procedures Act for Utah Towns, or Title 10, Chapter 6, Uniform Fiscal Procedures Act for Utah Cities.”; and

The Government Operations Committee reports a favorable recommendation on **H.B. 169**, MIDTERM VACANCIES IN THE LEGISLATURE, by Representative R. Becker; and

The Government Operations Committee reports a favorable recommendation on **H.B. 311**, STATE CAPITOL PRESERVATION BOARD – CHAIR, by Representative G. Adair, and recommends it be placed on the Consent Calendar.

Craig W. Butters, Chair

Reports filed. On motion of Representative Butters, the reports of the Government Operations committee were adopted.

H.B. 166, as amended, and **H.B. 169**, read the second time by short title and placed on the calendar for third reading.

H.B. 311, read the second time by short title and placed on the Consent Calendar.

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Mr. Speaker:

February 25, 2002

The Political Subdivisions Committee recommends **H.B. 241, COUNTY HEALTH DEPARTMENTS – OPERATIONAL STRUCTURE**, by Representative K. Garn, be replaced and favorably recommends **3rd Sub. H.B. 241, COUNTY HEALTH DEPARTMENTS – OPERATIONAL STRUCTURE**; and

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 284, ELECTION LAW AMENDMENTS – DISABLED VOTERS**, by Representative R. Siddoway, with the following amendments:

1. Page 1, Line 10:
Delete “three” and insert “six”
2. Page 1, Line 12:
After “location” but before the period insert “or, if no practical solution can be identified, file with the Office of the Lieutenant Governor a written explanation identifying the reasons compliance cannot reasonably be met”
3. Page 5, Line 134:
Delete “three” and insert “six”
4. Page 5, Line 136:
Delete “or”
5. Page 5, Line 138:
After “precinct” but before the period insert “; or (C) if no practical solution can be identified, file with the Office of the Lieutenant Governor a written explanation identifying the reasons compliance cannot reasonably be met”

David L. Hogue, Chair

Reports filed. On motion of Representative Hogue, the reports of the Political Subdivisions committee were adopted.

3rd Sub. H.B. 241 and **H.B. 284**, as amended, read the second time by short title and placed on the calendar for third reading.

UNFINISHED BUSINESS

On motion of Representative Wallace, the House voted to uncircle **Sub. H.B. 236**.

Sub. H.B. 236, INDECENT PUBLIC DISPLAY AMENDMENTS, was before the House on its final passage.

Sub. H.B. 236 then passed on the following roll call:

Yeas, 64; Nays, 5; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Alexander	S. Allen	Anderson
Arent	Barrus	Beck	Beshear
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Daniels
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	G. Snow	Styler	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Voting in the negative were: Representatives

Bryson	Curtis	Dayton	Lockhart
Thompson			

Absent or not voting were: Representatives

Adair	Becker	Bennion	Pace
Siddoway	Swallow		

Sub. H.B. 236 held for possible reconsideration.

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On motion of Representative Harper, the House voted to uncircle **2nd Sub. H.B. 263**.

2nd Sub. H.B. 263, MOBILE HOME PARK RESIDENCY ACT AMENDMENTS, was before the House on its final passage.

2nd Sub. H.B. 263 then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Alexander	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Donnelson	Duckworth	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
Litvack	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Adair	Bennion	Dillree	Ferrin
King	Lockhart	Siddoway	

2nd Sub. H.B. 263 transmitted to the Senate for its consideration.

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On motion of Representative Way, the House voted to uncircle **3rd Sub. H.B. 184**.

3rd Sub. H.B. 184, IMPACT FEES ACT AMENDMENTS, was before the House on its final passage.

On motion of Representative Way, the bill was amended as follows:

1. Page 1, Line 5:
Delete "include"

3rd Sub. H.B. 184, as amended, then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Agaard	Alexander	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Young
M. Stephens			

Absent or not voting were: Representatives

Adair	Bennion	Hogue	Lockhart
Siddoway	Winn		

3rd Sub. H.B. 184, as amended, transmitted to the Senate for its consideration.

THIRD READING CALENDAR

Sub. H.J.R. 16, JOINT RULES RESOLUTION – LEGISLATIVE REVIEW NOTES ON BILLS, before the House on its final passage.

Sub. H.J.R. 16 then failed to pass on the following roll call:

Yeas, 29; Nays, 43; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Bennion	Bowman	Bryson	Buttars
S. Clark	Dayton	Donnelson	Duckworth
Ferrin	Gowans	Hansen	Harper
Hendrickson	Holdaway	B. Johnson	Lockhart
Mascaro	Newbold	Parker	Peterson

Philpot	Ray	Seitz	Thompson
Throckmorton	Ure	Wallace	Way
Winn			

Voting in the negative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Beshear	Bigelow	Biskupski	Bourdeaux
Bradshaw	Buffmire	Bush	D. Clark
D. Cox	Curtis	Daniels	Dillree
Ferry	Fife	Garn	Goodfellow
Hogue	E. Hutchings	Jones	King
Litvack	McCartney	Morgan	Moss
Murray	Pace	Saunders	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Tyler	Urquhart	Young	

Absent or not voting were: Representatives

Alexander	Hatch	M. Stephens
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Sub. H.J.R. 16 transmitted to the Senate for its consideration.

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H.B. 240, PUBLIC EDUCATION CAPITAL OUTLAY ACT, read the third time by short title and placed on its final passage.

On motion of Representative D. Cox, the House voted to delete **H.B. 240** in title and body and insert **Sub. H.B. 240** in lieu thereof.

Sub. H.B. 240 then passed on the following roll call:

Yeas, 40; Nays, 33; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	S. Allen	Anderson	Arent
Beck	Bennion	Biskupski	Bowman
Bryson	Bush	Buttars	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Garn
Goodfellow	Hatch	Holdaway	B. Johnson
Jones	Lockhart	Morgan	Murray
Pace	Parker	Peterson	Ray
Saunders	Siddoway	Styler	Thompson
Throckmorton	Tyler	Way	Winn

Voting in the negative were: Representatives

Adair	Barrus	Becker	Beshear
Bigelow	Bourdeaux	Bradshaw	Buffmire
D. Clark	Ferrin	Ferry	Fife
Gowans	Hansen	Harper	Hendrickson
Hogue	E. Hutchings	King	Litvack
Mascaro	McCartney	Moss	Newbold
Philpot	Seitz	Shurtliff	G. Snow
Swallow	Ure	Urquhart	Wallace
Young			

Absent or not voting were: Representatives

Alexander	M. Stephens
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Sub. H.B. 240 transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Way, the House voted to uncircle **Sub. H.B. 85**.

Sub. H.B. 85, WATER DEVELOPMENT AND CONSERVATION TASK FORCE, was before the House on its final passage.

On motion of Representative Johnson, the bill was amended as follows:

1. Page 2, Line 35:
After "including" delete "s" and insert "the"
2. Page 2, Lines 36–40:
Delete lines 36–40
3. Page 2, Line 41:
Delete "(v)"

Sub. H.B. 85, as amended, then passed on the following roll call:

Yeas, 65; Nays, 7; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Barrus	Bennion	Beshear
Bigelow	Bourdeaux	Bowman	Bradshaw
Bryson	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Dayton

Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Lockhart
Mascaro	Morgan	Murray	Newbold
Pace	Parker	Peterson	Philpot
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Voting in the negative were: Representatives

Beck	Becker	Biskupski	Buffmire
Daniels	Litvack	McCartney	

Absent or not voting were: Representatives

Arent	Moss	Ray
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Sub. H.B. 85, as amended, transmitted to the Senate for its consideration.

THIRD READING CALENDAR

2nd Sub. H.B. 238, CIGARETTE AND TOBACCO TAX AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to set **2nd Sub. H.B. 238** for Time Certain on February 26, 2002 at 11:00 a.m.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess until 5:30 p.m.

EVENING SESSION

The House was called to order by Speaker Stephens at 5:45 p.m.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: February 25, 2002

The Senate refuses to recede from its amendments to **1st Sub. H.B. 47**, EXTENSION OF SUNSET DATES ON OFFICE OF COURT ADMINISTRATOR AND ALTERNATIVE DISPUTE RESOLUTION, by

Representative G. Way, and has appointed a Conference Committee consisting of Senators Gladwell, Spencer, and Davis to meet with a like committee from the House on this bill.

Annette B. Moore
Secretary of the Senate

Communication filed. On motion of Representative Curtis, the Speaker was authorized to appoint a conference committee. The Speaker appointed Representatives Way, Bryson, and Hendrickson.

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Mr. Speaker:

February 25, 2002

The President of the Senate has signed **H.B. 88**, SALES AND USE TAX – AGRICULTURAL EXEMPTION, by Representative E. Anderson, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 24**, REVISIONS TO REDEVELOPMENT AGENCY LAWS, by Representative W. Harper, and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **H.B. 88** and **H.B. 24** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

INTRODUCTION OF BILL

APPROPRIATION FOR ARCHERY AND NATURE PARK IN TOOELE

H.B. 322

Chad E. Bennion

Introduced by Short Title, read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

H.B. 97, RETIREMENT COST-OF-LIVING ADJUSTMENT FOR PUBLIC SAFETY, read the third time by short title and placed on its final passage.

On motion of Representative Ray, the House voted to delete **H.B. 97** in title and body and insert **Sub. H.B. 97** in lieu thereof.

Representative Bowman declared a conflict of interest because he is a retired public safety officer.

Sub. H.B. 97 then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bryson	Buffmire
Bush	Buttars	D. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Alexander	Bradshaw	S. Clark	Goodfellow
Newbold	Tyler		

Sub. H.B. 97 transmitted to the Senate for its consideration.

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H.B. 186, STATE RETIREMENT CONVERSION WINDOW, read the third time by short title and placed on its final passage.

On motion of Representative King, the House voted to delete **H.B. 186** in title and body and insert **2nd Sub. H.B. 186** in lieu thereof.

2nd Sub. H.B. 186 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bryson
Buffmire	Bush	Buttars	D. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Pace	Parker	Peterson
Philpot	Ray	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Bradshaw	S. Clark	Gowans	Newbold
Saunders			

2nd Sub. H.B. 186 transmitted to the Senate for its consideration.

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H.B. 230, RETIREMENT OF PUBLIC SAFETY OFFICIALS, read the third time by short title and placed on its final passage.

H.B. 230 then passed on the following roll call:

Yeas, 57; Nays, 15; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Bigelow	Biskupski	Bourdeaux
Bowman	Bryson	Buffmire	Bush
Buttars	D. Clark	D. Cox	Duckworth
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch

Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Mascaro	McCartney	Morgan	Moss
Murray	Pace	Parker	Ray
Saunders	Seitz	Shurtliff	Siddoway
Styler	Swallow	Tyler	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Voting in the negative were: Representatives

Alexander	Beshear	Curtis	Daniels
Dayton	Dillree	Donnelson	Ferrin
Lockhart	Peterson	Philpot	G. Snow
Thompson	Throckmorton	Ure	

Absent or not voting were: Representatives

Bradshaw	S. Clark	Newbold
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H.B. 230 transmitted to the Senate for its consideration.

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H.B. 133, NATURAL GAS TECHNICIAN CERTIFICATION, read the third time by short title and placed on its final passage.

H.B. 133, as amended, then passed on the following roll call:

Yeas, 56; Nays, 16; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Buffmire	Bush
Buttars	D. Clark	D. Cox	Daniels
Dillree	Donnelson	Duckworth	Ferry
Fife	Goodfellow	Gowans	Hansen
Hendrickson	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Mascaro
McCartney	Morgan	Moss	Murray
Pace	Parker	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Tyler	Ure
Urquhart	Wallace	Winn	Young

Voting in the negative were: Representatives

Alexander	Bryson	Curtis	Dayton
Ferrin	Garn	Harper	Hatch
Hogue	Lockhart	Peterson	Philpot
Thompson	Throckmorton	Way	M. Stephens

Absent or not voting were: Representatives

Bradshaw	S. Clark	Newbold
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H.B. 133, as amended, transmitted to the Senate for its consideration.

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H.B. 99, CONSECUTIVE SENTENCING, read the third time by short title and placed on its final passage.

On motion of Representative McCartney, the House voted to delete **H.B. 99** in title and body and insert **Sub. H.B. 99** in lieu thereof.

Sub. H.B. 99 then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Biskupski
Bourdeaux	Bowman	Bryson	Buffmire
Bush	Buttars	D. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Pace	Parker	Peterson	Philpot
Ray	Saunders	Shurtliff	Siddoway
Styler	Swallow	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Bigelow	Bradshaw	S. Clark	Hansen
Newbold	Seitz	G. Snow	Thompson

Sub. H.B. 99 transmitted to the Senate for its consideration.

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H.B. 128, CONTROLLED SUBSTANCES ACT AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 128 then passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Pace
Parker	Peterson	Philpot	Ray
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

S. Clark	Newbold	Saunders	Seitz
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H.B. 128 transmitted to the Senate for its consideration.

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H.B. 125, ENDANGERMENT OF CHILD OR ELDER PERSON WITH CONTROLLED SUBSTANCE OR PRECURSOR, read the third time by short title and placed on its final passage.

H.B. 125 then passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Pace
Parker	Peterson	Philpot	Ray
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

S. Clark	Newbold	Saunders	Seitz
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H.B. 125 transmitted to the Senate for its consideration.

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H.B. 262, STUDENT EDUCATION PLANS, read the third time by short title and placed on its final passage.

On motion of Representative Hatch, the House voted to circle **H.B. 262**.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to return the following House Bills and Resolutions from the Third Reading Calendar to the Rules Committee: **H.B. 271, Sub. H.B. 279, H.B. 96, Sub. H.B. 90, H.B. 248, H.B. 297, Sub. H.B. 219, 2nd Sub. H.B. 123, Sub. H.B. 136, H.B. 172, H.J.R. 21, H.B. 143, H.B. 130, Sub. H.B. 176, H.B. 281, H.B. 296, H.B. 285, Sub. H.B. 126, Sub. H.B. 180, H.B. 139, Sub. H.B. 137, H.J.R. 19, H.B. 289, H.B. 179, H.B. 178, Sub. H.B. 124, H.B. 98, H.B. 144, H.B. 167, 4th Sub. H.B. 205, H.B. 260, H.B.**

287, Sub. H.B. 342, H.B. 290, Sub. H.B. 101, H.B. 305, H.B. 166, H.B. 169, 3rd Sub. H.B. 241, and H.B. 284.

RULES COMMITTEE REPORT

Mr. Speaker: February 25, 2002

The Rules Committee recommends the following bills, having been read for the second time, be placed on the Third Reading Calendar:

- H.B. 248** Classification of State Employees for Insurance Purposes (J. Seitz)
 - H.B. 172** Vehicle Safety Inspection Amendments (W. Harper)
 - H.B. 143** Restrictions on Sexually Explicit Email (B. Winn)
 - 1st Sub. H.B. 137** Limited Purpose Local Government Agencies Amendments (D. Peterson)
 - H.B. 289** Independent Entity Privatization Amendments (M. Stephens)
 - H.B. 179** Designation of State Building (G. Way)
 - 1st Sub. H.B. 124** Debt Collection Amendments (S. Allen)
 - H.B. 144** Exemption from Nonresident Tuition (D. Ure)
 - H.B. 167** Powersport Vehicle Franchise Act (G. Curtis)
 - 1st Sub. H.B. 342** Recovery of Damages for Loss of Use of a Motor Vehicle (G. Curtis)
 - 1st Sub. H.B. 101** Racial Profiling (D. Bourdeaux)
 - H.B. 305** Property Tax Amendments (W. Harper)
 - H.B. 166** Public Review of Municipal Appropriations and Resources (R. Barrus)
 - H.B. 169** Midterm Vacancies in the Legislature (R. Becker)
 - 3rd Sub. H.B. 241** County Health Departments – Operational Structure (K. Garn)
 - H.B. 284** Election Law Amendments – Disabled Voters (R. Siddoway)
 - 1st Sub. H.B. 90** Truth in Advertising Amendments (S. Daniels)
- Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORT

Mr. Speaker: February 25, 2002

The House Rules Committee recommends, with written request of the sponsor, that **H.B. 194**, Proper Lookout in Vehicles (C. Bennion), be replaced with **Sub. H.B. 194**, Peace Officer Arrest Quotas, and under suspension of the rules, be

considered read for the first time and assigned to the Law Enforcement and Criminal Justice Standing Committee.

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORT

Mr. Speaker:

February 25, 2002

The Rules Committee has ordered the following House and Senate bills and resolutions printed and recommends the following bills and resolutions be assigned to standing committees:

BUSINESS & LABOR

- H.J.R. 25** Resolution on Utah Athletic Foundation (D. Ure)
S.B. 119 Workers' Compensation Insurance Related Amendments
(L. S. Poulton)
1st Sub. S.B. 165 Pawnbroker Industry Revisions (M. Waddoups)

EDUCATION

- H.B. 150** Public Education – Alternative Language Programs
(D. Bourdeaux)
H.B. 328 Appropriation for Teacher Mentoring Programs (C. Moss)

GOVERNMENT OPERATIONS

- H.B. 306** Election Law Revisions (G. Donnelson)
H.B. 323 State Fleet Operations Amendments (G. Adair)
H.B. 351 Election Process Amendments (G. Curtis)
S.B. 68 Utah Procurement Code Amendments (M. Dmitrich)
S.B. 162 Department of Human Resource Management – Report of
Funded Vacant Positions (L. Blackham)

HEALTH AND HUMAN SERVICES

- H.B. 356** Prohibition of Rebirthing Therapy (M. Thompson)
H.B. 168 Smoke-free Workplace Law (S. Daniels)
H.B. 300 Amendments to Guardian Ad Litem Statutes
(M. Throckmorton)

JUDICIARY

- H.B. 151** Hate Crimes Amendments (D. Litvack)
H.B. 355 Child Support Guidelines (F. Fife)
1st Sub. S.B. 106 Divorce – Children's Testimony Limited (T. Spencer)

- 1st Sub. S.B. 111** Division of Home in a Divorce (T. Spencer)
1st Sub. S.B. 139 DNA Evidence – Removing Statute of Limitations
(L. Hillyard)

LAW ENFORCEMENT AND CRIMINAL JUSTICE

- H.B. 315** Utah Fire Prevention and Safety Act Amendments
(C. Beshear)
H.B. 316 Fire Prevention and Safety Revisions (C. Beshear)
H.B. 333 Veterans – Parks and Recreation Benefit (G. Adair)
H.B. 319 Jail Reimbursement Amendments (G. Curtis)

NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT

- H.B. 162** Use of Bear River Bird Refuge Settlement Monies
(B. Ferry)
H.B. 322 Government Operations (C. Bennion)
H.B. 340 Division of Water Rights Funding and Notification
Amendments (M. Styler)

POLITICAL SUBDIVISIONS

- H.B. 334** County and Municipal Campaign Finance Amendments
(T. Beck)
2nd Sub. S.B. 65 County Law Revisions (D. Gladwell)

PUBLIC UTILITIES AND TECHNOLOGY

- H.B. 308** Renewable Energy Amendments (J. Gowans)
1st Sub. S.B. 104 Sale of Municipal Power Systems (J. Hickman)
S.B. 152 Electric Energy Efficiency and Conservation Tariff
(L. Blackham)
S.B. 153 Taxes or Charges on Telecommunications Service
(C. Bramble)

REVENUE AND TAXATION

- H.B. 302** Tax Credits for Donated Textbooks (M. Thompson)
1st Sub. S.B. 154 Use of Rainy Day Funds (P. Hellewell)

WORKFORCE SERVICES AND COMMUNITY & ECONOMIC DEVELOPMENT

- H.B. 353** Appropriation to Department of Community and
Economic Development (K. Holdaway)

H.J.R. 24 Resolution Honoring Princess Aisha Bint Al Hussein
(S. Allen)

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to adjourn until February 26, 2002, at 9:00 a.m.

THIRTY-SEVENTH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Stephens at 9:00 a.m.

Roll call showed all members present.

Pledge of Allegiance and prayer by Larry Ross, guest of Representative Gordon Snow.

MISCELLANEOUS BUSINESS

On motion of Representative Hatch, the House voted that all House Bills with favorable recommendations from standing committees be considered read for the second time and referred to the Rules Committee for prioritization, except bills recommended for the Consent Calendar. I further move all Senate Bills with favorable recommendations from standing committees be considered read for the second time and referred to the Rules Committee for prioritization, except bills recommended for the Consent Calendar.

REPORTS OF STANDING COMMITTEES

Mr. Speaker:

February 25, 2002

The Education Committee reports a favorable recommendation on **H.B. 177**, ANNUAL REPORT ON STATE SCHOOL FUND, by Representative J. Ferrin, with the following amendments:

1. Page 1, Lines 20–21:
After “three years.” insert “and” and after “five years” delete “, and ten years”; and

The Education Committee reports a favorable recommendation on **S.B. 81**, EDUCATION OF PERSONS WITH A DISABILITY, by Senator E. Mayne, with the following amendments:

1. Page 1, Line 7:
Delete “clarifying” and insert “indicating” and after “school” delete “year” and insert “semester”
2. Page 1, Line 22:
After “of the” delete “school year” and insert “:

- (i) winter semester for those who turn 22 on or after the beginning of the school year and before the end of the winter semester; and
(ii) school year for those who turn 22 after the winter semester and before the end of the school year”; and

The Education Committee reports a favorable recommendation on **H.J.R. 23**, RESOLUTION PROMOTING CHARACTER AND CITIZENSHIP EDUCATION, by Representative K. Morgan, with the following amendment:

1. Page 2, Line 41:

After “each” insert “public school and”

Margaret Dayton, Chair

Reports filed. On motion of Representative Dayton, the reports of the Education committee were adopted.

H.B. 177, as amended, **S.B. 81**, as amended, and **H.J.R. 23**, as amended, read the second time by short title and referred to the Rules Committee for prioritization.

* * *

Mr. Speaker:

February 25, 2002

The Public Utilities and Technology Committee reports a favorable recommendation on **H.J.R. 26**, RESOLUTION PROMOTING COOPERATIVE REGULATORY ENVIRONMENT AND ECONOMIC DEVELOPMENT IN UTAH, by Representative C. Bennion, and recommends it be placed on the Consent Calendar; and

The Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 145**, UTAH ENERGY OFFICE AMENDMENTS, by Representative S. Urquhart, and recommends it be placed on the Consent Calendar; and

The Public Utilities and Technology Committee recommends **H.B. 140**, TELECOMMUNICATIONS AMENDMENTS, by Representative K. Garn, be replaced and reports a favorable recommendation on **1st Sub. H.B. 140**, COMPETITION IN TELECOMMUNICATIONS INDUSTRY LEGISLATIVE TASK FORCE with the following amendments:

1. Page 2, Line 42:

After “wholesale prices that” delete the remainder of line 42 and insert “support the development of competition”

2. Page 2, Line 43:
At the beginning of line 43 delete “retail level and earn a sustainable profit”
3. Page 2, Line 46:
After “input from” insert “at least the following”

John E. Swallow, Chair

Reports filed. On motion of Representative Garn, the reports of the Public Utilities and Technology committee were adopted.

H.J.R. 26 and **H.B. 145**, read the second time by short title and placed on the Consent Calendar.

Sub. H.B. 140, as amended, read the second time by short title and referred to the Rules Committee for prioritization.

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Mr. Speaker: February 25, 2002

The Business and Labor Committee reports a favorable recommendation on **1st Sub. S.B. 55**, AMENDMENTS TO UTAH UNIFORM BUILDING STANDARDS ACT, by Senator P. Hellewell; and

The Business and Labor Committee reports a favorable recommendation on **2nd Sub. S.B. 48**, PUBLIC AGENCY INSURANCE MUTUAL AMENDMENTS, by Senator J. Hickman, with the following amendments:

1. Page 1, Line 9:
After “workers’ compensation” insert “and health”
2. Page 6, Line 150:
After “(A)” insert “subject to Subsection (7)(b).”
3. Page 6, Line 151:
After line 151 insert:
“(b) Notwithstanding Subsection (7)(a)(ii)(A), a public agency insurance mutual may not provide health insurance unless the public agency insurance mutual provides the health insurance using:
(i) a third party administrator licensed under Chapter 25, Third Party Administrators;
(ii) an admitted insurer; or
(iii) a group insurance program authorized by Title 49, Chapter 8, Group Insurance Program Act.”

4. Page 6, Line 152:
Delete “(b)” and insert “(c)”
5. Page 6, Line 154:
Delete “(c)” and insert “(d)”
6. Page 30, Line 901:
After “(ii)” bracket “which”
7. Page 44, Line 1342:
Delete “self-insured’s” and insert “self-insured”
8. Page 48, Line 1458:
After “Subsection (14)(a)(ii)” insert “;” and

The Business and Labor Committee reports a favorable recommendation on **S.B. 30**, FUNDING FORMULA FOR ALCOHOL RELATED ACTIVITIES OF LOCAL GOVERNMENTS, by Senator M. Waddoups; and

The Business and Labor Committee recommends **H.B. 292**, POWER OF ATTORNEY FOR TRUST, by Representative M. Newbold, be replaced and favorably recommends **1st Sub. H.B. 292**, POWER OF ATTORNEY FOR TRUST; and

The Business and Labor Committee recommends **H.B. 307**, TREATMENT OF DISHONORED CHECKS, by Representative C. Bennion, be replaced and reports a favorable recommendation on **1st Sub. H.B. 307**, TREATMENT OF DISHONORED CHECKS with the following amendments:

1. Page 4, Line 91:
After “(i) the” bracket “check” and after “amount” insert “owed under Subsection (2)(a)” and after line 91 insert “(ii) the collection costs under Subsection (4);”
2. Page 4, Line 92: >hr>Bracket “(ii)” and insert “(iii)”
3. Page 4, Line 93:
Bracket “(iii) all costs of collection, including all” and insert “(iv)” and after “court costs” bracket “and” and insert “; (v)”
4. Page 4, Line 94:
Bracket “(iv)” and insert “(vi)”
5. Page 4, Line 100:
After “Subsections” bracket “(7)(b)(ii)” and insert “(7)(b)(iii)”

6. Page 4, Lines 101–102:
Bracket “(iv)” and insert “(vi)”, delete “: (i)” and after “cause”
reinststate “.” and delete “: and”
7. Page 4, Lines 103–104:
Delete lines 103 and 104.
8. Page 4, Line 109:
Bracket “(7)(b)(iv)” and insert “(7)(b)(vi)”
9. Page 4, Line 111:
Bracket “(7)(b)(iv)” and insert “(7)(b)(vi)”
10. Page 4, Line 113:
Bracket “(7)(b)(iv)” and insert “(7)(b)(vi)”; and

The Business and Labor Committee reports a favorable recommendation on **H.B. 148, NONPROFIT INSURERS**, by Representative A. Bradshaw, with the following amendments and recommends it be placed on the Consent Calendar.

1. Page 2, Line 37:
After “contract that” delete “contains” and insert “pays a benefit based on”

Katherine M. Bryson, Chair

Reports filed. On motion of Representative Bryson, the reports of the Business and Labor committee were adopted.

Sub. S.B. 55, 2nd Sub. S.B. 48, as amended, **S.B. 30, Sub. H.B. 292**, and **Sub. H.B. 307**, read the second time by short title and referred to the Rules Committee for prioritization.

H.B. 148, as amended, read the second time by short title and placed on the Consent Calendar.

NOTICE OF BILL RETURNED TO RULES COMMITTEE

Mr. Speaker: February 25, 2002

The Business and Labor Committee has returned **H.B. 141, PERSONAL INFORMATION PROTECTION**, by Representative D. Aagard, to the Rules Committee.

Katherine Bryson, Chair

Report filed. **H.B. 141**, returned to the Rules Committee.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: February 25, 2002

The Health and Human Services Committee reports a favorable recommendation on **H.B. 310**, MOBILITY ASSISTANCE FUND, by Representative E. Hutchings; and

The Health and Human Services Committee recommends **H.B. 339**, DIVISION OF SERVICES FOR PEOPLE WITH DISABILITIES, by Representative R. Lockhart, be replaced and favorably recommends **1st Sub. H.B. 339**, DIVISION OF SERVICES FOR PEOPLE WITH DISABILITIES; and

The Health and Human Services Committee reports a favorable recommendation on **2nd Sub. S.B. 113**, HEALTH CARE WORKFORCE LOAN REPAYMENT ASSISTANCE, by Senator P. Knudson; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 318**, GOVERNMENTAL IMMUNITY – EXCEPTION FOR PERJURY, by Representative M. Throckmorton, and recommends it be placed on the Consent Calendar.

Carl R. Saunders, Chair

Reports filed. On motion of Representative Saunders, the reports of the Health and Human Services committee were adopted.

H.B. 310, **Sub. H.B. 339**, and **2nd Sub. S.B. 113**, read the second time by short title and referred to the Rules Committee for prioritization.

H.B. 318, read the second time by short title and placed on the Consent Calendar.

THIRD READING CALENDAR

H.B. 248, CLASSIFICATION OF STATE EMPLOYEES FOR INSURANCE PURPOSES, read the third time by short title and placed on its final passage.

H.B. 248 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	Anderson
Arent	Barrus	Beck	Becker

Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Young	M. Stephens		

Absent or not voting were: Representatives

S. Allen	Buffmire	King	Swallow
Winn			

H.B. 248 transmitted to the Senate for its consideration.

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H.B. 172, VEHICLE SAFETY INSPECTION AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Harper, the House voted to circle **H.B. 172**.

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H.B. 143, RESTRICTIONS ON SEXUALLY EXPLICIT EMAIL, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **H.B. 143**.

UNFINISHED BUSINESS

On motion of Representative Winn, the House voted to uncircle **H.B. 143**.

H.B. 143, RESTRICTIONS ON SEXUALLY EXPLICIT EMAIL, was before the House on its final passage.

On motion of Representative Pace, the bill was amended as follows:

- 1. Page 3, Line 79:
Delete "C" and insert "B"

H.B. 143, as amended, then passed on the following roll call:

Yeas, 65; Nays, 0; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Aagard	Adair	Anderson	Arent
Barrus	Beck	Bennion	Beshear
Bigelow	Biskupski	Bourdeaux	Bradshaw
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Wallace	Way	Winn
Young			

Absent or not voting were: Representatives

Alexander	S. Allen	Becker	Bowman
Bryson	Dayton	Lockhart	G. Snow
Urquhart	M. Stephens		

H.B. 143, as amended, transmitted to the Senate for its consideration.

THIRD READING CALENDAR

Sub. H.B. 137, LIMITED PURPOSE LOCAL GOVERNMENT AGENCIES AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Peterson, the House voted to circle **Sub. H.B. 137**.

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H.B. 289, INDEPENDENT ENTITY PRIVATIZATION AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 289 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Anderson	Arent
Barrus	Beck	Bennion	Beshear
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Alexander	S. Allen	Becker	Dayton
G. Snow			

H.B. 289 transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Clark, the House voted to allow a bill file be opened amending the revenue and taxation article of the Constitution of the state of Utah.

THIRD READING CALENDAR

H.B. 179, DESIGNATION OF STATE BUILDING, read the third time by short title and placed on its final passage.

On motion of Representative Way, the House voted to circle **H.B. 179**.

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Sub. H.B. 124, DEBT COLLECTION AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Pace, the House voted to circle **Sub. H.B. 124**.

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H.B. 144, EXEMPTION FROM NONRESIDENT TUITION, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **H.B. 144**.

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H.B. 167, POWERSPORT VEHICLE FRANCHISE ACT, read the third time by short title and placed on its final passage.

H.B. 167 then passed on the following roll call:

Yeas, 40; Nays, 30; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Beck	Becker
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
S. Clark	D. Cox	Curtis	Dillree
Duckworth	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	B. Johnson
Jones	King	Litvack	McCartney
Morgan	Moss	Pace	Parker
Saunders	Shurtliff	Siddoway	Thompson
Tyler	Ure	Wallace	Young

Voting in the negative were: Representatives

Aagard	Adair	Barrus	Bush
Buttars	D. Clark	Daniels	Dayton
Donnelson	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	Lockhart
Mascaro	Murray	Newbold	Peterson
Philpot	Ray	Seitz	G. Snow
Styler	Swallow	Throckmorton	Urquhart
Way	M. Stephens		

Absent or not voting were: Representatives

Alexander

S. Allen

Bennion

Ferrin

Winn

H.B. 167 transmitted to the Senate for its consideration.

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Sub. H.B. 342, RECOVERY OF DAMAGE FOR LOSS OF USE OF A MOTOR VEHICLE, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **Sub. H.B. 342**.

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Sub. H.B. 101, RACIAL PROFILING, read the third time by short title and placed on its final passage.

On motion of Representative Bourdeaux, the bill was amended as follows:

1. Page 5, Line 132 (House Committee Amendments 2–7–02):
Delete "this"
2. Page 5, Line 132 (House Committee Amendments 2–7–02):
Delete "(14)" and insert "(1)(j)(i)"
3. Page 9, Line 250:
After Line 250, insert:
"(c) An applicant may not be denied a license for refusing to provide race information required under Subsection (9)(a)(i)(D)."
4. Page 11, Line 310:
After Line 310, insert:
"(4) An applicant may not be denied an identification card for refusing to provide race information required under Subsection (2)(g)."

On motion of Representative Ferrin, the bill was amended as follows:

5. Page 5, Line 127:
After line 127 insert a new subsection (C) as follows:
"(C) the race and gender of the law enforcement officer."
Re-number accordingly.

Sub. H.B. 101, as amended, then passed on the following roll call:

Yeas, 53; Nays, 18; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Biskupski	Bourdeaux
Bowman	Bradshaw	Buffmire	Bush
Buttars	S. Clark	D. Cox	Daniels
Dillree	Duckworth	Ferrin	Fife
Goodfellow	Gowans	Hansen	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
Jones	King	Litvack	Mascaro
McCartney	Morgan	Moss	Murray
Pace	Parker	Ray	Seitz
Shurtliff	Siddoway	Styler	Thompson
Tyler	Wallace	Way	Winn
Young	M. Stephens		

Voting in the negative were: Representatives

Bryson	D. Clark	Curtis	Dayton
Donnelson	Ferry	Garn	Harper
B. Johnson	Newbold	Peterson	Philpot
Saunders	G. Snow	Swallow	Throckmorton
Ure	Urquhart		

Absent or not voting were: Representatives

Alexander	Bigelow	Lockhart
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Sub. H.B. 101, as amended, transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess until 11:25 p.m.

The House was called to order at 11:40 p.m.

THIRD READING CALENDAR

H.B. 305, PROPERTY TAX AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Harper, the House voted to circle **H.B. 305**.

* * *

H.B. 166, PUBLIC REVIEW OF MUNICIPAL APPROPRIATIONS AND RESOURCES, read the third time by short title and placed on its final passage.

H.B. 166 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Young	M. Stephens		

Absent or not voting were: Representatives

Biskupski	Curtis	Styler	Way
Winn			

H.B. 166 transmitted to the Senate for its consideration.

JOINT CONVENTION

President Mansell called the Joint Convention to order at 11:50 a.m. A quorum of both houses was present.

COMMITTEE OF THE WHOLE

On motion of Representative Poulton, the House resolved itself into a Committee of the Whole, with the Speaker as Chairman, for the purpose of

hearing from Governor Michael O. Leavitt and Mitt Romney, CEO of the Salt Lake Organizing Committee.

On motion of Representative Garn, the Committee of the Whole was dissolved and the Joint Convention was adjourned.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to have the words of Governor Leavitt and Mitt Romney printed upon the pages of the House Journal.

REMARKS BY GOVERNOR MICHAEL O. LEAVITT

More than a decade ago, the people of Utah, in a grand public expression of optimism for the future, voted to make an investment in Utah as a winter sports capital. A bond was passed for some \$59 million for the purpose of building facilities that would enhance our capacity to invite the world here for the purpose of the Olympic Winter Games.

It was not passed narrowly; it was passed by a large measure. And from that point forward, the people of this state put energy into inviting the world and preparing for their arrival. There was, along the way, a commitment made, to ourselves, that we would organize these games in a fashion that would be managed within the Olympic-available revenues, that the taxpayers of our state would not be asked to pay for the games or to bear the responsibility. There were many who were skeptics. There were times when the task seemed hard, but today we celebrate the keeping of that commitment and an acknowledgment that our optimism was well placed.

Now much has been said and will be said about what a remarkable event and terrific experience it's been, what a historic moment it's been. But today we pause to acknowledge the fact that we were true to ourselves in that commitment. There are a number of people that need to be recognized. I'd like to acknowledge the state Olympic officers, John Fowler and Lane Beattie, and their respective staffs, particularly Leo Memmott, who has been so helpful in the course of the last days and representing at least the State's interests in that process. I'd like to acknowledge Lynne Ward, from my office, who played an important role in our part of this equation. But there is one person that I want, as governor, to make certain that you and the world know was in largest measure, I think, responsible for our capacity to do this, beyond the commitment that was made by our people, beyond the resolute agreement that we had, and that Mitt Romney adopted when he stepped in at a very difficult and troubled time. I'd like to recognize Frasier Bullock, the Chief Operating Officer of the games, and ask you to step forward.

Frasier held us to the discipline of the difference between something we would like to do and something we had to do. Not only did we manage these games

within available Olympic revenues, we did it in grand style, and for that the Olympic movement and Utahns will forever be grateful. Before I turn the microphone to Mitt Romney, who has received many accolades and deserves many more, may I just remind all of us that when the flame was extinguished on closing ceremonies, it did not represent a landing; it represented a launch, that those 17 days were simply the beginning of what I believe must be a thousand days to fully utilize the opportunity that we have, looking at a horizon of ten thousand days. The brand of Utah is now known across this planet and the inherent promise is one of competence, of natural beauty, and of great people. I'm proud to be a Utahn today and I'm appreciative of all that's been done, and I'd like now, in introducing Mitt Romney, to say that at a difficult and troubling time in this state, he stepped forward in a way that he could uniquely step forward. There was a moment when the two of us talked about the demands of the future and the risks involved, and I expressed to him the commitment that had been made, that we would operate under available Olympic revenues, and he adopted it, stood for it, and assured that it happened, and I salute you, Mitt, for all you have done and all that you mean to this state today and in the future. Thank you.

REMARKS BY MITT ROMNEY:

Thank you, Governor, thank you.

I hope the members of the Senate here will allow me to say a few of the same things I said in their chamber just a moment ago, but I want to say first, thank you to the Governor for his support. He alluded to the early days. As I came here, I asked to meet with him on several occasions in his office and also at the Governor's Mansion, and reviewed with him the state of where we were, and it was more bleak than I had anticipated when I accepted the job. I went through with him my concerns that this day might never come; that perhaps we wouldn't be able to give these big cardboard checks to the state and to the UAF, and that I wondered if we could ever get there. I didn't know that we could find enough costs to cut. I didn't know if we could find new sponsors, because all the usual suspects had signed up. I didn't know if we'd be able to sell, not the \$80 million of tickets that were sold in Nagano, but the \$180 million of tickets that were necessary to balance our budget. There were a lot of things that gave me a great deal of concern and the Governor was steady and forthright and fully committed and supportive of the effort that we then campaigned for for the next three years, and I express appreciation to him and to his entire team. To you, also; in visiting both chambers I received a warm welcome and, as I had taken out a commitment that many would have preferred we didn't take, but that we had made a commitment and that we would fulfill it, to host the world, you supported that fully and have been there at every step. There's not a single measure that we asked for your help in that these

bodies did not come together to provide to make sure that the games would go forward successfully, and I thank you for that.

I want to thank, also, I neglected in previous conversations to talk about John Fowler. He was a great help but, let me tell you, this guy here, Lane Beattie, has been an Olympic hero. He deserves a medal around his neck. I know that Leo has supported him, and others have worked together with him, but there have been so many agencies, federal and state, and so many departments of government, from counties and various commissions and cities and towns that have all pulled – you need to do this, you need to do that – and they’ve come to us, and you know what we’ve been able to do? We’ve been able to say, “Lane, could you call this person back for us and deal with that?” and Lane was able to make sure that, instead of being pulled in all directions, we all came together, and all of the communities and all of the elements in this state pulled in one direction, and those things allowed us to have great games. I want you to know that I have never had more pride in being able to work with an organization than I’ve had working with the team at the Salt Lake Organizing Committee. My predecessors selected many of these individuals and they are superb. I was happy enough to have worked with Frasier Bullock in a previous career some years ago, and sheepishly I asked him if he would come join me in this. I actually didn’t ask him. I sheepishly said, “Do you know someone who might be willing to join me?”, and he was kind enough to recognize that I’m not as bold as I ought to be, and say, “Are you asking me?” The answer was, of course, yes, and Frasier joined this effort and has been just a master in organizing all of the, initially, financial and then operational responsibilities for the games. He’s done a fabulous job, and the team that’s come together, some who have been announced or mentioned and others who haven’t, it’s an extraordinary group. I’ve never seen a stronger management team, and I’ve worked in companies all over the country, all of whom took a reduction in their prospects or in their compensation to be part of this effort. I want to tell you also that I appreciate our board of directors. It’s a big one. Bob Garff has had a challenge keeping them all in one corral, and they’ve done a wonderful job, and Bob has, to make sure that, again, that the board was able to pull in one direction and get these games to be successful. I’m pleased that the games worked without the kinds of distractions that took the world away from the heroics of the athletes. These games are being heralded around the world as being highly successful not because of, “wasn’t this the best computer program you ever saw”, and “wasn’t that bus just working perfectly.” No, it’s because all that was invisible. It all worked so well that we could see the athletes, and we could hear their stories, and that’s what covered the pages of the world; nothing distracted from that. And then something else made these great games, and that is the passion and heart, the hospitality and friendship of the people of Utah, who were not only on the streets, but the people who were the volunteers. Let me tell you: someone did a calculation. We got a call

yesterday from the Wall Street Journal and they said, by our calculation, if you had to hire all those people that you had as volunteers, it would have cost you an extra \$60 million. Now I haven't done the analysis; that may be a crazy number, but you can figure out, if we didn't have those volunteers, 24,500, we wouldn't have a big check today if we had to go out and hire all the people that did that work, and more important than the check is, we wouldn't have had games of heart and passion. The world loves this state and loved this city and loved these games because of what they saw in the people who drove them, took their tickets, pushed the brooms, cleaned the ice; that's what made these games so unique and so powerful, and among the world's best games ever.

These games were successful because of the people of Utah; those who are citizens, who made a bet and investment that's going to pay back very well; those who were volunteers, who gave 17 straight days, and those who will be in the Paralympics giving more time. Those who were donors, who gave over \$50 million. First time in Olympic history that an organizing committee went out and asked for money from donors. We raised over \$50 million; no sponsorships, just "here's money to make the games successful." Utah companies, by my calculation, over \$100 million in sponsorships from Utah companies. This community, with all of its different branches and the various elements of the fabric of the Utah communities, came together to make sure these games were successful, and for all of that I have a great deal of appreciation. I mentioned in the other house, as well, that a friend of mine watched the closing ceremonies from his roof. Not being in the ticketed section, he wanted to see the fireworks, heard they were going off about 9:00, and he sat on his roof and my understanding from his daughter is that, as he was watching, tears, came pouring down his cheeks and as he looked at those fireworks, the reason, he explained, was that he thought back 150 years ago when people poor as church mice came pouring into this valley with almost nothing, and to think that, today, we've been able to host the world. They all came here to great games and saw a marvelous display of our cultures, our history, our people, our heritage. What a great thing!

Now let me add that I think it's wonderful to be able to pay back the citizens the \$59 million they loaned to build these venues. I am pleased as punch to have a big check here, and am happy to announce that it's already cleared; it's in your bank account. So with no further adieu, if you'll bring the first check. Frasier Bullock, if you and I can hold this and present this to George Garwood, who's president of the League of Cities and Towns. Governor, also. I just am so pleased. It says \$58,511,700; I think we've already paid a little more in the past, so we're at the full amount that was promised, and it has cleared, so don't cash this one or we'll be out of balance. Thank you.

Now, if I can ask Randy Dryer to come up here as well, we have another check for Randy Dryer. This is a remarkable thing. Not only did these games break even and meet all of their obligations to build facilities and pay for people's salaries and so forth, the games have provided, as you know, a \$40 million amount that goes into the Legacy Fund to maintain these athletic facilities indefinitely, and we hope it will be indefinitely and that additional funds can be raised by the UAF to make sure these facilities are always here. We don't want them to fall apart like they did at Lake Placid. We want Utah and Salt Lake City to be the heart of winter sport in North America, and this contribution of \$40 million goes a long way to making that reality. Frasier, if you'll present Randy and the Governor with this check, we'd appreciate it – another \$40 million, also cleared.

With that, Mr. President, we turn the time back to you with appreciation and look forward to doing this again in four years when the games come back.

Gov. Leavitt: I would like to make one more comment on my behalf, as well as on Mitt's, and I feel confident he would appreciate this. There are so many people who deserve to be recognized, who will not be recognized because of the press of time and the press of circumstances, and the sheer numbers, that something needs to be said. There is a monument in Washington called the Tomb of the Unknown Soldier to recognize all of those who fell in battle or those who made great sacrifice. There should be, I believe, a similar recognition. It should be the award of the unrecognized volunteer or the unrecognized hero who served in critical roles. There is one person I want to nominate from my own standpoint to represent all of them. It's the person who many of you worked with and all of you know, who represented me on the SLOC trustee group, who was the chairman of the finance committee, and who bears large responsibility for what you saw today, Nolan Karras.

COMMUNICATION FROM THE SENATE

Mr. Speaker:

February 26, 2002

The Senate passed **S.C.R. 3**, CONCURRENT RESOLUTION RECOGNIZING THE SALT LAKE OLYMPIC ORGANIZING COMMITTEE, MITT ROMNEY, OLYMPIC VOLUNTEERS, AND PUBLIC SAFETY, by Senator B. Evans, and it is transmitted for consideration.

Annette B. Moore

Secretary of the Senate

Communication filed. **S.C.R. 3**, read the first time by short title. On motion of Representative Garn, under suspension of the rules, **S.C.R. 3** was considered read the second time by short title and placed at the top of of the Third Reading Calendar.

THIRD READING CALENDAR

S.C.R. 3, CONCURRENT RESOLUTION RECOGNIZING THE SALT LAKE OLYMPIC ORGANIZING COMMITTEE, MITT ROMNEY, OLYMPIC VOLUNTEERS, AND PUBLIC SAFETY, read the third time by short title and placed on its final passage.

S.C.R. 3 then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Swallow	Thompson	Ure
Urquhart	Wallace	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Biskupski	Curtis	Styler	Throckmorton
Tyler	Way		

S.C.R. 3 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

REPORTS OF STANDING COMMITTEES

Mr. Speaker:

February 26, 2002

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.J.R. 29**, RESOLUTION ASSERTING WATER

RIGHTS ISSUED UNDER THE AUTHORITY OF THE STATE ARE SUBJECT TO STATE LAW, by Representative M. Young, with the following amendments:

1. Page 1, Line 14:
After “specific;” delete “and” and insert:
“ WHEREAS, the United States Congress has repeatedly recognized and upheld the State of Utah’s right to control, adjudicate, and administer the public waters of the state;
WHEREAS, the United States Congress has specifically granted to the State of Utah, the State of Utah’s Compact allocations of the waters of the Colorado River and other interstate waters; and”; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 164**, WILDLIFE REMEDIATION ON PRIVATE PROPERTY, by Representative M. Styler, with the following amendments:

1. Page 2, Line 54:
After “crops” delete the brackets and reinstate “from or upon” and delete “on”
2. Page 2, Line 58:
After “days” insert “, or some longer period if approved in writing by the division.”; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 155**, PROPERTY TAXES – FARMLAND ASSESSMENT ACT, by Representative T. Hatch, with the following amendments:

1. Page 11, Line 312:
Delete “creation of the”
2. Page 11, Line 313:
Delete “convention easement described in Subsection (1)(a)(i)” and insert “tax year that the land does not meet the requirements of Section 59-2-503”
3. Page 11, Line 314:
After “(iv)” insert “after” and after “Subsection (1)(a)(i)” delete “results in” and insert a comma
4. Page 11, Line 315:
Delete “being ineligible for assessment under this part” and insert “does not meet the requirements of Section 59-2-503”

5. Page 11, Line 316:
Delete Line 316
6. Page 11, Line 317:
Delete “cause for the land to be ineligible for assessment under this part.”
7. Page 11, Line 318:
Delete “(vi)” and insert “(v)”
8. Page 11, Line 321:
Delete “conservation easement is created in accordance with Subsections (1)(a)(i) and (ii)” and insert “land does not meet the requirements of Section 59–2–503”
9. Page 11, Line 322:
Delete “the land described in Subsection (1) is subject”
10. Page 11, Line 323:
Delete “to a conservation easement rollback tax imposed in accordance with this section” and after “if” delete “the” and insert “a”
11. Page 11, Line 324:
At the end of Line 324 delete the period and insert a colon and after Line 324 insert:
“(i) the land described in Subsection (1) is subject to a conservation easement rollback tax imposed in accordance with this section; or
(ii) if the land described in Subsection (1) is owned by a governmental entity as defined in Section 59–2–511, the land is subject to a one-time in lieu fee payment that is:
(A) in an amount equal to the conservation easement rollback tax imposed in accordance with this section; and
(B) paid, collected, and distributed in the same manner as the conservation easement rollback tax imposed in accordance with this section.”
12. Page 11, Line 325:
Delete “sum” and insert “product” and delete “1% of” and insert “:(i)”
13. Page 11, Line 327:
Delete “(i)” and insert “(A)”
14. Page 11, Line 329:
Delete “(ii)” and insert “(B)” and at the end of Line 329 delete the period and insert “; and (ii) 20.”

15. Page 12, Line 342:
After “rollback” insert “tax”
16. Page 12, Line 349:
After “tax” insert “or the one-time in lieu fee payment required by Subsection (2)”
17. Page 12, Line 360:
After “tax” insert “or the one-time in lieu fee payment required by Subsection (2)”
18. Page 12, Line 362:
After “tax” insert “or a one-time in lieu fee payment”; and

The Natural Resources, Agriculture, and Environment Committee recommends **H.B. 152**, OIL AND GAS SEVERANCE TAX – BOARD, SPECIAL REVENUE FUND, AND USE OF REVENUES, by Representative J. Seitz, et al, be replaced and favorably recommends **1st Sub. H.B. 152**, OIL AND GAS SEVERANCE TAX – BOARD, RESTRICTED ACCOUNT, AND USE OF REVENUES; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 299**, AGRICULTURAL SUSTAINABILITY TASK FORCE, by Representative C. Buttars, with the following amendments:

1. Page 1, Line 23:
After “members.” insert “appointed jointly by the President of the Senate and the Speaker of the House of Representatives.”
2. Page 2, Line 42:
After “(5)” delete “Members of the Agricultural Sustainability Task Force” and insert “(a) Legislators on the task force”
3. Page 2, Line 43:
After line 43 insert
“(b) Task force members who are employees of the state shall receive no additional compensation or expenses.
(c) Other task force members shall receive no compensation or expenses from the state for service on the task force.”

Bradley T. Johnson, Chair

Reports filed. On motion of Representative Johnson, the reports of the Natural Resources, Agriculture, and Environment committee were adopted.

H.J.R. 29, as amended, **H.B. 164**, as amended, **H.B. 155**, as amended, **Sub. H.B. 152**, and **H.B. 299**, as amended, read the second time by short title and referred to the Rules committee for prioritization.

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Mr. Speaker: February 26, 2002

The Judiciary Committee recommends **H.B. 154**, EXPANSION OF DNA DATABASE, by Representative G. Way, be replaced and favorably recommends **1st Sub. H.B. 154**, EXPANSION OF DNA DATABASE; and

The Judiciary Committee recommends **H.B. 138**, RIGHTS OF CREDITORS AGAINST TRUST PROPERTY, by Representative M. Newbold, be replaced and favorably recommends **1st Sub. H.B. 138**, RIGHTS OF CREDITORS AGAINST TRUST PROPERTY; and

The Judiciary Committee recommends **H.B. 173**, AMENDMENTS TO SETTLEMENT AGREEMENTS REQUIREMENTS, by Representative M. Dayton, be replaced and favorably recommends **1st Sub. H.B. 173**, AMENDMENTS TO SETTLEMENT AGREEMENTS REQUIREMENTS; and

The Judiciary Committee reports a favorable recommendation on **H.B. 270**, MENTAL HEALTH PRACTITIONER IN PARENTAL RIGHTS ACTION, by Representative M. Thompson; and

The Judiciary Committee reports a favorable recommendation on **H.B. 89**, BAN ON GIFTS, by Representative R. Becker.

Glenn L. Way, Chair

Reports filed. On motion of Representative Ferrin, the reports of the Judiciary committee were adopted.

Sub. H.B. 154, **Sub. H.B. 138**, **Sub. H.B. 173**, **H.B. 270**, and **H.B. 89**, read the second time by short title and referred to the Rules Committee for prioritization.

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Mr. Speaker: February 26, 2002

The Law Enforcement and Criminal Justice Committee recommends **H.B. 247**, FIRE PREVENTION AND SAFETY AMENDMENTS, by Representative C. Beshear, be replaced and favorably recommends **1st Sub. H.B. 247**, FIRE PREVENTION AND SAFETY AMENDMENTS; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 313**, EMERGENCY SERVICES CALLER LOCATER, by Representative T. McCartney, with the following amendments:

1. Page 1, Line 6:
After “requiring” delete “the bureau to plan for a statewide 911 system. The act also”
2. Page 1, Line 7:
Delete “requires”
3. Page 1, Line 8:
After “2002” insert “regarding a statewide 911 system”
4. Page 1, Line 23:
After “.” insert “and”
5. Page 1, Line 24–25:
Delete Line 24–25
6. Page 1, Line 26:
Delete “(6)” and insert “(5)”
7. Page 2, Line 30:
After “fund a” delete “statewide service level” and insert “consistent level of service statewide”
8. Page 2, Line 30:
After “;” delete “and”
9. Page 2, Line 31:
After “Commission” delete “.” and insert “.”
10. Page 2, Line 31:
After line 31 insert:
“(e) necessary geographic data standards compliant with the State Geographic Information Database, created in Section 63A–6–203, for location of an emergency and response routing;
(f) the integration of wireless technology into the 911 system; and
(g) plans for a statewide 911 system and provisions for technical assistance, including geographic data standards compliant with the State Geographic Information Database, created in Section 63A–6–203, and coordination to Public Safety Answering Points.”

DeMar “Bud” Bowman, Chair

Reports filed. On motion of Representative Bowman, the reports of the Law Enforcement and Criminal Justice committee were adopted.

Sub. H.B. 247 and **H.B. 313**, as amended, read the second time by short title and referred to the Rules Committee for prioritization.

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Mr. Speaker: February 26, 2002

The Transportation Committee reports a favorable recommendation on **H.B. 337**, VETERANS SERVICE ORGANIZATIONS SPECIAL LICENSE PLATES, by Representative S. Mascaro; and

The Transportation Committee reports a favorable recommendation on **H.B. 303**, EXPUNGEMENT OF DRIVING UNDER THE INFLUENCE CONVICTIONS, by Representative A. L. Tyler; and

The Transportation Committee reports a favorable recommendation on **H.B. 171**, LOW-SPEED ELECTRIC VEHICLES ON CERTAIN HIGHWAYS, by Representative D. Bush.

Joseph G. Murray, Chair

Reports filed. On motion of Representative Murray, the reports of the Transportation committee were adopted.

H.B. 337, **H.B. 303**, and **H.B. 171**, read the second time by short title and referred to the Rules Committee for prioritization.

RULES COMMITTEE REPORT

Mr. Speaker: February 26, 2002

The Rules Committee recommends that **H.J.R. 18**, Resolution Directing Use of Interest on State School Fund (M. Throckmorton), be lifted from the Education Standing Committee and returned to the Rules Committee.

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORT

Mr. Speaker: February 26, 2002

The Rules Committee has ordered the following House bills printed and recommends the following bills be assigned to standing committees:

EDUCATION

H.B. 331 Nonresident Tuition for Higher Education (J. Alexander)

LAW ENFORCEMENT AND CRIMINAL JUSTICE

H.B. 336 Use of Force, Including Deadly Force, in Defense of Property (M. Thompson)

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORT

Mr. Speaker: February 26, 2002

The Rules Committee recommends that, under suspension of the rules, the following bills and resolutions be placed on the Third Reading Calendar.

- H.B. 297** Retirement Office Amendments (R. Bigelow)
- 2nd Sub. H.B. 123** Medical Recommendations for Children (K. Bryson)
- 1st Sub. H.B. 136** Judicial Conduct Commission Amendments (K. Bryson)
- H.B. 296** 2002 Special Highway General Obligation Bonds (W. Harper)
- H.J.R. 19** Joint Rules Resolution Requiring Certain Special Session Procedures (C. Bennion)
- H.B. 260** Restrictions on Telephone Solicitation (K. Morgan)
- H.B. 290** Affidavit of Impecuniosity Amendments (J. Swallow)
- 1st Sub. H.B. 140** Competition in Telecommunications Industry Legislative Task Force (K. Garn)
- 1st Sub. H.B. 307** Treatment of Dishonored Checks (C. Bennion)
- 1st Sub. H.B. 339** Division of Services for People with Disabilities (R. Lockhart)
- H.B. 155** Property Taxes – Farmland Assessment Act (T. Hatch)
- 1st Sub. H.B. 154** Expansion of DNA Database (G. Way)
- H.B. 171** Low-speed Electric Vehicles on Certain Highways (D. Bush)
- H.B. 96** Licensure of Geologists (R. Becker)
- 1st Sub. H.B. 176** Leave of Absence for Disabled Employees (C. Bennion)
- 1st Sub H.B. 126** Annexations Involving Townships (C. Duckworth)
- 4th Sub. H.B. 205** Construction Services Commission (S. Clark)

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

MISCELLANEOUS BUSINESS

On motion of Representative Bigelow, the House voted to recess until 2:00 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Stephens at 2:00 p.m.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker:

February 26, 2002

The Senate passed **S.B. 136**, STATE VEGETABLE, by Senator B. Wright, and it is transmitted for consideration; and

The Senate passed **S.B. 150**, REGISTRATION AND PROTECTION OF TRADEMARKS AND SERVICE MARKS, by Senator L. Hillyard, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 159**, ENVIRONMENTAL COMPLIANCE FOR MINERALS REGULATORY PROGRAM, by Senator P. Knudson, and it is transmitted for consideration; and

The Senate passed **S.B. 160**, AERONAUTICS CONSTRUCTION REVOLVING LOAN FUND, by Senator J. Hickman, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 163**, STRUCTURED SETTLEMENT AGREEMENTS, by Senator L. Hillyard, and it is transmitted for consideration; and

The Senate passed **S.B. 72**, COAL MINING AND RECLAMATION AMENDMENTS, by Senator M. Dmitrich, and it is transmitted for consideration; and

The Senate passed, as substituted, **2nd Sub. S.B. 143**, PRIVATE RECORDS AMENDMENTS UNDER GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT, by Senator M. Waddoups, and it is transmitted for consideration; and

The Senate passed **S.B. 146**, BUSINESS ENTITY AMENDMENTS, by Senator J. Valentine, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.J.R. 12**, RESOLUTION URGING FEDERAL GOVERNMENT REVIEW OF ALTERNATIVES FOR

ATLAS MILL TAILINGS, by Senator M. Dmitrich, and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **S.B. 136, S.B. 150, S.B. 159, S.B. 160, S.B. 163, S.B. 72, 2nd Sub. S.B. 143, S.B. 146,** and **Sub. S.J.R. 12**, read the first time by short title and referred to the Rules Committee.

* * *

Mr. Speaker:

February 26, 2002

The Senate passed, **H.B. 94, SPECIAL FUEL TAX AMENDMENTS**, by Representative B. Ferry, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communication filed. **H.B. 94** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

MISCELLANEOUS BUSINESS

Sub. H.B. 236 transmitted to the Senate for its consideration.

* * *

On motion of Representative Hatch, under suspension of the rules, the House voted to consider **H.J.R. 30** read the first time by short title and referred to the Business and Labor standing committee.

SPECIAL ORDER OF BUSINESS

2nd Sub. H.B. 238, CIGARETTE AND TOBACCO TAX, was before the House on its final passage.

On motion of Representative Ure, under suspension of the rules, the House voted to circle **2nd Sub. H.B. 238**.

UNFINISHED BUSINESS

On motion of Representative Philpot, the House voted to uncircle **H.B. 183**.

H.B. 183, FIREARM CRIMINAL BACKGROUND CHECK AMENDMENTS, was before the House on its final passage.

H.B. 183 then passed on the following roll call:

Yeas, 46; Nays, 26; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Alexander	Anderson	Barrus
Bigelow	Bryson	Bush	Buttars
D. Clark	S. Clark	Curtis	Dayton
Donnelson	Duckworth	Ferrin	Ferry
Garn	Gowans	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	King	Lockhart	Mascaro
Murray	Newbold	Peterson	Philpot
Ray	Saunders	Seitz	G. Snow
Swallow	Thompson	Throckmorton	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Voting in the negative were: Representatives

Adair	S. Allen	Arent	Beck
Becker	Beshear	Biskupski	Bourdeaux
Bowman	Bradshaw	Buffmire	D. Cox
Daniels	Dillree	Fife	Goodfellow
Jones	Litvack	McCartney	Morgan
Moss	Pace	Parker	Shurtliff
Siddoway	Tyler		

Absent or not voting were: Representatives

Bennion	Hansen	Styler
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H.B. 183 transmitted to the Senate for its consideration.

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On motion of Representative Saunders, the House voted to uncircle **2nd Sub. H.B. 238**.

2nd Sub. H.B. 238, CIGARETTE AND TOBACCO TAX AMENDMENTS, was before the House on its final passage.

2nd Sub. H.B. 238 then failed to pass on the following roll call:

Yeas, 37; Nays, 37; Absent or not voting, 1.**Voting in the affirmative were:** Representatives

Aagard	Adair	Alexander	Arent
Barrus	Beck	Becker	Biskupski
Bourdeaux	Bradshaw	Buffmire	D. Clark
S. Clark	D. Cox	Daniels	Dillree
Garn	Hogue	Holdaway	B. Johnson
Jones	King	Litvack	McCartney
Morgan	Moss	Parker	Ray
Saunders	Seitz	Siddoway	G. Snow
Styler	Thompson	Tyler	Wallace
M. Stephens			

Voting in the negative were: Representatives

S. Allen	Anderson	Bennion	Beshear
Bigelow	Bowman	Bryson	Bush
Buttars	Curtis	Dayton	Donnelson
Duckworth	Ferrin	Ferry	Fife
Goodfellow	Gowans	Harper	Hatch
Hendrickson	E. Hutchings	Lockhart	Mascaro
Murray	Newbold	Pace	Peterson
Philpot	Shurtliff	Swallow	Throckmorton
Ure	Urquhart	Way	Winn
Young			

Absent or not voting was: Representative

Hansen

2nd Sub. H.B. 238, was filed.

* * *

On motion of Representative Peterson, the House voted to uncircle **Sub. H.B. 137**.

On motion of Representative Peterson, the House voted to delete **Sub. H.B. 137** in title and body and insert **2nd Sub. H.B. 137** in lieu thereof.

On motion of Representative Peterson, the House voted to circle **2nd Sub. H.B. 137**.

* * *

On motion of Representative Curtis, the House voted to uncircle **Sub. H.B. 342**.

Sub. H.B. 342, RECOVERY OF DAMAGES FOR LOSS OF USE OF A MOTOR VEHICLE, was before the House on its final passage.

On motion of Representative Curtis, the bill was amended as follows:

1. Page 2, Lines 31 and 32:
After “[and]” delete the rest of line 31 and all of line 32 except for the semicolon
2. Page 2, Line 44:
Delete “Calculation of damages for loss of use —”
3. Page 2, Lines 46–56:
Delete lines 46 through 56.
4. Page 3, Line 57:
Delete line 57.
5. Page 3, Line 58:
Delete “(3)” and renumber accordingly.

Sub. H.B. 342, as amended, then passed on the following roll call:

Yeas, 62; Nays, 0; Absent or not voting, 13.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Goodfellow	Gowans	Harper
Hendrickson	Holdaway	E. Hutchings	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Saunders	Shurtliff	Siddoway
Styler	Swallow	Thompson	Throckmorton
Tyler	Urquhart	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Arent	Bourdeaux	Dayton	Garn
Hansen	Hatch	Hogue	B. Johnson
Ray	Seitz	G. Snow	Ure
Wallace			

Sub. H.B. 342, as amended, transmitted to the Senate for its consideration.

* * *

On motion of Representative Harper, the House voted to uncircle **H.B. 172**.

H.B. 172, VEHICLE SAFETY INSPECTION AMENDMENTS, was before the House on its final passage.

On motion of Representative Peterson, the bill was amended as follows:

1. Page 7, Line 188:
Delete “be required”
2. Page 7, Line 189:
After “(a)” insert “only be required” delete “ten” and insert “six” and delete “or”
3. Page 7, Lines 190–193:
Delete lines 190 through 193
4. Page 7, Line 194:
Delete “(c)” and insert “(b)”
5. Page 7, Line 196:
Delete “(d)” and insert “(c)”
6. Page 7, Line 198:
Delete “(e)” and insert “(d)”

On motion of Representative Harper, the bill was amended as follows:

7. Page 1, Lines 9–10 (House Committee Amendments 2–5–02):
On line 9, reinstate “This act” and insert “provides for” and reinstate “the establishment of a safety inspection apprenticeship program.”
8. Page 6, Line 161 (House Committee Amendments 2–5–02):
Reinstate “(e) establishing” and insert “program guidelines for a school”

district that elects to implement” and reinstate “a safety inspection apprenticeship program for high school students:”

9. Page 6, Line 162 (House Committee Amendments 2–5–02):
Reinstate “(f)” and delete “(e)”
10. Page 6, Line 167 (House Committee Amendments 2–5–02):
Reinstate “(g)” and delete “(f)”
11. Page 6, Line 168 (House Committee Amendments 2–5–02):
Reinstate “(h)” and delete “(g)”
12. Page 6, Line 170 (House Committee Amendments 2–5–2002):
, Line Reinstate “(i)” and delete “(h)”
13. Page 2, Line 31:
Delete “annually” and insert “required under Subsection (6)”
14. Page 3, Line 81:
After “required” insert “annually subject to the provisions of Subsection (6)(c).”
15. Page 3, Line 82–88:
Delete lines 82 through 88 and insert
“(c)(i) To the extent allowed under the current federally approved state implementation plan, in accordance with the federal Clean Air Act, 42 U.S.C. Sec. 7401 et seq., the legislative body of a county identified in Subsection (1) shall only require the emissions inspection every two years for each vehicle.
(ii) The provisions of Subsection (6)(c)(i) apply only to a vehicle that is less than six years old on January 1.”
16. Page 3, Line 89:
Delete “(c)” and insert “(d)”
17. Page 4, Line 90:
Delete “(b)” and insert “(c)”
18. Page 4, Line 94:
Delete line 94

H.B. 172, as amended, then passed on the following roll call:

Yeas, 43; Nays, 21; Absent or not voting, 11.

Voting in the affirmative were: Representatives

Adair	S. Allen	Anderson	Bennion
Bigelow	Biskupski	Bowman	Bryson
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Donnelson
Ferrin	Ferry	Garn	Harper
Holdaway	B. Johnson	Lockhart	Mascaro
Newbold	Pace	Peterson	Philpot
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Tyler	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Voting in the negative were: Representatives

Agard	Arent	Barrus	Becker
Beshear	Buffmire	Bush	Duckworth
Fife	Goodfellow	Hendrickson	E. Hutchings
Jones	King	Litvack	McCartney
Morgan	Moss	Murray	Parker
Ray			

Absent or not voting were: Representatives

Alexander	Beck	Bourdeaux	Bradshaw
Dillree	Gowans	Hansen	Hatch
Hogue	Throckmorton	Ure	

H.B. 172, as amended, transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Bennion, the House voted to lift **H.J.R. 25** from the Business and Labor standing committee and refer it to the Natural Resources and Agriculture standing committee.

RULES COMMITTEE REPORT

Mr. Speaker: February 26, 2002

The Rules Committee recommends that, under suspension of the rules, the following bills and resolutions be considered read for the second time and placed on the Third Reading Calendar:

1st Sub. H.B. 279 Professional Employer Organization Licensing Act Amendments (G. Curtis)

- H.J.R. 21** Resolution Encouraging Congressional Approval of Farm Bill (C. Buttars)
- 1st Sub. H.B. 180** Emergency Responder Priority (K. Holdaway)
- H.B. 178** Memorial Plaque of George E. Wahlen in the Capitol (G. Adair)
- H.B. 287** Constitutional Rights of State Employees (M. Thompson)
- 1st Sub. H.B. 152** Oil and Gas Severance Tax – Board, Restricted Account, and Use of Revenues (J. Seitz)
- H.B. 164** Wildlife Remediation on Private Property (M. Styler)
- 1st Sub. H.B. 173** Amendments to Settlement Agreements Requirements (M. Dayton)
- H.B. 177** Annual Report on State School Fund (J. Ferrin)
- H.B. 270** Mental Health Practitioner in Parental Rights Action (M. Thompson)
- H.B. 299** Agricultural Sustainability Task Force (C. Buttars)
- H.B. 303** Expungement of Driving Under the Influence Convictions (A. L. Tyler)
- H.B. 281** Regulation of Personal Motorized Mobility Devices (G. Curtis)

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to adjourn until February 27, 2002, at 9:00 a.m.

THIRTY-EIGHTH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Stephens at 9:00 a.m.

Roll call showed all members present.

Pledge of Allegiance and prayer by Representative Jack Seitz.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: February 26, 2002

The Senate passed, as substituted, **1st Sub. S.B. 145, OUTDOOR ADVERTISING SIGN PROXIMITY TO UTILITY LINES**, by Senator T. Spencer, and it is transmitted for consideration; and

The Senate passed, as substituted, **2nd Sub. S.B. 164, SECURE FACILITIES AMENDMENTS**, by Senator D. Gladwell, and it is transmitted for consideration; and

The Senate passed **S.B. 166, INDIVIDUAL INCOME TAX – TREATMENT OF CERTAIN MILITARY INCOME**, by Senator C. Bramble, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.J.R. 11, RESOLUTION SUPPORTING AMERICA’S DOMESTIC STEEL INDUSTRY**, by Senator E. Mayne, and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **Sub. S.B. 145, 2nd Sub. S.B. 164, S.B. 166, and Sub. S.J.R. 11**, read the first time by short title and referred to the Rules Committee.

* * *

Mr. Speaker: February 26, 2002

The Senate passed, as amended, **H.B. 201, PROPERTY TAX – JUDGMENT LEVY**, by Representative W. Harper, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 255**, UTAH HOUSING CORPORATION AMENDMENTS, by Representative R. Bigelow, and it is transmitted for further consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **H.B. 201** and **H.B. 255**, placed on the calendar for concurrence.

* * *

Mr. Speaker: February 26, 2002

The Senate passed, **H.B. 93**, MUNICIPAL ANNEXATION AMENDMENTS, by Representative D. Peterson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.J.R. 9**, JOINT RESOLUTION – REJECTING RECOMMENDED SALARY INCREASE FOR LEGISLATORS, by Representative G. Way, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **H.B. 93** and **H.J.R. 9** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor and Lt. Governor.

THIRD READING CALENDAR

S.B. 94, AGRICULTURAL PROTECTION ACT AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **S.B. 94**.

* * *

S.B. 92, BEAR RIVER DEVELOPMENT PROJECTS, read the third time by short title and placed on its final passage.

S.B. 92 then passed on the following roll call:

Yeas, 63; Nays, 2; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Adair	S. Allen	Anderson	Arent
Barrus	Beck	Becker	Beshear

Bigelow	Biskupski	Bourdeaux	Bowman
Bryson	Buffmire	Bush	Buttars
D. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hendrickson
Hogue	Holdaway	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Moss	Murray	Newbold
Pace	Parker	Peterson	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Tyler	Ure	Urquhart	Wallace
Winn	Young	M. Stephens	

Voting in the negative were: Representatives

Bennion Throckmorton

Absent or not voting were: Representatives

Aagard	Alexander	Bradshaw	S. Clark
Ferrin	Hatch	E. Hutchings	Morgan
Philpot	Way		

S.B. 92 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

UNFINISHED BUSINESS

On motion of Representative Urquhart, the House voted to uncircle **S.B. 94**.

S.B. 94, AGRICULTURAL PROTECTION ACT AMENDMENTS, was before the House on its final passage.

Representative B. Johnson declared a conflict of interest because he has a feed lot.

S.B. 94 then passed on the following roll call:

Yeas, 58; Nays, 10; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Adair	S. Allen	Anderson	Barrus
Beck	Bennion	Bigelow	Bryson

Buffmire	Bush	Buttars	D. Clark
D. Cox	Curtis	Dayton	Dillree
Donnelson	Duckworth	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
Lockhart	Mascaro	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Voting in the negative were: Representatives

Arent	Becker	Beshear	Biskupski
Bowman	Daniels	Litvack	McCartney
Morgan	Moss		

Absent or not voting were: Representatives

Agard	Alexander	Bourdeaux	Bradshaw
S. Clark	Ferrin	King	

S.B. 94 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

* * *

On motion of Representative Garn, the House voted to uncircle **Sub. S.B. 98**.

Sub. S.B. 98, OUTDOOR ADVERTISING AMENDMENTS, was before the House on its final passage.

On motion of Representative Garn, the bill was amended as follows:

1. Page 4, Line 93:
After "improvement" insert "made by an agency of this state"
2. Page 4, Line 98:
After "72-7-505" insert "and is in a commercial or industrial zone"

Sub. S.B. 98, as amended, then passed on the following roll call:

Yeas, 55; Nays, 13; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	Anderson	Beck
Bennion	Bourdeaux	Bowman	Bryson
Buffmire	Bush	Buttars	D. Clark
D. Cox	Curtis	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Garn	Goodfellow	Gowans	Hansen
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Mascaro	Morgan
Murray	Newbold	Pace	Parker
Peterson	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Voting in the negative were: Representatives

Arent	Barrus	Becker	Beshear
Biskupski	Bradshaw	Daniels	Fife
Harper	King	Litvack	Lockhart
Moss			

Absent or not voting were: Representatives

Alexander	S. Allen	Bigelow	S. Clark
Jones	McCartney	Philpot	

Sub. S.B. 98, as amended, returned to the Senate for further consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to reconsider its action on **S.B. 92**.

RECONSIDERATION OF S.B. 92

S.B. 92, BEAR RIVER DEVELOPMENT PROJECTS, was before the House upon its final passage.

On motion of Representative Curtis, the bill was amended as follows:

1. Page 1, Line 27:
After line 27 insert: “(4) The purchase of real property does not constitute water development.”

S.B. 92, as amended, then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	Anderson	Arent
Barrus	Beck	Becker	Bennion
Beshear	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Holdaway
E. Hutchings	B. Johnson	Jones	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Alexander	S. Allen	Bigelow	S. Clark
Hogue	King	Wallace	

S.B. 92, as amended, returned to the Senate for further consideration.

UNFINISHED BUSINESS

On motion of Representative Hatch, the House voted to uncircle **S.B. 114**.

S.B. 114, REVISOR'S STATUTE, was before the House on its final passage.

S.B. 114 then passed on the following roll call:

Yeas, 66; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire

Bush	Buttars	D. Clark	D. Cox
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Holdaway	E. Hutchings
B. Johnson	Jones	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Swallow	Thompson	Throckmorton	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Alexander	Bigelow	S. Clark	Curtis
Daniels	Hogue	King	Styler
Tyler			

S.B. 114 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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On motion of Representative Newbold, the House voted to uncircle **S.B. 129**.

S.B. 129, PLANETARIUM BOARD OF DIRECTORS, was before the House on its final passage.

S.B. 129 then passed on the following roll call:

Yeas, 58; Nays, 6; Absent or not voting, 11.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Beck	Becker	Beshear
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Cox	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	E. Hutchings

B. Johnson	Jones	Litvack	Lockhart
Mascaro	McCartney	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	Styler	Swallow
Thompson	Throckmorton	Way	Winn
Young	M. Stephens		

Voting in the negative were: Representatives

Barrus	Bennion	D. Clark	Morgan
Ure	Wallace		

Absent or not voting were: Representatives

Alexander	Bigelow	S. Clark	Curtis
Daniels	Hogue	Holdaway	King
G. Snow	Tyler	Urquhart	

S.B. 129 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Bowman, the House voted to open a bill file commemorating the Shakespearean Festival.

UNFINISHED BUSINESS

On motion of Representative Dillree, the House voted to uncircle **Sub. S.B. 99**.

Sub. S.B. 99, CORE CURRICULUM AMENDMENTS, was before the House on its final passage.

Sub. S.B. 99 then passed on the following roll call:

Yeas, 56; Nays, 14; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Barrus	Bigelow	Bowman	Bradshaw
Bryson	Bush	Buttars	D. Clark
D. Cox	Curtis	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry

Fife	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Lockhart	Mascaro
Moss	Murray	Newbold	Pace
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Voting in the negative were: Representatives

Arent	Beck	Becker	Beshear
Biskupski	Bourdeaux	Buffmire	Daniels
Goodfellow	Jones	King	McCartney
Morgan	Parker		

Absent or not voting were: Representatives

Alexander	Bennion	S. Clark	Garn
Litvack			

Sub. S.B. 99 returned to the Senate for further consideration.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: February 27, 2002
 The Senate requests the return of **H.B. 201**, PROPERTY TAX – JUDGMENT LEVY, by Representative W. Harper, for correction.

Annette B. Moore
 Secretary of the Senate

Communications filed. On motion of Representative Harper, the House voted to return **H.B. 201** to the Senate.

THIRD READING CALENDAR

S.B. 49, UTAH EXEMPTION ACT AMENDMENTS, read the third time by short title and placed on its final passage.

S.B. 49 then passed on the following roll call:

Yeas, 67; Nays, 1; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker

Bennion	Beshear	Biskupski	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	D. Cox	Curtis
Daniels	Dillree	Donnelson	Duckworth
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Voting in the negative was: Representative
Hendrickson

Absent or not voting were: Representatives

Alexander	Bigelow	Bourdeaux	S. Clark
Dayton	Ferrin	Styler	

S.B. 49 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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S.B. 52, LEFT LANE RESTRICTION AMENDMENTS, read the third time by short title and placed on its final passage.

S.B. 52 then passed on the following roll call:

Yeas, 60; Nays, 5; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Beshear	Biskupski	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	D. Cox	Daniels	Dillree
Donnelson	Duckworth	Ferrin	Ferry

Fife	Garn	Goodfellow	Harper
Hatch	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Swallow	Thompson
Throckmorton	Tyler	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Voting in the negative were: Representatives

Bennion	Hendrickson	Peterson	Philpot
Ure			

Absent or not voting were: Representatives

Alexander	Bigelow	Bourdeaux	S. Clark
Curtis	Dayton	Gowans	Hansen
Mascaro	Styler		

S.B. 52 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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S.B. 9, AMENDMENTS TO DRIVING UNDER THE INFLUENCE, read the third time by short title and placed on its final passage.

S.B. 9 then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Beshear	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	D. Cox	Curtis
Daniels	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King

Litvack	Lockhart	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Swallow	Thompson	Throckmorton
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander	Bennion	Bigelow	S. Clark
Dayton	Mascaro	Styler	Tyler

S.B. 9 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

* * *

S.B. 82, COUNTY PERSONNEL MANAGEMENT ACT, read the third time by short title and placed on its final passage.

On motion of Representative Snow, the House voted to delete **S.B. 82** in title and body and insert **2nd Sub. S.B. 82** in lieu thereof.

On motion of Representative Snow, the House voted to circle **2nd Sub. S.B. 82**.

* * *

S.B. 47, PROCUREMENT CODE AMENDMENTS, read the third time by short title and placed on its final passage.

S.B. 47 then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn

Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Alexander	Bennion	Beshear	Bigelow
S. Clark	Mascaro	Styler	

S.B. 47 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

* * *

S.B. 38, LEGISLATIVE COMMITTEE NAMES, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **S.B. 38**.

* * *

S.B. 93, CLASSIFICATION OF CERTAIN LEGISLATIVE RECORDS, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **S.B. 93**.

* * *

Sub. S.B. 46, INDIAN AFFAIRS RELATED AMENDMENTS, read the third time by short title and placed on its final passage.

Sub. S.B. 46 then passed on the following roll call:

Yeas, 66; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Aagard	S. Allen	Anderson	Arent
Barrus	Beck	Becker	Beshear

Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	McCartney	Morgan	Moss
Murray	Newbold	Pace	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Adair	Alexander	Bennion	Bigelow
S. Clark	Harper	Mascaro	Parker
Styler			

Sub. S.B. 46 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

* * *

S.B. 28, TAX CREDITS – REMOVAL OF TAX CREDIT FROM TAX FOR AND PROHIBITION ON CLAIMING OR CARRYING FORWARD TAX CREDIT, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **S.B. 28**.

* * *

S.B. 50, UTAH MEDICAL PRACTICE ACT, read the third time by short title and placed on its final passage.

S.B. 50 then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker

Beshear	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Alexander	Bennion	Bigelow	S. Clark
Mascaro	Styler		

S.B. 50 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

UNFINISHED BUSINESS

On motion of Representative King, the House voted to uncircle **S.B. 93**.

S.B. 93, CLASSIFICATION OF CERTAIN LEGISLATIVE RECORDS, was before the House on its final passage.

S.B. 93, as amended, then passed on the following roll call:

Yeas, 65; Nays, 1; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Beshear	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	D. Cox	Curtis
Daniels	Dillree	Donnelson	Duckworth

Ferrin	Ferry	Fife	Garn
Goodfellow	Hansen	Harper	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Voting in the negative was: Representative
Ure

Absent or not voting were: Representatives

Alexander	Bennion	Bigelow	S. Clark
Dayton	Gowans	Hatch	Mascaro
Saunders			

S.B. 93, as amended, was returned to the Senate for further consideration.

THIRD READING CALENDAR

S.B. 97, FORENSIC MENTAL HEALTH COORDINATING COUNCIL, read the third time by short title and placed on its final passage.

On motion of Representative Daniels, the bill was amended as follows:

1. Page 2, Lines 40a and 40b (House committee amendments 2–4–02):
Delete lines 40a and 40b and renumber accordingly.

S.B. 97, as amended, then passed on the following roll call:

Yeas, 42; Nays, 25; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Adair	S. Allen	Anderson	Arent
Beck	Becker	Beshear	Biskupski
Bourdeaux	Bowman	Bradshaw	Buffmire
Daniels	Dillree	Duckworth	Ferry
Fife	Goodfellow	Gowans	Hansen
Hendrickson	Hogue	Holdaway	E. Hutchings
Jones	King	Litvack	McCartney

Morgan	Moss	Murray	Pace
Parker	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Tyler	Wallace
Winn	Young		

Voting in the negative were: Representatives

Aagard	Barrus	Bush	Buttars
D. Clark	D. Cox	Donnelson	Ferrin
Garn	Harper	Hatch	B. Johnson
Lockhart	Newbold	Peterson	Philpot
Ray	Styler	Swallow	Thompson
Throckmorton	Ure	Urquhart	Way
M. Stephens			

Absent or not voting were: Representatives

Alexander	Bennion	Bigelow	Bryson
S. Clark	Curtis	Dayton	Mascaro

S.B. 97, as amended, was returned to the Senate.

UNFINISHED BUSINESS

On motion of Representative Harper, the House voted to uncircle **S.B. 28**.

S.B. 28, TAX CREDITS – REMOVAL OF TAX CREDIT FROM TAX FORM AND PROHIBITION ON CLAIMING OR CARRYING FORWARD TAX CREDIT, was before the House on its final passage.

S.B. 28 then passed on the following roll call:

Yeas, 64; Nays, 0; Absent or not voting, 11.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Beshear
Biskupski	Bourdeaux	Bowman	Bradshaw
Buffmire	Bush	Buttars	D. Clark
D. Cox	Curtis	Daniels	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	Litvack	Lockhart	McCartney
Morgan	Moss	Murray	Newbold

Pace	Parker	Peterson	Philpot
Ray	Seitz	Shurtliff	Siddoway
G. Snow	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Alexander	Becker	Bennion	Bigelow
Bryson	S. Clark	Dayton	King
Mascaro	Saunders	Styler	

S.B. 28 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Daniels, the House voted to reconsider its action on **S.B. 97**.

RECONSIDERATION OF S.B. 97

S.B. 97, FORENSIC MENTAL HEALTH COORDINATING COUNCIL, was before the House upon its final passage.

On motion of Representative Daniels, the bill was amended back to its original form as follows:

1. Page 2, Line 40:
Reinstate “[~~and~~]” on line 40.

S.B. 97 then passed on the following roll call:

Yeas, 41; Nays, 23; Absent or not voting, 11.

Voting in the affirmative were: Representatives

Adair	S. Allen	Anderson	Arent
Beck	Beshear	Biskupski	Bourdeaux
Bowman	Bradshaw	Buffmire	Daniels
Dillree	Duckworth	Ferry	Fife
Goodfellow	Gowans	Hansen	Hendrickson
Hogue	Holdaway	E. Hutchings	Jones
King	Litvack	McCartney	Morgan
Moss	Murray	Pace	Parker

Seitz	Shurtliff	Siddoway	G. Snow
Tyler	Wallace	Winn	Young
M. Stephens			

Voting in the negative were: Representatives

Aagard	Barrus	Bush	Buttars
D. Clark	D. Cox	Curtis	Donnelson
Ferrin	Hatch	B. Johnson	Lockhart
Newbold	Peterson	Philpot	Ray
Styler	Swallow	Thompson	Throckmorton
Ure	Urquhart	Way	

Absent or not voting were: Representatives

Alexander	Becker	Bennion	Bigelow
Bryson	S. Clark	Dayton	Garn
Harper	Mascaro	Saunders	

S.B. 97 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

THIRD READING CALENDAR

2nd Sub. S.B. 101, CRIMINAL BACKGROUND CHECKS FOR LICENSED PROVIDERS OF HUMAN SERVICES, read the third time by short title and placed on its final passage.

On motion of Representative Hatch, the House voted to circle **2nd Sub. S.B. 101.**

* * *

Sub. S.B. 87, VISITATION RIGHTS OF GRANDPARENTS, read the third time by short title and placed on its final passage.

Sub. S.B. 87, as amended, then passed on the following roll call:

Yeas, 64; Nays, 0; Absent or not voting, 11.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Beshear	Biskupski	Bourdeaux	Bowman
Bradshaw	Buffmire	Bush	Buttars

D. Clark	Curtis	Daniels	Dillree
Donnelson	Duckworth	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Alexander	Bennion	Bigelow	Bryson
S. Clark	D. Cox	Dayton	Ferrin
Harper	Hatch	Mascaro	

Sub. S.B. 87 held for possible reconsideration.

MISCELLANEOUS BUSINESS

On motion of Representative Swallow, the House voted to reconsider its action on **2nd Sub. H.B. 238**.

RECONSIDERATION OF 2ND SUB. H.B. 238

2nd Sub. H.B. 238, CIGARETTE AND TOBACCO TAX AMENDMENTS, was before the House upon its final passage.

On motion of Representative Swallow, the House voted to circle **2nd Sub. H.B. 238**.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess until 2:00 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Stephens at 2:15 p.m.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: February 27, 2002

The Senate passed, as amended, **H.B. 16**, BLOOD AND BREATH ALCOHOL TESTING, by Representative P. Ray, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 28**, IMMUNITY FROM LIABILITY IN CHILD WELFARE INVESTIGATIONS, by Representative W. Harper, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 43**, ACCESS TO FLUORIDATED WATER, by Representative D. Hogue, and it is transmitted for further consideration; and

The Senate passed, as amended, **1st Sub. H.B. 64**, CONSUMER PROTECTION AMENDMENTS, by Representative A. Bradshaw, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 72**, PENALTY FOR MISUSE OF LAWFUL SUBSTANCES, by Representative D. Hogue, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 233**, MITIGATION OF DAMAGES IN CONDEMNATION PROCEEDINGS, by Representative G. Curtis, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 245**, AMENDMENTS TO SEX OFFENDER REGISTRY, by Representative A. Bradshaw, and it is transmitted for further consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **H.B. 16**, **H.B. 28**, **H.B. 43**, **Sub. H.B. 64**, **H.B. 72**, **H.B. 233**, and **H.B. 245**, placed on the calendar for concurrence.

* * *

Mr. Speaker: February 27, 2002

The Senate passed, **H.B. 17**, MULTIPLE DRIVING UNDER THE INFLUENCE OFFENSES, by Representative A. L. Tyler, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 48**, LOCAL SUBSTANCE ABUSE AUTHORITY AMENDMENTS, by Representative P. Ray, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 77**, CRIMINAL SENTENCING – MITIGATION AMENDMENTS, by Representative D. Hogue, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 95**, PROPERTY TAXES – NOTICE OF DELINQUENCY, by Representative M. Dillree, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 100**, CRIMINAL CODE DEFINITION AMENDMENT, by Representative G. Adair, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 115**, TECHNICAL CHANGES TO ELECTION LAW, by Representative L. Pace, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 187**, DRIVER LICENSE FRAUD AMENDMENTS, by Representative K. Holdaway, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 199**, INTERIM COMMITTEE MEMBERSHIP, by Representative M. Stephens, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 210**, RECREATIONAL VEHICLE – LENGTH AND WIDTH AMENDMENTS, by Representative D. Bush, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 223**, HUNTING LICENSE FEE REFUND, by Representative M. Styler, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 225**, MENTAL HEALTH PROFESSIONAL FINANCIAL ASSISTANCE GRANTS – TECHNICAL AMENDMENTS, by Representative J. Buffmire, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 246**, SUNSET ACT REAUTHORIZATIONS, by Representative S. Mascaro, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 250**, RETIREMENT LAW RECODIFICATION, by Representative R. Bigelow, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.J.R. 15**, RESOLUTION PROMOTING FINANCIAL LITERACY FOR UTAH STUDENTS, by Representative D. Hogue, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore

Secretary of the Senate

Communications filed. **H.B. 17, H.B. 48, H.B. 77, H.B. 95, H.B. 100, H.B. 115, H.B. 187, H.B. 199, H.B. 210, H.B. 223, H.B. 225, H.B. 246, Sub. H.B. 250**, and **H.J.R. 15** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor and Lt. Governor.

REPORTS OF STANDING COMMITTEES

Mr. Speaker:

February 27, 2002

The Government Operations Committee reports a favorable recommendation on **H.B. 351**, ELECTION PROCESS AMENDMENTS, by Representative G. Curtis; and

The Government Operations Committee reports a favorable recommendation on **H.B. 323**, STATE FLEET OPERATIONS AMENDMENTS, by Representative G. Adair; and

The Government Operations Committee reports a favorable recommendation on **S.B. 162**, DEPARTMENT OF HUMAN RESOURCE MANAGEMENT – REPORT OF FUNDED VACANT POSITIONS, by Senator L. Blackham; and

The Government Operations Committee reports a favorable recommendation on **S.B. 128**, OPEN AND PUBLIC MEETINGS REVISIONS, by Senator G. Davis; and

The Government Operations Committee reports a favorable recommendation on **S.B. 137**, GOVERNMENT RECORDS ACCESS MANAGEMENT ACT – TECHNICAL REVISIONS, by Senator A. Suazo, and recommends it be placed on the Consent Calendar; and

The Government Operations Committee reports a favorable recommendation on **S.B. 68**, UTAH PROCUREMENT CODE AMENDMENTS, by Senator M. Dmitrich, and recommends it be placed on the Consent Calendar.

Craig W. Butters, Chair

Reports filed. On motion of Representative Butters, the reports of the Government Operations committee were adopted.

H.B. 351, H.B. 323, S.B. 162, and S.B. 128, read the second time by short title and referred to the Rules Committee for prioritization.

S.B. 137 and S.B. 68, read the second time by short title and placed on the Consent Calendar.

* * *

Mr. Speaker: February 27, 2002

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **H.B. 353, APPROPRIATION TO DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT**, by Representative K. Holdaway.

Richard M. Siddoway, Chair

Report filed. On motion of Representative Siddoway, the report of the Workforce Services and Community and Economic Development committee was adopted.

H.B. 353, read the second time by short title and referred to the Rules Committee for prioritization.

* * *

Mr. Speaker: February 27, 2002

The Judiciary Committee recommends **H.B. 82, STORAGE OF CONCEALED FIREARMS ON FACILITIES WITH SECURE AREAS**, by Representative J. Swallow, be replaced and favorably recommends **1st Sub. H.B. 82, STORAGE OF CONCEALED FIREARMS ON FACILITIES WITH SECURE AREAS**.

James A. Ferrin, Chair

Report filed. On motion of Representative Ferrin, the report of the Judiciary committee was adopted.

Sub. H.B. 82, read the second time by short title and referred to the Rules Committee due to fiscal impact.

* * *

Mr. Speaker: February 27, 2002

The Revenue and Taxation Committee reports a favorable recommendation on **1st Sub. S.B. 154, USE OF RAINY DAY FUNDS**, by Senator P. Hellewell; and

The Revenue and Taxation Committee reports a favorable recommendation on **1st Sub. H.B. 117**, RESTRUCTURING MEDICAID SPEND DOWN, by Representative T. Beck; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.J.R. 10**, RESOLUTION AMENDING REVENUE AND TAXATION PROVISIONS OF UTAH CONSTITUTION, by Senator J. Valentine; and

The Revenue and Taxation Committee reports a favorable recommendation on **3rd Sub. S.B. 84**, REAL ESTATE VALUATION TAX APPEAL, by Senator C. Bramble; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 144**, SALES AND USE TAX – DEFINITION OF REGULARLY RENTED, by Senator M. Waddoups.

Wayne A. Harper, Chair

Reports filed. On motion of Representative Harper, the reports of the Revenue and Taxation committee were adopted.

Sub. S.B. 154, Sub. H.B. 117, S.J.R. 10, 3rd Sub. S.B. 84, and S.B. 144, read the second time by short title and referred to the Rules Committee for prioritization.

* * *

Mr. Speaker:

February 27, 2002

The Political Subdivisions Committee recommends **H.B. 324**, PROTECTION OF UNINCORPORATED AREAS IN COUNTIES OF THE FIRST CLASS, by Representative A. L. Tyler, be replaced and reports a favorable recommendation on **2nd Sub. H.B. 324**, PROTECTION OF UNINCORPORATED AREAS IN COUNTIES OF THE FIRST CLASS with the following amendments:

1. Page 4, Line 114:
After “(v)” insert “for petitions filed on or after May 6, 2002.”
2. Page 6, Line 165:
After line 165 insert:
“(c) Notwithstanding the provisions of Subsection (1)(a), a protest to a petition for annexation may not be filed under this section if the petition for annexation meets the requirements of Subsection 10-2-405(1)(b).”
3. Page 6, Line 168:
Bracket “30” and insert “60”.

4. Page 8, Line 223:
After “(E)” insert “for petitions filed on or after May 6, 2002.”
5. Page 10, Line 301:
After “In” insert “counties of the first class, in”; and

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 330**, USE OF COUNTY GENERAL FUND EXPENSES, by Representative E. Hutchings, with the following amendments:

1. Page 3, Line 60:
After “the area” insert “has fewer than 1500 residents and”; and

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 334**, COUNTY AND MUNICIPAL CAMPAIGN FINANCE AMENDMENTS, by Representative T. Beck, with the following amendments:

1. Page 4, Line 94:
Delete “shall” and insert “may”; and

The Political Subdivisions Committee reports a favorable recommendation on **2nd Sub. S.B. 65**, COUNTY LAW REVISIONS, by Senator D. Gladwell.

David L. Hogue, Chair

Reports filed. On motion of Representative Hogue, the reports of the Political Subdivisions committee were adopted.

2nd Sub. H.B. 324, as amended, **H.B. 330**, as amended, **H.B. 334**, as amended, **2nd Sub. S.B. 65**, read the second time by short title and referred to the Rules Committee due to fiscal impact.

NOTICE OF BILL RETURNED TO RULES COMMITTEE

Mr. Speaker: February 27, 2002
The Political Subdivisions Committee has returned **H.B. 165**, EXPANSION OF SPECIAL SERVICE DISTRICT PURPOSES, by Representative C. Buttars, to the Rules Committee and requests the bill be sent to Interim study.

David L. Hogue, Chair

Report filed. **H.B. 165**, returned to the Rules Committee for filing.

CONCURRENCE CALENDAR

On motion of Representative Harper, the House voted to concur in the Senate amendments to **3rd Sub. H.B. 51**, SALES AND USE TAX MODIFICATIONS.

3rd Sub. H.B. 51, as amended by the Senate, then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	Anderson
Arent	Barrus	Beck	Becker
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Goodfellow	Gowans
Hansen	Harper	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

S. Allen	Bennion	Garn	Hatch
Mascaro	Peterson	Ure	

3rd Sub. H.B. 51, as amended by the Senate, transmitted to the Senate for signature of the president.

* * *

On motion of Representative Bowman, the House voted to concur in the Senate amendments to **Sub. H.B. 13**, REPEAL OF HUMAN RESOURCE ADVISORY COMMITTEE.

Sub. H.B. 13, as amended by the Senate, then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	Anderson
Arent	Barrus	Beck	Becker

Bennion	Bigelow	Biskupski	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

S. Allen	Beshear	Bourdeaux	Mascaro
Way			

Sub. H.B. 13, as amended by the Senate, transmitted to the Senate for signature of the president.

* * *

On motion of Representative Throckmorton, the House voted to concur in the Senate amendments to **H.B. 204**, RESPONSIBILITY OF ATTORNEY GENERAL TO REPRESENT DIVISION OF CHILD AND FAMILY SERVICES.

H.B. 204, as amended by the Senate, then passed on the following roll call:

Yeas, 48; Nays, 24; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	Barrus
Bennion	Bigelow	Bowman	Bryson
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Dayton	Dillree
Donnelson	Ferrin	Ferry	Garn
Harper	Hatch	Hogue	Holdaway
B. Johnson	Lockhart	Murray	Newbold

Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	M. Stephens

Voting in the negative were: Representatives

Anderson	Arent	Beck	Becker
Beshear	Biskupski	Bradshaw	Buffmire
Daniels	Duckworth	Fife	Goodfellow
Gowans	Hansen	Hendrickson	E. Hutchings
Jones	King	Litvack	McCartney
Morgan	Moss	Shurtliff	Young

Absent or not voting were: Representatives

S. Allen	Bourdeaux	Mascaro
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H.B. 204, as amended by the Senate, transmitted to the Senate for signature of the president.

MISCELLANEOUS BUSINESS

Having received six objections to **H.B. 148** on the Consent Calendar it, was removed and placed at the bottom of the Third Reading Calendar.

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On motion of Representative Becker, the House voted to lift **H.B. 89** from the Rules Committee and place it at the bottom of the calendar for third reading.

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On motion of Representative Urquhart, the House voted to reconsider its action on **Sub. S.B. 87**.

RECONSIDERATION OF SUB. S.B. 87

Sub. S.B. 87, VISITATION RIGHTS OF GRANDPARENTS, was before the House upon its reconsideration.

On motion of Representative Urquhart, the bill was amended as follows:

1. Page 3, Line 82:
Delete "(1)" and insert "(2)"

Sub. S.B. 87, as amended, then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferry	Fife	Garn
Goodfellow	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Ferrin	Gowans	Tyler
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Sub. S.B. 87, as amended, returned to the Senate for further consideration.

UNFINISHED BUSINESS

On motion of Representative Snow, the House voted to uncircle **2nd Sub. S.B. 82**.

2nd Sub. S.B. 82, COUNTY PERSONNEL, was before the House on its final passage.

On motion of Representative King, the bill was amended as follows:

1. Page 2, Line 29:
Delete “6” and insert “7”

2nd Sub. S.B. 82, as amended, then passed on the following roll call:

Yeas, 66; Nays, 4; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Dillree	Donnelson
Duckworth	Ferry	Fife	Garn
Goodfellow	Hansen	Harper	Hatch
Hendrickson	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Swallow	Thompson	Throckmorton	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Voting in the negative were: Representatives

Becker	Daniels	Hogue	Styler
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Absent or not voting were: Representatives

Bennion	Dayton	Ferrin	Gowans
Tyler			

2nd Sub. S.B. 82, as amended, held for possible reconsideration.

THIRD READING CALENDAR

S.B. 62, TAX COMMISSION CRIMINAL INVESTIGATORS DESIGNATION AS SPECIAL FUNCTION OFFICERS, read the third time by short title and placed on its final passage.

S.B. 62 then passed on the following roll call:

Yeas, 68; Nays, 3; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow

Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Hansen	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Siddoway	G. Snow	Styler	Thompson
Throckmorton	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Voting in the negative were: Representatives

Daniels	Harper	Shurtliff
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Absent or not voting were: Representatives

Gowans	Moss	Swallow	Tyler
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S.B. 62 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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S.B. 130, YOUTH COURT AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Ure, the House voted to circle **S.B. 130**.

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S.B. 57, CORPORATE FRANCHISE INCOME TAXES, read the third time by short title and placed on its final passage.

S.B. 57 then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck

Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Hansen	Harper
Hatch	Hendrickson	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Gowans Hogue Swallow

S.B. 57 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

UNFINISHED BUSINESS

On motion of Representative Seitz, the House voted to uncircle **2nd Sub. S.B. 101**.

2nd Sub. S.B. 101, CRIMINAL BACKGROUND CHECKS FOR LICENSED PROVIDERS OF HUMAN SERVICES, was before the House on its final passage.

On motion of Representative Seitz, the bill was amended as follows:

- Page 6, Line 154:
After “are” insert “:(A)” After “misdemeanors” insert “not involving any of the offenses described in Subsection (3);” After “or” insert “(B)”
- Page 6, Line 159:
Delete “;”
- Page 6, Line 160:
Delete “(a)” and insert “an offense, whether” Delete “other than a protective order violation in a domestic case”

4. Page 6, Line 161:
Delete "involving an offense" and insert ". that was: (a)"
5. Page 6, Line 164:
Delete "an offense"
6. Page 6, Line 166:
Delete "an offense"
7. Page 6, Line 167:
Delete "The" and insert "If a person for whom identifying information is submitted under Subsection (1) is not approved by the department under Subsection (2) to have direct access in the licensee program serving children or vulnerable adults, the"Delete "and the Human Services Licensing Board"
8. Page 6, Line 170:
Delete "or"
9. Page 6, Line 171:
After "date of the search of" insert ":(A)"After "misdemeanor" insert "not listed in Subsection (3)."After "or" insert "(B) any"
10. Page 6, Line 172:
After "Subsection (3)" insert ":(iii) has been convicted at any time of a protective order or ex parte protective order violation under Section 76-5-18 or a similar statute in another state"

2nd Sub. S.B. 101, as amended, then passed on the following roll call:

Yeas, 66; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	Arent
Barrus	Beck	Bennion	Beshear
Bigelow	Biskupski	Bourdeaux	Bowman
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney

Moss	Murray	Newbold	Pace
Parker	Peterson	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

S. Allen	Anderson	Becker	Bradshaw
Garn	Morgan	Philpot	Swallow
Thompson			

2nd Sub. S.B. 101, as amended, returned to the Senate for further consideration.

THIRD READING CALENDAR

S.B. 59, SALES AND USE TAX – TAXATION OF AMOUNTS PAID TO A TELEPHONE SERVICE PROVIDER OR TELEGRAPH CORPORATION, read the third time by short title and placed on its final passage.

S.B. 59 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Beck	Bradshaw	Morgan	Moss
Swallow			

S.B. 59 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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2nd Sub. S.J.R. 6, JOINT RESOLUTION URGING A STUDY OF CERTAIN EXEMPTIONS, read the third time by short title and placed on its final passage.

2nd Sub. S.J.R. 6 then passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Beck	Swallow
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2nd Sub. S.J.R. 6 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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S.B. 80, ADJUSTMENTS OF COUNTY BOUNDARIES, read the third time by short title and placed on its final passage.

S.B. 80 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Shurtliff	Siddoway	G. Snow
Styler	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Alexander	Mascaro	Seitz	Swallow
Way			

S.B. 80 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Bennion, the House voted to allow a bill file be opened pertaining to Title 53.

THIRD READING CALENDAR

S.B. 61, GOVERNMENT RECORDS ACCESS AND, read the third time by short title and placed on its final passage.

S.B. 61 then passed on the following roll call:

Yeas, 66; Nays, 3; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Arent
Barrus	Beck	Bennion	Beshear
Bigelow	Biskupski	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hendrickson	Hogue	Holdaway	E. Hutchings
Jones	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Voting in the negative were: Representatives

Anderson	Becker	Bourdeaux
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Absent or not voting were: Representatives

Alexander	S. Clark	Hatch	B. Johnson
King	Swallow		

S.B. 61 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

* * *

S.B. 124, TIMELY PAYMENTS OF INSURANCE CLAIMS, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **S.B. 124**.

UNFINISHED BUSINESS

On motion of Representative Curtis, the House voted to uncircle **S.B. 38**.

S.B. 38, LEGISLATIVE COMMITTEE NAMES REVISIONS, was before the House on its final passage.

S.B. 38 then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	Litvack
Lockhart	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Thompson	Throckmorton	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Alexander	King	Mascaro	Swallow
Tyler	Ure		

S.B. 38 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

THIRD READING CALENDAR

S.B. 135, TOBACCO SETTLEMENT RESTRICTED ACCOUNT, read the third time by short title and placed on its final passage.

S.B. 135 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Hansen	Harper	Hatch	Hendrickson
Hogue	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Alexander	Buffmire	Gowans	Holdaway
Swallow			

S.B. 135 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

* * *

S.B. 76, DOMESTIC VIOLENCE IN PRESENCE OF CHILD AMENDMENTS, read the third time by short title and placed on its final passage.

S.B. 76 then passed on the following roll call:

Yeas, 64; Nays, 6; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark

D. Cox	Daniels	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Hatch	Hendrickson	Hogue	E. Hutchings
B. Johnson	Jones	King	Litvack
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Thompson	Tyler	Urquhart
Wallace	Winn	Young	M. Stephens

Voting in the negative were: Representatives

Curtis	Dayton	Harper	Lockhart
Throckmorton	Way		

Absent or not voting were: Representatives

Alexander	Bourdeaux	Holdaway	Swallow
Ure			

S.B. 76 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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Sub. S.B. 120, MOTOR VEHICLE INSURANCE COVERAGE – ARBITRATION REQUIREMENTS, read the third time by short title and placed on its final passage.

Representative Daniels declared a conflict of interest because he is a judge and arbitrator.

Sub. S.B. 120 then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels

Dayton	Dillree	Donnelson	Duckworth
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Peterson	Philpot	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Thompson	Throckmorton	Tyler	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Bourdeaux	Ferrin	Parker	Ray
Swallow	Ure		

Sub. S.B. 120 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

INTENT LANGUAGE FOR SUB. S.B. 120

The intent of the **Sub. S.B. 120** is not to create a cause of action for bad faith.

THIRD READING CALENDAR

Sub. S.B. 118, DISTRIBUTION OF OLYMPIC SPECIAL REVENUE FUND MONIES, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **Sub. S.B. 118**.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

THIRD READING CALENDAR

H.B. 169, MIDTERM VACANCIES IN THE LEGISLATURE, read the third time by short title and placed on its final passage.

On motion of Representative Daniels, the House voted to circle **H.B. 169**.

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3rd Sub. H.B. 241, COUNTY HEALTH DEPARTMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Pace, the bill was amended as follows:

- 1. Page 1, Line 14:
Delete “December 31, 2002” and insert “June 30, 2003”
- 2. Page 21, Line 641:
Delete “December 31, 2002” and insert “June 30, 2003”

3rd Sub. H.B. 241, as amended, then passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Bourdeaux	Harper	Hatch	Ure
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3rd Sub. H.B. 241, as amended, transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess until 6:00 p.m.

EVENING SESSION

The House was called to order by Speaker Stephens at 6:30 p.m.

INTRODUCTION OF BILL

RESOLUTION TO EXPAND THE GOVERNMENT PROPERTY TAX EXEMPTION

H.J.R. 30

David Clark

THIS JOINT RESOLUTION OF THE LEGISLATURE PROPOSES TO AMEND THE UTAH CONSTITUTION TO ADD A PROPERTY TAX EXEMPTION FOR PROPERTY NOT OWNED BUT UNDER THE CONTROL OF THE STATE OR A POLITICAL SUBDIVISION. THIS JOINT RESOLUTION DIRECTS THE LIEUTENANT GOVERNOR TO SUBMIT THE PROPOSAL TO VOTERS AND PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

MISCELLANEOUS BUSINESS

On motion of Representative Hatch, the House voted to lift **H.J.R. 30** from the Rules Committee and assign it to the Business and Labor standing committee.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: February 27, 2002
The Senate passed, as amended, **S.B. 157**, LOCAL SCHOOL BOARD EMPLOYER POWERS, by Senator B. Wright, and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communication filed. **S.B. 157**, read the first time by short title and referred to the Rules Committee.

* * *

Mr. Speaker: February 27, 2002
The Senate passed, as amended, **H.B. 58**, WATER FORFEITURE AMENDMENTS, by Representative M. Styler, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 42**, FLUORIDATION OF PUBLIC WATER SYSTEMS IN AN EMERGENCY, by Representative A. L. Tyler, and it is transmitted for further consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **H.B. 58** and **H.B. 42**, placed on the calendar for concurrence.

* * *

Mr. Speaker: February 27, 2002

The Senate passed, **2nd Sub. H.B. 231**, PUBLIC HEALTH AUTHORITY AMENDMENTS, by Representative S. Allen, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.J.R. 5**, RESOLUTION CALLING FOR SUPPORT OF THE PRINCIPLES OF THE ALLIANCE FOR UNITY, by Representative R. Bigelow, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **2nd Sub. H.B. 231** and **H.J.R. 5** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor and Lt. Governor.

RULES COMMITTEE REPORT

Mr. Speaker: February 27, 2002

The Rules Committee recommends that, under suspension of the rules, the following bills and resolutions be considered read for the second time and placed on the Third Reading Calendar for Senate bills:

- 2nd Sub. S.B. 113** Health Care Workforce Loan Repayment Assistance (P. Knudson)
- 1st Sub. S.B. 15** Organ Donation Checkoff (K. Hale)
- 2nd Sub. S.B. 48** Public Agency Insurance Mutual Amendments (J. Hickman)
- 1st Sub. S.B. 55** Amendments to Utah Uniform Building Standards Act (P. Hellewell)
- S.B. 72** Coal Mining and Reclamation Amendments (M. Dmitrich)

- S.B. 136** State Vegetable (B. Wright)
2nd Sub. S.B. 143 Private Records Amendments Under Government
Records Access and Management Act (M. Waddoups)
1st Sub. S.B. 145 Outdoor Advertising Sign Proximity to Utility Lines
(T. Spencer)
S.B. 146 Business Entity Amendments (J. Valentine)
S.B. 150 Registration and Protection of Trademarks and Service
Marks (L. Hillyard)
S.B. 159 Environmental Compliance for Minerals Regulatory
Program (P. Knudson)
S.B. 160 Aeronautics Construction Revolving Loan Fund
(J. Hickman)
S.B. 163 Structured Settlement Agreements (L. Hillyard)
2nd Sub. S.B. 164 Secure Facilities Amendments (D. Gladwell)
S.B. 166 Individual Income Tax – Treatment of Certain Military
Income (C. Bramble)
1st Sub. S.J.R. 11 Resolution Supporting America’s Domestic Steel Industry
(E. Mayne)
1st Sub. S.J.R. 12 Resolution Urging Federal Government Review of
Alternatives for Atlas Mill Tailings (M. Dmitrich)
1st Sub. S.J.R. 2 Resolution on Investment of State School Fund and
Uniform School Fund (L. Hillyard); and

Mr. Speaker:

February 27, 2002

The Rules Committee recommends that, under suspension of the rules, the following bills be considered read for the second time and placed on the Third Reading Calendar:

- 2nd Sub. H.B. 324** Protection of Unincorporated Areas in Counties of the
First Class (A. L. Tyler)
H.B. 285 Historic Building Rehabilitation Tax Credits (C. Bennion)
1st Sub. H.B. 292 Power of Attorney for Trust (M. Newbold)
H.B. 139 Employment Support Provisions (D. Litvack)
1st Sub. H.B. 82 Storage of Concealed Firearms on Facilities with Secure
Areas (J. Swallow)
H.B. 351 Election Process Amendments (G. Curtis)
H.B. 323 State Fleet Operations Amendments (G. Adair)

Tom Hatch, Chair

Reports filed. On motion of Representative Hatch, the reports of the Rules Committee were adopted.

MISCELLANEOUS BUSINESS

On motion of Representative Hatch, the House voted to lift **S.B. 51** from the Rules Committee and place it at the bottom of the Senate Third Reading Calendar.

UNFINISHED BUSINESS

On motion of Representative Peterson, the House voted to uncircle **2nd Sub. H.B. 137**.

2nd Sub. H.B. 137, LIMITED PURPOSE LOCAL GOVERNMENT AGENCIES AMENDMENTS, was before the House on its final passage.

2nd Sub. H.B. 137 then passed on the following roll call:

Yeas, 50; Nays, 20; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Barrus	Bennion	Bigelow
Bowman	Bryson	Bush	Buttars
D. Clark	S. Clark	D. Cox	Dayton
Dillree	Duckworth	Ferrin	Ferry
Garn	Goodfellow	Gowans	Harper
Hatch	Hendrickson	Hogue	Holdaway
B. Johnson	Lockhart	Mascaro	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Seitz	Siddoway
G. Snow	Styler	Swallow	Thompson
Tyler	Urquhart	Wallace	Way
Winn	M. Stephens		

Voting in the negative were: Representatives

Arent	Beck	Becker	Beshear
Biskupski	Bourdeaux	Bradshaw	Buffmire
Daniels	Fife	Hansen	E. Hutchings
Jones	King	Litvack	McCartney
Morgan	Moss	Shurtliff	Young

Absent or not voting were: Representatives

Curtis	Donnelson	Saunders	Throckmorton
Ure			

2nd Sub. H.B. 137 transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 284, ELECTION LAW AMENDMENTS – DISABLED VOTERS, read the third time by short title and placed on its final passage.

H.B. 284, as amended, then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Tyler	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Alexander	Curtis	Ferrin	Thompson
Throckmorton	Ure		

H.B. 284, as amended, transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Way, the House voted to uncircle **H.B. 179**.

H.B. 179, DESIGNATION OF STATE BUILDING, was before the House on its final passage.

On motion of Representative Snow, the bill was amended as follows:

1. Page 1, Line 6:
Delete “Ronald Reagan” and insert “Glenn L. Way”
2. Page 3, Line 67:
Delete “Ronald Reagan” and insert “Glenn L. Way”

H.B. 179, as amended, then failed to pass on the following roll call:

Yeas, 10; Nays, 60; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Bigelow	Daniels	Gowans
Hansen	Hendrickson	Litvack	Parker
Styler	Young		

Voting in the negative were: Representatives

Agard	Adair	Alexander	S. Allen
Arent	Barrus	Beck	Becker
Bennion	Beshear	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Harper	Hatch	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Thompson	Tyler	Urquhart
Wallace	Way	Winn	M. Stephens

Absent or not voting were: Representatives

Curtis	Dayton	Swallow	Throckmorton
Ure			

H.B. 179, as amended, was filed.

THIRD READING CALENDAR

Sub. H.B. 90, TRUTH IN ADVERTISING AMENDMENTS, read the third time by short title and placed on its final passage.

Sub. H.B. 90 then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Tyler	Urquhart
Wallace	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Throckmorton	Ure	Way
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Sub. H.B. 90 transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to reconsider its action on **H.B. 179**.

RECONSIDERATION OF H.B. 179

H.B. 179, DESIGNATION OF STATE BUILDING, was before the House upon its final passage.

On motion of Representative Garn, the House voted to circle **H.B. 179**.

THIRD READING CALENDAR

H.B. 297, RETIREMENT OFFICE AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 297 then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Thompson	Tyler	Urquhart
Wallace	Winn	Young	

Absent or not voting were: Representatives

Biskupski	Dayton	Styler	Swallow
Throckmorton	Ure	Way	M. Stephens

H.B. 297 transmitted to the Senate for its consideration.

* * *

2nd Sub. H.B. 123, MEDICAL RECOMMENDATIONS FOR CHILDREN, read the third time by short title and placed on its final passage.

On motion of Representative Bryson, the House voted to delete **2nd Sub. H.B. 123** in title and body and insert **4th Sub. H.B. 123** in lieu thereof.

On motion of Representative Bryson, the bill was amended as follows:

1. Page 2, Line 47:
Delete "or"
2. Page 2, Line 53:
Delete the period and insert "; or" and after line 53 insert:“(c)

exercising their authority relating to the readmission of a child who has been suspended or expelled for a violation of Section 53A-11-904.

3. Page 5, Line 125:
After "parent" insert "solely"

On motion of Representative Bryson, the House voted to circle **4th Sub. H.B. 123.**

* * *

Sub. H.B. 136, JUDICIAL CONDUCT COMMISSION AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Bryson, the bill was amended as follows:

1. Page 5, Line 134:
After "for a" delete "two-year" and insert "four-year"
2. Page 5, Line 139:
At the beginning of the line delete "three" and insert "two"
3. Page 5, Line 141:
After "for a" delete "two-year" and insert "four-year"
4. Page 6, Line 152:
After "from a" insert "trial"
5. Page 6, Line 153:
After "for a" delete "two-year" and insert "four-year"
6. Page 6, Line 166:
At the beginning of the line delete "Seven" and reinstate "Six"
7. Page 7, Line 188:
After "executive director" delete "should" and insert "shall"
8. Page 7, Line 196:
After "employ" delete "a director" and insert "an executive director"
9. Page 7, Line 199:
After line 199 insert:
"(10) Members serving on January 1, 2002 shall serve from the date of their appointment until April 30, 2002. After May 1, 2002, members

shall be appointed as provided in Section 78-8-102, except that those appointed shall draw by lot for terms of office of two and four years so that the terms of office of approximately half of the commission members shall expire every two years”

10. Page 12, Line 347:

After line 347 insert:

“Section 6. Effective date

If approved by two-thirds of all the members elected to each house, this act takes effect on May 1, 2002.”

Sub. H.B. 136, as amended, then passed on the following roll call:

Yeas, 48; Nays, 25; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Agard	Alexander	S. Allen	Anderson
Barrus	Bennion	Bigelow	Bowman
Bryson	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Dayton
Dillree	Donnelson	Ferrin	Ferry
Garn	Gowans	Harper	Hatch
Hendrickson	Hogue	Holdaway	B. Johnson
Lockhart	Mascaro	Newbold	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Siddoway	G. Snow	Styler
Swallow	Thompson	Tyler	Urquhart
Wallace	Way	Winn	M. Stephens

Voting in the negative were: Representatives

Adair	Arent	Beck	Becker
Beshear	Biskupski	Bourdeaux	Bradshaw
Buffmire	Daniels	Duckworth	Fife
Goodfellow	Hansen	E. Hutchings	Jones
King	Litvack	McCartney	Morgan
Moss	Murray	Pace	Shurtliff
Young			

Absent or not voting were: Representatives

Throckmorton	Ure
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Sub. H.B. 136, as amended, transmitted to the Senate for its consideration.

* * *

H.B. 296, 2002 SPECIAL HIGHWAY GENERAL OBLIGATION BONDS, read the third time by short title and placed on its final passage.

On motion of Representative Harper, the bill was amended as follows:

1. Page 3, Line 75:
After "to" delete "z."
2. Page 3, Lines 76–77:
Delete lines 76–77.
3. Page 3, Line 78:
Delete "(ii)"
Renumber remaining subsections accordingly.

On motion of Representative Philpot, the bill was amended as follows:

4. Page 3, Line 85:
Delete "7800" and insert "6400"

On motion of Representative Alexander, the House voted to circle **H.B. 296**.

* * *

H.J.R. 19, JOINT RULES RESOLUTION REQUIRING CERTAIN SPECIAL SESSION PROCEDURES, read the third time by short title and placed on its final passage.

H.J.R. 19 then passed on the following roll call:

Yeas, 64; Nays, 5; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Alexander	S. Allen	Anderson
Arent	Beck	Becker	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dillree
Donnelson	Duckworth	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue

Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Mascaro	McCartney
Morgan	Moss	Newbold	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Siddoway	G. Snow	Styler
Swallow	Thompson	Tyler	Urquhart
Wallace	Way	Winn	M. Stephens

Voting in the negative were: Representatives

Adair	Barrus	Murray	Pace
Young			

Absent or not voting were: Representatives

Dayton	Ferrin	Lockhart	Shurtliff
Throckmorton	Ure		

H.J.R. 19 transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Saunders, the House voted to uncircle **2nd Sub. H.B. 238**.

2nd Sub. H.B. 238, CIGARETTE AND TOBACCO TAX AMENDMENTS, was before the House on its final passage.

On motion of Representative Curtis, the bill was amended as follows:

1. Page 1, Line 13:
Delete “and other tobacco products”
2. Page 1, Line 18:
Delete line 18
3. Page 1, Line 26:
Delete “4.075” and insert “3.475”
4. Page 2, Line 28:
Delete “4.675” and insert “4.075”
5. Page 2, Line 41:
After “following” delete “amounts of tax levied under Subsection (1)” and insert “revenue generated from the tax increase imposed under Subsection (1) during the 2002 General Session”

6. Page 2, Line 43:
Delete "an amount equal to a tax of 0.5 cents on each cigarette taxed under Subsection (1)." and insert "33% of the revenue"
7. Page 2, Line 46:
Delete "an amount equal to a tax of 0.25 cents on each cigarette taxed under Subsection (1)." and insert "10% of the revenue"
8. Page 2, Line 49:
Delete "an amount equal to a tax of 0.25 cents on each cigarette taxed under Subsection (1)." and insert "21% of the revenue"
9. Page 2, Line 50:
After "to the" delete "Medical Education Council" and insert "University of Utah Health Sciences Center"
10. Page 3, Line 59:
After line 59 insert:
"(g) Any program or entity that receives funding under Subsection (5)(d) shall provide an annual report to the Health and Human Services Interim Committee no later than September 1 of each year. The report shall include:
(i) the amount funded;
(ii) the amount expended;
(iii) a description of the effectiveness of the program; and
(iv) if the program is a tobacco cessation program, the report required in Section 63-97-401."
11. Page 3, Lines 60-68:
Delete lines 60-68

2nd Sub. H.B. 238, as amended, then passed on the following roll call:

Yeas, 46; Nays, 28; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Adair	Alexander	S. Allen	Arent
Barrus	Beck	Becker	Beshear
Biskupski	Bourdeaux	Bowman	Bradshaw
Buffmire	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dillree	Ferry
Hansen	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack

Mascaro	McCartney	Morgan	Moss
Newbold	Parker	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Tyler
Wallace	M. Stephens		

Voting in the negative were: Representatives

Aagard	Anderson	Bennion	Bigelow
Bryson	Bush	Buttars	Dayton
Donnelson	Duckworth	Ferrin	Fife
Garn	Goodfellow	Gowans	Harper
Hatch	Hendrickson	Lockhart	Murray
Pace	Peterson	Philpot	Ure
Urquhart	Way	Winn	Young

Absent or not voting was: Representative Throckmorton

2nd Sub. H.B. 238, as amended, transmitted to the Senate for its consideration.

* * *

On motion of Representative Way, the House voted to uncircle **H.B. 179**.

H.B. 179, DESIGNATION OF STATE BUILDING, was before the House on its reconsideration.

On motion of Representative Way, the House voted to reconsider its previous action on adopted amendments. On motion of Representative Way, the House voted to restore the bill to its original form.

H.B. 179 then passed on the following roll call:

Yeas, 45; Nays, 29; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Barrus	Beck	Bennion	Bigelow
Bowman	Bryson	Bush	Buttars
D. Clark	S. Clark	Curtis	Dayton
Donnelson	Ferrin	Ferry	Garn
Harper	Hatch	Hogue	B. Johnson
Jones	Lockhart	Mascaro	Morgan

Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Siddoway	Swallow	Thompson	Ure
Urquhart	Wallace	Way	Winn
M. Stephens			

Voting in the negative were: Representatives

Anderson	Arent	Becker	Beshear
Biskupski	Bourdeaux	Bradshaw	Buffmire
D. Cox	Daniels	Dillree	Duckworth
Fife	Goodfellow	Gowans	Hansen
Hendrickson	Holdaway	E. Hutchings	King
Litvack	McCartney	Moss	Seitz
Shurtliff	G. Snow	Styler	Tyler
Young			

Absent or not voting was: Representative

Throckmorton

H.B. 179 transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to adjourn until February 28, 2002, at 9:00 a.m.

THIRTY-NINTH DAY

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MORNING SESSION

The House was called to order by Speaker Stephens at 9:10 a.m.

Roll call showed all members present.

Pledge of Allegiance and prayer by George Tripp, guest of Representative David Cox.

COMMUNICATION FROM THE SENATE

Mr. Speaker: February 27, 2002
The Senate passed, as amended, **H.B. 201**, PROPERTY TAX – JUDGMENT LEVY, by Representative W. Harper, and it is transmitted for further consideration.

Annette B. Moore
Secretary of the Senate

Communication filed. **H.B. 201**, placed on the calendar for concurrence.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: February 27, 2002
The Health and Human Services Committee reports a favorable recommendation on **H.B. 295**, TAKING MINOR INTO PROTECTIVE CUSTODY WITHOUT WARRANT, by Representative T. Hatch, with the following amendments:

1. Page 2, Line 39:
After “(b)” and before “(i)” insert “the officer or worker has, at the time, probable cause to believe that:” and after “(i)” delete “there is probable cause to believe that”; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 298**, CHILD WELFARE ENHANCED TRAINING, by Representative D. Litvack; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 300**, AMENDMENTS TO GUARDIAN AD LITEM STATUTES, by Representative M. Throckmorton; and

The Health and Human Services Committee recommends **H.B. 356**, PROHIBITION OF REBIRTHING THERAPY, by Representative M. Thompson, be replaced and favorably recommends **1st Sub. H.B. 356**, PROHIBITION OF REBIRTHING THERAPY.

Carl R. Saunders, Chair

Reports filed. On motion of Representative Saunders, the reports of the Health and Human Services committee were adopted.

H.B. 295, as amended, **H.B. 298**, **H.B. 300**, **Sub. H.B. 356**, read the second time by short title and referred to the Rules Committee for prioritization.

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Mr. Speaker:

February 27, 2002

The Public Utilities and Technology Committee reports a favorable recommendation on **1st Sub. S.B. 104**, SALE OF MUNICIPAL POWER SYSTEMS, by Senator J. Hickman; and

The Public Utilities and Technology Committee reports a favorable recommendation on **S.B. 152**, ELECTRIC ENERGY EFFICIENCY AND CONSERVATION TARIFF, by Senator L. Blackham; and

The Public Utilities and Technology Committee reports a favorable recommendation on **S.B. 153**, TAXES OR CHARGES ON TELECOMMUNICATIONS SERVICE, by Senator C. Bramble, and recommends it be placed on the Consent Calendar.

John E. Swallow, Chair

Reports filed. On motion of Representative Ure, the reports of the Public Utilities and Technology committee were adopted.

Sub. S.B. 104 and **S.B. 152**, read the second time by short title and referred to the Rules Committee for prioritization.

S.B. 153, read the second time by short title and placed on the Consent Calendar.

NOTICE OF BILL RETURNED TO RULES COMMITTEE

Mr. Speaker:

February 27, 2002

The Public Utilities and Technology Committee has returned **H.B. 308**, RENEWABLE ENERGY AMENDMENTS, by Representative J. Gowans, to the Rules Committee.

John E. Swallow, Chair

Report filed. **H.B. 308**, returned to the Rules Committee.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: February 27, 2002

The Education Committee reports a favorable recommendation on **H.B. 331**, NONRESIDENT TUITION FOR HIGHER EDUCATION, by Representative J. Alexander; and

The Education Committee recommends **H.B. 150**, PUBLIC EDUCATION – ALTERNATIVE LANGUAGE PROGRAMS, by Representative D. Bourdeaux, be replaced and favorably recommends **1st Sub. H.B. 150**, PUBLIC EDUCATION – ALTERNATIVE LANGUAGE PROGRAMS; and

The Education Committee reports a favorable recommendation on **H.B. 328**, APPROPRIATION FOR TEACHER MENTORING PROGRAMS, by Representative C. Moss; and

The Education Committee reports a favorable recommendation on **S.C.R. 1**, ADULT LIFELONG LEARNING AND LITERACY RESOLUTION, by Senator D. Steele.

Margaret Dayton, Chair

Reports filed. On motion of Representative Dayton, the reports of the Education committee were adopted.

H.B. 331, **Sub. H.B. 150**, **H.B. 328**, and **S.C.R. 1**, read the second time by short title and referred to the Rules Committee for prioritization.

* * *

Mr. Speaker: February 27, 2002

The Business and Labor Committee reports a favorable recommendation on **S.B. 103**, TERMINATION OF JOINT TENANCY IN REAL PROPERTY, by Senator L. Hillyard, and recommends it be placed on the Consent Calendar; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 100**, PHARMACIST LICENSING AMENDMENTS, by Senator P. Knudson, with the following amendments:

1. Page 8, Line 222 (Goldenrod 1–28–02):
After “including” insert “: (i)” and after “drugs;” reinstate “and” and insert “(ii) drug interactions with food, nutrients, and supplements; and”
2. Page 8, Lines 223–226 (Goldenrod 1–28–02):
Delete lines 223 through 226 and renumber accordingly; and

The Business and Labor Committee reports a favorable recommendation on **H.J.R. 30**, RESOLUTION TO EXPAND THE GOVERNMENT PROPERTY TAX EXEMPTION, by Representative D. Clark; and

The Business and Labor Committee reports a favorable recommendation on **1st Sub. S.B. 122**, INSURANCE LAW AMENDMENTS, by Senator L. S. Poulton, with the following amendments:

1. Page 105, Line 3243:
Delete "insured" and insert "insurer"
2. Page 111, Line 3415:
After "[behalf of]:" insert "(i)"
3. Page 111, Line 3417:
After "transaction" insert "; or (ii) a settlement or closing involving:
(A) a mobile home;
(B) a grazing right;
(C) a water right; or
(D) other personal property authorized by the commissioner"
4. Page 131, Line 4039:
After line 4039 insert:
"(2) Notwithstanding Subsection (1), a title insurance agent may engage in the escrow business if:
(a) the escrow involves:
(i) a mobile home;
(ii) a grazing right;
(iii) a water right; or
(iv) other personal property authorized by the commissioner; and
(b) the title insurance agent complies with all the requirements of this section except for the requirement of Subsection (1)(c)."
5. Page 131, Line 4040:
Delete "(2)" and insert "(3)"
6. Page 131, Line 4047:
Delete "(3)" and insert "(4)"
7. Page 131, Line 4053:
Delete "(4)" and insert "(5)"
8. Page 132, Line 4057:
Delete "(4)" and insert "(5)"

- 9. Page 132, Line 4075:
Delete “(5)” and insert “(6)”
- 10. Page 132, Line 4077:
Delete “(6)” and insert “(7)”; and

The Business and Labor Committee recommends **S.B. 119, WORKERS’ COMPENSATION INSURANCE RELATED AMENDMENTS**, by Senator L.S. Poulton, be replaced and reports a favorable recommendation on **1st Sub. S.B. 119, WORKERS’ COMPENSATION INSURANCE RELATED AMENDMENTS** with the following amendments:

- 1. Page 3, Line 80:
Delete “six” and insert “five”

Katherine Bryson, Chair

Reports filed. On motion of Representative Bryson, the reports of the Business and Labor committee were adopted.

S.B. 103, read the second time by short title and placed on the Consent Calendar.

S.B. 100, as amended, **H.J.R. 30**, and **Sub. S.B. 122**, as amended, and **Sub. S.B. 119**, as amended, read the second time by short title and referred to the Rules Committee for prioritization.

CONSENT CALENDAR

H.B. 311, STATE CAPITOL PRESERVATION BOARD – CHAIR, read the third time by short title and placed on its final passage.

H.B. 311 then passed on the following roll call:

Yeas, 66; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Barrus	Beck	Becker	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Bush
Buttars	D. Clark	S. Clark	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen

Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Siddoway
G. Snow	Swallow	Thompson	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Alexander	Arent	Buffmire	D. Cox
Mascaro	Shurtliff	Styler	Throckmorton
Tyler			

H.B. 311 transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

THIRD READING CALENDAR

H.B. 260, RESTRICTIONS ON TELEPHONE SOLICITATION, read the third time by short title and placed on its final passage.

On motion of Representative Morgan, the bill was amended as follows:

1. Page 1, Line 21 (House committee report 2-6-02):
Delete "8:00" and insert "9:00"
2. Page 1, Line 21:
Delete "9:00" and insert "8:00"
2. Page 1, Line 23 (House committee report 2-6-02):
Reinstate "or on legal holidays, as set forth in Section 63-13-2."

Representative Hutchings declared a conflict of interest because he frequently makes solicitations calls for his business.

H.B. 260, as amended, then passed on the following roll call:

Yeas, 47; Nays, 26; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	S. Allen	Anderson	Arent
Beck	Becker	Beshear	Biskupski
Bourdeaux	Bowman	Bradshaw	Buffmire
Buttars	D. Cox	Daniels	Dayton
Dillree	Donnelson	Duckworth	Goodfellow
Gowans	Hansen	Harper	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	McCartney
Morgan	Moss	Murray	Newbold
Pace	Seitz	Shurtliff	Siddoway
Styler	Thompson	Tyler	Ure
Wallace	Winn	Young	

Voting in the negative were: Representatives

Adair	Alexander	Barrus	Bennion
Bryson	Bush	D. Clark	S. Clark
Curtis	Ferrin	Ferry	Garn
Hatch	Lockhart	Mascaro	Parker
Peterson	Philpot	Ray	Saunders
G. Snow	Swallow	Throckmorton	Urquhart
Way	M. Stephens		

Absent or not voting were: Representatives

Bigelow	Fife
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H.B. 260, as amended, transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Allen, under suspension of the rules, the House voted lift **H.J.R. 24** from the Workforce Services and Community and Economic Development standing committee, consider it read the second time, and place it at the top of the Third Reading Calendar.

THIRD READING CALENDAR

H.J.R. 24, RESOLUTION HONORING PRINCESS AISHA BINT AL HUSSEIN, read the third time by short title and placed on its final passage.

H.J.R. 24 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Bennion	Beshear	Biskupski	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Hatch	Hendrickson	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Becker	Bigelow	Bourdeaux	Harper
Hogue			

H.J.R. 24 transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to print the remarks of the Princess Aisha Bint Al Hussein upon the pages of the House Journal.

REMARKS OF PRINCESS AISHA BINT AL HUSSEIN

I, first of all, would like to thank all of you for the honor of being here today. As you know, my background is very much military and this is the first trip that I have had to the United States not representing my country as a Colonel, but coming here to speak about the relationship between Jordan and the United States which has been a very special bond for so many years. In particular, to reaffirm our stand behind the United States against terrorism. I was invited here by a very good friend of mine. A woman I have known for four years, a woman whom I have seen do marvelous work for women in the United States and all of the armed forces, Ms. Vicki McCall. She was the one who invited me to come here and to change my usual role and speak to university and high school students about peace.

Vicki was unfortunately in the Pentagon when it was hit. I immediately called her because I realized how devastating the attacks in the United States were, and particularly for her for having been there. We have bonded over the last few months because of that. Her reaction concerning people here, in particular, young people may not understand that all Muslims and all Arabs do not hate the United States. She thought it was important for someone like me to come out and have the opportunity to speak to people about Islam, about peace, and about people trying to come together and to bridge gaps in understanding each other.

I have had a wonderful time. I have visited a high school. They asked me the toughest questions of the trip so far – bright, young, concerned individuals. It was a wonderful thing for me to see and I am looking forward to the rest of my trip here, as well. I hope when I leave Utah there is a sense, that you do have friends all over the world and that this is very much a global responsibility that good people all over the world come together and try to work to make a safer world for our future generations and our children where terrorism does not exist and this will take all of us working together.

Certainly, Jordan is a friend of the United States. I was educated here in the United States. I have had the opportunity to meet people of all religions, all races, all backgrounds. Unless we all come together and open our hearts to each other, in particular at such a difficult time where there is so much misunderstanding and fear. I do worry about our future. I have two young children with whom I have had a very hard time trying to explain what has been going on in the world in the last year. Particularly in my part of the world where we have been exposed to terrorism throughout our history, starting with my great-grandfather who was assassinated for his want and drive for peace in the Middle East and certainly for this wonderful family that I am so proud to be apart of has dedicated their lives to peace in our region. My late father worked up until the last minute of his life for peace. And a new generation, my brother the King_of Jordan, has the same goals and the same determinations to see my late father's dreams through.

I thank you all for inviting me here today. I thank you all for giving me your time today. I have had a wonderful experience and I would also quickly like to congratulate you on the wonderful Olympics that you held here. I know that everybody that came here will go back to their own countries with the same feeling of warmth and friendship that I have been afforded while I have been here. Congratulations and thank you very much.

COMMITTEE OF THE WHOLE

On motion of Representative Garn, the House resolved itself into a Committee of the Whole, with the Speaker as Chairman, for the purpose of hearing from Princess Aisha Bint Al Hussein.

On motion of Representative Garn, the Committee of the Whole was dissolved.

THIRD READING CALENDAR

H.B. 290, AFFIDAVIT OF IMPECUNIOSITY AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **H.B. 290**.

SPECIAL ORDER OF BUSINESS

H.C.R. 5, RESOLUTION RECOGNIZING MILITARY, PRESIDENT, AND CONGRESS' ROLE IN WAR ON TERRORISM, read the third time by short title and placed on its final passage.

H.C.R. 5 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Anderson	Arent
Barrus	Beck	Becker	Bennion
Beshear	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Alexander S. Allen Bigelow Curtis
Styler

H.C.R. 5 transmitted to the Senate for its consideration.

COMMITTEE OF THE WHOLE

On motion of Representative Garn, the House resolved itself into a Committee of the Whole, with the Speaker as Chairman, for the purpose of hearing from Billy Schuffenhauer, silver medalist from the USA Olympic Four-man Bobsled Team.

On motion of Representative Garn, the Committee of the Whole was dissolved.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess until 11:15 p.m.

AFTERNOON SESSION

Speaker Stephens called the House to order at 2:20 p.m.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: February 28, 2002

The Senate passed, as amended, **H.B. 224**, GIVING FALSE INFORMATION TO POLICE OFFICER, by Representative K. Morgan, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 235**, EMERGENCY VEHICLE AMENDMENTS, by Representative P. Ray, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 237**, SPOUSE ABUSE AMENDMENTS, by Representative G. Adair, and it is transmitted for further consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **H.B. 224**, **H.B. 235**, and **H.B. 237**, placed on the calendar for concurrence.

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Mr. Speaker:

February 28, 2002

The Senate passed, **1st Sub. H.B. 13**, REPEAL OF HUMAN RESOURCE ADVISORY COMMITTEE, by Representative D. Bowman, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 29**, CHILD RESTRAINT VIOLATIONS, by Representative C. Moss, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **2nd Sub. H.B. 34**, TOURISM AMENDMENTS, by Representative S. Allen, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **3rd Sub. H.B. 51**, SALES AND USE TAX MODIFICATIONS, by Representative W. Harper, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 119**, ASSESSMENT OF PROPERTY SUBJECT TO A MINIMUM PARCEL SIZE, by Representative J. Murray, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 185**, REAUTHORIZATION OF INDIVIDUAL INCOME TAX CREDIT – TUTORING DISABLED DEPENDENTS, by Representative J. Buffmire, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 197**, OFF-HIGHWAY VEHICLE AMENDMENTS, by Representative B. Goodfellow, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 202**, RECONVEYANCE OF TRUST DEED OR RELEASE OF MORTGAGE, by Representative T. Hatch, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 204**, RESPONSIBILITY OF ATTORNEY GENERAL TO REPRESENT DIVISION OF CHILD AND FAMILY SERVICES, by Representative M. Throckmorton, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.J.R. 24**, RESOLUTION HONORING PRINCESS AISHA BINT AL HUSSEIN, by Representative S. Allen, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **Sub. H.B. 13, H.B. 29, 2nd Sub. H.B. 34, 3rd Sub. H.B. 51, H.B. 119, H.B. 185, H.B. 197, H.B. 202, H.B. 204**, and **H.J.R. 24** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor and Lt. Governor.

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Mr. Speaker: February 28, 2002
The Senate has rejected **H.B. 218**, OVER WEIGHT VEHICLE AMENDMENTS, by Representative T. Hatch, and it is transmitted for filing.

Annette B. Moore
Secretary of the Senate

Communication filed. **H.B. 218**, was filed.

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Mr. Speaker: February 28, 2002
The Senate concurred in the House amendments and passed **S.B. 92**, BEAR RIVER DEVELOPMENT PROJECTS, by Senator M. Waddoups, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 93**, CLASSIFICATION OF CERTAIN LEGISLATIVE RECORDS, by Senator P. Knudson, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **1st Sub. S.B. 98**, OUTDOOR ADVERTISING AMENDMENTS, by Senator M. Waddoups, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **1st Sub. S.B. 99**, CORE CURRICULUM AMENDMENTS, by Senator D. Gladwell, and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **S.B. 92, S.B. 93, Sub. S.B. 98**, and **Sub. S.B. 99** were signed by the Speaker in open session, in the presence of the House, and returned

to the Senate for signature of the President, enrolling and transmission to the Governor.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: February 28, 2002

The Judiciary Committee reports a favorable recommendation on **1st Sub. S.B. 139**, DNA EVIDENCE – REMOVING STATUTE OF LIMITATIONS, by Senator L. Hillyard; and

The Judiciary Committee recommends **S.B. 117**, TRUST AMENDMENTS, by Senator J. Valentine, be replaced and favorably recommends **1st Sub. S.B. 117**, TRUST AMENDMENTS; and

The Judiciary Committee reports a favorable recommendation on **S.B. 140**, REALLOCATION OF JUDGES, by Senator J. Hickman; and

The Judiciary Committee reports a favorable recommendation on **1st Sub. S.B. 106**, DIVORCE – CHILDREN’S TESTIMONY LIMITED, by Senator T. Spencer; and

The Judiciary Committee reports a favorable recommendation on **1st Sub. S.B. 111**, DIVISION OF HOME IN A DIVORCE, by Senator T. Spencer; and

The Judiciary Committee recommends **H.B. 283**, ANTITERRORISM AMENDMENTS, by Representative P. Ray, be replaced and reports a favorable recommendation on **1st Sub. H.B. 283**, ANTITERRORISM AMENDMENTS with the following amendments:

1. Page 4, Line 115:
After “government” insert “. or any private business, organization, individual, or entity”
2. Page 8, Line 238:
After “.” delete “and”
3. Page 8, Line 238:
After Line 238 insert:
“(h) food distribution systems; and”
4. Page 8, Line 239:
Delete “(h)” and insert “(i)”
5. Page 11, Line 325:
After “Subsection” delete “(1)” and insert “(2)”

6. Page 11, Line 326:
After “Subsection” delete “(1)” and insert “(2)”
7. Page 11, Line 328:
After “Subsection” delete “(1)” and insert “(2)”; and

The Judiciary Committee reports a favorable recommendation on **H.B. 288**, COMPETENCY TO STAND TRIAL AMENDMENTS, by Representative S. Daniels, with the following amendments:

1. Page 2, Line 42:
After “order” delete “appointing the examiners” and insert “for a competency examination of a defendant”
2. Page 4, Line 97:
After “Subsection (8)” delete “(b)” and insert “(a)”; and

The Judiciary Committee reports a favorable recommendation on **H.B. 332**, CHILD SUPPORT MODIFICATIONS, by Representative E. Hutchings, with the following amendments:

1. Page 1, Line 15:
After “base” insert “combined”
2. Page 1, Line 15:
After “support” delete “award” and insert “obligation”

Glenn L. Way, Chair

Reports filed. On motion of Representative Way, the reports of the Judiciary committee were adopted.

Sub. S.B. 139, Sub. S.B. 117, S.B. 140, Sub. S.B. 106, Sub. S.B. 111, Sub. H.B. 283, as amended, **H.B. 288**, as amended, **H.B. 332**, as amended, read the second time by short title and referred to the Rules Committee for prioritization.

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Mr. Speaker:

February 28, 2002

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **1st Sub. H.B. 194**, PEACE OFFICER ARREST QUOTAS, by Representative C. Bennion; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 315**, UTAH FIRE PREVENTION AND SAFETY ACT AMENDMENTS, by Representative C. Beshear; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 316**, FIRE PREVENTION AND SAFETY REVISIONS, by Representative C. Beshear; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 319**, JAIL REIMBURSEMENT AMENDMENTS, by Representative G. Curtis; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 333**, VETERANS – PARKS AND RECREATION BENEFIT, by Representative G. Adair, with the following amendments:

1. Page 1, Line 7:
After “state” insert “disabled”
2. Page 3, Line 63:
After “state” insert “disabled”; and

The Law Enforcement and Criminal Justice Committee recommends **H.B. 336**, USE OF FORCE, INCLUDING DEADLY FORCE, IN DEFENSE OF PROPERTY, by Representative M. Thompson, be replaced and reports a favorable recommendation on **1st Sub. H.B. 336**, USE OF FORCE, INCLUDING DEADLY FORCE, IN DEFENSE OF PROPERTY with the following amendments:

1. Page 1, Line 15:
After “defense of” insert “persons on”
2. Page 1, Line 20:
After “manner” delete “, surreptitiously, or by stealth”
3. Page 2, Line 32:
After “manner” delete “, surreptitiously, or by stealth”

DeMar “Bud” Bowman, Chair

Reports filed. On motion of Representative Bowman, the reports of the Law Enforcement and Criminal Justice committee were adopted.

Sub. H.B. 194, H.B. 315, H.B. 316, H.B. 319, H.B. 333, as amended, **Sub. H.B. 336**, as amended, read the second time by short title and referred to the Rules Committee for prioritization.

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Mr. Speaker:

February 28, 2002

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 158**, SAFE DRINKING WATER ACT AMENDMENTS, by Representative G. Donnelson; and

The Natural Resources, Agriculture, and Environment Committee recommends **H.B. 162**, USE OF BEAR RIVER BIRD REFUGE SETTLEMENT MONIES, by Representative B. Ferry, be replaced and reports a favorable recommendation on **1st Sub. H.B. 162**, USE OF BEAR RIVER BIRD REFUGE SETTLEMENT MONIES with the following amendments:

1. Page 2, Line 42:

After "reclamation," insert "enhancement,"; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 317**, LEGISLATIVE TASK FORCE AMENDMENTS, by Representative C. Buttars, with the following amendments:

1. Page 1, Line 24:

Delete "20" and insert "21"

2. Page 2, Line 28:

After "political party;" delete "and" and insert "(c) the commissioner of the Department of Agriculture and Food or his designee, who shall be a nonvoting member; and"

3. Page 2, Line 29:

Delete "(c)" and insert "(d)"; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 322**, APPROPRIATION FOR ARCHERY AND NATURE PARK IN TOOELE, by Representative C. Bennion; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 340**, DIVISION OF WATER RIGHTS FUNDING AND NOTIFICATION AMENDMENTS, by Representative M. Styler; and

The Natural Resources, Agriculture, and Environment Committee recommends **H.J.R. 25**, RESOLUTION ON UTAH ATHLETIC FOUNDATION, by Representative D. Ure, be replaced and reports a favorable recommendation on **1st Sub. H.J.R. 25**, RESOLUTION ON UTAH ATHLETIC FOUNDATION with the following amendments:

1. Page 3, Line 71:

After “Governor” delete “and” and insert “,” and after “Senate” insert “, and the Speaker of the House of Representatives”; and

The Natural Resources, Agriculture, and Environment Committee recommends **H.J.R. 27**, RESOLUTION AUTHORIZING BEAR RIVER MIGRATORY BIRD REFUGE SETTLEMENT, by Representative B. Ferry, be replaced and reports a favorable recommendation on **2nd Sub. H.J.R. 27**, RESOLUTION AUTHORIZING BEAR RIVER MIGRATORY BIRD REFUGE SETTLEMENT with the following amendments:

1. Page 2, Lines 38–40:
Delete Lines 38 through 40

Bradley T. Johnson, Chair

Reports filed. On motion of Representative Johnson, the reports of the Natural Resources, Agriculture, and Environment committee were adopted.

H.B. 158, **Sub. H.B. 162**, as amended, **H.B. 317**, as amended, **H.B. 322**, **H.B. 340**, **Sub. H.J.R. 25**, as amended, and **2nd Sub. H.J.R. 27**, as amended, read the second time by short title and referred to the Rules Committee for prioritization.

MISCELLANEOUS BUSINESS

On motion of Representative Hatch, the House voted that any bills which have not been reported out of the House Standing Committees after the conclusion of their last scheduled meeting be reported back to the body and be referred to the Rules Committee.

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On motion of Representative Goodfellow, the House voted to reconsider its action on **2nd Sub. S.B. 82**.

RECONSIDERATION OF 2ND SUB. S.B. 82

2nd Sub. S.B. 82, COUNTY PERSONNEL MANAGEMENT ACT AMENDMENTS, was before the House upon its final passage.

On motion of Representative Goodfellow, the House voted to circle **2nd Sub. S.B. 82**.

CONCURRENCE CALENDAR

On motion of Representative Hogue, the House voted to concur in the Senate amendments to **H.B. 43**, ACCESS TO FLOURIDATED WATER.

H.B. 43, as amended by the Senate, then passed on the following roll call:

Yeas, 43; Nays, 19; Absent or not voting, 13.

Voting in the affirmative were: Representatives

Anderson	Arent	Beck	Becker
Beshear	Biskupski	Bourdeaux	Bowman
Bradshaw	Buffmire	Buttars	S. Clark
Dayton	Duckworth	Ferry	Fife
Goodfellow	Gowans	Hansen	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	McCartney
Moss	Murray	Pace	Parker
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Tyler
Urquhart	Wallace	Winn	

Voting in the negative were: Representatives

Adair	Alexander	Bryson	Bush
D. Clark	D. Cox	Curtis	Dillree
Donnelson	Harper	Lockhart	Newbold
Peterson	Philpot	Swallow	Throckmorton
Way	Young	M. Stephens	

Absent or not voting were: Representatives

Aagard	S. Allen	Barrus	Bennion
Bigelow	Daniels	Ferrin	Garn
Hatch	Mascaro	Morgan	Thompson
Ure			

H.B. 43, as amended by the Senate, transmitted to the Senate for signature of the president.

COMMITTEE OF THE WHOLE

On motion of Representative Moss, the House resolved itself into a Committee of the Whole, with the Speaker as Chairman, for the purpose of hearing from David Lee, poet.

On motion of Representative Moss, the Committee of the Whole was dissolved.

CONCURRENCE CALENDAR

On motion of Representative Ray, the House voted to concur in the Senate amendments to **H.B. 16**, BLOOD AND BREATH ALCOHOL TESTING.

H.B. 16, as amended by the Senate, then passed on the following roll call:

Yeas, 60; Nays, 0; Absent or not voting, 15.

Voting in the affirmative were: Representatives

Aagard	Adair	Anderson	Arent
Beck	Becker	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Goodfellow	Gowans	Hansen	Hatch
Hogue	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	McCartney
Morgan	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Alexander	S. Allen	Barrus	Bennion
Beshear	Bigelow	Curtis	Daniels
Garn	Harper	Hendrickson	Holdaway
Mascaro	Moss	G. Snow	

H.B. 16, as amended by the Senate, transmitted to the Senate for signature of the president.

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On motion of Representative Bradshaw, the House voted to concur in the Senate amendments to **Sub. H.B. 64**, CONSUMER PROTECTION AMENDMENTS.

Sub. H.B. 64, as amended by the Senate, then passed on the following roll call:

Yeas, 61; Nays, 0; Absent or not voting, 14.

Voting in the affirmative were: Representatives

Aagard	Alexander	Anderson	Arent
Beck	Becker	Biskupski	Bourdeaux

Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Dayton	Donnelson
Duckworth	Ferrin	Ferry	Fife
Goodfellow	Gowans	Hansen	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Adair	S. Allen	Barrus	Bennion
Beshear	Bigelow	Daniels	Dillree
Garn	Harper	Hatch	Mascaro
G. Snow	Wallace		

Sub. H.B. 64, as amended by the Senate, transmitted to the Senate for signature of the president.

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On motion of Representative Bradshaw, the House voted to concur in the Senate amendments to **H.B. 245**, AMENDMENTS TO SEX OFFENDER REGISTRY.

H.B. 245, as amended by the Senate, then passed on the following roll call:

Yeas, 56; Nays, 0; Absent or not voting, 19.

Voting in the affirmative were: Representatives

Aagard	Alexander	Anderson	Arent
Beck	Becker	Biskupski	Bourdeaux
Bowman	Bradshaw	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Goodfellow	Gowans	Hansen	Hendrickson
Hogue	Holdaway	B. Johnson	Jones

King	Lockhart	McCartney	Morgan
Murray	Newbold	Pace	Parker
Peterson	Philpot	Saunders	Seitz
Shurtliff	Siddoway	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Adair	S. Allen	Barrus	Bennion
Beshear	Bigelow	Bryson	Daniels
Garn	Harper	Hatch	E. Hutchings
Litvack	Mascaro	Moss	Ray
G. Snow	Wallace	Way	

H.B. 245, as amended by the Senate, transmitted to the Senate for signature of the president.

* * *

On motion of Representative Hogue, the House voted to concur in the Senate amendments to **H.B. 72**, PENALTY FOR MISUSE OF LAWFUL SUBSTANCES.

H.B. 72, as amended by the Senate, then passed on the following roll call:

Yeas, 53; Nays, 3; Absent or not voting, 19.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	Anderson
Arent	Beck	Becker	Beshear
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	D. Clark	S. Clark
D. Cox	Curtis	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Goodfellow	Hansen	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Lockhart	McCartney	Morgan
Murray	Newbold	Pace	Parker
Peterson	Saunders	Shurtliff	Siddoway
Styler	Swallow	Thompson	Tyler
Ure	Urquhart	Winn	Young
M. Stephens			

Voting in the negative were: Representatives

Gowans	Hendrickson	Philpot
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Absent or not voting were: Representatives

S. Allen	Barrus	Bennion	Bigelow
Biskupski	Buttars	Daniels	Garn
Harper	Hatch	Litvack	Mascaro
Moss	Ray	Seitz	G. Snow
Throckmorton	Wallace	Way	

H.B. 72, as amended by the Senate, transmitted to the Senate for signature of the president.

* * *

On motion of Representative Styler, the House voted to concur in the Senate amendments to **H.B. 58**, WATER FORFEITURE AMENDMENTS.

H.B. 58, as amended by the Senate, then passed on the following roll call:

Yeas, 58; Nays, 0; Absent or not voting, 17.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Beck	Becker	Beshear
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	D. Clark	S. Clark
D. Cox	Curtis	Dayton	Dillree
Donnelson	Duckworth	Ferry	Fife
Goodfellow	Gowans	Hansen	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
King	Litvack	Lockhart	McCartney
Morgan	Murray	Newbold	Pace
Peterson	Philpot	Saunders	Seitz
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Alexander	Barrus	Bennion	Bigelow
Biskupski	Buttars	Daniels	Ferrin
Garn	Harper	Hatch	Jones
Mascaro	Moss	Parker	Ray
Shurtliff			

H.B. 58, as amended by the Senate, transmitted to the Senate for signature of the president.

* * *

On motion of Representative Tyler, the House voted to concur in the Senate amendments to **H.B. 42**, FLOURIDATION OF PUBLIC WATER SYSTEMS IN AN EMERGENCY.

H.B. 42, as amended by the Senate, then passed on the following roll call:

Yeas, 40; Nays, 17; Absent or not voting, 18.

Voting in the affirmative were: Representatives

S. Allen	Anderson	Beck	Becker
Bigelow	Bourdeaux	Bowman	Bradshaw
Buffimire	Buttars	S. Clark	D. Cox
Dayton	Duckworth	Ferry	Fife
Goodfellow	Gowans	Hendrickson	Hogue
E. Hutchings	B. Johnson	King	Litvack
McCartney	Murray	Pace	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Tyler
Urquhart	Wallace	Winn	Young

Voting in the negative were: Representatives

Aagard	Adair	Bennion	Bryson
Bush	Curtis	Donnelson	Holdaway
Lockhart	Newbold	Peterson	Philpot
Ray	Throckmorton	Ure	Way
M. Stephens			

Absent or not voting were: Representatives

Alexander	Arent	Barrus	Beshear
Biskupski	D. Clark	Daniels	Dillree
Ferrin	Garn	Hansen	Harper
Hatch	Jones	Mascaro	Morgan
Moss	Parker		

H.B. 42, as amended by the Senate, transmitted to the Senate for signature of the president.

* * *

On motion of Representative Curtis, the House voted to concur in the Senate amendments to **H.B. 233**, MITIGATION OF DAMAGES IN CONDEMNATION PROCEEDINGS.

H.B. 233, as amended by the Senate, then passed on the following roll call:

Yeas, 64; Nays, 0; Absent or not voting, 11.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Beck	Bennion	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Dayton	Dillree	Donnelson	Duckworth
Ferry	Fife	Goodfellow	Gowans
Hansen	Harper	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	McCartney
Morgan	Moss	Murray	Newbold
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Alexander	Barrus	Becker	Beshear
Daniels	Ferrin	Garn	Hatch
Mascaro	Pace	Parker	

H.B. 233, as amended by the Senate, transmitted to the Senate for signature of the president.

* * *

On motion of Representative Bigelow, the House voted to concur in the Senate amendments to **H.B. 255**, UTAH HOUSING CORPORATION AMENDMENTS.

H.B. 255, as amended by the Senate, then passed on the following roll call:

Yeas, 63; Nays, 0; Absent or not voting, 12.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Beck	Becker	Bennion
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Goodfellow
Gowans	Hansen	Harper	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	Styler	Swallow
Throckmorton	Ure	Urquhart	Wallace
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander	Barrus	Beshear	Curtis
Daniels	Garn	Hatch	Mascaro
G. Snow	Thompson	Tyler	Way

H.B. 255, as amended by the Senate, transmitted to the Senate for signature of the president.

* * *

On motion of Representative Harper, the House voted to concur in the Senate amendments to **H.B. 28**, IMMUNITY FROM LIABILITY IN CHILD WELFARE INVESTIGATIONS.

H.B. 28, as amended by the Senate, then passed on the following roll call:

Yeas, 60; Nays, 5; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Beck	Becker	Bennion
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush

Buttars	D. Clark	S. Clark	D. Cox
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Harper	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	McCartney
Morgan	Moss	Murray	Newbold
Parker	Peterson	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Voting in the negative were: Representatives

Fife	Goodfellow	Hansen	Hendrickson
Pace			

Absent or not voting were: Representatives

Alexander	Barrus	Beshear	Curtis
Daniels	Garn	Gowans	Hatch
Mascaro	Philpot		

H.B. 28, as amended by the Senate, transmitted to the Senate for signature of the president.

UNFINISHED BUSINESS

On motion of Representative Newbold, the House voted to uncircle **H.B. 262**.

H.B. 262, STUDENT EDUCATION PLANS, was before the House on its final passage.

On motion of Representative Pace, the bill was amended as follows:

1. Page 5, Lines 139–149:
Delete lines 139 through 149.

On motion of Representative Siddoway, the bill was amended as follows:

2. Page 3, Line 64 and 65:
Reinstate lines 64 and 65.

H.B. 262, as amended, then passed on the following roll call:

Yeas, 45; Nays, 23; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Barrus
Bennion	Bowman	Bradshaw	Bryson
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Dayton	Dillree
Donnelson	Ferrin	Ferry	Gowans
Harper	Hogue	Holdaway	B. Johnson
Lockhart	Murray	Newbold	Pace
Parker	Peterson	Philpot	Saunders
Seitz	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Ure
Urquhart	Wallace	Way	Winn
M. Stephens			

Voting in the negative were: Representatives

Anderson	Arent	Beck	Becker
Beshear	Biskupski	Bourdeaux	Buffmire
Duckworth	Fife	Goodfellow	Hansen
Hendrickson	E. Hutchings	Jones	King
Litvack	McCartney	Morgan	Moss
Shurtliff	Tyler	Young	

Absent or not voting were: Representatives

Alexander	Bigelow	Daniels	Garn
Hatch	Mascaro	Ray	

H.B. 262, as amended, transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to limit debate to 4 minutes for presentation and 2 minutes per response.

UNFINISHED BUSINESS

On motion of Representative Harper, the House voted to uncircle **H.B. 305**.

H.B. 305, PROPERTY TAX AMENDMENTS, was before the House on its final passage.

On motion of Representative Harper, the House voted to delete **H.B. 305** in title and body and insert **Sub. H.B. 305** in lieu thereof.

On motion of Representative Harper, the House voted to circle **Sub. H.B. 305**.

* * *

On motion of Representative Bryson, the House voted to uncircle **4th Sub. H.B. 123.**

4th Sub. H.B. 123, MEDICAL RECOMMENDATIONS FOR CHILDREN, was before the House on its final passage.

On motion of Representative Bryson, the bill was amended as follows:

1. Page 2, Line 37:
Delete "or behavioral health"
2. Page 2, Line 53 (House Floor Amendments 2-28-02:
Item #2:
After line 53 delete "(c) exercising their authority relating to the readmission of a child who has been suspended or expelled for a violation of Section 53A-11-904." and insert:
"(c) exercising their authority relating to the placement within the school or readmission of a child who may be or has been suspended or expelled for a violation of Section 53A-11-904."
3. Page 2, Lines 54-55:
Delete "licensed mental health professional employed by a school" and insert "mental health professional acting in accordance with Title 58, Chapter 60, Mental Health Professional Practice Act, working within the school system"
4. Page 2, Line 36:
After "psychiatric" insert "or" and after "psychological." delete ". or behavioral"
5. Page 2, Line 39:
Delete "private" and insert "specific"

On motion of Representative Morgan, the bill was amended as follows:

6. Page 2, Line 30:
Delete "must" in both places.

4th Sub. H.B. 123, as amended, then passed on the following roll call:

Yeas, 66; Nays, 4; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Goodfellow	Gowans
Hansen	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Lockhart	Mascaro	McCartney
Morgan	Newbold	Pace	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Voting in the negative were: Representatives

Beshear	Litvack	Moss	Murray
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Absent or not voting were: Representatives

Daniels	Garn	Harper	Parker
Siddoway			

4th Sub. H.B. 123, as amended, transmitted to the Senate for its consideration.

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On motion of Representative Swallow, the House voted to uncircle **H.B. 290**.

H.B. 290, AFFIDAVIT OF IMPECUNIORITY AMENDMENTS, was before the House on its final passage.

H.B. 290 then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	Anderson
Arent	Barrus	Beck	Becker

Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Goodfellow	Gowans
Hansen	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Newbold
Pace	Parker	Peterson	Philpot
Ray	Seitz	Shurtliff	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

S. Allen	Daniels	Garn	Harper
Murray	Saunders	Siddoway	

H.B. 290 transmitted to the Senate for its consideration.

* * *

On motion of Representative Allen, the House voted to uncircle **Sub. H.B. 124**.

Sub. H.B. 124, DEBT COLLECTION AMENDMENTS, was before the House on its final passage.

Sub. H.B. 124 then passed on the following roll call:

Yeas, 61; Nays, 9; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Dayton	Dillree
Duckworth	Ferry	Fife	Goodfellow
Hansen	Harper	Hendrickson	Hogue

Holdaway	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Pace
Parker	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Voting in the negative were: Representatives

Bennion	Donnelson	Ferrin	E. Hutchings
Newbold	Peterson	Philpot	Swallow
Thompson			

Absent or not voting were: Representatives

Alexander	Daniels	Garn	Gowans
Hatch			

Sub. H.B. 124 transmitted to the Senate for its consideration.

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On motion of Representative Becker, the House voted to uncircle **H.B. 169**.

H.B. 169, MIDTERM VACANCIES IN THE LEGISLATURE, was before the House on its final passage.

H.B. 169 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Goodfellow	Gowans
Harper	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold

Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Alexander	Daniels	Garn	Hansen
Hatch			

H.B. 169 transmitted to the Senate for its consideration.

THIRD READING CALENDAR

Sub. H.B. 140, COMPETITION IN TELECOMMUNICATIONS INDUSTRY LEGISLATIVE TASK FORCE, read the third time by short title and placed on its final passage.

On motion of Representative Ure, the House voted to circle **Sub. H.B. 140**.

* * *

Sub. H.B. 307, TREATMENT OF DISHONORED CHECKS, read the third time by short title and placed on its final passage.

On motion of Representative Bennion, the bill was amended as follows:

- Page 4, Line 91
House Committee Amendments 2-26-02:
Delete "(2)(a)" and insert "(2)(b)"

Sub. H.B. 307, as amended, then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	Curtis	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry

Fife	Goodfellow	Hansen	Harper
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Alexander	D. Cox	Daniels	Garn
Gowans	Hatch	Saunders	

Sub. H.B. 307, as amended, transmitted to the Senate for its consideration.

* * *

Sub. H.B. 339, DIVISION OF SERVICES FOR PEOPLE WITH DISABILITIES, read the third time by short title and placed on its final passage.

Sub. H.B. 339, as amended, then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow

Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives
 Alexander D. Cox Hatch King
 Saunders

Sub. H.B. 339, as amended, transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Ure, under suspension of the rules, the House voted to allow a bill file be opened concerning a ways and means committee.

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On motion of Representative Garn, the House voted to recess until 6:15 p.m.

EVENING SESSION

The House was called to order by Speaker Stephens at 6:30 p.m.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: February 28, 2002

The Senate passed **S.B. 74**, CRIMINAL ACTION – DEFENSE TO CIVIL ACTION FOR DAMAGES, by Senator P. Hellewell, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **3rd Sub. S.B. 102**, BID REQUIREMENTS ON COUNTY OR MUNICIPAL CONSTRUCTION PROJECTS, by Senator H. Stephenson, and it is transmitted for consideration; and

The Senate passed **S.C.R. 2**, RESOLUTION URGING VEGETATION MANAGEMENT PRACTICES ON BLM GROUND, by Senator L. Blackham, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 167**, SCHOOL COMMUNITY COUNCILS, by Senator B. Wright, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 168**, PARENT VISITATION OFFICE, by Senator D. E. Allen, and it is transmitted for consideration; and

The Senate passed **S.B. 171**, UNIFORM ARBITRATION ACT, by Senator L. Hillyard, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 141**, PUNITIVE DAMAGE AWARDS, by Senator L. Hillyard, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 151**, VEHICLE HISTORY INFORMATION, by Senator D. Eastman, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 173**, MOTOR VEHICLE REGISTRATION FOR FLEETS, by Senator D. Eastman, and it is transmitted for consideration; and

The Senate passed, **H.B. 45**, PRISONER ESCAPE AMENDMENT, by Representative K. Morgan, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 81**, YOUTH FISHING LICENSE AMENDMENTS, by Representative F. Fife, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 83**, IMPOUNDED LIVESTOCK – SALE BY COUNTY, by Representative T. Hatch, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 112**, HEALTH CARE MALPRACTICE ACT AMENDMENTS, by Representative K. Garn, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 113**, INSECT CONTROL ON FEDERAL LANDS, by Representative S. Urquhart, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 193**, REDEVELOPMENT AGENCIES NOTICE REQUIREMENTS, by Representative M. Stephens, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 269**, WATER COMMISSIONER ASSESSMENT AMENDMENTS, by Representative D. Ure, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.J.R. 7**, JOINT RULES RESOLUTION – APPROPRIATIONS SUBCOMMITTEE NAMES, by Representative N.

Hendrickson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate substituted and passed, **Senate 1st Sub. H.B. 208**, FEDERAL GOVERNMENT ACQUISITION OF REAL PROPERTY IN THE STATE, by Representative B. Johnson, and it is transmitted for further consideration; and

The Senate requests the return of **H.B. 201**, PROPERTY TAX – JUDGMENT LEVY, by Representative W. Harper, for correction.

Annette B. Moore
Secretary of the Senate

Communications filed. **S.B. 74, 3rd Sub. S.B. 102, S.C.R. 2, S.B. 167, Sub. S.B. 168, S.B. 171, Sub. S.B. 141, S.B. 151, and S.B. 173**, read the first time by short title and referred to the Rules Committee.

Communications filed. **H.B. 45, H.B. 81, H.B. 83, H.B. 112, H.B. 113, H.B. 193, H.B. 269, and H.J.R. 7**, was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor and Lt. Governor.

Communication filed. **Sub. H.B. 208**, placed on the Concurrence Calendar.

Communication filed. On motion of Representative Harper, the House voted to lift **H.B. 201** from the Concurrence Calendar and return it to the Senate.

INTRODUCTION OF BILL

RESOLUTION RECOGNIZING UTAH SHAKESPEAREAN FESTIVAL DISTINGUISHED SERVICE AWARD

H.C.R. 10

DeMar "Bud" Bowman

THIS CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR RECOGNIZES THE UTAH SHAKESPEAREAN FESTIVAL FOR RECEIVING THE NATIONAL GOVERNORS ASSOCIATION AWARD FOR DISTINGUISHED SERVICE TO THE ARTS FOR 2001. THE RESOLUTION ALSO EXPRESSES GRATITUDE TO THOSE WHOSE TIRELESS EFFORTS BRING QUALITY AND PROFESSIONALISM TO THE FESTIVAL, read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

H.B. 155, PROPERTY TAXES – FARMLAND ASSESSMENT, read the third time by short title and placed on its final passage.

H.B. 155 then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Donnelson	Duckworth	Ferrin	Ferry
Fife	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Thompson
Throckmorton	Tyler	Urquhart	Wallace
Way	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander	Bigelow	Dillree	Garn
Styler	Swallow	Ure	Winn

H.B. 155 transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Garn, the House voted to uncircle **Sub. H.B. 140**.

Sub. H.B. 140, COMPETITION IN TELECOMMUNICATIONS INDUSTRY LEGISLATIVE TASK FORCE, was before the House on its final passage.

On motion of Representative Garn, the bill was amended as follows:

1. Page 3, Line 68:
Delete "20" and insert "30"

Sub. H.B. 140, as amended, then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Alexander	Bigelow	Swallow
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Sub. H.B. 140, as amended, transmitted to the Senate for its consideration.

* * *

On motion of Representative Harper, the House voted to uncircle **Sub. H.B. 305**.

Sub. H.B. 305, PROPERTY TAX AMENDMENTS, was before the House on its final passage.

Sub. H.B. 305 then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw

Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Thompson
Throckmorton	Tyler	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Gowans	Swallow	Ure
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Sub. H.B. 305 transmitted to the Senate for its consideration.

THIRD READING CALENDAR

Sub. H.B. 154, EXPANSION OF DNA DATABASE, read the third time by short title and placed on its final passage.

On motion of Representative Way, the House voted to delete **Sub. H.B. 154** in title and body and insert **2nd Sub. H.B. 154** in lieu thereof.

On motion of Representative Way, the bill was amended as follows:

1. Page 17, Line 520:
Delete "Subsections" and insert "Subsection"
2. Page 17, Line 520:
Delete "and (b)"

2nd Sub. H.B. 154, as amended, then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski

Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Barrus	Curtis	Hatch	Lockhart
Philpot			

2nd Sub. H.B. 154, as amended, transmitted to the Senate for its consideration.

* * *

H.B. 171, LOW-SPEED ELECTRIC VEHICLES ON CERTAIN HIGHWAYS, read the third time by short title and placed on its final passage.

H.B. 171, as amended, then passed on the following roll call:

Yeas, 70; Nays, 1; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson

Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Wallace	Way
Winn	Young		

Voting in the negative was: Representative
Anderson

Absent or not voting were: Representatives
Dillree Hatch Urquhart M. Stephens

H.B. 171, as amended, transmitted to the Senate for its consideration.

* * *

H.B. 96, LICENSURE OF GEOLOGISTS, read the third time by short title and placed on its final passage.

H.B. 96 then passed on the following roll call:

Yeas, 48; Nays, 23; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Buffmire	D. Clark
D. Cox	Daniels	Donnelson	Duckworth
Ferry	Fife	Goodfellow	Hansen
Hendrickson	Hogue	Holdaway	E. Hutchings
Jones	King	Litvack	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Tyler	Ure	Young

Voting in the negative were: Representatives

Alexander	Bennion	Bryson	Bush
Buttars	S. Clark	Curtis	Dayton
Ferrin	Garn	Harper	B. Johnson

Lockhart	Mascaro	Peterson	Philpot
Swallow	Thompson	Throckmorton	Urquhart
Wallace	Way	Winn	

Absent or not voting were: Representatives

Dillree	Gowans	Hatch	M. Stephens
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H.B. 96 transmitted to the Senate for its consideration.

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Sub. H.B. 176, LEAVE OF ABSENCE FOR DISABLED EMPLOYEES, read the third time by short title and placed on its final passage.

Sub. H.B. 176 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Hansen	Harper	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Dillree	Gowans	Hatch	Swallow
Way			

Sub. H.B. 176 transmitted to the Senate for its consideration.

* * *

Sub. H.B. 126, ANNEXATIONS INVOLVING TOWNSHIPS, read the third time by short title and placed on its final passage.

Sub. H.B. 126 then passed on the following roll call:

Yeas, 47; Nays, 27; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Aagard	S. Allen	Anderson	Arent
Barrus	Beck	Becker	Beshear
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Bush	D. Cox
Curtis	Daniels	Dillree	Duckworth
Fife	Garn	Goodfellow	Gowans
Hansen	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	Jones	King
Litvack	McCartney	Morgan	Moss
Murray	Peterson	Saunders	Seitz
Shurtliff	G. Snow	Styler	Swallow
Tyler	Young	M. Stephens	

Voting in the negative were: Representatives

Adair	Alexander	Bennion	Buttars
D. Clark	S. Clark	Dayton	Donnelson
Ferrin	Ferry	Harper	B. Johnson
Lockhart	Mascaro	Newbold	Pace
Parker	Philpot	Ray	Siddoway
Thompson	Throckmorton	Ure	Urquhart
Wallace	Way	Winn	

Absent or not voting was: Representative
Buffmire

Sub. H.B. 126 transmitted to the Senate for its consideration.

* * *

4th Sub. H.B. 205, CONSTRUCTION SERVICES COMMISSION, read the third time by short title and placed on its final passage.

On motion of Representative S. Clark, the bill was amended as follows:

1. Page 1, Line 9:
Delete “Under the act, the”
2. Page 1, Line 10:
Delete line 10
3. Page 1, Line 11:
Delete “Contractors Licensing Board becomes the commission.”
4. Page 1, Line 12:
Delete “The act eliminates the requirement that a licensee business entity have a” and insert the following:
“The act modifies the individual qualifier requirements.”
5. Page 1, Lines 13–14:
Delete lines 13 and 14.
6. Page 1, Line 15:
Delete “years.”
7. Page 9, Line 267:
Delete “seven” and insert “five”
8. Page 9, Line 268:
After “Board” delete “whose” and insert the following: “and two of the three chair persons from the Plumbers Licensing Board, the Alarm System Security and Licensing Board, and the Electricians Licensing Board. The” After “office” insert “of the commission members who are serving on the Contractors Licensing Board”
9. Page 10, Line 274:
After “be” delete “licensed specialty contractors” and insert the following: “two of the three chair persons from the Plumbers Licensing Board, the Alarm System Security and Licensing Board, and the Electricians Licensing Board, with the contingency that they will rotate in succession every two years among the three chair persons”
10. Page 10, Lines 275–276:
After “be” delete the rest of line 275 and all of line 276 and insert the following: “from the general public, provided, however that the certified public accountant on the Contractors Licensing Board will continue to serve until the current term expires, after which this one member shall be appointed from the general public.”

11. Page 21, Line 623:

Delete “without having” and insert the following: “by recording an active employee name and registration/license number from the applicable trade on the renewal application in order”

4th Sub. H.B. 205, as amended, then passed on the following roll call:

Yeas, 63; Nays, 9; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Alexander	S. Allen	Anderson
Arent	Barrus	Beck	Bennion
Beshear	Bigelow	Biskupski	Bowman
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Harper	Hatch	Hogue
Holdaway	E. Hutchings	B. Johnson	King
Litvack	Lockhart	Mascaro	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Voting in the negative were: Representatives

Adair	Bourdeaux	Bradshaw	Goodfellow
Gowans	Hansen	Hendrickson	McCartney
Shurtliff			

Absent or not voting were: Representatives

Becker	Jones	Morgan
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4th Sub. H.B. 205, as amended, transmitted to the Senate for its consideration.

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Sub. H.B. 279, PROFESSIONAL EMPLOYER ORGANIZATION LICENSING ACT AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the bill was amended as follows:

- 1. Page 2, Line 39:
Delete "such as good will" and insert "not acquired in an arm's length transaction"
- 2. Page 2, Line 41:
Delete "Goodwill or intangible assets that"
- 3. Page 2, Line 42:
Delete line 42

Sub. H.B. 279, as amended, then passed on the following roll call:

Yeas, 70; Nays, 2; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Winn	Young		

Voting in the negative were: Representatives

Way	M. Stephens
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Absent or not voting were: Representatives

Alexander	Hatch	Jones
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Sub. H.B. 279, as amended, transmitted to the Senate for its consideration.

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H.J.R. 21, RESOLUTION ENCOURAGING CONGRESSIONAL APPROVAL OF FARM BILL, read the third time by short title and placed on its final passage.

H.J.R. 21 then passed on the following roll call:

Yeas, 66; Nays, 1; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	Anderson
Barrus	Becker	Bennion	Beshear
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Gowans	Hansen
Harper	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Voting in the negative was: Representative Morgan

Absent or not voting were: Representatives

S. Allen	Arent	Beck	Goodfellow
Hatch	Hendrickson	Saunders	Ure

H.J.R. 21 transmitted to the Senate for its consideration.

* * *

Sub. H.B. 180, EMERGENCY RESPONDER PRIORITY, read the third time by short title and placed on its final passage.

On motion of Representative Holdaway, the bill was amended as follows:

1. Page 2, Line 27:
After "responder" insert "for priority one"
2. Page 2, Line 43:
After "towns" insert "in which any part of the city or town is located."

Sub. H.B. 180, as amended, then failed to pass on the following roll call:

Yeas, 26; Nays, 47; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Beck	Beshear	Biskupski
Bradshaw	S. Clark	D. Cox	Curtis
Daniels	Ferry	Gowans	Hansen
Hogue	Holdaway	Jones	Litvack
McCartney	Morgan	Moss	Peterson
Ray	Saunders	Shurtliff	Styler
Tyler	Young		

Voting in the negative were: Representatives

Adair	S. Allen	Anderson	Arent
Barrus	Becker	Bennion	Bigelow
Bourdeaux	Bowman	Bryson	Buffmire
Bush	Buttars	D. Clark	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Fife	Garn	Goodfellow	Harper
Hendrickson	E. Hutchings	B. Johnson	King
Lockhart	Mascaro	Murray	Newbold
Pace	Parker	Philpot	Seitz
Siddoway	G. Snow	Swallow	Thompson
Throckmorton	Ure	Urquhart	Wallace
Way	Winn	M. Stephens	

Absent or not voting were: Representatives

Alexander	Hatch
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Sub. H.B. 180, as amended, was filed.

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H.B. 178, MEMORIAL PLAQUE OF GEORGE E. WAHLEN IN THE CAPITOL, read the third time by short title and placed on its final passage.

H.B. 178 then passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting was: Representative

Alexander

H.B. 178 transmitted to the Senate for its consideration.

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H.B. 287, CONSTITUTIONAL RIGHTS OF STATE EMPLOYEES, read the third time by short title and placed on its final passage.

H.B. 287 then passed on the following roll call:

Yeas, 63; Nays, 10; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Bigelow	Bourdeaux	Bowman
Bradshaw	Bryson	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis

Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	Morgan
Murray	Newbold	Parker	Peterson
Philpot	Ray	Seitz	G. Snow
Styler	Swallow	Thompson	Throckmorton
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Voting in the negative were: Representatives

Beshear	Biskupski	Buffmire	Daniels
McCartney	Moss	Pace	Shurtliff
Siddoway	Tyler		

Absent or not voting were: Representatives

Alexander	Saunders
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H.B. 287 transmitted to the Senate for its consideration.

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Sub. H.B. 152, OIL AND GAS SEVERANCE TAX – BOARD, RESTRICTED ACCOUNT, AND USE OF REVENUES, read the third time by short title and placed on its final passage.

On motion of Representative Hatch, the bill was amended as follows:

1. Page 4, Line 102:
After line 102 insert: “(b) establish or approve all rules to administer this act.”

Sub. H.B. 152, as amended, then passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark

S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting was: Representative
Alexander

Sub. H.B. 152, as amended, transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to adjourn until March 1, 2002, at 8:00 a.m.

FORTIETH DAY

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MORNING SESSION

The House was called to order by Speaker Stephens at 8:15 a.m.

Roll call showed all members present.

Pledge of Allegiance and prayer by Dave McGinn, a guest of Representative James Ferrin.

CONSENT CALENDAR

H.J.R. 26, RESOLUTION PROMOTING COOPERATIVE REGULATORY ENVIRONMENT AND ECONOMIC DEVELOPMENT IN UTAH, read the third time by short title and placed on its final passage.

H.J.R. 26 then passed on the following roll call:

Yeas, 66; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Bennion	Beshear	Bigelow	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Siddoway
G. Snow	Styler	Thompson	Tyler
Ure	Urquhart	Wallace	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Becker	Biskupski	Bourdeaux	S. Clark
Litvack	Shurtliff	Swallow	Throckmorton
Way			

H.J.R. 26 transmitted to the Senate for its consideration.

* * *

H.B. 145, UTAH ENERGY OFFICE AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 145 then passed on the following roll call:

Yeas, 64; Nays, 0; Absent or not voting, 11.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	D. Cox	Curtis
Dayton	Dillree	Donnelson	Duckworth
Ferry	Fife	Goodfellow	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Thompson	Tyler	Ure	Urquhart
Wallace	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Arent	Biskupski	Bourdeaux	S. Clark
Daniels	Ferrin	Garn	Gowans
Swallow	Throckmorton	Way	

H.B. 145 transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Ure, under suspension of the rules, the House voted to go on to the next item on the order of business.

CONCURRENCE CALENDAR

On motion of Representative Morgan, the House voted to concur in the Senate amendments to **H.B. 224**, GIVING FALSE INFORMATION TO POLICE OFFICER.

H.B. 224, as amended by the Senate, then passed on the following roll call:

Yeas, 65; Nays, 0; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	D. Cox
Curtis	Dayton	Dillree	Donnelson
Duckworth	Ferry	Fife	Garn
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	E. Hutchings	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Tyler	Ure
Urquhart	Wallace	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Biskupski	Bourdeaux	S. Clark	Daniels
Ferrin	Goodfellow	Holdaway	B. Johnson
Throckmorton	Way		

H.B. 224, as amended by the Senate, transmitted to the Senate for signature of the president.

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On motion of Representative Johnson, the House voted to concur in the Senate amendments to **Sub. H.B. 208**, FEDERAL GOVERNMENT ACQUISITION OF REAL PROPERTY IN THE STATE.

Sub. H.B. 208, as amended by the Senate, then passed on the following roll call:

Yeas, 53; Nays, 10; Absent or not voting, 12.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bigelow	Biskupski	Bowman	Bradshaw
Bryson	Buffmire	Bush	D. Clark
D. Cox	Donnelson	Duckworth	Ferrin
Ferry	Fife	Gowans	Hansen
Harper	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Ray	Saunders	Shurtliff
Siddoway	G. Snow	Swallow	Thompson
Tyler	Urquhart	Wallace	Winn
Young			

Voting in the negative were: Representatives

Buttars	Curtis	Dayton	Hatch
Lockhart	Peterson	Philpot	Seitz
Styler	Ure		

Absent or not voting were: Representatives

Alexander	Bennion	Beshear	Bourdeaux
S. Clark	Daniels	Dillree	Garn
Goodfellow	Throckmorton	Way	M. Stephens

Sub. H.B. 208, as amended by the Senate, transmitted to the Senate for signature of the president.

* * *

On motion of Representative Adair, the House voted to concur in the Senate amendments to **H.B. 237**, SPOUSE ABUSE AMENDMENTS.

H.B. 237, as amended by the Senate, then passed on the following roll call:

Yeas, 57; Nays, 8; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Beshear	Bigelow	Biskupski	Bowman

Bradshaw	Buffmire	Bush	Buttars
D. Clark	Curtis	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Gowans	Hansen	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Mascaro
McCartney	Morgan	Moss	Murray
Pace	Parker	Peterson	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Tyler	Urquhart	Wallace	Winn
Young			

Voting in the negative were: Representatives

Bryson	D. Cox	Dayton	Harper
Lockhart	Newbold	Philpot	Ure

Absent or not voting were: Representatives

Alexander	Bennion	Bourdeaux	S. Clark
Daniels	Garn	Goodfellow	Throckmorton
Way	M. Stephens		

H.B. 237, as amended by the Senate, transmitted to the Senate for signature of the president.

* * *

On motion of Representative Ray, the House voted to concur in the Senate amendments to **H.B. 235**, EMERGENCY VEHICLE AMENDMENTS.

H.B. 235, as amended by the Senate, then passed on the following roll call:

Yeas, 63; Nays, 0; Absent or not voting, 12.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Beshear	Bigelow	Biskupski	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	D. Cox	Curtis
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Gowans
Hansen	Harper	Hatch	Hendrickson

Hogue	Holdaway	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	Styler	Swallow
Thompson	Tyler	Ure	Urquhart
Wallace	Winn	Young	

Absent or not voting were: Representatives

Alexander	Bennion	Bourdeaux	S. Clark
Daniels	Garn	Goodfellow	E. Hutchings
G. Snow	Throckmorton	Way	M. Stephens

H.B. 235, as amended by the Senate, transmitted to the Senate for signature of the president.

THIRD READING CALENDAR

H.B. 164, WILDLIFE REMEDIATION ON PRIVATE PROPERTY, read the third time by short title and placed on its final passage.

H.B. 164, as amended, then passed on the following roll call:

Yeas, 64; Nays, 0; Absent or not voting, 11.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Beshear	Bigelow	Biskupski	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Cox	Curtis	Dayton
Donnelson	Duckworth	Ferrin	Ferry
Fife	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Tyler	Ure
Urquhart	Wallace	Winn	Young

Absent or not voting were: Representatives

Alexander	Bennion	Bourdeaux	D. Clark
S. Clark	Daniels	Dillree	Garn
Throckmorton	Way	M. Stephens	

H.B. 164, as amended, transmitted to the Senate for its consideration.

* * *

Sub. H.B. 173, AMENDMENTS TO SETTLEMENT AGREEMENTS REQUIREMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Ure, the House voted to circle **Sub. H.B. 173**.

* * *

H.B. 177, ANNUAL REPORT ON STATE SCHOOL FUND, read the third time by short title and placed on its final passage.

H.B. 177, as amended, then passed on the following roll call:

Yeas, 45; Nays, 24; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Alexander	S. Allen	Arent
Barrus	Beck	Becker	Bennion
Bigelow	Biskupski	Bourdeaux	Bowman
Bryson	Bush	Buttars	D. Clark
Curtis	Dayton	Donnelson	Ferrin
Gowans	Hansen	Harper	Hogue
E. Hutchings	B. Johnson	Jones	King
Lockhart	Mascaro	Morgan	Murray
Newbold	Parker	Philpot	Ray
Saunders	Siddoway	Swallow	Thompson
Ure	Urquhart	Wallace	Winn
Young			

Voting in the negative were: Representatives

Adair	Anderson	Beshear	Bradshaw
Buffmire	D. Cox	Dillree	Duckworth
Ferry	Fife	Goodfellow	Hatch
Hendrickson	Holdaway	Litvack	McCartney
Moss	Pace	Peterson	Seitz
Shurtliff	G. Snow	Styler	Tyler

Absent or not voting were: Representatives

S. Clark	Daniels	Garn	Throckmorton
Way	M. Stephens		

H.B. 177, as amended, transmitted to the Senate for its consideration.

* * *

H.B. 270, MENTAL HEALTH PRACTITIONER IN PARENTAL RIGHTS ACTION, read the third time by short title and placed on its final passage.

On motion of Representative Thompson, the bill was amended as follows:

1. Page 1, Line 7:
Delete "termination of"
2. Page 1, Line 18:
Delete "termination of"

H.B. 270, as amended, then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	D. Cox	Curtis	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Seitz
Shurtliff	Siddoway	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Winn	Young	

Absent or not voting were: Representatives

S. Clark	Daniels	Garn	Saunders
G. Snow	Styler	Way	M. Stephens

H.B. 270, as amended, transmitted to the Senate for its consideration.

INTRODUCTION OF BILL

**REVISIONS TO GENERAL
GOVERNMENT – TOBACCO AMENDMENTS**

H.B. 352

David L. Hogue

THIS ACT AMENDS PROVISIONS RELATED TO THE TAX CODE. THIS ACT AMENDS PROVISIONS RELATED TO TOBACCO PRODUCT MANUFACTURER COMPLIANCE WITH ESCROW PAYMENTS AND TOBACCO SETTLEMENT AGREEMENTS. THE ACT AMENDS CONFIDENTIALITY REQUIREMENTS, PENALTIES FOR DEALING WITH PROHIBITED CIGARETTES, DEFINITION OF CONTRABAND GOODS, AND REPORTING OF MANUFACTURERS NAME. THE ACT PROHIBITS STAMPING OF PRODUCTS OUT OF COMPLIANCE WITH CERTIFICATION REQUIREMENTS, read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

H.B. 299, AGRICULTURAL SUSTAINABILITY TASK FORCE, read the third time by short title and placed on its final passage.

On motion of Representative Buttars, the House voted to circle **H.B. 299**.

* * *

H.B. 303, EXPUNGEMENT OF DRIVING UNDER THE INFLUENCE CONVICTIONS, read the third time by short title and placed on its final passage.

H.B. 303 then passed on the following roll call:

Yeas, 65; Nays, 0; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin

Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	McCartney	Morgan	Moss
Murray	Newbold	Pace	Peterson
Philpot	Seitz	Shurtliff	Siddoway
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Winn			

Absent or not voting were: Representatives

Bowman	S. Clark	Mascaro	Parker
Ray	Saunders	G. Snow	Way
Young	M. Stephens		

H.B. 303 transmitted to the Senate for its consideration.

* * *

H.B. 281, REGULATION OF PERSONAL MOTORIZED MOBILITY DEVICES, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the bill was amended as follows:

1. Page 9, Line 275 (House Committee Amendments 2–5–02):
Delete “and”
2. Page 9, Line 275a (House Committee Amendments 2–5–02):
After “41–6–107.2(1)” insert “: and
(iv) driver licensing requirements under Section 53–3–202”

H.B. 281, as amended, then passed on the following roll call:

Yeas, 61; Nays, 2; Absent or not voting, 12.

Voting in the affirmative were: Representatives

Aagard	Anderson	Arent	Barrus
Beck	Becker	Bennion	Beshear
Bigelow	Biskupski	Bourdeaux	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn

Goodfellow	Hansen	Harper	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Seitz	Shurtliff	Siddoway	Styler
Swallow	Throckmorton	Tyler	Ure
Urquhart	Wallace	Winn	Young
M. Stephens			

Voting in the negative were: Representatives

Philpot Thompson

Absent or not voting were: Representatives

Adair	Alexander	S. Allen	Bowman
Daniels	Gowans	Hatch	Mascaro
Ray	Saunders	G. Snow	Way

H.B. 281, as amended, transmitted to the Senate for its consideration.

* * *

H.B. 148, NONPROFIT INSURERS, read the third time by short title and placed on its final passage.

On motion of Representative Bradshaw, the bill was amended as follows:

1. Page 2, Line 48:
After "nonprofit" insert "educational or"
2. Page 2, Line 50:
After "nonprofit" insert "educational or"

Representative Goodfellow declared a conflict of interest because he works for higher education.

Representative Tyler declared a conflict of interest because he has a TIA account.

Representative Hutchings declared a conflict of interest because he is a financial services representative.

H.B. 148, as amended, then passed on the following roll call:

Yeas, 42; Nays, 31; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Beck	Becker	Beshear
Biskupski	Bourdeaux	Bowman	Bradshaw
Buffmire	D. Cox	Daniels	Dillree
Duckworth	Fife	Goodfellow	Gowans
Hansen	Hatch	Hendrickson	Hogue
Holdaway	Jones	King	Litvack
Mascaro	McCartney	Morgan	Moss
Pace	Parker	Ray	Saunders
Shurtliff	Siddoway	Styler	Thompson
Tyler	Wallace		

Voting in the negative were: Representatives

Alexander	Barrus	Bennion	Bigelow
Bryson	Bush	Buttars	D. Clark
S. Clark	Curtis	Dayton	Donnelson
Ferrin	Ferry	Garn	Harper
E. Hutchings	B. Johnson	Lockhart	Murray
Newbold	Peterson	Philpot	Seitz
G. Snow	Throckmorton	Ure	Urquhart
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Swallow	Way
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H.B. 148, as amended, transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Curtis, under suspension of the rules, the House voted to lift **H.B. 2** from the Rules Committee, consider it read the second time by short title and placed at the top of the Third Reading Calendar.

THIRD READING CALENDAR

H.B. 2, GENERAL OBLIGATION BOND AND CAPITAL FACILITIES AUTHORIZATIONS, read the third time by short title and placed on its final passage.

H.B. 2 then passed on the following roll call:

Yeas, 50; Nays, 24; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Arent	Barrus	Beck	Bigelow
Bowman	Bryson	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Dillree	Donnelson	Ferrin	Ferry
Garn	Gowans	Hansen	Harper
Hogue	Holdaway	B. Johnson	King
Mascaro	Morgan	Murray	Newbold
Pace	Parker	Peterson	Ray
Saunders	Seitz	Siddoway	G. Snow
Styler	Swallow	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	M. Stephens		

Voting in the negative were: Representatives

Anderson	Becker	Bennion	Beshear
Biskupski	Bourdeaux	Bradshaw	Buffmire
Daniels	Dayton	Duckworth	Fife
Goodfellow	Hendrickson	E. Hutchings	Jones
Litvack	Lockhart	McCartney	Moss
Philpot	Shurtliff	Thompson	Young

Absent or not voting was: Representative Hatch

H.B. 2 transmitted to the Senate for its consideration.

* * *

On motion of Representative Garn, the House voted to recess until 10:00 a.m.

The House was called to order by Speaker Stephens at 10:00 a.m.

CONSENT CALENDAR

H.B. 318, GOVERNMENTAL IMMUNITY – EXCEPTION FOR PERJURY, read the third time by short title and placed on its final passage.

H.B. 318 then passed on the following roll call:

Yeas, 60; Nays, 0; Absent or not voting, 15.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	Anderson
Arent	Beck	Becker	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bradshaw	Bryson	Buffmire	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Donnelson	Duckworth
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Hatch	Hendrickson
Hogue	Holdaway	Jones	King
Litvack	Lockhart	Mascaro	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Ray	Seitz
Shurtliff	Siddoway	Swallow	Thompson
Throckmorton	Tyler	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

S. Allen	Barrus	Bowman	Bush
Dillree	Ferrin	Harper	E. Hutchings
B. Johnson	McCartney	Philpot	Saunders
G. Snow	Styler	Ure	

H.B. 318 transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Dayton, the House voted to uncircle **Sub. H.B. 173**.

Sub. H.B. 173, AMENDMENTS TO SETTLEMENT AGREEMENTS REQUIREMENTS, was before the House on its final passage.

Sub. H.B. 173 then passed on the following roll call:

Yeas, 65; Nays, 0; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Buttars	S. Clark	D. Cox

Curtis	Daniels	Dayton	Donnelson
Duckworth	Ferry	Fife	Garn
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Seitz	Shurtliff
Siddoway	G. Snow	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Barrus	Bush	D. Clark	Dillree
Ferrin	Goodfellow	Holdaway	E. Hutchings
Saunders	Styler		

Sub. H.B. 173 transmitted to the Senate for its consideration.

* * *

On motion of Representative Harper, the House voted to uncircle **H.B. 296**.

H.B. 296, 2002 SPECIAL HIGHWAY GENERAL OBLIGATION BONDS, was before the House on its final passage.

On motion of Representative Harper, the House voted to delete **H.B. 296** in title and body and insert **Sub. H.B. 296** in lieu thereof.

Sub. H.B. 296 then passed on the following roll call:

Yeas, 66; Nays, 3; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson

Hogue	Holdaway	B. Johnson	Jones
King	Litvack	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Swallow	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Young	M. Stephens		

Voting in the negative were: Representatives

E. Hutchings Philpot Thompson

Absent or not voting were: Representatives

Bowman Curtis Ferrin Lockhart
Styler Winn

Sub. H.B. 296 transmitted to the Senate for its consideration.

NOTICE OF BILL RETURNED TO RULES COMMITTEE

Mr. Speaker: February 28, 2002

The Judiciary Committee has held its final meeting and is returning **H.B. 343**, **ADMISSION POLICIES FOR HIGHER EDUCATION**, by Representative M. Dayton, to the Rules Committee without a hearing.

Glenn L. Way, Chair

Report filed. On motion of Representative Way, the report of the Judiciary committee was adopted.

H.B. 343, returned to the Rules Committee.

RULES COMMITTEE REPORT

Mr. Speaker: February 28, 2002

The Rules Committee recommends that the following bill and resolution be placed on the Third Reading Calendar for a time certain at 2:00 p.m., Friday, March 1, 2002:

2nd Sub. H.J.R. 27 Resolution Authorizing Bear River Migratory Bird Refuge Settlement (B. Ferry)

1st Sub. H.B. 162 Use of Bear River Bird Refuge Settlement Monies (B. Ferry)

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

On motion of Representative Philpot, under suspension of the rules, the House voted to consider **H.C.R. 8** and **H.C.R. 10** read the second time by short title and placed on the Time Certain calendar for today at 2:00 p.m.

RULES COMMITTEE REPORT

Mr. Speaker: March 1, 2002

The Rules Committee recommends that, under suspension of the rules, the following bills be considered read for the second time and placed on the Third Reading Calendar:

- | | |
|---------------------------|--|
| H.B. 331 | Nonresident Tuition for Higher Education (J. Alexander) |
| 1st Sub. H.J.R. 25 | Resolution on Utah Athletic Foundation (D. Ure) |
| H.J.R. 30 | Resolution to Expand the Government Property Tax Exemption (D. Clark) |
| H.B. 319 | Jail Reimbursement Amendments (G. Curtis) |
| H.B. 295 | Taking Minor into Protective Custody Without Warrant (T. Hatch) |
| H.B. 300 | Amendments to Guardian Ad Litem Statutes (M. Throckmorton) |
| 1st Sub. H.B. 194 | Peace Officer Arrest Quotas (C. Bennion) |
| 1st Sub. H.B. 138 | Rights of Creditors Against Trust Property (M. Newbold) |
| H.B. 313 | Emergency Services Caller Locator (T. McCartney) |
| 1st Sub. H.B. 356 | Prohibition of Restraint Practices (M. Thompson) |
| H.B. 332 | Child Support Modifications (E. Hutchings) |
| 1st Sub. H.B. 336 | Use of Force, Including Deadly Force, in Defense of Property (M. Thompson) |
| H.B. 352 | Revisions to General Government – Tobacco Amendments (D. Hogue) |
| H.B. 330 | Use of County General Fund Expenses (E. Hutchings) |
| H.B. 343 | Admission Policies for Higher Education (M. Dayton) |
| 1st Sub. H.B. 117 | Restructuring Medicaid Spend down (T. Beck) |
| H.B. 317 | Legislative Task Force Amendments (C. Buttars) |
| H.B. 340 | Division of Water Rights Funding and Notification Amendments (M. Styler) |
| H.B. 337 | Veterans Service Organizations Special License Plates (S. Mascaro) |
| 1st Sub. H.B. 150 | Public Education – Alternative Language Programs (D. Bourdeaux) |

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

THIRD READING CALENDAR

H.B. 89, BAN ON GIFTS, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the bill was amended as follows:

1. Page 4, Line 113:
Delete "or by the state"
2. Page 5, Line 124:
Delete "newspaper, news magazine, or other news publication or"
3. Page 5, Line 134:
Delete "or"
4. Page 5, Lines 135 and 136:
Delete lines 135 and 136.
5. Page 6, Line 163:
Delete "persons related to the legislator by blood or marriage and members of the" and insert "or spouse."
6. Page 6, Line 164:
Delete "legislator's household."

H.B. 89, as amended, then passed on the following roll call:

Yeas, 59; Nays, 11; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Fife	Hansen	Harper	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Wallace
Way	Winn	M. Stephens	

Voting in the negative were: Representatives

Bennion	Curtis	Ferry	Goodfellow
Gowans	Hatch	Hendrickson	Parker
G. Snow	Urquhart	Young	

Absent or not voting were: Representatives

Alexander	Beshear	Bigelow	D. Cox
Garn			

H.B. 89, as amended, transmitted to the Senate for its consideration.

* * *

2nd Sub. H.B. 324, PROTECTION OF UNINCORPORATED AREAS IN COUNTIES OF THE FIRST CLASS, read the third time by short title and placed on its final passage.

On motion of Representative Tyler, the bill was amended as follows:

1. Page 8, Line 240:
Delete "and approval"
2. Page 8, Line 241:
Delete "Except with respect to an annexation under Section 10-2-418."

Representative Curtis declared a conflict of interest because he works for Salt Lake County and lives in Sandy city.

Representatives Buffmire and Arent declared conflicts of interest because they live in an area affected by this bill.

2nd Sub. H.B. 324, as amended, then passed on the following roll call:

Yeas, 62; Nays, 5; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Barrus	Beck	Beshear	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow

Gowans	Hansen	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Winn		

Voting in the negative were: Representatives

Arent	Bennion	Harper	Newbold
Wallace			

Absent or not voting were: Representatives

Alexander	Becker	Bigelow	D. Cox
Hatch	Way	Young	M. Stephens

2nd Sub. H.B. 324, as amended, transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess until 2:00 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Stephens at 2:00 p.m.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: March 1, 2002

The Senate passed, as substituted, **2nd Sub. S.B. 132**, EDUCATION ASSOCIATION LEAVE, by Senator B. Wright, and it is transmitted for consideration; and

The Senate passed, as substituted, **2nd Sub. S.B. 138**, CHARTER SCHOOLS AMENDMENTS, by Senator H. Stephenson, and it is transmitted for consideration; and

The Senate passed, as substituted, **2nd Sub. S.B. 149**, ETHICS AMENDMENTS, by Senator L. S. Poulton, and it is transmitted for consideration; and

The Senate passed **S.B. 156**, SCHOOL EMERGENCY RESPONSE PLANS FOR SPORTS INJURIES, by Senator J. Valentine, and it is transmitted for consideration; and

The Senate passed **S.B. 176**, UTAH REVISED NONPROFIT CORPORATION ACT AMENDMENTS, by Senator L. Hillyard, and it is transmitted for consideration; and

The Senate passed **S.B. 178**, PROTECTING THE UNBORN CHILD, by Senator L. S. Poulton, and it is transmitted for consideration; and

The Senate passed **S.B. 181**, HIGHER EDUCATION TECHNOLOGY AMENDMENTS, by Senator L. Hillyard, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 191**, LAW ENFORCEMENT REVOLVING ACCOUNT, by Senator P. Knudson, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 199**, PRIVACY PROTECTIONS IN DIVORCE PROCEEDINGS, by Senator G. Davis, and it is transmitted for consideration; and

The Senate passed **S.B. 195**, SALES AND USE TAX AMENDMENTS, by Senator J. Hickman, and it is transmitted for consideration; and

The Senate substituted and passed, **Senate 3rd Sub. H.B. 80**, UNSOLICITED COMMERCIAL EMAIL, by Representative P. Arent, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 201**, PROPERTY TAX – JUDGMENT LEVY, by Representative W. Harper, and it is transmitted for further consideration; and

The Senate substituted and passed, **Senate 2nd Sub. H.J.R. 11**, RESOLUTION REQUIRING PUBLIC NOTICE PRIOR TO SPECIAL SESSIONS, by Representative S. Urquhart, and it is transmitted for further consideration; and

The Senate concurred in the House amendments and passed **1st Sub. S.B. 87**, VISITATION RIGHTS OF GRANDPARENTS, by Senator T. Spencer, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 16**, BLOOD AND BREATH ALCOHOL TESTING, by Representative P. Ray, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 28**, IMMUNITY FROM LIABILITY IN CHILD WELFARE INVESTIGATIONS, by Representative W. Harper, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 42**, FLUORIDATION OF PUBLIC WATER SYSTEMS IN AN EMERGENCY, by Representative A. L. Tyler, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 43**, ACCESS TO FLUORIDATED WATER, by Representative D. Hogue, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 58**, WATER FORFEITURE AMENDMENTS, by Representative M. Styler, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 64**, CONSUMER PROTECTION AMENDMENTS, by Representative A. Bradshaw, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 72**, PENALTY FOR MISUSE OF LAWFUL SUBSTANCES, by Representative D. Hogue, and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 182**, TAX REVIEW COMMISSION AMENDMENTS, by Representative C. Bennion, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 208**, FEDERAL GOVERNMENT ACQUISITION OF REAL PROPERTY IN THE STATE, by Representative B. Johnson, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 224**, GIVING FALSE INFORMATION TO POLICE OFFICER, by Representative K. Morgan, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 233**, MITIGATION OF DAMAGES IN CONDEMNATION PROCEEDINGS, by Representative G. Curtis, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 235**, EMERGENCY VEHICLE AMENDMENTS, by Representative P. Ray, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 237**, SPOUSE ABUSE AMENDMENTS, by Representative G. Adair, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 245**, AMENDMENTS TO SEX OFFENDER REGISTRY, by Representative A. Bradshaw, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 255**, UTAH HOUSING CORPORATION AMENDMENTS, by Representative R. Bigelow, and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 273**, DESIGNATION OF I-80, by Representative D. Bush, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.J.R. 14**, JOINT RESOLUTION – DEBT LIMITS FOR POLITICAL SUBDIVISIONS, by Representative W. Harper, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore

Secretary of the Senate

Communications filed. **2nd Sub. S.B. 132, 2nd Sub. S.B. 138, 2nd Sub. S.B. 149, S.B. 156, S.B. 176, S.B. 178, S.B. 181, Sub. S.B. 191, Sub. S.B. 199, and S.B. 195**, read the first time by short title and referred to the Rules Committee.

Communications filed. **3rd Sub. H.B. 80, H.B. 201, and 2nd Sub. H.J.R. 11**, placed on the calendar for concurrence.

Communication filed. **Sub. S.B. 87** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

Communications filed. **H.B. 16, H.B. 28, H.B. 42, H.B. 43, H.B. 58, Sub. H.B. 64, H.B. 72, H.B. 182, Sub. H.B. 208, H.B. 224, H.B. 233, H.B. 235, H.B. 237, H.B. 245, H.B. 255, H.B. 273, and H.J.R. 14** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor and Lt. Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Tyler, the House voted to reconsider its action on **2nd Sub. H.B. 324**.

RECONSIDERATION OF 2ND SUB. H.B. 324

2nd Sub. H.B. 324, PROTECTION OF UNINCORPORATED AREAS IN COUNTIES OF THE FIRST CLASS, was before the House upon its final passage.

On motion of Representative Tyler, the House voted to delete **2nd Sub. H.B. 324** in title and body and insert **4th Sub. H.B. 324** in lieu thereof.

4th Sub. H.B. 324 then passed on the following roll call:

Yeas, 60; Nays, 7; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Anderson
Barrus	Beck	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Duckworth	Ferry
Fife	Gowans	Hansen	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Winn	Young	M. Stephens

Voting in the negative were: Representatives

Arent	Becker	Bennion	Donnelson
Harper	Newbold	Wallace	

Absent or not voting were: Representatives

Alexander	Bryson	Ferrin	Garn
Goodfellow	King	Styler	Way

4th Sub. H.B. 324, transmitted to the Senate for its consideration.

SPECIAL ORDER OF BUSINESS

H.C.R. 8, RESOLUTION HONORING GOLD AND BLUE STAR MOTHERS, read the third time by short title and placed on its final passage.

H.C.R. 8 then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Swallow
Thompson	Throckmorton	Tyler	Ure
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Alexander	Becker	Daniels	Hogue
Styler	Urquhart		

H.C.R. 8 transmitted to the Senate for its consideration.

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H.C.R. 10, RESOLUTION RECOGNIZING UTAH SHAKESPEAREAN FESTIVAL DISTINGUISHED SERVICE AWARD, read the third time by short title and placed on its final passage.

H.C.R. 10 then passed on the following roll call:

Yeas, 65; Nays, 0; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux

Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	Curtis
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Alexander	Becker	S. Clark	D. Cox
Daniels	Hogue	Styler	Swallow
Wallace	Way		

H.C.R. 10 transmitted to the Senate for its consideration.

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2nd Sub. H.J.R. 27, RESOLUTION AUTHORIZING BEAR RIVER MIGRATORY BIRD REFUGE SETTLEMENT, read the third time by short title and placed on its final passage.

2nd Sub. H.J.R. 27 then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	King

Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Bigelow	Daniels	Dayton	Dillree
Jones	Wallace		

2nd Sub. H.J.R. 27 transmitted to the Senate for its consideration.

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Sub. H.B. 162, USE OF BEAR RIVER BIRD REFUGE SETTLEMENT MONIES, read the third time by short title and placed on its final passage.

On motion of Representative Ferry, the bill was amended as follows:

1. Page 2, Line 35:
Delete "dated"

Sub. H.B. 162, as amended, then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff

Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Daniels	Dayton	Hatch	Jones
Pace	Wallace		

Sub. H.B. 162, as amended, transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 285, HISTORIC BUILDING REHABILITATION TAX CREDITS, read the third time by short title and placed on its final passage.

H.B. 285 then passed on the following roll call:

Yeas, 46; Nays, 26; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Becker	Bennion
Beshear	Bowman	Bradshaw	Bryson
Buffmire	Bush	D. Clark	S. Clark
Curtis	Daniels	Duckworth	Ferry
Fife	Garn	Goodfellow	Hansen
Harper	Holdaway	E. Hutchings	B. Johnson
Jones	Litvack	Mascaro	McCartney
Morgan	Moss	Pace	Peterson
Ray	Seitz	Siddoway	G. Snow
Throckmorton	Tyler	Ure	Urquhart
Wallace	Young		

Voting in the negative were: Representatives

Alexander	Beck	Bigelow	Biskupski
Bourdeaux	Buttars	Dayton	Donnelson
Ferrin	Gowans	Hatch	Hendrickson
Hogue	King	Lockhart	Murray
Newbold	Parker	Philpot	Saunders
Shurtliff	Styler	Swallow	Thompson
Way	M. Stephens		

Absent or not voting were: Representatives

D. Cox	Dillree	Winn
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H.B. 285 transmitted to the Senate for its consideration.

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Sub. H.B. 292, POWER OF ATTORNEY FOR TRUST, read the third time by short title and placed on its final passage.

On motion of Representative Newbold, the bill was amended as follows:

1. Page 2, Line 47:
Delete "thought" and insert "though"

Sub. H.B. 292, as amended, then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Dillree	Harper	Thompson
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Sub. H.B. 292, as amended, transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Ure, the House voted to recess until 3:30 p.m.

Speaker Stephens called the House to order at 3:55 p.m.

THIRD READING CALENDAR

H.B. 139, EMPLOYMENT SUPPORT PROVISIONS, read the third time by short title and placed on its final passage.

On motion of Representative Litvack, the House voted to delete **H.B. 139** in title and body and insert **Sub. H.B. 139** in lieu thereof.

On motion of Representative Litvack, the bill was amended as follows:

1. Page 2, Line 40:
After "limit" delete "a period of at least 24 months"
2. Page 2, Line 45:
After "(b)" delete "(i)" and after "process" insert "and plan"
3. Page 2, Lines 47–48:
Delete lines 47–48

Sub. H.B. 139, as amended, then failed to pass on the following roll call:

Yeas, 31; Nays, 41; Absent or not voting, 3.

Voting in the affirmative were: Representatives

S. Allen	Anderson	Arent	Beck
Becker	Beshear	Bourdeaux	Buffmire
Daniels	Duckworth	Ferry	Fife
Goodfellow	Gowans	Hansen	Hendrickson
Holdaway	E. Hutchings	Jones	King
Litvack	Mascaro	McCartney	Morgan
Moss	Shurtliff	Siddoway	Styler
Thompson	Tyler	Young	

Voting in the negative were: Representatives

Aagard	Adair	Alexander	Barrus
Bigelow	Biskupski	Bowman	Bradshaw
Bryson	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Dayton
Donnelson	Ferrin	Garn	Harper
Hatch	Hogue	Lockhart	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz

G. Snow	Swallow	Throckmorton	Ure
Urquhart	Wallace	Way	Winn
M. Stephens			

Absent or not voting were: Representatives

Bennion	Dillree	B. Johnson
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Sub. H.B. 139, as amended, was filed.

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Sub. H.B. 82, STORAGE OF CONCEALED FIREARMS ON FACILITIES WITH SECURE AREAS, read the third time by short title and placed on its final passage.

On motion of Representative Lockhart, the bill was amended as follows:

1. Page 1, Line 1:
After "OF" delete "CONCEALED FIREARMS" and insert "WEAPONS"
2. Page 1, Line 6:
After "to" delete "concealed firearms" and insert "weapons"
3. Page 1, Line 7:
After "have a" delete "firearms" and insert "weapons" and after "area" delete "for" and insert a period
4. Page 1, Lines 8–9:
Delete lines 8–9
5. Page 1, Line 23:
After "secure" delete "firearms" and after "with" delete "permits to carry concealed firearms" and insert "legally carried weapons"
6. Page 1, Line 24:
After "store" delete "their concealed firearms prior to entering" insert "them while they are in."
7. Page 1, Line 25:
After "for" delete "firearms" and insert "weapons"
8. Page 2, Line 27:
After "their" delete "firearms" and insert "weapons"

9. Page 2, Lines 35–39:
Delete lines 35–39

Sub. H.B. 82, as amended, then passed on the following roll call:

Yeas, 65; Nays, 6; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Bennion	Biskupski	Bourdeaux	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	B. Johnson
Jones	King	Lockhart	Mascaro
McCartney	Morgan	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Voting in the negative were: Representatives

Becker	Daniels	Fife	E. Hutchings
Litvack	Moss		

Absent or not voting were: Representatives

Beshear	Bigelow	Bowman	Ure
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Sub. H.B. 82, as amended, transmitted to the Senate for its consideration.

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H.B. 351, ELECTION PROCESS AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 351 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Biskupski
Bourdeaux	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Donnelson	Duckworth	Ferrin	Ferry
Fife	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Bigelow	Bowman	Dillree	Garn
Parker			

H.B. 351 transmitted to the Senate for its consideration.

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H.B. 323, STATE FLEET OPERATIONS AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 323 then passed on the following roll call:

Yeas, 65; Nays, 5; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Bush	Buttars	D. Clark	S. Clark
D. Cox	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry

Fife	Harper	Hatch	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Voting in the negative were: Representatives

Buffmire	Goodfellow	Gowans	Hansen
Hendrickson			

Absent or not voting were: Representatives

Bigelow	Curtis	Garn	Parker
G. Snow			

H.B. 323 transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Alexander, the House voted to suspend House Rule 25.03 and work on the following bills on the Third Reading Calendar.

THIRD READING CALENDAR

H.B. 331, NONRESIDENT TUITION FOR HIGHER EDUCATION, read the third time by short title and placed on its final passage.

H.B. 331 then passed on the following roll call:

Yeas, 65; Nays, 9; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Hansen

Harper	Hatch	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Throckmorton	Tyler
Ure	Wallace	Way	Winn
M. Stephens			

Voting in the negative were: Representatives

Becker	D. Clark	Goodfellow	Hendrickson
Peterson	Philpot	Thompson	Urquhart
Young			

Absent or not voting was: Representative Gowans

H.B. 331 transmitted to the Senate for its consideration.

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Sub. H.J.R. 25, RESOLUTION ON UTAH ATHLETIC FOUNDATION, read the third time by short title and placed on its final passage.

On motion of Representative Ure, the House voted to circle **Sub. H.J.R. 25**.

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H.J.R. 30, RESOLUTION TO EXPAND THE GOVERNMENT PROPERTY TAX EXEMPTION, read the third time by short title and placed on its final passage.

On motion of Representative D. Clark, the House voted to circle **H.J.R. 30**.

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H.B. 319, JAIL REIMBURSEMENT AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **H.B. 319**.

UNFINISHED BUSINESS

On motion of Representative D. Clark, the House voted to uncircle **H.J.R. 30**.

H.J.R. 30, RESOLUTION TO EXPAND THE GOVERNMENT PROPERTY TAX EXEMPTION, was before the House on its final passage.

H.J.R. 30 then passed on the following roll call:

Yeas, 67; Nays, 6; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	S. Allen	Anderson	Arent
Barrus	Beck	Becker	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Urquhart
Wallace	Winn	Young	

Voting in the negative were: Representatives

Adair	Alexander	Pace	Tyler
Ure	M. Stephens		

Absent or not voting were: Representatives

D. Cox	Way
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H.J.R. 30 transmitted to the Senate for its consideration.

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On motion of Representative Ure, the House voted to uncircle **Sub. H.J.R. 25.**

Sub. H.J.R. 25, RESOLUTION ON UTAH ATHLETIC FOUNDATION, was before the House on its final passage.

On motion of Representative Ure, the bill was amended as follows:

1. Page 2, Lines 51–52:
Delete “if eligible for reappointment”
2. Page 2, Line 56:
Delete “30” and insert “60”
3. Page 3, Line 60:
After “one” insert “or more”
4. Page 3, Line 61:
Delete “, but may not thereafter be reappointed to the board”
5. Page 3, Lines 63–64:
Delete “not serve more than three terms as board members” and insert
“be reappointed to one or more additional three–year terms under the
provisions of Subsection (1)”
6. Page 2, Line 42:
After “hold” insert “a state”

Sub. H.J.R. 25, as amended, then passed on the following roll call:

Yeas, 65; Nays, 3; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Barrus	Beck	Bennion	Beshear
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Throckmorton	Tyler
Ure	Urquhart	Wallace	Young
M. Stephens			

Voting in the negative were: Representatives

Ferrin	Philpot	Thompson
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Absent or not voting were: Representatives

Alexander

Arent

Becker

D. Cox

King

Way

Winn

Sub. H.J.R. 25, as amended, transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 295, TAKING MINOR INTO PROTECTIVE CUSTODY WITHOUT WARRANT, read the third time by short title and placed on its final passage.

On motion of Representative Hatch, the bill was amended as follows:

1. Page 17, Line 523:

After Line 523 insert the following:

“Section 9.Appropriation.

(1) Subject to future budget constraints, there is appropriated, as an ongoing appropriation, \$150,000 for fiscal year 2002–2003 from the General Fund to the Attorney General’s office for the implementation of this act.

(2) The money appropriated in Subsection (1) is nonlapsing.”

On motion of Representative Harper, the bill was amended as follows:

2. Page 1, Lines 10–11:

After “exist” delete “and the circumstances present a substantial, immediate threat to the health or safety of the minor”

3. Page 2, Lines 39–43:

Delete lines 39–43 and insert “(b) one or more of the following circumstances exist:

(i) there is imminent danger to the physical health or safety of the minor, and the minor’s physical health or safety may not be protected without removing him from his parent’s custody;

(ii) there is a substantial risk to the minor of being physically or sexually abused by a parent, a member of the parent’s household, or other person known to the parent;

(iii) the parent is unwilling to have physical custody of the child;

(iv) the minor has been left without any provision for the minor’s support;

(v) a parent who has been incarcerated or institutionalized has not or cannot arrange for safe and appropriate care for the minor;

(vi) a relative or other adult custodian with whom the parent has left the

minor is unwilling or unable to provide care or support for the minor, the whereabouts of the parent are unknown, and reasonable efforts to locate the parent have been unsuccessful; or (vii) an infant has been abandoned, as defined in Section 78-3a-313.5.”

On motion of Representative Throckmorton, the bill was amended as follows:

- 4. Page 2, Line 53:
After “educational” insert “or medical”
- 5. Page 13, Line 382:
After “educational” insert “or medical”

H.B. 295, as amended, then passed on the following roll call:

Yeas, 55; Nays, 18; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Barrus	Bennion	Bigelow
Bowman	Bryson	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Gowans	Harper	Hatch	Hogue
Holdaway	E. Hutchings	B. Johnson	Lockhart
Mascaro	Morgan	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Ure	Urquhart	Wallace
Way	Winn	M. Stephens	

Voting in the negative were: Representatives

Arent	Beck	Becker	Beshear
Biskupski	Bourdeaux	Bradshaw	Buffmire
Daniels	Hansen	Hendrickson	Jones
King	Litvack	McCartney	Moss
Shurtliff	Tyler		

Absent or not voting were: Representatives

Goodfellow	Young
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H.B. 295, as amended, transmitted to the Senate for its consideration.

COMMUNICATION FROM THE SENATE

Mr. Speaker:

March 1, 2002

The Senate substituted and passed, **Senate 2nd Sub. H.B. 2**, 2002 GENERAL OBLIGATION BOND AND CAPITAL FACILITIES AUTHORIZATIONS, by Representative Adair, and it is transmitted for further consideration.

Annette B. Moore
Secretary of the Senate

Communication filed. On motion of Representative Adair, under suspension of the rules, the House voted to concur in the Senate amendments to **2nd Sub. H.B. 2**, 2002 GENERAL OBLIGATION BOND AND CAPITAL FACILITIES AUTHORIZATIONS.

2nd Sub. H.B. 2, as amended by the Senate, then passed on the following roll call:

Yeas, 49; Nays, 21; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Alexander	S. Allen	Arent
Barrus	Beck	Bigelow	Bowman
Bryson	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Dillree
Duckworth	Ferrin	Fife	Garn
Goodfellow	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	Jones
King	Mascaro	Morgan	Murray
Pace	Parker	Peterson	Ray
Saunders	Seitz	Siddoway	G. Snow
Styler	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Winn
M. Stephens			

Voting in the negative were: Representatives

Adair	Anderson	Becker	Bennion
Beshear	Biskupski	Bourdeaux	Bradshaw
Buffmire	Daniels	Dayton	Donnelson
Ferry	E. Hutchings	Litvack	Lockhart
McCartney	Moss	Newbold	Philpot
Shurtliff			

Absent or not voting were: Representatives

Gowans

B. Johnson

Swallow

Way

Young

2nd Sub. H.B. 2, as amended by the Senate, transmitted to the Senate for signature of the president.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to adjourn until March 4, 2002, at 8:00 a.m.

FORTY–THIRD DAY

* * *

MORNING SESSION

The House was called to order by Speaker Stephens at 8:00 a.m.

Roll call showed all members present.

Pledge of Allegiance and prayer by Elder Joseph P. Wirthlin, Church of Jesus Christ of Latter–day Saints.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: March 1, 2002

The Senate passed, as substituted, and amended **2nd Sub. S.B. 17**, DCFS MANAGEMENT INFORMATION SYSTEM AMENDMENTS, by Senator D. C. Buttars, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 196**, WASTE AMENDMENTS, by Senator C. Walker, and it is transmitted for consideration; and

The Senate passed **S.B. 182**, PENALTY AND INTEREST MODIFICATIONS, by Senator C. Bramble, and it is transmitted for consideration; and

The Senate passed, as amended, **H.B. 133**, NATURAL GAS TECHNICIAN CERTIFICATION, by Representative G. Snow, and it is transmitted for further consideration; and

The Senate passed, **1st Sub. H.B. 79**, SCHOOL DISPLAY OF MOTTO OF THE UNITED STATES, by Representative R. Siddoway, et al, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **3rd Sub. H.B. 184**, IMPACT FEES ACT AMENDMENTS, by Representative G. Way, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **2nd Sub. S.B. 101**, CRIMINAL BACKGROUND CHECKS FOR LICENSED PROVIDERS

OF HUMAN SERVICES, by Senator L. Blackham, and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **2nd Sub. S.B. 17, Sub. S.B. 196, and S.B. 182**, read the first time by short title and referred to the Rules Committee.

Communication filed. **H.B. 133**, placed on the calendar for concurrence.

Communications filed. **Sub. H.B. 79 and 3rd Sub. H.B. 184** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

Communication filed. **2nd Sub. S.B. 101** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, under suspension of the rules, the House voted to proceed out of order of the Daily Order of Business. On motion of Representative Garn, under suspension of the rules, the House voted to suspend HR-25.13, by a constitutional two-thirds, and consider House bills within the last three days. This motion applies to today and tomorrow.

CONCURRENCE CALENDAR

On motion of Representative Arent, the House voted to concur in the Senate amendments to **3rd Sub. H.B. 80, UNSOLICITED COMMERCIAL EMAIL**.

3rd Sub. H.B. 80, as amended by the Senate, then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Daniels
Dayton	Dillree	Donnelson	Duckworth

Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	Litvack	Lockhart
Mascaro	McCartney	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	M. Stephens		

Absent or not voting were: Representatives

Curtis	Harper	King	Morgan
Young			

3rd Sub. H.B. 80, as amended by the Senate, transmitted to the Senate for signature of the president.

* * *

On motion of Representative Urquhart, the House voted to concur in the Senate amendments to **2nd Sub. H.J.R. 11**, RESOLUTION REQUIRING PUBLIC NOTICE PRIOR TO SPECIAL SESSIONS.

2nd Sub. H.J.R. 11, as amended by the Senate, then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Arent	Barrus	Beck	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Hansen
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Moss
Murray	Newbold	Pace	Parker

Peterson	Philpot	Ray	Saunders
Seitz	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Anderson	Becker	Curtis	Gowans
Harper	B. Johnson	Morgan	Shurtliff

2nd Sub. H.J.R. 11, as amended by the Senate, transmitted to the Senate for signature of the president.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

THIRD READING CALENDAR

H.B. 300, AMENDMENTS TO GUARDIAN AD LITEM STATUTES, read the third time by short title and placed on its final passage.

H.B. 300 then passed on the following roll call:

Yeas, 51; Nays, 22; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Barrus	Bennion	Bigelow	Bowman
Bryson	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Dayton
Dillree	Donnelson	Ferrin	Ferry
Garn	Gowans	Harper	Hatch
Hendrickson	Hogue	Holdaway	B. Johnson
Lockhart	Mascaro	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Ure	Urquhart	Wallace
Way	Winn	M. Stephens	

Voting in the negative were: Representatives

Arent	Beck	Becker	Beshear
Biskupski	Bourdeaux	Bradshaw	Buffmire

Daniels	Duckworth	Fife	Goodfellow
Hansen	E. Hutchings	Jones	King
Litvack	McCartney	Morgan	Moss
Shurtliff	Tyler		

Absent or not voting were: Representatives

Alexander Young

H.B. 300 transmitted to the Senate for its consideration.

* * *

Sub. H.B. 194, PEACE OFFICER ARREST QUOTAS, read the third time by short title and placed on its final passage.

On motion of Representative Bennion, the bill was amended as follows:

1. Page 1, Line 5:
After "quotas" insert "prohibition"

On motion of Representative Bennion, the House voted to circle **Sub. H.B. 194**.

UNFINISHED BUSINESS

On motion of Representative Ure, the House voted to uncircle **H.B. 144**.

H.B. 144, EXEMPTION FROM NONRESIDENT TUITION, was before the House on its final passage.

H.B. 144 then passed on the following roll call:

Yeas, 39; Nays, 35; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Adair	Anderson	Arent	Beck
Becker	Bennion	Beshear	Biskupski
Bourdeaux	Bradshaw	Buffmire	Buttars
D. Cox	Daniels	Dillree	Duckworth
Ferrin	Fife	Goodfellow	Gowans
Hendrickson	E. Hutchings	B. Johnson	Jones
King	Litvack	McCartney	Morgan
Moss	Pace	Saunders	Seitz
Shurtliff	Siddoway	Styler	Thompson
Tyler	Ure	Young	

Voting in the negative were: Representatives

Agard	Alexander	S. Allen	Barrus
Bigelow	Bowman	Bryson	Bush
D. Clark	S. Clark	Curtis	Dayton
Donnelson	Ferry	Garn	Harper
Hatch	Hogue	Holdaway	Lockhart
Mascaro	Murray	Newbold	Parker
Peterson	Philpot	Ray	G. Snow
Swallow	Throckmorton	Urquhart	Wallace
Way	Winn	M. Stephens	

Absent or not voting was: Representative
Hansen

H.B. 144 transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Bennion, the House voted to uncircle **Sub. H.B. 194**.

Sub. H.B. 194, PEACE OFFICER ARREST QUOTAS, was before the House on its final passage.

COMMITTEE OF THE WHOLE

On motion of Representative Tyler, the House resolved itself into a Committee of the Whole, with the Speaker as Chairman, for the purpose of hearing from Gay Taylor, General Counsel, from the Office of Legislative Research and General Counsel.

On motion of Representative Garn, the Committee of the Whole was dissolved.

On motion of Representative Bennion, the House voted to refer **Sub. H.B. 194** to the Rules Committee.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess until 10:15 a.m.

Speaker Stephens called the House to order at 10:30 a.m.

COMMUNICATION FROM THE SENATE

Mr. Speaker: March 4, 2002

The Senate requests the return of **2nd Sub. H.B. 34**, TOURISM AMENDMENTS, by Representative S. Allen, for reconsideration.

Annette B. Moore
Secretary of the Senate

Communication filed. On motion of Representative Allen, the House voted to recall **2nd Sub. H.B. 34** from the Office of Legislative Research and General Counsel.

* * *

Mr. Speaker: March 4, 2002

The Senate requests the return of **H.B. 218**, OVER WEIGHT VEHICLE AMENDMENTS, by Representative T. Hatch, for reconsideration.

Annette B. Moore
Secretary of the Senate

Communication filed. On motion of Representative Garn, the House voted to return **H.B. 218** to the Senate.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to move to the Senate Third Reading Calendar.

* * *

On motion of Representative Hatch, the House voted to return all bills held in standing committees to the Rules Committee.

THIRD READING CALENDAR

2nd Sub. S.B. 113, HEALTH CARE WORKFORCE LOAN, read the third time by short title and placed on its final passage.

On motion of Representative Ure, the House voted to circle **2nd Sub. S.B. 113**.

* * *

Sub. S.B. 15, ORGAN DONATION CHECKOFF, read the third time by short title and placed on its final passage.

Sub. S.B. 15 then passed on the following roll call:

Yeas, 58; Nays, 0; Absent or not voting, 17.

Voting in the affirmative were: Representatives

Aagard	Alexander	Arent	Barrus
Beck	Becker	Beshear	Bigelow
Biskupski	Bowman	Bradshaw	Bryson
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dillree	Donnelson
Duckworth	Ferrin	Fife	Garn
Gowans	Hansen	Harper	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Ure	Urquhart	Wallace	Way
Winn	M. Stephens		

Absent or not voting were: Representatives

Adair	S. Allen	Anderson	Bennion
Bourdeaux	Buffmire	Bush	Dayton
Ferry	Goodfellow	Hatch	Hendrickson
Lockhart	Saunders	Seitz	Tyler
Young			

Sub. S.B. 15 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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2nd Sub. S.B. 48, PUBLIC AGENCY INSURANCE MUTUAL AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **2nd Sub. S.B. 48**.

* * *

Sub. S.B. 55, AMENDMENTS TO UTAH UNIFORM BUILDING STANDARDS ACT, read the third time by short title and placed on its final passage.

Sub. S.B. 55 then passed on the following roll call:

Yeas, 52; Nays, 0; Absent or not voting, 23.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Arent	Barrus	Beck	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buttars	D. Clark	S. Clark
D. Cox	Daniels	Dillree	Donnelson
Duckworth	Ferrin	Fife	Garn
Gowans	Hansen	Harper	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Shurtliff	Siddoway	G. Snow
Styler	Urquhart	Wallace	Winn

Absent or not voting were: Representatives

Anderson	Becker	Bennion	Beshear
Buffmire	Bush	Curtis	Dayton
Ferry	Goodfellow	Hatch	Hendrickson
Lockhart	Saunders	Seitz	Swallow
Thompson	Throckmorton	Tyler	Ure
Way	Young	M. Stephens	

Sub. S.B. 55 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

* * *

S.B. 72, COAL MINING AND RECLAMATION AMENDMENTS, read the third time by short title and placed on its final passage.

S.B. 72 then passed on the following roll call:

Yeas, 54; Nays, 0; Absent or not voting, 21.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Arent
Barrus	Beck	Becker	Beshear
Bigelow	Biskupski	Bourdeaux	Bowman

Bradshaw	Bryson	Buttars	D. Clark
S. Clark	D. Cox	Daniels	Dillree
Donnelson	Duckworth	Ferrin	Fife
Garn	Gowans	Hansen	Harper
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Shurtliff	Siddoway
G. Snow	Styler	Thompson	Urquhart
Wallace	Winn		

Absent or not voting were: Representatives

Alexander	Anderson	Bennion	Buffmire
Bush	Curtis	Dayton	Ferry
Goodfellow	Hatch	Hendrickson	Lockhart
Saunders	Seitz	Swallow	Throckmorton
Tyler	Ure	Way	Young

M. Stephens

S.B. 72 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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S.B. 136, STATE VEGETABLE, read the third time by short title and placed on its final passage.

On motion of Representative Peterson, the House voted to circle **S.B. 136**.

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2nd Sub. S.B. 143, PRIVATE RECORDS AMENDMENTS UNDER GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT, read the third time by short title and placed on its final passage.

On motion of Representative Hatch, the House voted to circle **2nd Sub. S.B. 143**.

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Sub. S.B. 145, OUTDOOR ADVERTISING SIGN PROXIMITY TO UTILITY LINES, read the third time by short title and placed on its final passage.

Sub. S.B. 145 then passed on the following roll call:

Yeas, 61; Nays, 7; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Beck	Bennion	Beshear
Bigelow	Biskupski	Bourdeaux	Bowman
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Garn	Goodfellow
Gowans	Hansen	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Mascaro	McCartney
Morgan	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Tyler	Urquhart	Wallace	Winn
M. Stephens			

Voting in the negative were: Representatives

Arent	Barrus	Becker	Fife
Harper	Lockhart	Moss	

Absent or not voting were: Representatives

Bradshaw	D. Cox	Hatch	Throckmorton
Ure	Way	Young	

Sub. S.B. 145 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

* * *

S.B. 146, BUSINESS ENTITY AMENDMENTS, read the third time by short title and placed on its final passage.

S.B. 146 then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck

Becker	Bennion	Beshear	Bigelow
Biskupski	Bowman	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Tyler
Urquhart	Wallace	Winn	M. Stephens

Absent or not voting were: Representatives

Bourdeaux	Bradshaw	Hatch	Throckmorton
Ure	Way	Young	

S.B. 146 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

UNFINISHED BUSINESS

On motion of Representative Seitz, the House voted to uncircle **2nd Sub. S.B. 113**.

2nd Sub. S.B. 113, HEALTH CARE WORKFORCE LOAN REPAYMENT ASSISTANCE, was before the House on its final passage.

2nd Sub. S.B. 113 then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
Curtis	Daniels	Dayton	Dillree

Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Siddoway	G. Snow	Styler	Swallow
Thompson	Tyler	Ure	Urquhart
Wallace	Winn	M. Stephens	

Absent or not voting were: Representatives

Alexander	Bourdeaux	D. Cox	Hatch
Shurtliff	Throckmorton	Way	Young

2nd Sub. S.B. 113 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

* * *

On motion of Representative Swallow, the House voted to uncircle **S.B. 130**.

S.B. 130, YOUTH COURT AMENDMENTS, was before the House on its final passage.

S.B. 130, as amended, then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hogue	Holdaway	E. Hutchings
Jones	King	Litvack	Lockhart

Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Urquhart	Wallace	Winn	

Absent or not voting were: Representatives

Hatch	Hendrickson	B. Johnson	Seitz
Ure	Way	Young	M. Stephens

S.B. 130, as amended, was returned to the Senate for further consideration.

* * *

On motion of Representative Peterson, the House voted to uncircle **S.B. 136**.

S.B. 136, STATE VEGETABLE, was before the House on its final passage.

On motion of Representative Ferrin, the bill was amended as follows:

1. Page 1, Line 1:
After "VEGETABLE" insert "AND HISTORIC STATE VEGETABLE"
2. Page 1, Line 5:
After "vegetable" insert "and historic state vegetable"
3. Page 2, Line 30:
After line 30 insert:
"(14) Utah's historic state vegetable is the sugar beet."
Renumber remaining subsections accordingly.

S.B. 136, as amended, then passed on the following roll call:

Yeas, 56; Nays, 15; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	S. Allen	Anderson	Barrus
Beck	Becker	Bennion	Beshear
Biskupski	Bourdeaux	Bowman	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Fife	Goodfellow

Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	E. Hutchings	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Newbold
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	G. Snow	Swallow
Thompson	Throckmorton	Tyler	Wallace
Way	Winn	Young	M. Stephens

Voting in the negative were: Representatives

Adair	Alexander	Bigelow	Bradshaw
D. Cox	Curtis	Ferry	Garn
Holdaway	Murray	Pace	Parker
Siddoway	Styler	Urquhart	

Absent or not voting were: Representatives

Arent	Daniels	B. Johnson	Ure
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S.B. 136, as amended, returned to the Senate for further consideration.

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On motion of Representative Snow, the House voted to uncircle **2nd Sub. S.B. 82**.

2nd Sub. S.B. 82, COUNTY PERSONNEL MANAGEMENT ACT AMENDMENTS, was before the House on its final passage.

On motion of Representative Goodfellow, the House voted to reconsider its action on Representative King's amendment, House Journal, February 27, 2002, Day 38.

The bill was amended as follows:

1. Page 2, Line 29:
Delete "(7)" and reinstate "[6]"

2nd Sub. S.B. 82, as amended, then passed on the following roll call:

Yeas, 68; Nays, 2; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck

Becker	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Urquhart	Wallace	Winn	M. Stephens

Voting in the negative were: Representatives

Seitz Ure

Absent or not voting were: Representatives

Bennion B. Johnson Tyler Way
Young

2nd Sub. S.B. 82, as amended, returned to the Senate for further consideration.

* * *

On motion of Representative Hatch, the House voted to uncircle **2nd Sub. S.B. 48**.

2nd Sub. S.B. 48, PUBLIC AGENCY INSURANCE MUTUAL AMENDMENTS, was before the House on its final passage.

On motion of Representative Curtis, the House voted to circle **2nd Sub. S.B. 48**.

RULES COMMITTEE REPORT

Mr. Speaker: March 4, 2002

The Rules Committee recommends that, under suspension of the rules, the following bills be considered read for the second time and placed on the Third Reading Calendar.

1st Sub. H.B. 219 Firearm Fee Amendments (J. M. Philpot)
Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORT

Mr. Speaker: March 4, 2002

The Rules Committee recommends that, under suspension of the rules, the following bills be considered read for the second time and placed on the Third Reading Calendar for Senate bills:

- S.B. 30** Funding Formula for Alcohol Related Activities of Local Governments (M. Waddoups)
- 2nd Sub. S.B. 132** Education Association Leave (B. Wright)
- S.B. 176** Utah Revised Nonprofit Corporation Act Amendments (L. Hillyard)
- S.B. 178** Protecting the Unborn Child (L. S. Poulton)
- S.B. 195** Sales and Use Tax Amendments (J. Hickman)
- S.C.R. 2** Resolution Urging Vegetation Management Practices on BLM Ground (L. Blackham)
- S.B. 66** Revenues from Federal Land Exchange Parcels (M. Dmitrich)
- 1st Sub. S.B. 96** Uranium Mill Tailings Oversight (B. Wright)
- S.B. 100** Pharmacist Licensing Amendments (P. Knudson)
- 1st Sub. S.B. 104** Sale of Municipal Power Systems (J. Hickman)
- 1st Sub. S.B. 106** Divorce – Children’s Testimony Limited (T. Spencer)
- S.B. 81** Education of Persons with a Disability (E. Mayne)
- 1st Sub. S.B. 111** Division of Home in a Divorce (T. Spencer)
- 1st Sub. S.B. 117** Trust Amendments (J. Valentine)
- S.B. 167** School Community Councils (B. Wright)
- 1st Sub. S.B. 119** Workers’ Compensation Insurance Related Amendments (L. S. Poulton)
- 1st Sub. S.B. 122** Insurance Law Amendments (L. S. Poulton)
- S.B. 152** Electric Energy Efficiency and Conservation Tariff (L. Blackham)
- S.B. 157** Local School Board Employer Powers (B. Wright)
- 1st Sub. S.J.R. 4** Joint Resolution on Changes to County Boundaries (C. Walker)
- S.J.R. 10** Resolution Amending Revenue and Taxation Provisions of Utah Constitution (J. Valentine)
- S.B. 33** Access to Health Care and Coverage Task Force (P. Knudson)

S.B. 77 Task Force on Involuntary Commitment of the Mentally Ill (L. Blackham)

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to recess until 1:00 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Stephens at 1:00 p.m.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: March 4, 2002

The Senate passed, as amended, **S.B. 3**, MINIMUM SCHOOL PROGRAM ACT AMENDMENTS, by Senator H. Stephenson, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 29**, INTERLOCAL COOPERATION ACT AND ELECTRIC POWER FACILITIES AMENDMENTS, by Senator L. Blackham, and it is transmitted for consideration; and

The Senate passed **S.B. 200**, STATUTORY REVISIONS FOR STATE FUNDING ADJUSTMENTS, by Senator L. Blackham, and it is transmitted for consideration; and

The President of the Senate has signed **3rd Sub. H.B. 80**, UNSOLICITED COMMERCIAL EMAIL, by Representative P. Arent, and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 25**, ADULT PROTECTIVE SERVICES AMENDMENTS, by Representative P. Jones, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **2nd Sub. H.B. 2**, 2002 GENERAL OBLIGATION BOND AND CAPITAL FACILITIES AUTHORIZATIONS, by Representative G. Adair, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **2nd Sub. H.J.R. 11**, RESOLUTION REQUIRING PUBLIC NOTICE PRIOR TO SPECIAL SESSIONS, by Representative S. Urquhart, and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **S.B. 3, Sub. S.B. 29, and S.B. 200**, read the first time by short title and referred to the Rules Committee.

Communications filed. **3rd Sub. H.B. 80, Sub. H.B. 25, 2nd Sub. H.B. 2, and 2nd Sub. H.J.R. 11** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor and Lt. Governor.

CONSENT CALENDAR

S.B. 68, UTAH PROCUREMENT CODE AMENDMENTS, read the third time by short title and placed on its final passage.

S.B. 68 then passed on the following roll call:

Yeas, 65; Nays, 0; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Barrus	Beck	Bennion	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Seitz	Shurtliff	Siddoway	G. Snow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
M. Stephens			

Absent or not voting were: Representatives

Anderson	Arent	Becker	Beshear
Gowans	Lockhart	Saunders	Styler
Swallow	Young		

S.B. 68 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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S.B. 153, TAXES OR CHARGES ON TELECOMMUNICATIONS SERVICE, read the third time by short title and placed on its final passage.

S.B. 153 then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Seitz
Shurtliff	Siddoway	G. Snow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	M. Stephens

Absent or not voting were: Representatives

Becker	Gowans	Lockhart	Saunders
Styler	Swallow	Young	

S.B. 153 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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S.B. 137, GOVERNMENT RECORDS ACCESS & MANAGEMENT ACT – TECHNICAL REVISIONS, read the third time by short title and placed on its final passage.

S.B. 137 then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Seitz	Shurtliff	Siddoway
G. Snow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

S. Allen	Dillree	Goodfellow	Gowans
Lockhart	Saunders	Styler	Swallow

S.B. 137 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

THIRD READING CALENDAR

S.B. 150, REGISTRATION AND PROTECTION OF TRADEMARKS AND SERVICE MARKS, read the third time by short title and placed on its final passage.

On motion of Representative Pace, the House voted to circle **S.B. 150**.

UNFINISHED BUSINESS

On motion of Representative Hatch, the House voted to uncircle **2nd Sub. S.B. 48.**

2nd Sub. S.B. 48, PUBLIC AGENCY INSURANCE MUTUAL AMENDMENTS, was before the House on its final passage.

On motion of Representative Hatch, the bill was amended as follows:

- 1. Page 1, Line 10:
After line 10 insert "This act provides a coordination clause."
- 2. Page 57, Line 1733:
After line 1733 insert:
"Section 17. Coordination Clause.
If this bill and 1st Substitute H.B. 250, Retirement Law Recodification, both pass, it is the intent of the Legislature that Subsection 31A-1-103(7)(b)(iii) in this bill be amended to read "(iii) a program authorized by Title 49, Chapter 20, Public Employees' Benefits and Insurance Program Act"."

2nd Sub. S.B. 48, as amended, then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander	Curtis	Goodfellow	Gowans
Lockhart	Styler	Swallow	Way

2nd Sub. S.B. 48, as amended, returned to the Senate for further consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

THIRD READING CALENDAR

Sub. H.B. 138, RIGHTS OF CREDITORS AGAINST TRUST PROPERTY, read the third time by short title and placed on its final passage.

Sub. H.B. 138, as amended, then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Bigelow	Curtis	Goodfellow	Gowans
Lockhart	Styler	Swallow	Way

Sub. H.B. 138, as amended, transmitted to the Senate for its consideration.

* * *

H.B. 313, EMERGENCY SERVICES CALLER LOCATER, read the third time by short title and placed on its final passage.

On motion of Representative McCartney, the House voted to delete **H.B. 313** in title and body and insert **Sub. H.B. 313**, UTAH 911 COMMITTEE in lieu thereof and consider it read the first and second times.

Sub. H.B. 313, UTAH 911 COMMITTEE, read the third time by short title and placed on its final passage.

Sub. H.B. 313 then passed on the following roll call:

Yeas, 61; Nays, 10; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Buffmire	Bush	Buttars	S. Clark
D. Cox	Daniels	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Mascaro	McCartney	Morgan
Moss	Newbold	Pace	Parker
Ray	Saunders	Shurtliff	Siddoway
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Winn	Young
M. Stephens			

Voting in the negative were: Representatives

Bryson	D. Clark	Dayton	Harper
Murray	Peterson	Philpot	Seitz
G. Snow	Wallace		

Absent or not voting were: Representatives

Curtis	Lockhart	Styler	Way
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Sub. H.B. 313 transmitted to the Senate for its consideration.

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Sub. H.B. 356, PROHIBITION OF RESTRAINT PRACTICES, read the third time by short title and placed on its final passage.

Sub. H.B. 356, as amended, then passed on the following roll call:

Yeas, 52; Nays, 20; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bryson	Buffmire
D. Clark	S. Clark	Curtis	Daniels
Donnelson	Duckworth	Ferry	Fife
Gowans	Hansen	Harper	Hogue
Holdaway	E. Hutchings	Jones	King
Litvack	Mascaro	McCartney	Morgan
Moss	Murray	Pace	Peterson
Ray	Saunders	Shurtliff	G. Snow
Swallow	Thompson	Throckmorton	Ure
Urquhart	Wallace	Winn	Young

Voting in the negative were: Representatives

Alexander	Bush	Buttars	D. Cox
Dayton	Dillree	Ferrin	Garn
Goodfellow	Hatch	Hendrickson	B. Johnson
Newbold	Parker	Philpot	Seitz
Styler	Tyler	Way	M. Stephens

Absent or not voting were: Representatives

Bradshaw	Lockhart	Siddoway
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Sub. H.B. 356, as amended, transmitted to the Senate for its consideration.

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H.B. 332, CHILD SUPPORT MODIFICATIONS, read the third time by short title and placed on its final passage.

On motion of Representative Hutchings, the bill was amended as follows:

1. Page 2, Line 30:
After “base” insert “combined”, delete “award”, and insert “obligation”

On motion of Representative Thompson, the bill was amended as follows:

2. Page 1, Line 15 (House committee amendments 2–28–02):
Delete “base”
3. Page 2, Line 30:
Delete “base”

H.B. 332, as amended, then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Donnelson	Duckworth
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Dillree	Ferrin	Harper	Lockhart
Ure			

H.B. 332, as amended, transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Curtis, the House voted to uncircle **H.B. 319**.

H.B. 319, JAIL REIMBURSEMENT AMENDMENTS, was before the House on its final passage.

On motion of Representative Hatch, the bill was amended as follows:

1. Page 2, Line 30:

After Line 30, insert:

“(3) The department shall contract with counties to house no less than a total daily average of 1250 inmates each year in county facilities as a whole.”

H.B. 319, as amended, then passed on the following roll call:

Yeas, 62; Nays, 7; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Barrus	Beck	Becker
Bennion	Beshear	Biskupski	Bourdeaux
Bowman	Buffmire	Bush	D. Clark
S. Clark	Curtis	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Gowans	Hansen
Harper	Hatch	Hogue	Holdaway
B. Johnson	Jones	King	Litvack
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Ure	Urquhart	Wallace	Winn
Young	M. Stephens		

Voting in the negative were: Representatives

Arent	Bigelow	Bradshaw	Daniels
Goodfellow	E. Hutchings	Tyler	

Absent or not voting were: Representatives

Bryson	Buttars	D. Cox	Hendrickson
Lockhart	Way		

H.B. 319, as amended, transmitted to the Senate for its consideration.

CONCURRENCE CALENDAR

On motion of Representative Harper, the House voted to concur in the Senate amendments to **H.B. 201, PROPERTY TAX – JUDGMENT LEVY.**

H.B. 201, as amended by the Senate, then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Buffmire	Bush	Buttars	D. Clark
S. Clark	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Bryson	D. Cox	Hendrickson	Lockhart
Way			

H.B. 201, as amended by the Senate, transmitted to the Senate for signature of the president.

CONSENT CALENDAR

S.B. 103, TERMINATION OF JOINT TENANCY IN REAL PROPERTY, read the third time by short title and placed on its final passage.

S.B. 103 then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Tyler	Ure	Urquhart
Wallace	Winn	Young	M. Stephens

Absent or not voting were: Representatives

S. Allen	D. Cox	Curtis	Hansen
Lockhart	Throckmorton	Way	

S.B. 103 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to move to the Senate Third Reading Calendar.

UNFINISHED BUSINESS

On motion of Representative Pace, the House voted to uncircle **S.B. 150**.

S.B. 150, REGISTRATION AND PROTECTION OF TRADEMARKS AND SERVICE MARKS, was before the House on its final passage.

S.B. 150 then passed on the following roll call:

Yeas, 66; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck

Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Bush	Buttars	D. Clark	S. Clark
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Goodfellow	Gowans	Hansen	Harper
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Becker	Buffmire	D. Cox	Curtis
Garn	Hatch	Lockhart	Wallace
Way			

S.B. 150 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

THIRD READING CALENDAR

S.B. 159, ENVIRONMENTAL COMPLIANCE FOR MINERALS REGULATORY PROGRAM, read the third time by short title and placed on its final passage.

S.B. 159 then passed on the following roll call:

Yeas, 58; Nays, 4; Absent or not voting, 13.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bradshaw	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Daniels
Donnelson	Duckworth	Ferry	Fife
Garn	Goodfellow	Gowans	Harper

Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	Litvack
Mascaro	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Ray	Saunders	Seitz	Shurtliff
G. Snow	Styler	Swallow	Thompson
Tyler	Ure	Urquhart	Winn
Young	M. Stephens		

Voting in the negative were: Representatives

Alexander	Bryson	Ferrin	Philpot
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Absent or not voting were: Representatives

Becker	Bowman	Curtis	Dayton
Dillree	Hansen	King	Lockhart
McCartney	Siddoway	Throckmorton	Wallace
Way			

S.B. 159 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

* * *

S.B. 160, AERONAUTICS CONSTRUCTION, read the third time by short title and placed on its final passage.

S.B. 160 then passed on the following roll call:

Yeas, 65; Nays, 0; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dillree	Donnelson	Duckworth	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	Litvack	Mascaro	McCartney

Morgan	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Shurtliff	G. Snow	Styler
Swallow	Thompson	Tyler	Ure
Urquhart	Wallace	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Beck	Dayton	Ferrin	King
Lockhart	Moss	Seitz	Siddoway
Throckmorton	Way		

S.B. 160 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Bigelow, the House voted to return **S.B. 166** and **S.B. 30** to the Rules Committee for fiscal prioritization.

THIRD READING CALENDAR

S.B. 163, STRUCTURED SETTLEMENT AGREEMENTS, read the third time by short title and placed on its final passage.

S.B. 163 then passed on the following roll call:

Yeas, 62; Nays, 0; Absent or not voting, 13.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bowman	Bradshaw	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dillree	Donnelson
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders

Shurtliff	G. Snow	Swallow	Thompson
Throckmorton	Urquhart	Wallace	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

S. Allen	Bourdeaux	Bryson	Dayton
Duckworth	Hatch	Lockhart	Seitz
Siddoway	Styler	Tyler	Ure
Way			

S.B. 163 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

* * *

2nd Sub. S.B. 164, SECURE FACILITIES AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Hatch, the House voted to delete **2nd Sub. S.B. 164** in title and body and insert **3rd Sub. S.B. 164** in lieu thereof.

3rd Sub. S.B. 164 then passed on the following roll call:

Yeas, 60; Nays, 5; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
Dayton	Donnelson	Duckworth	Ferry
Garn	Goodfellow	Gowans	Hansen
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	Lockhart
Mascaro	Morgan	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Tyler	Ure	Urquhart
Wallace	Winn	Young	M. Stephens

Voting in the negative were: Representatives

Beshear	Fife	Litvack	McCartney
Moss			

Absent or not voting were: Representatives

Alexander	D. Cox	Curtis	Daniels
Dillree	Ferrin	Harper	King
Throckmorton	Way		

3rd Sub. S.B. 164, as amended, returned to the Senate for further consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, under suspension of the rules, the House voted that **S.B. 3** be lifted from the Rules committee, considered read the second time by short title and placed at the top of the Senate Third Reading Calendar.

COMMUNICATION FROM THE SENATE

Mr. Speaker: March 4, 2002

The Senate passed, as amended, **S.B. 1**, APPROPRIATIONS ACT, by Senator L. Blackham, and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communication filed. **S.B. 1**, read the first time by short title. On motion of Representative Garn, under suspension of the rules, the House voted to consider **S.B. 1** read the second time by short title and placed at the top of the Senate Third Reading Calendar.

THIRD READING CALENDAR

S.B. 1, APPROPRIATIONS ACT, read the third time by short title and placed on its final passage.

On motion of Representative Hatch, the bill was amended as follows:

1. Page 42, Line 1654:
After line 1654 insert:
“From General Fund, One–time \$360,000”
2. Page 42, Line 1659:
After “grants to non–profits” delete “\$1,217,000” and insert
“\$1,577,000”

- 3. Page 43, Line 1680:
After line 1680 insert:
“From General Fund, One–time\$140,000
- 4. Page 43, Line 1688:
After “Community Development Administration” delete “\$535,600”
and insert “\$575,600”
- 5. Page 43, Line 1698:
After “Emergency Food” delete “\$120,000” and insert “\$220,000”
- 6. Page 43, Line 1702:
After line 1702 insert “It is the intent of the Legislature that \$40,000 of
the Community Development Administration program be used to help
fund a science center.”
- 7. Page 45, Line 1755:
After “General Fund, One–time” delete “\$7,000,000” and insert
“\$6,500,000”
- 8. Page 45, Line 1757:
After “Industrial Assistance Fund ” delete “\$7,000,000” and insert
“\$6,500,000” and after line 1757 insert “It is the intent of the
Legislature that \$1,500,000 of this one–time appropriation be used for
the relocation of the Kuhni Rendering Plant, outside of Utah County. It
is further the intent of the Legislature that Utah County should provide
a \$500,000 match to the appropriation in non–state funds.”

S.B. 1, as amended, then passed on the following roll call:

Yeas, 47; Nays, 27; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Barrus	Bennion	Bigelow	Bowman
Bryson	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Dillree
Donnelson	Ferrin	Ferry	Garn
Gowans	Harper	Hatch	Hogue
Holdaway	B. Johnson	Mascaro	Morgan
Murray	Newbold	Pace	Parker
Peterson	Ray	Saunders	Seitz
Siddoway	G. Snow	Styler	Swallow
Throckmorton	Ure	Urquhart	Wallace
Way	Winn	M. Stephens	

Voting in the negative were: Representatives

Anderson	Arent	Beck	Becker
Beshear	Biskupski	Bourdeaux	Bradshaw
Buffmire	Daniels	Dayton	Duckworth
Fife	Goodfellow	Hansen	Hendrickson
E. Hutchings	Jones	King	Litvack
Lockhart	McCartney	Moss	Philpot
Shurtliff	Thompson	Young	

Absent or not voting was: Representative

Tyler

S.B. 1, as amended, returned to the Senate for further consideration.

* * *

S.B. 3, MINIMUM SCHOOL PROGRAM ACT AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Dillree, the bill was amended as follows:

1. Page 8, Line 219:
Delete “\$21,824,448” and insert “\$15,631,737”
2. Page 8, Line 233:
Delete “\$141,682,087” and insert “\$146,251,547”
3. Page 8, Line 234:
Delete “\$41,465,445” and insert “\$43,088,696”
4. Page 17, Line 506:
Delete “\$21,824,448” and insert “\$15,631,737”
5. Page 26, Line 782:
Reinstate “2002” and delete “2003”

S.B. 3, as amended, then failed to pass on the following roll call:

Yeas, 27; Nays, 48; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Barrus
Bryson	Bush	Buttars	D. Cox
Dillree	Donnelson	Ferry	Garn

Gowans	Harper	Hendrickson	Hogue
Holdaway	B. Johnson	Murray	Newbold
Parker	Peterson	Ray	Siddoway
G. Snow	Styler	Tyler	

Voting in the negative were: Representatives

Alexander	Anderson	Arent	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Buffmire	D. Clark	S. Clark	Curtis
Daniels	Dayton	Duckworth	Ferrin
Fife	Goodfellow	Hansen	Hatch
E. Hutchings	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Pace	Philpot	Saunders
Seitz	Shurtliff	Swallow	Thompson
Throckmorton	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

S.B. 3, as amended, returned to the Senate for filing.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess until 4:55 p.m.

The House was called to order by Speaker Stephens at 5:35 p.m.

* * *

On motion of Representative Curtis, the House voted to recall **S.B. 3** from the Senate.

THIRD READING CALENDAR

Sub. S.J.R. 11, RESOLUTION SUPPORTING AMERICA'S DOMESTIC STEEL INDUSTRY, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **Sub. S.J.R. 11**.

* * *

Sub. S.J.R. 12, RESOLUTION URGING FEDERAL GOVERNMENT REVIEW OF ALTERNATIVES FOR ATLAS MILL TAILINGS, read the third time by short title and placed on its final passage.

Sub. S.J.R. 12 then passed on the following roll call:

Yeas, 66; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Ray
Saunders	Seitz	Siddoway	G. Snow
Styler	Swallow	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Bryson	Buffmire	Ferry	Holdaway
McCartney	Philpot	Shurtliff	Thompson
Throckmorton			

Sub. S.J.R. 12 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

* * *

Sub. S.J.R. 2, RESOLUTION ON INVESTMENT OF STATE SCHOOL FUND AND UNIFORM SCHOOL FUND, read the third time by short title and placed on its final passage.

Representative Styler declared a conflict of interest because he is a school teacher.

Sub. S.J.R. 2 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Agard	Alexander	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Tyler
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Adair	Bryson	Holdaway	Throckmorton
Ure			

Sub. S.J.R. 2 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

INTENT LANGUAGE FOR SUB. S.J.R. 2

It is the intent of the Legislature in passing **Sub. S.J.R. 2**, RESOLUTION ON INVESTMENT OF STATE SCHOOL FUND AND UNIFORM SCHOOL FUND, that the addition of the words “and dividends” in Subsections (2)(b) and (3)(a) of Article X, Section 5 be considered as consistent with the meaning of the word “interest” in Section 10 of the Enabling Act passed by Congress in 1894 authorizing Utah to become a state. The Legislature understands the word “interest,” as used in Section 10 of the Enabling Act, to refer to all sources of earnings from the State School Fund principal, including dividends from equities in which the fund principal has been increasingly invested in recent years. The Legislature understands that the word “interest,” as used in Section 10 of the Enabling Act, does not include appreciation in the value of equities or other assets constituting principal of the fund but that any such appreciation in value is considered to be principal of the fund.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

THIRD READING CALENDAR

Sub. H.B. 336, USE OF FORCE, INCLUDING DEADLY FORCE, IN DEFENSE OF PROPERTY, read the third time by short title and placed on its final passage.

On motion of Representative Daniels, the bill was amended as follows:

1. Page 1, Line 22:
Delete "assaulting or"
2. Page 1, Line 23:
Delete "the assault or offer of"

Sub. H.B. 336, as amended, then passed on the following roll call:

Yeas, 69; Nays, 1; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	E. Hutchings	B. Johnson
Jones	King	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Tyler	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Voting in the negative was: Representative
Litvack

Absent or not voting were: Representatives

Alexander	Buttars	Holdaway	Throckmorton
Ure			

Sub. H.B. 336, as amended, transmitted to the Senate for its consideration.

* * *

H.B. 352, REVISIONS TO GENERAL GOVERNMENT – TOBACCO AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 352 then passed on the following roll call:

Yeas, 66; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Beshear	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hogue
E. Hutchings	B. Johnson	Jones	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Tyler
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Alexander	Bennion	Bigelow	Hendrickson
Holdaway	King	Ray	Throckmorton
Ure			

H.B. 352 transmitted to the Senate for its consideration.

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H.B. 330, USE OF COUNTY GENERAL FUND EXPENSES, read the third time by short title and placed on its final passage.

On motion of Representative Hutchings, the bill was amended as follows:

1. Page 3, Line 64:

After “services” insert “needed to primarily serve those involved in the recreation activities”

H.B. 330, as amended, then passed on the following roll call:

Yeas, 68; Nays, 1; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hogue	E. Hutchings
B. Johnson	Jones	Litvack	Mascaro
McCartney	Morgan	Moss	Murray
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Tyler	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Voting in the negative was: Representative Newbold

Absent or not voting were: Representatives

Hendrickson	Holdaway	King	Lockhart
Throckmorton	Ure		

H.B. 330, as amended, transmitted to the Senate for its consideration.

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H.B. 343, ADMISSION POLICIES FOR HIGHER EDUCATION, read the third time by short title and placed on its final passage.

On motion of Representative Dayton, the House voted to circle **H.B. 343**.

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Sub. H.B. 117, RESTRUCTURING MEDICAID SPEND DOWN, read the third time by short title and placed on its final passage.

Sub. H.B. 117, as amended, then passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Curtis	Hendrickson	Hogue	Holdaway
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Sub. H.B. 117, as amended, transmitted to the Senate for its consideration.

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H.B. 317, LEGISLATIVE TASK FORCE AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 317, as amended, then passed on the following roll call:

Yeas, 41; Nays, 29; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Anderson	Arent	Barrus
Bigelow	Biskupski	Bourdeaux	Bowman

Buffmire	Bush	Buttars	D. Clark
D. Cox	Dayton	Donnelson	Ferry
Fife	Garn	Gowans	Hansen
Hatch	B. Johnson	Jones	King
McCartney	Moss	Murray	Pace
Parker	Peterson	Philpot	Ray
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Tyler	Urquhart	Young
M. Stephens			

Voting in the negative were: Representatives

Adair	S. Allen	Beck	Bennion
Beshear	Bradshaw	Bryson	S. Clark
Curtis	Daniels	Dillree	Duckworth
Ferrin	Goodfellow	Harper	Hogue
E. Hutchings	Litvack	Lockhart	Mascaro
Morgan	Newbold	Saunders	Swallow
Thompson	Throckmorton	Wallace	Way
Winn			

Absent or not voting were: Representatives

Alexander	Becker	Hendrickson	Holdaway
Ure			

H.B. 317, as amended, transmitted to the Senate for its consideration.

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H.B. 340, DIVISION OF WATER RIGHTS FUNDING AND NOTIFICATION AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 340 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton

Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hogue	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Becker	Bennion	Hendrickson	Holdaway
Ure			

H.B. 340 transmitted to the Senate for its consideration.

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H.B. 337, VETERANS SERVICE ORGANIZATIONS SPECIAL LICENSE PLATES, read the third time by short title and placed on its final passage.

On motion of Representative Mascaro, the bill was amended as follows:

1. Page 1, Lines 7–8:
Delete “, Veterans of Foreign Wars, and Disabled Veterans”
2. Page 3, Lines 75–76:
After “Guard,” insert “or” and delete “, Veterans of Foreign Wars, or Disabled American Veterans”

H.B. 337, as amended, then passed on the following roll call:

Yeas, 68; Nays, 3; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Daniels

Dayton	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Hatch	Hogue
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Voting in the negative were: Representatives

Dillree	Harper	Pace
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Absent or not voting were: Representatives

Curtis	Hendrickson	Holdaway	Ure
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H.B. 337, as amended, transmitted to the Senate for its consideration.

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Sub. H.B. 150, PUBLIC EDUCATION – ALTERNATIVE LANGUAGE PROGRAMS, read the third time by short title and placed on its final passage.

Sub. H.B. 150, as amended, then passed on the following roll call:

Yeas, 40; Nays, 31; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Adair	S. Allen	Anderson	Arent
Beck	Becker	Beshear	Biskupski
Bourdeaux	Bowman	Bradshaw	Buffmire
Daniels	Dillree	Duckworth	Fife
Garn	Goodfellow	Gowans	Hansen
Hatch	Hogue	E. Hutchings	B. Johnson
Jones	King	Litvack	McCartney
Morgan	Moss	Murray	Newbold
Pace	Ray	Shurtliff	Siddoway
Styler	Tyler	Young	M. Stephens

Voting in the negative were: Representatives

Aagard	Alexander	Barrus	Bennion
Bigelow	Bryson	Bush	Buttars

D. Clark	S. Clark	D. Cox	Dayton
Donnelson	Ferrin	Ferry	Harper
Lockhart	Mascaro	Parker	Peterson
Philpot	Saunders	Seitz	G. Snow
Swallow	Thompson	Throckmorton	Ure
Wallace	Way	Winn	

Absent or not voting were: Representatives

Curtis	Hendrickson	Holdaway	Urquhart
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Sub. H.B. 150, as amended, transmitted to the Senate for its consideration.

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Sub. H.B. 219, FIREARM FEE AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **Sub. H.B. 219**.

MISCELLANEOUS BUSINESS

On motion of Representative Hatch, under suspension of the rules, the House voted to lift **H.B. 271** from the Rules Committee and placed on the House Third Reading Calendar.

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On motion of Representative Ray, under suspension of the rules, the House voted to reconsider its action on **Sub. H.B. 139**.

RECONSIDERATION OF SUB. H.B. 139

Sub. H.B. 139, EMPLOYMENT SUPPORT PROVISIONS, was before the House upon its final passage.

On motion of Representative Litvack, the bill was amended as follows:

1. Page 2, Line 36:
After “(4)” insert “(a)”
2. Page 2, Line 40:
After line 40 insert: “(b) The costs associated with the number of times the subcommittee may meet is restricted by the Department of Workforce Services not exceeding the 15% administrative cost allowance under TANF rules.”

Sub. H.B. 139, as amended, then failed to pass on the following roll call:

Yeas, 37; Nays, 36; Absent or not voting, 2.

Voting in the affirmative were: Representatives

S. Allen	Anderson	Arent	Beck
Becker	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Buffmire
Daniels	Dillree	Duckworth	Ferry
Fife	Goodfellow	Gowans	Hansen
Hogue	E. Hutchings	Jones	King
Litvack	McCartney	Morgan	Moss
Parker	Ray	Seitz	Shurtliff
Siddoway	Thompson	Tyler	Winn
Young			

Voting in the negative were: Representatives

Aagard	Adair	Alexander	Barrus
Bennion	Bryson	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Dayton	Donnelson	Ferrin	Garn
Harper	Hatch	B. Johnson	Lockhart
Mascaro	Murray	Newbold	Pace
Peterson	Philpot	Saunders	G. Snow
Styler	Swallow	Throckmorton	Ure
Urquhart	Wallace	Way	M. Stephens

Absent or not voting were: Representatives

Hendrickson Holdaway

Sub. H.B. 139 was filed.

THIRD READING CALENDAR

H.B. 271, APPROPRIATION FOR SCHOOL DISTRICTS IMPACTED BY FEE WAIVERS, read the third time by short title and placed on its final passage.

H.B. 271 then passed on the following roll call:

Yeas, 50; Nays, 21; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Adair	S. Allen	Anderson	Arent
Barrus	Beck	Becker	Beshear

Bigelow	Biskupski	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
S. Clark	D. Cox	Daniels	Dillree
Duckworth	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hogue	E. Hutchings	B. Johnson	Jones
King	Litvack	McCartney	Morgan
Moss	Murray	Pace	Parker
Ray	Saunders	Seitz	Shurtliff
Siddoway	Styler	Swallow	Tyler
Young	M. Stephens		

Voting in the negative were: Representatives

Aagard	Alexander	Bennion	D. Clark
Curtis	Dayton	Donnelson	Ferrin
Ferry	Lockhart	Mascaro	Newbold
Peterson	Philpot	G. Snow	Thompson
Throckmorton	Urquhart	Wallace	Way
Winn			

Absent or not voting were: Representatives

Bourdeaux	Hendrickson	Holdaway	Ure
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H.B. 271 transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Philpot, the House voted to uncircle **Sub. H.B. 219**.

Sub. H.B. 219, FIREARM FEE AMENDMENTS, was before the House on its final passage.

On motion of Representative Philpot, the House voted to refer **Sub. H.B. 219** to the Rules Committee.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to refer the following House bills remaining on the House Third Reading Calendar to the Rules Committee: **H.R. 4**, **H.B. 227**, **Sub. H.B. 191**, **H.B. 222**, **H.B. 299**, and **H.B. 343**.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to adjourn until March 5, 2002, at 8:00 a.m.

FORTY-FOURTH DAY

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MORNING SESSION

The House was called to order by Speaker Stephens at 8:20 a.m.

Roll call showed all members present.

Pledge of Allegiance and prayer by Representative Stephen Clark.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: March 4, 2002

The Senate adopted the Joint Conference Committee Report dated March 4, 2002, and passed **H.B. 47**, REPEAL OF SUNSET DATES ON OFFICE OF COURT ADMINISTRATOR AND ALTERNATIVE DISPUTE RESOLUTION, by Representative G. Way, and it is transmitted for further consideration.

Annette B. Moore
Secretary of the Senate

Communication filed.

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Mr. Speaker: March 5, 2002

The Senate passed, as amended, **S.B. 170**, REAUTHORIZATION OF ADMINISTRATIVE RULES, by Senator H. Stephenson, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 183**, COSTS ASSESSED FOR WRONGFULLY ENJOINING A STATE PROJECT, by Senator T. Spencer, and it is transmitted for consideration; and

The Senate passed, as substituted, **2nd Sub. S.B. 169**, PROPERTY TAX MODIFICATIONS, by Senator C. Bramble, and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **S.B. 170**, **S.B. 183**, and **2nd Sub. S.B. 169**, read the first time by short title and referred to the Rules Committee.

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Mr. Speaker:

March 5, 2002

The President of the Senate has signed **H.B. 201**, PROPERTY TAX – JUDGMENT LEVY, by Representative W. Harper, and it is transmitted for the signature of the Speaker.

Annette B. Moore

Secretary of the Senate

Communication filed. **H.B. 201** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

CONCURRENCE CALENDAR

On motion of Representative Snow, the House voted to concur in the Senate amendments to **H.B. 133**, NATURAL GAS TECHNICIAN CERTIFICATION.

H.B. 133, as amended by the Senate, then passed on the following roll call:

Yeas, 56; Nays, 14; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Biskupski	Bowman
Bradshaw	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Daniels
Dillree	Donnelson	Duckworth	Ferry
Fife	Goodfellow	Gowans	Hansen
Hatch	Hendrickson	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Tyler
Urquhart	Wallace	Winn	Young

Voting in the negative were: Representatives

Bryson	Curtis	Dayton	Ferrin
Garn	Harper	Hogue	Lockhart
Peterson	Philpot	Thompson	Throckmorton
Ure	M. Stephens		

Absent or not voting were: Representatives

Alexander	Bigelow	Bourdeaux	Swallow
Way			

H.B. 133, as amended by the Senate, transmitted to the Senate for signature of the president.

INTRODUCTION OF BILL

CIGARETTE MARKETING AGREEMENT PROHIBITIONS

H.B. 354

David L. Hogue

THIS ACT MODIFIES THE UTAH ANTITRUST ACT. THE ACT PROHIBITS CERTAIN MARKETING PRACTICES BETWEEN TOBACCO PRODUCT MANUFACTURERS AND CIGARETTE RETAILERS. THE ACT IMPOSES THE PENALTIES OF THE UTAH ANTITRUST ACT ON MANUFACTURERS AND RETAILERS WHO VIOLATE THE MARKETING PROHIBITIONS AND PROVIDES PRIVATE RIGHT OF ACTION AND DAMAGES AGAINST RETAILERS AND MANUFACTURERS WHO ENTER INTO PROHIBITED MARKETING PRACTICES, read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

S.B. 51, NURSE PRACTICE ACT AMENDMENTS, read the third time by short title and placed on its final passage.

S.B. 51, as amended, then passed on the following roll call:

Yeas, 55; Nays, 15; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Adair	S. Allen	Anderson	Arent
Beck	Becker	Beshear	Biskupski
Bowman	Bradshaw	Bryson	Buffmire
D. Clark	S. Clark	D. Cox	Daniels
Dayton	Dillree	Duckworth	Ferry
Fife	Goodfellow	Gowans	Hansen
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Ray	Saunders

Seitz	Shurtliff	Siddoway	G. Snow
Styler	Thompson	Tyler	Urquhart
Wallace	Winn	Young	

Voting in the negative were: Representatives

Aagard	Barrus	Bennion	Bush
Buttars	Curtis	Donnelson	Ferrin
Garn	Harper	Peterson	Philpot
Swallow	Throckmorton	M. Stephens	

Absent or not voting were: Representatives

Alexander	Bigelow	Bourdeaux	Ure
Way			

S.B. 51, as amended, returned to the Senate for further consideration.

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2nd Sub. S.B. 132, EDUCATION ASSOCIATION LEAVE, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the bill was amended as follows:

- Page 2, Line 39:
After "indicate that a" insert "willful"

Representatives Hendrickson and Holdaway declared conflicts of interest because of employment.

2nd Sub. S.B. 132, as amended, then passed on the following roll call:

Yeas, 40; Nays, 31; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Barrus
Bennion	Bryson	Bush	Buttars
D. Clark	D. Cox	Curtis	Dayton
Dillree	Donnelson	Ferrin	Ferry
Garn	Harper	Hatch	B. Johnson
Lockhart	Mascaro	Murray	Newbold
Pace	Philpot	Ray	Saunders
Seitz	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Winn	M. Stephens

Voting in the negative were: Representatives

Anderson	Arent	Beck	Becker
Beshear	Biskupski	Bourdeaux	Bowman
Bradshaw	Buffmire	S. Clark	Daniels
Duckworth	Fife	Goodfellow	Gowans
Hansen	Hendrickson	Hogue	Holdaway
E. Hutchings	Jones	King	Litvack
McCartney	Morgan	Moss	Parker
Shurtliff	Siddoway	Young	

Absent or not voting were: Representatives

Alexander	Bigelow	Peterson	Way
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2nd Sub. S.B. 132, as amended, returned to the Senate for further consideration.

COMMUNICATION FROM THE SENATE

Mr. Speaker: March 5, 2002

The Senate transmits **S.B. 3, MINIMUM SCHOOL PROGRAM ACT AMENDMENTS**, by Senator H. Stephenson, for further consideration.

Annette B. Moore
Secretary of the Senate

Communication filed.

MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to reconsider its action on **S.B. 3**.

RECONSIDERATION OF S.B. 3

S.B. 3, MINIMUM SCHOOL PROGRAM ACT AMENDMENTS, was before the House upon its final passage.

On motion of Representative Dillree, the House voted to reconsider its action on the amendments placed by her in House Journal, Day 43, March 4, 2002. Representative Dillree moved to withdraw the amendments.

S.B. 3 then passed on the following roll call:

Yeas, 40; Nays, 30; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Adair	Barrus	Bennion	Bourdeaux
Bowman	Bradshaw	Bryson	Bush
D. Clark	S. Clark	Curtis	Dayton
Dillree	Donnelson	Ferry	Garn
Hatch	Hogue	Holdaway	B. Johnson
Lockhart	Mascaro	Murray	Newbold
Pace	Peterson	Philpot	Ray
Saunders	Seitz	Siddoway	G. Snow
Styler	Swallow	Throckmorton	Tyler
Ure	Urquhart	Wallace	M. Stephens

Voting in the negative were: Representatives

Agard	S. Allen	Anderson	Arent
Becker	Beshear	Biskupski	Buffmire
Buttars	D. Cox	Daniels	Duckworth
Ferrin	Fife	Goodfellow	Gowans
Hansen	Hendrickson	E. Hutchings	Jones
King	Litvack	McCartney	Morgan
Moss	Parker	Shurtliff	Thompson
Winn	Young		

Absent or not voting were: Representatives

Alexander	Beck	Bigelow	Harper
Way			

S.B. 3 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

THIRD READING CALENDAR

S.B. 176, UTAH REVISED NONPROFIT CORPORATION ACT AMENDMENTS, read the third time by short title and placed on its final passage.

S.B. 176 then passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Biskupski	Bourdeaux

Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander	Bigelow	Harper	Way
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S.B. 176 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

UNFINISHED BUSINESS

On motion of Representative Hatch, the House voted to uncircle **2nd Sub. S.B. 143**.

2nd Sub. S.B. 143, PRIVATE RECORDS AMENDMENTS UNDER GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT, was before the House on its final passage.

2nd Sub. S.B. 143 then passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton

Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander	Bigelow	Harper	Ure
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2nd Sub. S.B. 143 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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On motion of Representative Throckmorton, the House voted to uncircle **Sub. S.J.R. 11**.

Sub. S.J.R. 11, RESOLUTION SUPPORTING AMERICA'S DOMESTIC STEEL INDUSTRY, was before the House on its final passage.

Sub. S.J.R. 11 then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Bennion
Beshear	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson

Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Thompson
Throckmorton	Tyler	Urquhart	Wallace
Way	Winn	Young	

Absent or not voting were: Representatives

Alexander	Becker	Bigelow	Ray
Saunders	Swallow	Ure	M. Stephens

Sub. S.J.R. 11 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

THIRD READING CALENDAR

S.B. 178, PROTECTING THE UNBORN CHILD, read the third time by short title and placed on its final passage.

S.B. 178 then passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow

Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting was: Representative
Becker

S.B. 178 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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S.B. 195, SALES AND USE TAX AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Ferry, the House voted to circle **S.B. 195**.

JOINT CONFERENCE COMMITTEE REPORT

Mr. Speaker: March 4, 2002

The Joint Conference Committee comprised of Senators Gladwell, Spencer, and Davis and Representatives Way, Bryson, and Hendrickson, recommends **Sub. H.B. 47**, EXTENSION OF SUNSET DATES ON OFFICE OF COURT ADMINISTRATOR AND ALTERNATIVE DISPUTE RESOLUTION, by Representative Way, with the following amendments:

1. Page 1, Line 16 (Senate 2nd Reading Amendments 2/6/02):
At the beginning of the line delete "2004" and insert "2003"
2. Page 1, Line 20 (Senate 2nd Reading Amendments 2/6/02):
At the beginning of the line delete "2007" and insert "2003"

Senator Gladwell, Senate Chair
Representative Way, House Chair

Report filed. On motion of Representative Way, the House voted to adopt the Joint Conference Committee Report.

Sub. H.B. 47 passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck

Becker	Bennion	Beshear	Bigelow
Bourdeaux	Bowman	Bradshaw	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Swallow	Thompson	Throckmorton	Tyler
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Biskupski	Bryson	Holdaway	Styler
Ure			

Sub. H.B. 47 transmitted to the Senate for signature of the President.

MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to recess until 10:20 a.m.

Speaker Stephens called the House to order at 10:40 a.m.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: March 5, 2002

The Senate passed, as amended, **2nd Sub. H.B. 34**, TOURISM AMENDMENTS, by Representative S. Allen, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 125**, ENDANGERMENT OF CHILD OR ELDER PERSON WITH CONTROLLED SUBSTANCE OR PRECURSOR, by Representative T. Beck, and it is transmitted for further consideration; and

The Senate passed, as amended, **1st Sub. H.B. 236**, INDECENT PUBLIC DISPLAY AMENDMENTS, by Representative P. Wallace, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 171**, LOW-SPEED ELECTRIC VEHICLES ON CERTAIN HIGHWAYS, by Representative D. Bush, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 218**, OVER WEIGHT VEHICLE AMENDMENTS, by Representative T. Hatch, and it is transmitted for further consideration; and

The Senate passed, as amended, **2nd Sub. H.B. 238**, CIGARETTE AND TOBACCO TAX AMENDMENTS, by Representative C. Saunders, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 257**, PROOF OF AGE UNDER THE ALCOHOLIC BEVERAGE CODE, by Representative D. Bourdeaux, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.C.R. 2**, RESOLUTION SUPPORTING BUSINESSES, by Representative G. Curtis, and it is transmitted for further consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **2nd Sub. H.B. 34**, **H.B. 125**, **Sub. H.B. 236**, **H.B. 171**, **H.B. 218**, **2nd Sub. H.B. 238**, **H.B. 257**, and **H.C.R. 2**, placed on the calendar for concurrence.

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Mr. Speaker:

March 5, 2002

The Senate refuses to concur with the House Amendments to **S.B. 1**, APPROPRIATIONS ACT, by Senator L. Blackham, and requests the House recede from its amendments.

Annette B. Moore
Secretary of the Senate

Communication filed. On motion of Representative Bigelow, the House voted to refuse to recede from the House amendments and the Speaker was authorized to appoint a conference committee. The Speaker appointed Representatives Alexander, Bigelow, and King.

THIRD READING CALENDAR

S.C.R. 2, RESOLUTION URGING VEGETATION MANAGEMENT PRACTICES ON BLM GROUND, read the third time by short title and placed on its final passage.

S.C.R. 2 then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Alexander	Bigelow	Curtis	Daniels
Garn	King		

S.C.R. 2 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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S.B. 66, REVENUES FROM FEDERAL LAND EXCHANGE PARCELS, read the third time by short title and placed on its final passage.

On motion of Representative Hatch, the bill was amended as follows:

1. Page 2, Line 42:
Delete "3.6%" and insert "3.0%"
2. Page 2, Line 44:
Delete "1.4%" and insert "3.0%"

3. Page 3, Line 60:
Delete "4%" and insert "3%"

S.B. 66, as amended, then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Curtis	Daniels	Throckmorton
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S.B. 66, as amended, returned to the Senate for further consideration.

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Sub. S.B. 96, URANIUM MILL TAILINGS OVERSIGHT, read the third time by short title and placed on its final passage.

Sub. S.B. 96 then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker

Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Dayton	Donnelson
Duckworth	Ferrin	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander	Curtis	Daniels	Dillree
Ferry	Hatch	King	Urquhart

Sub. S.B. 96 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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S.B. 100, PHARMACIST LICENSING AMENDMENTS, read the third time by short title and placed on its final passage.

S.B. 100, as amended, then passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch

Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander	Becker	Wallace	Way
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S.B. 100, as amended, returned to the Senate for further consideration.

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Sub. S.B. 104, SALE OF MUNICIPAL POWER SYSTEMS, read the third time by short title and placed on its final passage.

Sub. S.B. 104 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
Jones	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Becker Ferry B. Johnson King
Throckmorton

Sub. S.B. 104 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

UNFINISHED BUSINESS

On motion of Representative Urquhart, the House voted to uncircle **S.B. 195**.

S.B. 195, SALES AND USE TAX AMENDMENTS, was before the House on its final passage.

On motion of Representative Garn, the House voted to circle **S.B. 195**.

THIRD READING CALENDAR

Sub. S.B. 106, DIVORCE – CHILDREN’S TESTIMONY LIMITED, read the third time by short title and placed on its final passage.

On motion of Representative Ure, the House voted to circle **Sub. S.B. 106**.

* * *

S.B. 81, EDUCATION OF PERSONS WITH A DISABILITY, read the third time by short title and placed on its final passage.

On motion of Representative Ure, the House voted to circle **S.B. 81**.

UNFINISHED BUSINESS

On motion of Representative Urquhart, the House voted to uncircle **S.B. 195**.

S.B. 195, SALES AND USE TAX AMENDMENTS, was before the House on its final passage.

On motion of Representative Urquhart, the bill was amended as follows:

1. Page 1, Line 7:
After “act” delete “creates an exemption from the requirement” and insert “provides” and after “town” insert “that has obtained voter approval to impose the sales and use tax is not required to”

2. Page 1, Line 8:

After “obtain” insert “additional” and after “to” delete “impose the tax” and insert “expand the uses of the sales and use tax”

S.B. 195, as amended, then passed on the following roll call:

Yeas, 53; Nays, 3; Absent or not voting, 19.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Arent
Barrus	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dillree
Duckworth	Ferrin	Fife	Garn
Hansen	Harper	Hogue	Holdaway
E. Hutchings	Jones	King	Litvack
Mascaro	McCartney	Morgan	Moss
Murray	Pace	Parker	Peterson
Ray	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Ure
Urquhart	Way	Winn	Young
M. Stephens			

Voting in the negative were: Representatives

Newbold	Philpot	Wallace
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Absent or not voting were: Representatives

Alexander	Anderson	Beck	Becker
Bennion	Bush	Dayton	Donnelson
Ferry	Goodfellow	Gowans	Hatch
Hendrickson	B. Johnson	Lockhart	Saunders
Seitz	Throckmorton	Tyler	

S.B. 195, as amended, returned to the Senate for further consideration.

THIRD READING CALENDAR

Sub. S.B. 111, DIVISION OF HOME IN A DIVORCE, read the third time by short title and placed on its final passage.

Sub. S.B. 111 then failed to pass on the following roll call:

Yeas, 17; Nays, 41; Absent or not voting, 17.

Voting in the affirmative were: Representatives

Aagard	S. Allen	Beshear	Bowman
Bradshaw	Bryson	Buffmire	D. Clark
S. Clark	Dillree	Ferrin	E. Hutchings
King	Parker	Peterson	Ray
Wallace			

Voting in the negative were: Representatives

Alexander	Arent	Barrus	Becker
Bigelow	Biskupski	Bourdeaux	Buttars
D. Cox	Curtis	Daniels	Duckworth
Fife	Garn	Hansen	Harper
Hogue	Holdaway	Jones	Litvack
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Philpot
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Ure
Urquhart	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Adair	Anderson	Beck	Bennion
Bush	Dayton	Donnelson	Ferry
Goodfellow	Gowans	Hatch	Hendrickson
B. Johnson	Lockhart	Saunders	Seitz
Tyler			

Sub. S.B. 111, returned to the Senate for filing.

UNFINISHED BUSINESS

On motion of Representative Buffmire, the House voted to uncircle **S.B. 81**.

S.B. 81, EDUCATION OF PERSONS WITH A DISABILITY, was before the House on its final passage.

On motion of Representative Buffmire, the House voted to delete **S.B. 81** in title and body and insert **Sub. S.B. 81** in lieu thereof.

Sub. S.B. 81 then passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck

Becker	Bennion	Beshear	Bigelow
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Biskupski B. Johnson

Sub. S.B. 81, as amended, returned to the Senate for further consideration.

* * *

On motion of Representative Bennion, the House voted to uncircle **Sub. S.B. 106**.

Sub. S.B. 106, DIVORCE – CHILDREN’S TESTIMONY LIMITED, was before the House on its final passage.

Sub. S.B. 106 then passed on the following roll call:

Yeas, 63; Nays, 7; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Bourdeaux
Bowman	Buffmire	Bush	Buttars
D. Cox	Curtis	Daniels	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans

Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Seitz	Shurtliff
Siddoway	G. Snow	Swallow	Thompson
Tyler	Ure	Wallace	Way
Winn	Young	M. Stephens	

Voting in the negative were: Representatives

Alexander	D. Clark	S. Clark	Dayton
Saunders	Throckmorton	Urquhart	

Absent or not voting were: Representatives

Biskupski	Bradshaw	Bryson	Lockhart
Styler			

Sub. S.B. 106 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

COMMUNICATION FROM THE SENATE

Mr. Speaker: March 5, 2002

The President of the Senate has appointed a Conference Committee consisting of Senators Blackham, Knudson, and R. Allen to meet with a like committee from the House of Representatives to consider or amend **S.B. 1**, APPROPRIATIONS ACT, by Senator L. Blackham.

Annette B. Moore
Secretary of the Senate

Communication filed.

RULES COMMITTEE REPORT

Mr. Speaker: March 5, 2002

The Rules Committee recommends that, under suspension of the rules, the following bills be considered read for the second time and placed on the Third Reading Calendar.

1st Sub. H.B. 283	Antiterrorism Amendments (P. Ray)
H.B. 310	Mobility Assistance Fund (E. Hutchings)

H.B. 334 County and Municipal Campaign Finance Amendments
(T. Beck)

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORT

Mr. Speaker: March 5, 2002

The Rules Committee recommends that, under suspension of the rules, the following bills be considered read for the second time and placed on the Third Reading Calendar for Senate bills.

- S.B. 30** Funding Formula for Alcohol Related Activities of Local Governments (M. Waddoups)
- S.B. 170** Reauthorization of Administrative Rules (H. Stephenson)
- S.B. 200** Statutory Revisions for State Funding Adjustments (L. Blackham)
- S.B. 173** Motor Vehicle Registration for Fleets (D. Eastman)
- 2nd Sub. S.B. 17** DCFS Management Information System Amendments (D. C. Buttars)
- 2nd Sub. S.B. 138** Charter Schools Amendments (H. Stephenson)
- S.B. 125** Organ Donor Leave for State Employees (K. Hale)
- S.B. 151** Vehicle History Information (D. Eastman)
- 1st Sub. S.B. 191** Law Enforcement Revolving Account (P. Knudson)
- S.B. 183** Costs Assessed for Wrongfully Enjoining a State Project (T. Spencer)
- S.B. 162** Department of Human Resource Management – Report of Funded Vacant Positions (L. Blackham)
- S.B. 128** Open and Public Meetings Revisions (G. Davis)
- S.B. 144** Sales and Use Tax – Definition of Regularly Rented (M. Waddoups)
- S.B. 156** School Emergency Response Plans for Sports Injuries (J. Valentine)
- 1st Sub. S.B. 154** Use of Rainy Day Funds (P. Hellewell)

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

MISCELLANEOUS BUSINESS

On motion of Representative Hatch, the House voted to reconsider its action on **S.B. 66**.

RECONSIDERATION OF S.B. 66

S.B. 66, REVENUES FROM FEDERAL LAND EXCHANGE PARCELS, was before the House upon its final passage.

On motion of Representative Hatch, the bill was amended as follows:

1. Page 2, Line 39:
Delete "40%" and insert "39.5%"
2. Page 2, Line 40:
Delete "5%" and insert "4.5%"

S.B. 66, as amended, then passed on the following roll call:

Yeas, 64; Nays, 0; Absent or not voting, 11.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beshear
Bigelow	Bourdeaux	Bowman	Bradshaw
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Swallow	Thompson	Tyler	Urquhart
Wallace	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Beck	Becker	Bennion	Biskupski
Bryson	Buffmire	Daniels	Styler
Throckmorton	Ure	Way	

S.B. 66, as amended, returned to the Senate for further consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess until 2:00 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Stephens at 2:00 p.m.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: March 5, 2002

The Senate passed, **H.B. 31**, LICENSE PLATE REQUIREMENTS, by Representative B. King, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 133**, NATURAL GAS TECHNICIAN CERTIFICATION, by Representative G. Snow, and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 167**, POWERSPORT VEHICLE FRANCHISE ACT, by Representative G. Curtis, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 339**, DIVISION OF SERVICES FOR PEOPLE WITH DISABILITIES, by Representative R. Lockhart, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.J.R. 4**, RESOLUTION ENCOURAGING CULTURAL COMPETENCY IN THE DELIVERY OF HEALTH CARE, by Representative J. Buffmire, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.C.R. 5**, RESOLUTION RECOGNIZING MILITARY, PRESIDENT, AND CONGRESS' ROLE IN WAR ON TERRORISM, by Representative J. Swallow, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.C.R. 7**, RESOLUTION APPROVING LANDFILL FOR CONSTRUCTION AND DEMOLITION DEBRIS, by Representative T. Hatch, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 181**, ALLOCATION OF STATE HOSPITAL BEDS, by Representative J. Seitz, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 206**, NEW CENTURY SCHOLARSHIP PROGRAM AMENDMENTS, by Representative A. Bradshaw, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 281**, REGULATION OF PERSONAL MOTORIZED MOBILITY DEVICES, by Representative G. Curtis, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 303**, EXPUNGEMENT OF DRIVING UNDER THE INFLUENCE CONVICTIONS, by Representative A. L. Tyler, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 284**, ELECTION LAW AMENDMENTS – DISABLED VOTERS, by Representative R. Siddoway, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.J.R. 17**, RESOLUTION CLOSING COURT FACILITY, by Representative C. Bennion, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 131**, REPORTING OF DATA TO THE AUTOMATED GEOGRAPHIC REFERENCE CENTER, by Representative L. Pace, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 127**, COUNTY BALLOT QUESTIONS, by Representative C. Buttars, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 266**, HEARING INSTRUMENT SPECIALIST AMENDMENTS, by Representative A. Bradshaw, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 207**, LICENSES FOR EDUCATORS, by Representative S. Allen, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **3rd Sub. S.B. 164**, SECURE FACILITIES AMENDMENTS, by Senator D. Gladwell, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 136**, STATE VEGETABLE, by Senator B. Wright, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 130**, YOUTH COURT AMENDMENTS, by Senator D. Gladwell, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **2nd Sub. S.B. 82**, COUNTY PERSONNEL MANAGEMENT ACT AMENDMENTS, by Senator B. Evans, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **2nd Sub. S.B. 48**, PUBLIC AGENCY INSURANCE MUTUAL AMENDMENTS, by Senator J. Hickman, and it is transmitted for the signature of the Speaker; and

The Senate has rejected **H.B. 76**, PROCESS FOR CREATION OF NEW SCHOOL DISTRICTS, by Representative D. Cox, and it is transmitted for filing; and

The Senate passed, as substituted, **1st Sub. S.B. 142**, HIGHER EDUCATION BUDGET AUTHORITY, by Senator Hillyard, and it is transmitted for consideration.

Annette B. Moore

Secretary of the Senate

Communications filed. **H.B. 31, H.B. 133, H.B. 167, Sub. H.B. 339, H.J.R. 4, H.C.R. 5, H.C.R. 7, H.B. 181, H.B. 206, H.B. 281, H.B. 303, H.B. 284, H.J.R. 17, H.B. 131, H.B. 127, H.B. 266, and H.B. 207** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor and Lt. Governor.

Communications filed. **3rd Sub. S.B. 164, S.B. 136, S.B. 130, 2nd Sub. S.B. 82, and 2nd Sub. S.B. 48** were signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

Communication filed. **H.B. 76**, was filed.

Communication filed. **Sub. S.B. 142**, read the first time by short title and referred to the Rules Committee.

CONCURRENCE CALENDAR

On motion of Representative Allen, the House voted to concur in the Senate amendments to **2nd Sub. H.B. 34**, TOURISM AMENDMENTS.

2nd Sub. H.B. 34, as amended by the Senate, then passed on the following roll call:

Yeas, 60; Nays, 4; Absent or not voting, 11.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Bennion
Beshear	Bigelow	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Dayton
Dillree	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Ray	Saunders	Shurtliff	Siddoway
G. Snow	Swallow	Ure	Urquhart
Wallace	Winn	Young	M. Stephens

Voting in the negative were: Representatives

Becker	Donnelson	Philpot	Thompson
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Absent or not voting were: Representatives

Alexander	Biskupski	Bourdeaux	Bowman
Daniels	Hendrickson	Seitz	Styler
Throckmorton	Tyler	Way	

2nd Sub. H.B. 34, as amended by the Senate, transmitted to the Senate for signature of the president.

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On motion of Representative Beck, the House voted to concur in the Senate amendments to **H.B. 125**, ENDANGERMENT OF CHILD OR ELDER PERSON WITH CONTROLLED SUBSTANCE OR PRECURSOR.

H.B. 125, as amended by the Senate, then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw

Bryson	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hogue	Holdaway	E. Hutchings
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Tyler
Ure	Urquhart	Wallace	Way
Young	M. Stephens		

Absent or not voting were: Representatives

Buffmire	Hendrickson	B. Johnson	Throckmorton
Winn			

H.B. 125, as amended by the Senate, transmitted to the Senate for signature of the president.

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On motion of Representative Wallace, the House voted to concur in the Senate amendments to **Sub. H.B. 236**, INDECENT PUBLIC DISPLAY AMENDMENTS.

Sub. H.B. 236, as amended by the Senate, then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Bennion	Beshear	Bigelow	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Goodfellow	Gowans
Hansen	Harper	Hatch	Hogue

Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Tyler	Ure
Urquhart	Wallace	Way	Young
M. Stephens			

Absent or not voting were: Representatives

Becker	Biskupski	Garn	Hendrickson
Throckmorton	Winn		

Sub. H.B. 236, as amended by the Senate, transmitted to the Senate for signature of the president.

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On motion of Representative Bush, the House voted to concur in the Senate amendments to **H.B. 171, LOW-SPEED ELECTRIC VEHICLES ON CERTAIN HIGHWAYS**.

H.B. 171, as amended by the Senate, then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Goodfellow	Gowans
Hansen	Harper	Hatch	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler

Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Young	M. Stephens		

Absent or not voting were: Representatives

Alexander	Biskupski	Garn	Hendrickson
Winn			

H.B. 171, as amended by the Senate, transmitted to the Senate for signature of the president.

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On motion of Representative Hatch, the House voted to concur in the Senate amendments to **H.B. 218**, OVER WEIGHT VEHICLE AMENDMENTS.

H.B. 218, as amended by the Senate, then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander	Bigelow	Biskupski	D. Cox
Jones	King	Styler	Winn

H.B. 218, as amended by the Senate, transmitted to the Senate for signature of the president.

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On motion of Representative Curtis, the House voted to concur in the Senate amendments to **H.C.R. 2**, RESOLUTION SUPPORTING BUSINESSES.

H.C.R. 2, as amended by the Senate, then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Urquhart	Wallace	Way	Young
M. Stephens			

Absent or not voting were: Representatives

Alexander	Bigelow	Biskupski	King
Ure	Winn		

H.C.R. 2, as amended by the Senate, transmitted to the Senate for signature of the president.

* * *

On motion of Representative Bourdeaux, the House voted to concur in the Senate amendments to **H.B. 257**, PROOF OF AGE UNDER THE ALCOHOLIC BEVERAGE CODE.

H.B. 257, as amended by the Senate, then passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander	Bigelow	King	Ure
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H.B. 257, as amended by the Senate, transmitted to the Senate for signature of the president.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

THIRD READING CALENDAR

Sub. H.B. 283, ANTITERRORISM AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Buttars, the House voted to circle **Sub. H.B. 283**.

* * *

H.B. 310, MOBILITY ASSISTANCE FUND, read the third time by short title and placed on its final passage.

On motion of Representative Hutchings, the House voted to delete **H.B. 310** in title and body and insert **Sub. H.B. 310** in lieu thereof.

On motion of Representative Hutchings, the bill was amended as follows:

1. Page 1, Line 10:
After line 10 insert
“The act provides a coordination clause.”

2. Page 5, Line 131:
After line 131 insert
“Section 5. Coordination clause.
If this bill and H.B. 264, Funds Consolidation, Budget Procedures and Fund Reclassification Amendments, both pass, it is the intent of the Legislature that the Office of Legislative Research and General Counsel, in preparing the Utah Code database for publication, shall amend Section 62A-3-110 by inserting, after “created a”, the word “restricted” in Subsection(1)(a).”

Sub. H.B. 310, as amended, then passed on the following roll call:

Yeas, 64; Nays, 0; Absent or not voting, 11.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bradshaw	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Goodfellow	Gowans
Hansen	Harper	Hendrickson	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Murray	Newbold	Parker
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Tyler	Ure	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Bowman	Bryson	Garn	Hatch
Hogue	Moss	Pace	Peterson
Thompson	Throckmorton	Urquhart	

Sub. H.B. 310, as amended, transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to lift **Sub. S.B. 118, Sub. S.B. 119, Sub. S.B. 122, and S.B. 144** from the Senate Third Reading Calendar and referred them back to the Rules Committee.

THIRD READING CALENDAR

H.B. 334, COUNTY AND MUNICIPAL CAMPAIGN FINANCE AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 334, as amended, then passed on the following roll call:

Yeas, 73; Nays, 1; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Voting in the negative was: Representative Philpot

Absent or not voting was: Representative Throckmorton

H.B. 334, as amended, transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Ray, the House voted to uncircle **Sub. H.B. 283**.

Sub. H.B. 283, ANTITERRORISM AMENDMENTS, was before the House on its final passage.

On motion of Representative Ray, the bill was amended as follows:

1. Page 4, Line 115a (House Committee Amendments 2–28–2002):
After “expenses” insert “and losses”
2. Page 8, Line 227 (House Committee Amendments 2–28–2002):
After Line 227 insert:
“(3) In addition to any other penalty authorized by law, a court shall order any person convicted of any violation of this section to reimburse any federal, state, or local unit of government, or any private business, organization, individual, or entity for all expenses and losses incurred in responding to the violation, unless the court states on the record the reasons why the reimbursement would be inappropriate.”
3. Page 9, Line 273:
After Line 273 insert:
“(5) In addition to any other penalty authorized by law, a court shall order any person convicted of any violation of this section to reimburse any federal, state, or local unit of government, or any private business, organization, individual, or entity for all expenses and losses incurred in responding to a violation of Subsection (2)(b)(ii), unless the court states on the record the reasons why the reimbursement would be inappropriate.”
4. Page 11, Line 305 (House Committee Amendments 2–28–02):
After “government” insert “, or any private business, organization, individual, or entity”
5. Page 11, Line 305 (House Committee Amendments 2–28–02):
’After “expenses” insert “and losses”
6. Page 12, Line 337:
After “government” insert “, or any private business, organization, individual, or entity”

7. Page 12, Line 338:
After "expenses" insert "and losses"
8. Page 12, Line 345:
After "Subsection" insert "(1)"
9. Page 17, Line 495:
After "government" insert ", or any private business, organization, individual, or entity"
10. Page 17, Line 496:
After "expenses" insert "and losses"

Sub. H.B. 283, as amended, then passed on the following roll call:

Yeas, 69; Nays, 1; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Tyler
Ure	Wallace	Way	Winn
Young			

Voting in the negative was: Representative

Litvack

Absent or not voting were: Representatives

Becker	Curtis	Throckmorton	Urquhart
M. Stephens			

Sub. H.B. 283, as amended, transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Ure, the House voted to move to the Senate Third Reading Calendar.

THIRD READING CALENDAR

Sub. S.B. 117, TRUST AMENDMENTS, read the third time by short title and placed on its final passage.

Sub. S.B. 117, as amended, then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Goodfellow	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Ure	Urquhart	Wallace
Way	Winn	Young	

Absent or not voting were: Representatives

Becker	Curtis	Garn	Gowans
Litvack	Throckmorton	Tyler	M. Stephens

Sub. S.B. 117, as amended, returned to the Senate for further consideration.

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S.B. 167, SCHOOL COMMUNITY COUNCILS, read the third time by short title and placed on its final passage.

On motion of Representative Bigelow, the House voted to circle **S.B. 167**.

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S.B. 152, ELECTRIC ENERGY EFFICIENCY AND CONSERVATION TARIFF, read the third time by short title and placed on its final passage.

On motion of Representative Hatch, the House voted to circle **S.B. 152**.

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S.B. 157, LOCAL SCHOOL BOARD EMPLOYER POWERS, read the third time by short title and placed on its final passage.

On motion of Representative Ure, the House voted to circle **S.B. 157**.

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Sub. S.J.R. 4, JOINT RESOLUTION ON CHANGES TO COUNTY BOUNDARIES, read the third time by short title and placed on its final passage.

Sub. S.J.R. 4 then passed on the following roll call:

Yeas, 63; Nays, 0; Absent or not voting, 12.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Bennion	Beshear	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Hansen	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Ure	Urquhart
Wallace	Winn	Young	

Absent or not voting were: Representatives

Becker	Bigelow	Curtis	Daniels
Gowans	Harper	Litvack	Thompson
Throckmorton	Tyler	Way	M. Stephens

Sub. S.J.R. 4 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess until 4:10 p.m.

Speaker Stephens called the House to order at 4:10 p.m.

CONCURRENCE CALENDAR

On motion of Representative Saunders, the House voted to concur in the Senate amendments to **2nd Sub. H.B. 238, CIGARETTE AND TOBACCO TAX AMENDMENTS.**

2nd Sub. H.B. 238, as amended by the Senate, then passed on the following roll call:

Yeas, 40; Nays, 28; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Adair	Alexander	S. Allen	Arent
Beck	Becker	Biskupski	Bourdeaux
Bowman	Bradshaw	Buffmire	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dillree	Ferry	Hansen	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	McCartney	Morgan
Moss	Parker	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Throckmorton	Wallace	M. Stephens

Voting in the negative were: Representatives

Aagard	Anderson	Barrus	Bennion
Beshear	Bigelow	Bryson	Bush
Buttars	Dayton	Donnelson	Duckworth
Ferrin	Fife	Gowans	Hatch
Hendrickson	Lockhart	Mascaro	Murray
Newbold	Pace	Peterson	Philpot
Swallow	Ure	Urquhart	Winn

Absent or not voting were: Representatives

Garn	Goodfellow	Harper	Thompson
Tyler	Way	Young	

2nd Sub. H.B. 238, as amended by the Senate, transmitted to the Senate for signature of the president.

CONFERENCE COMMITTEE REPORT

Mr. Speaker: March 5, 2002

The Joint Conference Committee comprised of Senators Blackham, Knudson, and R. Allen, and Representatives Alexander, Bigelow, and King, recommends **S.B. 1**, APPROPRIATIONS ACT, by Sen. Blackham, with the following amendments:

1. Delete all the House amendments on the lilac copies dated March 4, 2002, on Pages 42, 43, 45, and 45a.
2. Include all the Senate amendments on the goldenrod copies dated March 4, 2002, on Pages 22 and 98.

Senator Leonard Blackham,
Senate Chair
Representative Jeff Alexander,
House Chair

Report filed. On motion of Representative Alexander, the House voted to adopt the Joint Conference Committee Report.

S.B. 1 then passed on the following roll call:

Yeas, 45; Nays, 27; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Barrus	Bennion	Bigelow	Bowman
Bradshaw	Bryson	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Dayton	Dillree	Donnelson	Ferrin
Ferry	Harper	Hogue	B. Johnson
Lockhart	Murray	Newbold	Pace
Parker	Peterson	Ray	Saunders
Seitz	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Ure
Urquhart	Wallace	Way	Winn
M. Stephens			

Voting in the negative were: Representatives

Anderson	Arent	Beck	Becker
Beshear	Biskupski	Bourdeaux	Buffmire

Daniels	Duckworth	Fife	Goodfellow
Gowans	Hansen	Hendrickson	Holdaway
E. Hutchings	Jones	King	Litvack
Mascaro	McCartney	Morgan	Moss
Philpot	Shurtliff	Young	

Absent or not voting were: Representatives

Garn	Hatch	Tyler
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S.B. 1 returned to the Senate for further consideration.

UNFINISHED BUSINESS

On motion of Representative Ure, the House voted to uncircle **S.B. 157**.

S.B. 157, LOCAL SCHOOL BOARD EMPLOYER POWERS, was before the House on its final passage.

Representatives Cox and Hendrickson declared conflicts of interest because of employment.

S.B. 157 then failed to pass on the following roll call:

Yeas, 32; Nays, 42; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Aagard	Alexander	Bennion	Bourdeaux
Bryson	Bush	Buttars	D. Clark
S. Clark	Dayton	Donnelson	Ferrin
Ferry	Garn	Hatch	B. Johnson
Lockhart	Mascaro	Newbold	Pace
Parker	Peterson	Seitz	G. Snow
Swallow	Thompson	Throckmorton	Ure
Urquhart	Wallace	Way	M. Stephens

Voting in the negative were: Representatives

Adair	S. Allen	Anderson	Arent
Barrus	Beck	Becker	Beshear
Bigelow	Biskupski	Bowman	Bradshaw
Buffmire	D. Cox	Curtis	Daniels
Dillree	Duckworth	Fife	Goodfellow
Gowans	Hansen	Hendrickson	Hogue
Holdaway	E. Hutchings	Jones	King
Litvack	McCartney	Morgan	Moss

Murray	Philpot	Ray	Saunders
Shurtliff	Siddoway	Styler	Tyler
Winn	Young		

Absent or not voting was: Representative
Harper

S.B. 157, returned to the Senate for filing.

THIRD READING CALENDAR

S.J.R. 10, RESOLUTION AMENDING REVENUE AND TAXATION PROVISIONS OF UTAH CONSTITUTION, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **S.J.R. 10**.

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S.B. 33, ACCESS TO HEALTH CARE AND COVERAGE TASK FORCE, read the third time by short title and placed on its final passage.

On motion of Representative Lockhart, the House voted to circle **S.B. 33**.

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S.B. 77, TASK FORCE ON INVOLUNTARY COMMITMENT OF THE MENTALLY ILL, read the third time by short title and placed on its final passage.

On motion of Representative Bradshaw, the House voted to circle **S.B. 77**.

MISCELLANEOUS BUSINESS

On motion of Representative Bigelow, the House voted to refer **S.B. 30** and **2nd Sub. S.B. 17** to the Rules Committee.

THIRD READING CALENDAR

S.B. 170, REAUTHORIZATION OF ADMINISTRATIVE RULES, read the third time by short title and placed on its final passage.

S.B. 170 then passed on the following roll call:

Yeas, 68; Nays, 3; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bowman	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Throckmorton	Tyler	Ure
Urquhart	Wallace	Winn	Young

Voting in the negative were: Representatives

Bradshaw	Goodfellow	Thompson
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Absent or not voting were: Representatives

Bourdeaux	Dayton	Way	M. Stephens
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S.B. 170 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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S.B. 200, STATUTORY REVISIONS FOR STATE FUNDING ADJUSTMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Alexander, the House voted to circle **S.B. 200**.

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S.B. 173, MOTOR VEHICLE REGISTRATION FOR FLEETS, read the third time by short title and placed on its final passage.

S.B. 173 then passed on the following roll call:

Yeas, 66; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Aagard	Adair	Anderson	Arent
Barrus	Beck	Becker	Bennion
Beshear	Bigelow	Biskupski	Bowman
Bryson	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Tyler
Ure	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Alexander	S. Allen	Bourdeaux	Bradshaw
Buffimire	Hatch	Saunders	Throckmorton
Urquhart			

S.B. 173 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to adjourn until March 6, 2002, at 8:30 a.m.

FORTY–FIFTH DAY

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MORNING SESSION

The House was called to order by Speaker Stephens at 8:30 a.m.

Roll call showed all members present.

Prayer by Elder Lance Wickman, Church of Jesus Christ of Latter–day Saints.

The House participated in a special flag ceremony with Old Glory, a flag that has recently returned from deployment with the 101st Airborne Division in Kandahar, Afghanistan, and has been flown in historical places all around the world. Pledge was led by Elder Wickman.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: March 5, 2002

The Senate passed, as amended, **H.B. 276**, ASSESSMENT ON TITLE INSURERS AND TITLE INSURANCE AGENCIES, by Representative T. Hatch, and it is transmitted for further consideration; and

The Senate substituted and passed, **Senate 1st Sub. H.B. 116**, LOCAL GOVERNMENT OFFICIALS AMENDMENTS, by Representative M. Thompson, and it is transmitted for further consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **H.B. 276** and **Sub. H.B. 116**, placed on the calendar for concurrence.

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Mr. Speaker: March 5, 2002

The Senate adopted the Joint Conference Committee Report dated March 5, 2002, and passed **S.B. 1**, APPROPRIATIONS ACT, by Senator L. Blackham, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 66**, REVENUES FROM FEDERAL LAND EXCHANGE PARCELS, by Senator M. Dmitrich, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 51**, NURSE PRACTICE ACT AMENDMENTS, by Senator P. Julander, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **1st Sub. S.B. 81**, EDUCATION OF PERSONS WITH A DISABILITY, by Senator E. Mayne, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 100**, PHARMACIST LICENSING AMENDMENTS, by Senator P. Knudson, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **1st Sub. S.B. 117**, TRUST AMENDMENTS, by Senator J. Valentine, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **2nd Sub. S.B. 132**, EDUCATION ASSOCIATION LEAVE, by Senator B. Wright, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 195**, SALES AND USE TAX AMENDMENTS, by Senator J. Hickman, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 47**, EXTENSION OF SUNSET DATES ON OFFICE OF COURT ADMINISTRATOR AND ALTERNATIVE DISPUTE RESOLUTION, by Representative G. Way, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **2nd Sub. H.B. 34**, TOURISM AMENDMENTS, by Representative S. Allen, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 171**, LOW-SPEED ELECTRIC VEHICLES ON CERTAIN HIGHWAYS, by Representative D. Bush, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 125**, ENDANGERMENT OF CHILD OR ELDER PERSON WITH CONTROLLED SUBSTANCE OR PRECURSOR, by Representative T. Beck, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 218**, OVER WEIGHT VEHICLE AMENDMENTS, by Representative T. Hatch, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 236**, INDECENT PUBLIC DISPLAY AMENDMENTS, by Representative P. Wallace, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 257**, PROOF OF AGE UNDER THE ALCOHOLIC BEVERAGE CODE, by Representative D. Bourdeaux, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.C.R. 2**, RESOLUTION SUPPORTING BUSINESSES, by Representative G. Curtis, and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **S.B. 1, S.B. 66, S.B. 51, Sub. S.B. 81, S.B. 100, Sub. S.B. 117, 2nd Sub. S.B. 132, and S.B. 195** were signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

Communications filed. **Sub. H.B. 47, 2nd Sub. H.B. 34, H.B. 171, H.B. 125, H.B. 218, Sub. H.B. 236, H.B. 257, and H.C.R. 2** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

THIRD READING CALENDAR

2nd Sub. S.B. 138, CHARTER SCHOOLS AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **2nd Sub. S.B. 138**.

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S.B. 125, ORGAN DONOR LEAVE FOR STATE EMPLOYEES, read the third time by short title and placed on its final passage.

S.B. 125 then passed on the following roll call:

Yeas, 45; Nays, 25; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Adair	S. Allen	Anderson	Arent
Beck	Becker	Beshear	Biskupski

Bourdeaux	Bowman	Bradshaw	Buffmire
D. Clark	Daniels	Dillree	Duckworth
Fife	Garn	Goodfellow	Gowans
Hansen	Hendrickson	Hogue	Holdaway
E. Hutchings	Jones	King	Litvack
McCartney	Morgan	Moss	Murray
Pace	Parker	Peterson	Ray
Seitz	Shurtliff	Siddoway	Styler
Thompson	Tyler	Wallace	Winn
Young			

Voting in the negative were: Representatives

Aagard	Alexander	Barrus	Bennion
Bryson	Bush	Buttars	S. Clark
D. Cox	Dayton	Donnelson	Ferrin
Ferry	Harper	B. Johnson	Lockhart
Mascaro	Newbold	Philpot	Saunders
G. Snow	Swallow	Throckmorton	Urquhart
Way			

Absent or not voting were: Representatives

Bigelow	Curtis	Hatch	Ure
M. Stephens			

S.B. 125 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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S.B. 151, VEHICLE HISTORY INFORMATION , read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to circle **S.B. 151**.

* * *

Sub. S.B. 191, LAW ENFORCEMENT REVOLVING ACCOUNT, read the third time by short title and placed on its final passage.

On motion of Representative Ferry, the House voted to circle **Sub. S.B. 191**.

* * *

S.B. 183, COSTS ASSESSED FOR WRONGFULLY ENJOINING A STATE PROJECT, read the third time by short title and placed on its final passage.

On motion of Representative Garn, the House voted to delete **S.B. 183** in title and body and insert **Sub. S.B. 183** in lieu thereof.

On motion of Representative Garn, the bill was amended as follows:

1. Page 1, Line 14:
Delete “municipal, county, or”
2. Page 1, Line 16:
Delete “municipal, county.”
3. Page 1, Line 17:
At the beginning of the line, delete “or”

* * *

On motion of Representative Garn, the House voted to lift debate time restrictions.

* * *

Sub. S.B. 183, as amended, then passed on the following roll call:

Yeas, 52; Nays, 18; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Barrus	Beck	Bennion
Bigelow	Bowman	Bush	Buttars
D. Clark	S. Clark	D. Cox	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Garn	Gowans	Harper
Hatch	Hogue	Holdaway	E. Hutchings
B. Johnson	Lockhart	Mascaro	Morgan
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Siddoway	G. Snow	Styler
Throckmorton	Tyler	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Voting in the negative were: Representatives

Arent	Becker	Beshear	Biskupski
Bourdeaux	Bradshaw	Buffmire	Daniels
Fife	Goodfellow	Hansen	Hendrickson
Jones	King	Litvack	McCartney
Moss	Shurtliff		

Absent or not voting were: Representatives

Bryson Curtis Swallow Thompson
Ure

Sub. S.B. 183, as amended, returned to the Senate for further consideration.

UNFINISHED BUSINESS

On motion of Representative Ferry, the House voted to uncircle **Sub. S.B. 191**.

Sub. S.B. 191, LAW ENFORCEMENT REVOLVING ACCOUNT, was before the House on its final passage.

On motion of Representative Ferry, the bill was amended as follows:

1. Page 2, Line 49:

After Line 49 insert:

“Section 3. Coordination Clause.

If this bill and H.B. 264, Funds Consolidation, Budget Procedures, and Fund Reclassification Amendments, both pass, it is the intent of the Legislature that the amendments to Section 76–10–922 in this bill supersede the amendments to Section 76–10–922 in H.B. 264.”

Sub. S.B. 191, as amended, then passed on the following roll call:

Yeas, 65; Nays, 0; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	Anderson
Arent	Barrus	Beck	Bennion
Beshear	Bigelow	Bourdeaux	Bowman
Bradshaw	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Goodfellow	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Seitz
Shurtliff	Siddoway	G. Snow	Styler

Swallow	Thompson	Throckmorton	Tyler
Urquhart	Wallace	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

S. Allen	Becker	Biskupski	Bryson
Garn	Gowans	Hansen	Saunders
Ure	Way		

Sub. S.B. 191, as amended, returned to the Senate for further consideration.

THIRD READING CALENDAR

S.B. 162, DEPARTMENT OF HUMAN RESOURCE MANAGEMENT – REPORT OF FUNDED VACANT POSITIONS, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **S.B. 162**.

* * *

S.B. 128, OPEN AND PUBLIC MEETINGS REVISIONS, read the third time by short title and placed on its final passage.

S.B. 128 then passed on the following roll call:

Yeas, 63; Nays, 0; Absent or not voting, 12.

Voting in the affirmative were: Representatives

Agard	Adair	Anderson	Arent
Barrus	Beck	Bennion	Beshear
Bigelow	Bowman	Bradshaw	Buffmire
Bush	Buttars	D. Clark	S. Clark
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Urquhart	Wallace
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander	S. Allen	Becker	Biskupski
Bourdeaux	Bryson	D. Cox	Ferrin
Holdaway	Saunders	Ure	Way

S.B. 128 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

UNFINISHED BUSINESS

On motion of Representative Bigelow, the House voted to uncircle **S.B. 167**.

S.B. 167, SCHOOL COMMUNITY COUNCILS, was before the House on its final passage.

On motion of Representative Bigelow, the House voted to delete **S.B. 167** in title and body and insert **Sub. S.B. 167** in lieu thereof.

On motion of Representative Bigelow, the House voted to circle **Sub. S.B. 167**.

* * *

On motion of Representative Hatch, the House voted to uncircle **S.B. 152**.

S.B. 152, ELECTRIC ENERGY EFFICIENCY AND CONSERVATION TARIFF, was before the House on its final passage.

* * *

On motion of Representative Curtis, the House voted not to limit debate, but follow the House rule of 15 minutes per speaker.

* * *

S.B. 152 then passed on the following roll call:

Yeas, 63; Nays, 1; Absent or not voting, 11.

Voting in the affirmative were: Representatives

Aagard	Adair	Anderson	Arent
Barrus	Beck	Beshear	Bowman
Bradshaw	Buffmire	Bush	Buttars
D. Clark	S. Clark	Curtis	Daniels

Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Voting in the negative was: Representative Philpot

Absent or not voting were: Representatives

Alexander	S. Allen	Becker	Bennion
Bigelow	Biskupski	Bourdeaux	Bryson
D. Cox	Tyler	Ure	

S.B. 152 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

* * *

On motion of Representative Curtis, the House voted to recess for 10 minutes.

The House was called to order by Speaker Stephens at 11:00 a.m.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: March 6, 2002

The Senate substituted and passed, **Senate 1st Sub. H.B. 275**, STATE BOARD OF EDUCATION BUDGET AUTHORITY, by Representative M. Dillree, and it is transmitted for further consideration; and

The Senate passed, as amended, **1st Sub. H.B. 44**, TRUST DEEDS AMENDMENTS, by Representative D. Clark, and it is transmitted for further consideration; and

The Senate passed, as amended, **2nd Sub. H.B. 263**, MOBILE HOME PARK RESIDENCY ACT AMENDMENTS, by Representative W. Harper, and it is transmitted for further consideration; and

The Senate passed, as amended, **1st Sub. H.B. 136**, JUDICIAL CONDUCT COMMISSION AMENDMENTS, by Representative K. Bryson, and it is transmitted for further consideration; and

The Senate passed, as amended, **2nd Sub. H.B. 137**, LIMITED PURPOSE LOCAL GOVERNMENT AGENCIES AMENDMENTS, by Representative D. Peterson, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 143**, RESTRICTIONS ON SEXUALLY EXPLICIT EMAIL, by Representative B. Winn, and it is transmitted for further consideration; and

The Senate substituted and passed, **Senate 1st Sub. H.B. 274**, SUPPLEMENTAL MINIMUM SCHOOL PROGRAM ACT AMENDMENTS, by Representative M. Dillree, and it is transmitted for further consideration; and

The Senate passed, **2nd Sub. H.B. 154**, EXPANSION OF DNA DATABASE, by Representative G. Way, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 155**, PROPERTY TAXES – FARMLAND ASSESSMENT ACT, by Representative T. Hatch, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 252**, GENERAL OBLIGATION BONDS FOR ENGINEERING BUILDINGS, by Representative G. Adair, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 128**, CONTROLLED SUBSTANCES ACT AMENDMENTS, by Representative E. Anderson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 166**, PUBLIC REVIEW OF MUNICIPAL APPROPRIATIONS AND RESOURCES, by Representative R. Barrus, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **2nd Sub. H.B. 238**, CIGARETTE AND TOBACCO TAX AMENDMENTS, by Representative C. Saunders, and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 290**, AFFIDAVIT OF IMPECUNIOSITY AMENDMENTS, by Representative J. Swallow, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.C.R. 10**, RESOLUTION RECOGNIZING UTAH SHAKESPEAREAN FESTIVAL DISTINGUISHED SERVICE AWARD, by Representative D. Bowman, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 111**, STATE RESPONSIBILITY FOR REGULATION OF POSTSECONDARY PROPRIETARY SCHOOLS, by Representative A. Bradshaw, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 162**, USE OF BEAR RIVER BIRD REFUGE SETTLEMENT MONIES, by Representative B. Ferry, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 351**, ELECTION PROCESS AMENDMENTS, by Representative G. Curtis, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **2nd Sub. H.J.R. 27**, RESOLUTION AUTHORIZING BEAR RIVER MIGRATORY BIRD REFUGE SETTLEMENT, by Representative B. Ferry, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **Sub. H.B. 275**, **Sub. H.B. 44**, **2nd Sub. H.B. 263**, **Sub. H.B. 136**, **2nd Sub. H.B. 137**, and **H.B. 143**, and **Sub. H.B. 274**, placed on the calendar for concurrence.

Communications filed. **2nd Sub. H.B. 154**, **H.B. 155**, **Sub. H.B. 252**, **H.B. 128**, **H.B. 166**, **2nd Sub. H.B. 238**, **H.B. 290**, **H.C.R. 10**, **H.B. 111**, **Sub. H.B. 162**, **H.B. 351**, and **2nd Sub. H.J.R. 27** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor and Lt. Governor.

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Mr. Speaker:

March 6, 2002

The Senate passed, as amended, **1st Sub. H.B. 279**, PROFESSIONAL EMPLOYER ORGANIZATION LICENSING ACT AMENDMENTS, by Representative G. Curtis, and it is transmitted for further consideration; and

The Senate passed, as amended, **1st Sub. H.B. 132**, SALE OF STATE LANDS AT DEVELOPMENTAL CENTER, by Representative M. Dayton, and it is transmitted for further consideration; and

The Senate passed, as amended, **1st Sub. H.B. 4**, MOTORBOATING AND BOATING UNDER THE INFLUENCE PROVISIONS, by Representative L. Pace, and it is transmitted for further consideration; and

The Senate substituted and passed, **Senate 3rd Sub. H.B. 296**, 2002 SPECIAL HIGHWAY GENERAL OBLIGATION BONDS, by Representative W. Harper, and it is transmitted for further consideration; and

The Senate passed, as amended, **1st Sub. H.B. 305**, PROPERTY TAX AMENDMENTS, by Representative W. Harper, and it is transmitted for further consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **Sub. H.B. 279**, **Sub. H.B. 132**, **Sub. H.B. 4**, **3rd Sub. H.B. 296**, and **Sub. H.B. 305**, placed on the calendar for concurrence.

UNFINISHED BUSINESS

On motion of Representative Bradshaw, the House voted to uncircle **S.B. 77**.

S.B. 77, TASK FORCE ON INVOLUNTARY COMMITMENT OF THE MENTALLY ILL, was before the House on its final passage.

S.B. 77 then passed on the following roll call:

Yeas, 61; Nays, 11; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
Daniels	Dillree	Donnelson	Duckworth
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	E. Hutchings	B. Johnson
Jones	King	Litvack	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Thompson	Tyler
Urquhart	Wallace	Winn	Young
M. Stephens			

Voting in the negative were: Representatives

Bennion	D. Cox	Dayton	Ferrin
Lockhart	Philpot	Ray	Swallow
Throckmorton	Ure	Way	

Absent or not voting were: Representatives

Alexander	Curtis	Holdaway
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S.B. 77 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

THIRD READING CALENDAR

S.B. 156, SCHOOL EMERGENCY RESPONSE PLANS FOR SPORTS INJURIES, read the third time by short title and placed on its final passage.

On motion of Representative Gowans, the House voted to circle **S.B. 156**.

RULES COMMITTEE REPORT

Mr. Speaker: March 6, 2002

The Rules Committee recommends that, under suspension of the rules, the following bills be considered read for the second time and placed on the Third Reading Calendar for Senate bills.

- 2nd Sub. S.B. 17** DCFS Management Information System Amendments (D. C. Buttars)
- S.B. 30** Funding Formula for Alcohol Related Activities of Local Governments (M. Waddoups)
- 1st Sub. S.B. 142** Higher Education Budget Authority (L. Hillyard)
- S.B. 144** Sales and Use Tax – Definition of Regularly Rented (M. Waddoups)
- S.B. 74** Criminal Action – Defense to Civil Action for Damages (P. Hellewell)
- S.B. 181** Higher Education Technology Amendments (L. Hillyard)
- S.B. 171** Uniform Arbitration Act (L. Hillyard)
- 2nd Sub. S.B. 169** Property Tax Modifications (C. Bramble)
- 2nd Sub. S.B. 65** County Law Revisions (D. Gladwell)
- 1st Sub. S.B. 119** Workers’ Compensation Insurance Related Amendments (L. S. Poulton)

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

THIRD READING CALENDAR

Sub. S.B. 154, USE OF RAINY DAY FUNDS, read the third time by short title and placed on its final passage.

On motion of Representative Way, the House voted to delete **Sub. S.B. 154** in title and body and insert **2nd Sub. S.B. 154** in lieu thereof.

2nd Sub. S.B. 154, as amended, then passed on the following roll call:

Yeas, 57; Nays, 13; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Barrus	Beck	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bush	Buttars
D. Clark	S. Clark	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Hansen
Harper	Hatch	Hogue	E. Hutchings
B. Johnson	Jones	Lockhart	Mascaro
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Seitz
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
M. Stephens			

Voting in the negative were: Representatives

Arent	Becker	Buffmire	D. Cox
Goodfellow	Gowans	Hendrickson	King
Litvack	McCartney	Moss	Shurtliff
Young			

Absent or not voting were: Representatives

Bryson	Curtis	Holdaway	Morgan
Saunders			

2nd Sub. S.B. 154, as amended, returned to the Senate for further consideration.

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2nd Sub. S.B. 17, DCFS MANAGEMENT INFORMATION SYSTEM AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Lockhart, the House voted to circle **2nd Sub. S.B. 17.**

* * *

S.B. 30, FUNDING FORMULA FOR ALCOHOL RELATED ACTIVITIES OF LOCAL GOVERNMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Alexander, the House voted to circle **S.B. 30.**

UNFINISHED BUSINESS

On motion of Representative Lockhart, the House voted to uncircle **S.B. 33.**

S.B. 33, ACCESS TO HEALTH CARE AND COVERAGE TASK FORCE, was before the House on its final passage.

On motion of Representative Garn, the House voted to circle **S.B. 33.**

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to move **Sub. S.B. 119** to the top of the Senate Third Reading Calendar.

COMMUNICATION FROM THE SENATE

Mr. Speaker:

March 6, 2002

The Senate passed **S.J.R. 16, RESOLUTION RECOGNIZING PUBLIC SAFETY WORKERS FOR OLYMPICS,** by Senator L. A. Mansell, and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communication filed. **S.J.R. 16,** read the first time by short title. On motion of Representative Garn, under suspension of the rules, the House voted to consider **S.J.R. 16** read the second time by short title and placed at the top of the Senate Third Reading Calendar.

THIRD READING CALENDAR

S.J.R. 16, RESOLUTION RECOGNIZING PUBLIC SAFETY WORKERS FOR OLYMPICS, read the third time by short title and placed on its final passage.

COMMITTEE OF THE WHOLE

On motion of Representative Garn, the House resolved itself into a Committee of the Whole, with the Speaker as Chairman, for the purpose of hearing from Robert L. Flowers, Commissioner of Public Safety, State of Utah.

On motion of Representative Garn, the Committee of the Whole was dissolved.

S.J.R. 16 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Hatch
Hendrickson	Hogue	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Tyler
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Bryson	Harper	Holdaway	Throckmorton
Ure			

S.J.R. 16 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess until 2:00 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Stephens at 2:00 p.m.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: March 6, 2002

The Senate passed **S.B. 2**, FUNDING FOR HIGHWAYS, by Senator J. Hickman, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 147**, RESTRICTION OF FUNDING ON STATE ENTITY WHOSE POLICY, RULE, OR ACTION IS CONTRARY TO LAW, by Senator M. Waddoups, and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **S.B. 2** and **Sub. S.B. 147**, read the first time by short title and referred to the Rules Committee.

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Mr. Speaker: March 6, 2002

The Senate substituted and passed, **Senate 2nd Sub. H.B. 39**, STATUTE OF LIMITATIONS AMENDMENTS, by Representative K. Bryson, and it is transmitted for further consideration.

Annette B. Moore
Secretary of the Senate

Communication filed. **2nd Sub. H.B. 39**, placed on the calendar for concurrence.

* * *

Mr. Speaker: March 6, 2002

The Senate passed, **1st Sub. H.B. 173**, AMENDMENTS TO SETTLEMENT AGREEMENTS REQUIREMENTS, by Representative M. Dayton, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **Sub. H.B. 173** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

CONCURRENCE CALENDAR

On motion of Representative Hatch, the House voted to concur in the Senate amendments to **H.B. 276**, ASSESSMENT ON TITLE INSURERS AND TITLE INSURANCE AGENCIES.

H.B. 276, as amended by the Senate, then passed on the following roll call:

Yeas, 66; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Arent
Barrus	Beck	Bennion	Beshear
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Donnelson
Duckworth	Ferrin	Ferry	Fife
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Tyler
Ure	Urquhart	Wallace	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Alexander	Anderson	Becker	Dillree
Garn	Holdaway	Philpot	Throckmorton
Way			

H.B. 276, as amended by the Senate, transmitted to the Senate for signature of the president.

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On motion of Representative Thompson, the House voted to refuse to concur with the Senate amendments to **Sub. H.B. 116** and to request the Senate to recede from its amendments.

* * *

On motion of Representative D. Clark, the House voted to concur in the Senate amendments to **Sub. H.B. 44**, TRUST DEEDS AMENDMENTS.

Sub. H.B. 44, as amended by the Senate, then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Arent
Barrus	Beck	Becker	Bennion
Beshear	Bigelow	Biskupski	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Alexander	Anderson	Bourdeaux	Dillree
Holdaway	Ure		

Sub. H.B. 44, as amended by the Senate, transmitted to the Senate for signature of the president.

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On motion of Representative Bryson, the House voted to concur in the Senate amendments to **Sub. H.B. 136**, JUDICIAL CONDUCT COMMISSION AMENDMENTS.

Sub. H.B. 136, as amended by the Senate, then passed on the following roll call:

Yeas, 42; Nays, 21; Absent or not voting, 12.

Voting in the affirmative were: Representatives

Aagard	S. Allen	Barrus	Bennion
Bigelow	Bowman	Bryson	Bush

Buttars	D. Clark	D. Cox	Curtis
Dayton	Donnelson	Ferrin	Ferry
Gowans	Harper	Hatch	Hendrickson
Hogue	B. Johnson	Lockhart	Mascaro
Murray	Newbold	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Siddoway	G. Snow	Swallow	Throckmorton
Tyler	Urquhart	Wallace	Way
Winn	M. Stephens		

Voting in the negative were: Representatives

Arent	Beck	Becker	Beshear
Biskupski	Bradshaw	Buffmire	Daniels
Duckworth	Fife	Hansen	E. Hutchings
Jones	King	Litvack	McCartney
Morgan	Moss	Pace	Shurtliff
Young			

Absent or not voting were: Representatives

Adair	Alexander	Anderson	Bourdeaux
S. Clark	Dillree	Garn	Goodfellow
Holdaway	Styler	Thompson	Ure

Sub. H.B. 136, as amended by the Senate, transmitted to the Senate for signature of the president.

* * *

On motion of Representative Peterson, the House voted to concur in the Senate amendments to **2nd Sub. H.B. 137**, LIMITED PURPOSE LOCAL GOVERNMENT.

2nd Sub. H.B. 137, as amended by the Senate, then passed on the following roll call:

Yeas, 52; Nays, 16; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Barrus	Bennion	Bigelow
Bowman	Bradshaw	Bryson	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Dayton	Donnelson	Duckworth

Ferrin	Ferry	Garn	Gowans
Harper	Hatch	Hendrickson	Hogue
B. Johnson	Jones	King	Lockhart
Mascaro	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Siddoway	G. Snow
Styler	Swallow	Throckmorton	Urquhart
Wallace	Way	Winn	M. Stephens

Voting in the negative were: Representatives

Arent	Beck	Becker	Beshear
Biskupski	Buffmire	Daniels	Fife
Hansen	E. Hutchings	Litvack	McCartney
Morgan	Moss	Shurtliff	Young

Absent or not voting were: Representatives

Bourdeaux	Dillree	Goodfellow	Holdaway
Thompson	Tyler	Ure	

2nd Sub. H.B. 137, as amended by the Senate, transmitted to the Senate for signature of the president.

* * *

On motion of Representative Winn, the House voted to concur in the Senate amendments to **H.B. 143**, RESTRICTIONS ON SEXUALLY EXPLICIT EMAIL.

H.B. 143, as amended by the Senate, then passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	E. Hutchings	B. Johnson

Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Tyler	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Bourdeaux	Dillree	Holdaway	Thompson
Throckmorton	Ure	Urquhart	

H.B. 143, as amended by the Senate, transmitted to the Senate for signature of the president.

* * *

On motion of Representative Harper, the House voted to concur in the Senate amendments to **2nd Sub. H.B. 263**, MOBILE HOME PARK RESIDENCY ACT AMENDMENTS.

2nd Sub. H.B. 263, as amended by the Senate, then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway

G. Snow	Styler	Swallow	Ure
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Bourdeaux	Holdaway	Thompson	Throckmorton
Tyler	Urquhart		

2nd Sub. H.B. 263, as amended by the Senate, transmitted to the Senate for signature of the president.

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On motion of Representative Harper, the House voted to concur in the Senate amendments to **Sub. H.B. 305**, PROPERTY TAX AMENDMENTS.

Sub. H.B. 305, as amended by the Senate, then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	S. Allen	Anderson	Arent
Beck	Becker	Bennion	Beshear
Bigelow	Biskupski	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Tyler	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Adair	Alexander	Barrus	Bourdeaux
Holdaway	Throckmorton	Ure	Urquhart

Sub. H.B. 305, as amended by the Senate, transmitted to the Senate for signature of the president.

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On motion of Representative Harper, the House voted to concur in the Senate amendments to **3rd Sub. H.B. 296**, 2002 SPECIAL HIGHWAY GENERAL OBLIGATION.

3rd Sub. H.B. 296, as amended by the Senate, then passed on the following roll call:

Yeas, 61; Nays, 9; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	S. Allen	Anderson	Arent
Beck	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young			

Voting in the negative were: Representatives

Barrus	Becker	Bush	Donnelson
Mascaro	Philpot	Ray	Thompson
M. Stephens			

Absent or not voting were: Representatives

Adair	Alexander	Duckworth	Holdaway
Throckmorton			

3rd Sub. H.B. 296, as amended by the Senate, transmitted to the Senate for signature of the president.

* * *

On motion of Representative Dillree, the House voted to concur in the Senate amendments to **Sub. H.B. 275**, STATE BOARD OF EDUCATION BUDGET AUTHORITY.

Sub. H.B. 275, as amended by the Senate, then passed on the following roll call:

Yeas, 70; Nays, 1; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Tyler
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Voting in the negative was: Representative King

Absent or not voting were: Representatives

Beshear	Thompson	Throckmorton	Ure
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Sub. H.B. 275, as amended by the Senate, transmitted to the Senate for signature of the president.

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On motion of Representative Dillree, the House voted to concur in the Senate amendments to **Sub. H.B. 274**, SUPPLEMENTAL MINIMUM SCHOOL PROGRAM ACT AMENDMENTS.

Sub. H.B. 274, as amended by the Senate, then passed on the following roll call:

Yeas, 54; Nays, 18; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Barrus	Bennion	Bigelow
Bowman	Bradshaw	Bryson	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Dayton	Dillree	Donnelson
Ferrin	Ferry	Fife	Garn
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	B. Johnson
Lockhart	Mascaro	Murray	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Ure	Urquhart	Wallace	Way
Winn	M. Stephens		

Voting in the negative were: Representatives

Arent	Beck	Becker	Biskupski
Bourdeaux	Buffmire	Daniels	Duckworth
Goodfellow	E. Hutchings	Jones	King
Litvack	McCartney	Morgan	Moss
Shurtliff	Young		

Absent or not voting were: Representatives

Beshear	Newbold	Tyler
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Sub. H.B. 274, as amended by the Senate, transmitted to the Senate for signature of the president.

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On motion of Representative Pace, the House voted to concur in the Senate amendments to **Sub. H.B. 4**, MOTORBOATING AND BOATING UNDER THE INFLUENCE PROVISIONS.

Sub. H.B. 4, as amended by the Senate, then passed on the following roll call:

Yeas, 56; Nays, 19; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Ferry	Fife
Hatch	Hendrickson	Hogue	Holdaway
Jones	King	Litvack	McCartney
Moss	Murray	Newbold	Pace
Parker	Peterson	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Tyler	Ure	Urquhart
Wallace	Winn	Young	M. Stephens

Voting in the negative were: Representatives

Biskupski	Donnelson	Duckworth	Ferrin
Garn	Goodfellow	Gowans	Hansen
Harper	E. Hutchings	B. Johnson	Lockhart
Mascaro	Morgan	Philpot	Swallow
Thompson	Throckmorton	Way	

Sub. H.B. 4, as amended by the Senate, transmitted to the Senate for signature of the president.

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On motion of Representative Curtis, the House voted to concur in the Senate amendments to **Sub. H.B. 279**, PROFESSIONAL EMPLOYER ORGANIZATION LICENSING ACT AMENDMENTS.

Sub. H.B. 279, as amended by the Senate, then passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark

S. Clark	D. Cox	Curtis	Daniels
Dayton	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Bourdeaux	Dillree	Litvack	Tyler
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Sub. H.B. 279, as amended by the Senate, transmitted to the Senate for signature of the president.

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On motion of Representative Dayton, the House voted to concur in the Senate amendments to **Sub. H.B. 132**, SALE OF STATE LANDS AT DEVELOPMENTAL CENTER.

Sub. H.B. 132, as amended by the Senate, then passed on the following roll call:

Yeas, 69; Nays, 3; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Bennion	Bigelow	Biskupski	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	B. Johnson	Jones	King
Lockhart	Mascaro	McCartney	Morgan

Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Voting in the negative were: Representatives

Becker	Beshear	Litvack
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Absent or not voting were: Representatives

Bourdeaux	Dillree	E. Hutchings
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Sub. H.B. 132, as amended by the Senate, transmitted to the Senate for signature of the president.

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On motion of Representative Bryson, the House voted to concur in the Senate amendments to **2nd Sub. H.B. 39**, STATUTE OF LIMITATIONS AMENDMENTS.

2nd Sub. H.B. 39, as amended by the Senate, then passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot

Ray	Saunders	Seitz	Shurtliff
Siddoway	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives
Garn G. Snow

2nd Sub. H.B. 39, as amended by the Senate, transmitted to the Senate for signature of the president.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: March 6, 2002

The Senate passed, as amended, **2nd Sub. H.B. 105**, HEALTH INSURANCE MANDATES PROGRAM, by Representative R. Lockhart, and it is transmitted for further consideration; and

The Senate passed, as amended, **4th Sub. H.B. 123**, MEDICAL RECOMMENDATIONS FOR CHILDREN, by Representative K. Bryson, and it is transmitted for further consideration; and

The Senate concurred in the House amendments and passed **1st Sub. S.B. 183**, COSTS ASSESSED FOR WRONGFULLY ENJOINING A STATE PROJECT, by Senator T. Spencer, and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **2nd Sub. H.B. 105** and **4th Sub. H.B. 123**, placed on the calendar for concurrence.

Communication filed. **Sub. S.B. 183** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

UNFINISHED BUSINESS

On motion of Representative Dayton, the House voted to uncircle **2nd Sub. S.B. 138**.

2nd Sub. S.B. 138, CHARTER SCHOOLS AMENDMENTS, was before the House on its final passage.

2nd Sub. S.B. 138 then passed on the following roll call:

Yeas, 46; Nays, 19; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Barrus	Beck	Bennion	Bowman
Bradshaw	Bryson	Bush	D. Clark
S. Clark	Dayton	Dillree	Donnelson
Ferrin	Ferry	Fife	Garn
Harper	Hogue	Holdaway	B. Johnson
Jones	Lockhart	Mascaro	Morgan
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Siddoway	G. Snow	Swallow
Thompson	Throckmorton	Tyler	Urquhart
Wallace	Winn		

Voting in the negative were: Representatives

Anderson	Arent	Beshear	Biskupski
Bourdeaux	Buffmire	D. Cox	Duckworth
Goodfellow	Gowans	Hansen	Hendrickson
King	Litvack	McCartney	Moss
Shurtliff	Styler	Young	

Absent or not voting were: Representatives

Becker	Bigelow	Buttars	Curtis
Daniels	Hatch	E. Hutchings	Ure
Way	M. Stephens		

2nd Sub. S.B. 138 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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On motion of Representative Tyler, the House voted to uncircle **S.B. 30**.

S.B. 30, FUNDING FORMULA FOR ALCOHOL RELATED ACTIVITIES OF LOCAL GOVERNMENTS, was before the House on its final passage.

S.B. 30 then passed on the following roll call:

Yeas, 63; Nays, 0; Absent or not voting, 12.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Bennion	Beshear	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Siddoway	G. Snow
Styler	Swallow	Thompson	Tyler
Urquhart	Winn	Young	

Absent or not voting were: Representatives

Becker	Bigelow	Dillree	Donnelson
E. Hutchings	Seitz	Shurtliff	Throckmorton
Ure	Wallace	Way	M. Stephens

S.B. 30 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

THIRD READING CALENDAR

Sub. S.B. 142, HIGHER EDUCATION BUDGET AUTHORITY, read the third time by short title and placed on its final passage.

Sub. S.B. 142 then passed on the following roll call:

Yeas, 66; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Bennion	Beshear	Bigelow	Biskupski
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton

Dillree	Donnelson	Ferrin	Ferry
Fife	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Tyler	Urquhart	Wallace	Way
Winn	Young		

Absent or not voting were: Representatives

Becker	Bourdeaux	Duckworth	Garn
E. Hutchings	Seitz	Throckmorton	Ure
M. Stephens			

Sub. S.B. 142 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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Sub. S.B. 119, WORKERS' COMPENSATION INSURANCE RELATED AMENDMENTS, read the third time by short title and placed on its final passage.

Representative Adair declared two conflicts of interest. The first is that he has been on the Workers' Compensation Board for ten years and the second is that he uses this fund in his business. Representative D. Clark and Ferry declared conflicts of interest because their businesses use this fund. Representative Urquhart declared a conflict of interest because he does some work with this fund.

Sub. S.B. 119, as amended, then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	D. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree

Donnelson	Ferrin	Ferry	Fife
Garn	Goodfellow	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Tyler	Ure	Urquhart	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Becker	Buttars	S. Clark	Duckworth
Gowans	E. Hutchings	Throckmorton	Wallace

Sub. S.B. 119, as amended, returned to the Senate for further consideration.

On motion of Representative Adair, the House voted to print the following intent language upon the pages of the House Journal.

INTENT LANGUAGE FOR SUB. S.B. 119

It is the intent of the Legislature that by passing **1st Substitute S.B. 119, WORKERS' COMPENSATION INSURANCE RELATED AMENDMENTS**, the Legislature does not diminish or otherwise alter any claim that the state may have to the equity of the Workers' Compensation Fund. The right to make such claims could arise if the Workers' Compensation Fund were to be privatized and may include a claim for brand equity reimbursement. Although the Workers' Compensation Fund does not agree that such claims exist, the Workers' Compensation Fund and its Board of Directors do not believe that **1st Substitute S.B. 119** affects any claim or the right to make a claim that the state may have to the equity of the Workers' Compensation Fund.

UNFINISHED BUSINESS

On motion of Representative Curtis, the House voted to uncircle **S.B. 124**.

S.B. 124, TIMELY PAYMENTS OF INSURANCE CLAIMS, was before the House on its final passage.

S.B. 124 then passed on the following roll call:

Yeas, 66; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Ferrin	Ferry
Fife	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Tyler	Urquhart	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Beshear	Bush	Duckworth	Garn
E. Hutchings	Saunders	Throckmorton	Ure
Wallace			

S.B. 124 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to recess until 4:00 p.m.

The House was called to order by Speaker Stephens at 4:10 p.m.

THIRD READING CALENDAR

S.B. 144, SALES AND USE TAX – DEFINITION OF REGULARLY RENTED, read the third time by short title and placed on its final passage.

S.B. 144 then passed on the following roll call:

Yeas, 49; Nays, 16; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	Anderson
Barrus	Bennion	Bigelow	Bowman

Bryson	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Dayton
Donnelson	Duckworth	Ferry	Gowans
Harper	Hendrickson	Hogue	B. Johnson
Jones	Lockhart	McCartney	Morgan
Moss	Murray	Pace	Parker
Peterson	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Way	Winn
M. Stephens			

Voting in the negative were: Representatives

Arent	Beck	Becker	Beshear
Biskupski	Bradshaw	Daniels	Dillree
Ferrin	Fife	Garn	Hansen
King	Litvack	Mascaro	Philpot

Absent or not voting were: Representatives

S. Allen	Bourdeaux	Buffmire	Goodfellow
Hatch	Holdaway	E. Hutchings	Newbold
Wallace	Young		

S.B. 144 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

UNFINISHED BUSINESS

On motion of Representative Bigelow, the House voted to uncircle **Sub. S.B. 167**.

Sub. S.B. 167, SCHOOL COMMUNITY COUNCILS, was before the House on its final passage.

On motion of Representative Morgan, the bill was amended as follows:

1. Page 6, Line 174:
Delete “(A)”
2. Page 6, Lines 177 and 179:
Delete lines 177, 178, and 179.

Representative Ray declared a conflict of interest because he is the chair of a community council.

Sub. S.B. 167, as amended, then passed on the following roll call:

Yeas, 43; Nays, 26; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Barrus	Bennion	Bigelow	Bowman
Bryson	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Dayton
Dillree	Donnelson	Ferrin	Harper
Hatch	Hendrickson	Hogue	Holdaway
B. Johnson	Jones	Lockhart	Mascaro
Morgan	Murray	Newbold	Peterson
Ray	Seitz	G. Snow	Styler
Swallow	Thompson	Ure	Urquhart
Way	Winn	M. Stephens	

Voting in the negative were: Representatives

Anderson	Beck	Becker	Beshear
Biskupski	Bourdeaux	Bradshaw	Buffmire
Daniels	Duckworth	Ferry	Fife
Goodfellow	Gowans	Hansen	E. Hutchings
King	Litvack	McCartney	Moss
Pace	Parker	Saunders	Shurtliff
Siddoway	Young		

Absent or not voting were: Representatives

Arent	Garn	Philpot	Throckmorton
Tyler	Wallace		

Sub. S.B. 167, as amended, returned to the Senate for further consideration.

UNFINISHED BUSINESS

On motion of Representative Lockhart, the House voted to uncircle **S.B. 33**.

S.B. 33, ACCESS TO HEALTH CARE AND COVERAGE, was before the House on its final passage.

S.B. 33 then passed on the following roll call:

Yeas, 51; Nays, 20; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Adair	S. Allen	Anderson	Arent
Beck	Becker	Beshear	Bigelow

Biskupski	Bourdeaux	Bowman	Bradshaw
Buffmire	Buttars	D. Clark	S. Clark
D. Cox	Daniels	Dayton	Dillree
Duckworth	Ferry	Fife	Goodfellow
Gowans	Hansen	Hendrickson	Hogue
Holdaway	E. Hutchings	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Tyler	Winn	Young	

Voting in the negative were: Representatives

Aagard	Alexander	Barrus	Bennion
Bush	Curtis	Donnelson	Ferrin
Garn	Harper	Hatch	B. Johnson
Peterson	Philpot	Swallow	Throckmorton
Ure	Urquhart	Way	M. Stephens

Absent or not voting were: Representatives

Bryson	Ray	Thompson	Wallace
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S.B. 33 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker:

March 6, 2002

The Senate refuses to recede from its amendments to **1st Sub. H.B. 116, LOCAL GOVERNMENT OFFICIALS AMENDMENTS**, by Representative M. Thompson, and has appointed a Conference Committee consisting of Senators Spencer, Buttars, and M. Peterson to meet with a like committee from the House on this bill.

Annette B. Moore
Secretary of the Senate

Communication filed. On motion of Representative Thompson, the Speaker was authorized to appoint a Conference Committee. The Speaker appointed Representatives Thompson, Ure, and Hutchings.

* * *

Mr. Speaker: March 6, 2002

The Senate passed **S.B. 201**, ANNEXATIONS IN COUNTIES OF THE FIRST CLASS, by Senator L. S. Poulton, and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communication filed. **S.B. 201**, read the first time by short title and referred to the Rules Committee.

* * *

Mr. Speaker: March 6, 2002

The Senate substituted and passed, **Senate 1st Sub. H.B. 172**, VEHICLE SAFETY INSPECTION AMENDMENTS, by Representative W. Harper, and it is transmitted for further consideration.

Annette B. Moore
Secretary of the Senate

Communication filed. **Sub. H.B. 172**, placed on the calendar for concurrence.

* * *

Mr. Speaker: March 6, 2002

The Senate concurred in the House amendments and passed **2nd Sub. S.B. 154**, DEBT SERVICE AND RAINY DAY FUND AMENDMENTS, by Senator P. Hellewell, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **1st Sub. S.B. 191**, LAW ENFORCEMENT REVOLVING ACCOUNT, by Senator P. Knudson, and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **2nd Sub. S.B. 154** and **Sub. S.B. 191** were signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

* * *

Mr. Speaker: March 6, 2002

The Senate passed, **H.B. 164**, WILDLIFE REMEDIATION ON PRIVATE PROPERTY, by Representative M. Styler, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 330**, USE OF COUNTY GENERAL FUND EXPENSES, by Representative E. Hutchings, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 18**, COURT RECORDS OF DRIVING UNDER THE INFLUENCE CASES, by Representative A. L. Tyler, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 289**, INDEPENDENT ENTITY PRIVATIZATION AMENDMENTS, by Representative M. Stephens, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **H.B. 164**, **H.B. 330**, **H.B. 18**, and **H.B. 289** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

RULES COMMITTEE REPORT

Mr. Speaker:

March 6, 2002

The Rules Committee recommends that, under suspension of the rules, the following bills be considered read for the second time and placed on the Third Reading Calendar for Senate bills.

S.B. 2	Funding for Highways (J. Hickman)
1st Sub. S.B. 122	Insurance Law Amendments (L. S. Poulton)
1st Sub. S.B. 147	Restriction of Funding on State Entity whose Policy, Rule, or Action is Contrary to Law (M. Waddoups)
2nd Sub. S.B. 149	Ethics Amendments (L. S. Poulton)
1st Sub. S.B. 141	Punitive Damage Awards (L. Hillyard)
S.B. 140	Reallocation of Judges (J. Hickman)
1st Sub. S.B. 165	Pawnbroker Industry Revisions (M. Waddoups)
3rd Sub. S.B. 84	Real Estate Valuation Tax Appeal (C. Bramble)
S.C.R. 1	Adult Lifelong Learning and Literacy Resolution (D. Steele)
1st Sub. S.B. 168	Parent Visitation Office (D. E. Allen)
1st Sub. S.B. 29	Interlocal Cooperation Act and Electric Power Facilities Amendments (L. Blackham)

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORT

Mr. Speaker:

March 6, 2002

The House Rules Committee recommends, with written request of the sponsor, **3rd Sub. S.B. 102**, Bid Requirements on County or Municipal Construction Projects (H. Stephenson), be replaced with **4th Sub. S.B. 102**, Bid Requirements on County or Municipal Construction Projects (H. Stephenson), and under suspension of the rules, recommends it be read the second time and placed on the Third Reading Calendar for Senate bills.

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

4th Sub. S.B. 102, was read the second time by short title and placed on the calendar for third reading.

UNFINISHED BUSINESS

On motion of Representative Curtis, the House voted to uncircle **S.J.R. 10**.

S.J.R. 10, RESOLUTION AMENDING REVENUE AND TAXATION PROVISIONS OF UTAH CONSTITUTION, was before the House on its final passage.

On motion of Representative Curtis, the bill was amended as follows:

1. Page 1, Line 12:
After "effective date." insert "This joint resolution provides a coordination clause."
2. Page 6, Line 155:
After "statute;" insert "and"
3. Page 6, Line 157:
After "home" delete the semicolon and insert a period and insert: "(b) The exemption under Subsection (2)(a)(iii) shall accrue to the benefit of the users of pumped water as provided by statute. (3) The following may be exempted from property tax as provided by statute:"
4. Page 6, Line 158:
At the beginning of line 158 delete "(vi)" and insert "(a)"

5. Page 6, Line 161:
At the beginning of line 161 delete “(vii)” and insert “(b)”
6. Page 6, Line 163:
At the beginning of line 163 delete “(A)” and insert “(i)” and after “Subsection” delete “(2)(a)(vi)” and insert “(3)(a)”
7. Page 6, Line 164:
At the beginning of line 164 delete “(B)” and insert “(ii)”
8. Page 6, Lines 166–167:
Delete lines 166 and 167
9. Page 6, Line 168:
At the beginning of line 168 delete “(3)” and insert “(4)”
10. Page 13, Line 369:
After line 369 insert:
“Section 18. Coordination clause.
If this joint resolution and H.J.R. 30, Resolution to Expand the Government Property Tax Exemption, both pass and are approved by a majority of those voting on the joint resolutions at the next regular general election, it is the intent of the Legislature and the people of the state that the Office of Legislative Research and General Counsel, in preparing the Utah Constitution database for publication, combine and coordinate the amendments made to Article XIII in H.J.R. 30 with Subsection (3) of Article XIII, Section 3, as set forth in this joint resolution, so that Subsection (3) of Article XIII, Section 3, as coordinated with the amendments made in H.J.R. 30, reads as follows:
(3) The following may be exempted from property tax as provided by statute:
(a) property owned by a disabled person who, during military training or a military conflict, was disabled in the line of duty in the military service of the United States or the State;
(b) property owned by the unmarried surviving spouse or the minor orphan of a person who:
(i) is described in Subsection (3)(a); or
(ii) during military training or a military conflict, was killed in action or died in the line of duty in the military service of the United States or the State; and
(c) property that is not owned but is used, controlled, and possessed by the State or a political subdivision of the State.”

S.J.R. 10, as amended, then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Ray	Saunders
Seitz	Shurtliff	Siddoway	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Bourdeaux	Hansen	Philpot	G. Snow
Wallace	Way		

S.J.R. 10, as amended, returned to the Senate for further consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to print the following intent language upon the pages of the House Journal.

INTENT LANGUAGE FOR S.J.R. 10

The Legislature intends **S.J.R. 10**, Resolution Amending Revenue and Taxation Provisions of Utah Constitution, to be reorganization, clarification, and simplification of the current provisions of Article XIII of the Utah Constitution. Any differences between the language of **S.J.R. 10** and the language of the current provisions of Article XIII result not from an intent to make substantive changes but from an intent to restate more clearly language that is confusing and to omit language that is redundant, archaic, or superfluous.

The only exception to the intent not to make any substantive changes involves language in current Subsection (6) of Section 11 of Article XIII. That provision states that county boards of equalization are to consist of the “Board of County Commissioners” of the county. For some counties that have adopted an alternate form of government that does not include a county commission, that provision no longer has any meaning. Giving that provision relevance in current times where some counties do and some do not have a county commission form of government requires a minor but substantive change. The new language of **S.J.R. 10** provides that county boards of equalization consist of “elected county officials as provided by statute.”

Other than that minor substantive change, the Legislature intends **S.J.R. 10** to make no substantive change to the current provisions of Article XIII. The Legislature does not intend to disturb any case law that has developed interpreting current provisions of Article XIII. With respect to those provisions for which case law has not developed, the Legislature intends **S.J.R. 10** as a restatement of the concepts currently embodied in Article XIII but in more clear, concise, and simplified language.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker:

March 6, 2002

The Senate passed, as amended, **1st Sub. H.J.R. 25**, RESOLUTION ON UTAH ATHLETIC FOUNDATION, by Representative D. Ure, and it is transmitted for further consideration; and

The Senate substituted and passed, **Senate 1st Sub. H.B. 259**, USE OF STATE ARMORIES, by Representative C. Beshear, and it is transmitted for further consideration; and

The Senate passed, as amended, **1st Sub. H.B. 140**, COMPETITION IN TELECOMMUNICATIONS INDUSTRY LEGISLATIVE TASK FORCE, by Representative K. Garn, and it is transmitted for further consideration; and

The Senate passed, as amended, **3rd Sub. H.B. 241**, COUNTY HEALTH DEPARTMENTS – OPERATIONAL STRUCTURE, by Representative K. Garn, and it is transmitted for further consideration.

Annette B. Moore

Secretary of the Senate

Communications filed. **Sub. H.J.R. 25**, **Sub. H.B. 259**, **Sub. H.B. 140**, and **3rd Sub. H.B. 241**, placed on the calendar for concurrence.

* * *

Mr. Speaker:

March 6, 2002

The Senate passed, **H.B. 129**, SALES AND USE TAXES – EXEMPTION FOR CERTAIN SALES OF ELECTRICITY, by Representative L. Shurtliff, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 256**, CONSTITUTIONAL DEFENSE COUNCIL AMENDMENTS, by Representative S. Urquhart, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 138**, RIGHTS OF CREDITORS AGAINST TRUST PROPERTY, by Representative M. Newbold, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 4**, MOTORBOATING AND BOATING UNDER THE INFLUENCE PROVISIONS, by Representative L. Pace, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 44**, TRUST DEEDS AMENDMENTS, by Representative D. Clark, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **2nd Sub. H.B. 39**, STATUTE OF LIMITATIONS AMENDMENTS, by Representative K. Bryson, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 136**, JUDICIAL CONDUCT COMMISSION AMENDMENTS, by Representative K. Bryson, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **2nd Sub. H.B. 137**, LIMITED PURPOSE LOCAL GOVERNMENT AGENCIES AMENDMENTS, by Representative D. Peterson, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 132**, SALE OF STATE LANDS AT DEVELOPMENTAL CENTER, by Representative M. Dayton, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 275**, STATE BOARD OF EDUCATION BUDGET AUTHORITY, by Representative M. Dillree, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 276**, ASSESSMENT ON TITLE INSURERS AND TITLE INSURANCE AGENCIES, by Representative T. Hatch, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 279**, PROFESSIONAL EMPLOYER ORGANIZATION LICENSING ACT AMENDMENTS, by Representative G. Curtis, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **3rd Sub. H.B. 296**, 2002 SPECIAL HIGHWAY GENERAL OBLIGATION BONDS, by Representative W. Harper, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 305**, PROPERTY TAX AMENDMENTS, by Representative W. Harper, and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **H.B. 129**, **H.B. 256**, **Sub. H.B. 138**, **Sub. H.B. 4**, **Sub. H.B. 44**, **2nd Sub. H.B. 39**, **Sub. H.B. 136**, **2nd Sub. H.B. 137**, **Sub. H.B. 132**, **Sub. H.B. 275**, **H.B. 276**, **Sub. H.B. 279**, **3rd Sub. H.B. 296**, and **Sub. H.B. 305** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, under suspension of the rules, the House voted to lift **H.B. 3** from the Rules Committee, consider it read the second time by short title and placed at the top of the House Third Reading Calendar.

* * *

On motion of Representative Garn, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

THIRD READING CALENDAR

H.B. 3, SUPPLEMENTAL APPROPRIATIONS ACT II, read the third time by short title and placed on its final passage.

On motion of Representative Hatch, the bill was amended as follows:

1. Page 3, Line 90:
Delete "Programs and Operations" and insert "Jail Contracting"

2. Page 3, Line 93:
Delete "Institutional Operations"
3. Page 3, Line 96:
Delete "Programs and Operations" and insert "Jail Contracting"

H.B. 3, as amended, then passed on the following roll call:

Yeas, 65; Nays, 5; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Bennion
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Throckmorton	Tyler	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Voting in the negative were: Representatives

Becker	Beshear	Daniels	Litvack
Philpot			

Absent or not voting were: Representatives

Beck	Bigelow	Garn	Thompson
Ure			

H.B. 3, as amended, transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to move to the Senate Third Reading Calendar.

UNFINISHED BUSINESS

On motion of Representative Curtis, the House voted to uncircle **S.B. 151**.

S.B. 151, VEHICLE HISTORY INFORMATION, was before the House on its final passage.

On motion of Representative Ferry, the House voted to circle **S.B. 151**.

MISCELLANEOUS BUSINESS

On motion of Representative Alexander, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

* * *

On motion of Representative Alexander, the House voted to reconsider its action on **H.B. 3**.

RECONSIDERATION OF H.B. 3

H.B. 3, SUPPLEMENTAL APPROPRIATIONS ACT II, was before the House upon its final passage.

On motion of Representative Adair, the bill was amended as follows:

- 1. Page 18, Line 709:
 After line 709 insert:
 “ITEM 104
 To General Fund
 From State Debt Collection Internal Service Fund100,000
 Schedule of Programs:
 General Fund 100,000
 To Department of Community and Economic Development
 From General Fund, One–Time 100,000
 Schedule of Programs:
 For the Pete Suazo Community Legal Center100,000”

Renumber remaining items accordingly.

H.B. 3, as amended, then passed on the following roll call:

Yeas, 64; Nays, 6; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Becker
Bennion	Bigelow	Biskupski	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Harper
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Lockhart
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Winn	M. Stephens

Voting in the negative were: Representatives

Beshear	Daniels	Hansen	Litvack
Philpot	Young		

Absent or not voting were: Representatives

Beck	Bourdeaux	Hatch	Mascaro
Way			

H.B. 3, as amended, transmitted to the Senate for its consideration.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker:

March 6, 2002

The Senate substituted and passed, **Senate 1st Sub. H.B. 297**, RETIREMENT OFFICE AMENDMENTS, by Representative R. Bigelow, and it is transmitted for further consideration.

Annette B. Moore

Secretary of the Senate

Communication filed. On motion of Representative Bigelow, the House voted to reconsider its action on **Sub. H.B. 297**.

RECONSIDERATION OF SUB. H.B. 297

Sub. H.B. 297, RETIREMENT OFFICE AMENDMENTS, was before the House upon its final passage.

On motion of Representative Bigelow, under suspension of the rules, the House voted to delete **Sub. H.B. 297** in title and body and insert **2nd Sub. H.B. 297** in lieu thereof.

On motion of Representative Bigelow, the House voted to circle **2nd Sub. H.B. 297**.

CONCURRENCE CALENDAR

On motion of Representative Harper, the House voted to refuse to concur with the Senate amendments to **Sub. H.B. 172** and to request the Senate to recede from its amendments.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess until 7:30 p.m.

EVENING SESSION

The House was called to order by Speaker Stephens at 7:30 p.m.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: March 6, 2002

The Senate passed, as amended, **1st Sub. H.B. 110**, MOTOR VEHICLE INSURANCE AND CREDIT INFORMATION, by Representative P. Wallace, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 230**, RETIREMENT OF PUBLIC SAFETY OFFICIALS, by Representative R. Bigelow, and it is transmitted for further consideration; and

The Senate substituted and passed, **Senate 3rd Sub. H.B. 342**, RECOVERY OF ADMINISTRATIVE FEE DAMAGES SUSTAINED TO A RENTAL MOTOR VEHICLE, by Representative Curtis, and it is transmitted for further consideration; and

The Senate substituted and passed, **Senate 2nd Sub. H.B. 82**, STORAGE OF FIREARMS ON FACILITIES WITH SECURE AREAS, by Representative Swallow, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 196**, DIVORCE AND PARENT-TIME REVISIONS, by Representative C. Bennion, and it is transmitted for further consideration; and

The Senate passed, as amended, **3rd Sub. H.B. 226**, TERMINATION OF PARENTAL RIGHTS AMENDMENTS, by Representative M. Throckmorton, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 300**, AMENDMENTS TO GUARDIAN AD LITEM STATUTES, by Representative M. Throckmorton, and it is transmitted for further consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **Sub. H.B. 110, H.B. 230, 3rd Sub. H.B. 342, 2nd Sub. H.B. 82, H.B. 196, 3rd Sub. H.B. 226, and H.B. 300**, placed on the calendar for concurrence.

* * *

Mr. Speaker:

March 6, 2002

The Senate passed, **H.B. 62**, LEGISLATIVE AREA OF STATE CAPITOL, by Representative M. Stephens, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 99**, CONSECUTIVE SENTENCING, by Representative T. McCartney, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **2nd Sub. H.B. 263**, MOBILE HOME PARK RESIDENCY ACT AMENDMENTS, by Representative W. Harper, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 274**, SUPPLEMENTAL MINIMUM SCHOOL PROGRAM ACT AMENDMENTS, by Representative M. Dillree, and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 287**, CONSTITUTIONAL RIGHTS OF STATE EMPLOYEES, by Representative M. Thompson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 307**, TREATMENT OF DISHONORED CHECKS, by Representative C. Bennion, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 143**, RESTRICTIONS ON SEXUALLY EXPLICIT EMAIL, by Representative B. Winn, and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 336**, USE OF FORCE, INCLUDING DEADLY FORCE, IN DEFENSE OF PROPERTY, by Representative M. Thompson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 126**, ANNEXATIONS INVOLVING TOWNSHIPS, by Representative C. Duckworth, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **H.B. 62, Sub. H.B. 99, 2nd Sub. H.B. 263, Sub. H.B. 274, H.B. 287, Sub. H.B. 307, H.B. 143, Sub. H.B. 336, and Sub. H.B. 126** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

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Mr. Speaker:

March 6, 2002

The Senate has rejected **H.B. 183**, FIREARM CRIMINAL BACKGROUND CHECK AMENDMENTS, by Representative J. M. Philpot, and it is transmitted for filing.

Annette B. Moore
Secretary of the Senate

Communication filed. **H.B. 183**, was filed.

MISCELLANEOUS BUSINESS

The Speaker announced a change to the Conference Committee membership to **Sub. H.B. 116**. Representative Hutchings was replaced by Representative McCartney.

UNFINISHED BUSINESS

On motion of Representative Hendrickson, the House voted to uncircle **S.B. 156**.

S.B. 156, SCHOOL EMERGENCY RESPONSE PLANS FOR SPORTS INJURIES, was before the House on its final passage.

On motion of Representative Snow, the bill was amended as follows:

1. Page 1, Line 6:
Delete "requiring" and insert "allowing"

- 2. Page 4, Line 111:
Delete “shall” and insert “may”
- 3. Page 4, Line 113:
Delete “shall” and insert “may”
- 4. Page 4, Line 115:
Delete “shall” and insert “may”
- 5. Page 5, Line 124:
Delete “shall” and insert “may”

S.B. 156, as amended, then passed on the following roll call:

Yeas, 64; Nays, 9; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hendrickson	Hogue
Holdaway	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Tyler	Ure	Urquhart
Wallace	Winn	Young	M. Stephens

Voting in the negative were: Representatives

Alexander	Bigelow	Dayton	B. Johnson
Peterson	Philpot	Thompson	Throckmorton
Way			

Absent or not voting were: Representatives

Hatch	E. Hutchings
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S.B. 156, as amended, returned to the Senate for further consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Bigelow, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

UNFINISHED BUSINESS

On motion of Representative Bigelow, the House voted to uncircle **2nd Sub. H.B. 297**.

2nd Sub. H.B. 297, RETIREMENT OFFICE AMENDMENTS, was before the House on its final passage.

2nd Sub. H.B. 297 then passed on the following roll call:

Yeas, 65; Nays, 2; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Beck	Becker
Bennion	Bigelow	Biskupski	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Harper
Hogue	Holdaway	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Wallace	Way	Winn	Young
M. Stephens			

Voting in the negative were: Representatives

Beshear	Hansen
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Absent or not voting were: Representatives

Barrus	Bourdeaux	D. Clark	Hatch
Hendrickson	E. Hutchings	Ure	Urquhart

2nd Sub. H.B. 297, as amended, returned to the Senate for further consideration.

COMMUNICATION FROM THE SENATE

Mr. Speaker:

March 6, 2002

The Senate refuses to recede from its amendments to **H.B. 172, VEHICLE SAFETY INSPECTION AMENDMENTS**, by Representative W. Harper, and has appointed a Conference Committee consisting of Senators Waddoups, Eastman, and Peterson to meet with a like committee from the House on this bill.

Annette B. Moore
Secretary of the Senate

Communication filed. On motion of Representative Harper, the Speaker was authorized to appoint a Conference Committee. The Speaker appointed Representatives Harper, Hatch, and Anderson.

CONCURRENCE CALENDAR

On motion of Representative Lockhart, the House voted to consider **2nd Sub. H.B. 105** read the first, second, and third times by short title.

On motion of Representative Lockhart, the House voted to concur in the Senate amendments to **2nd Sub. H.B. 105, HEALTH INSURANCE MANDATES PROGRAM**.

2nd Sub. H.B. 105, as amended by the Senate, then passed on the following roll call:

Yeas, 52; Nays, 17; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Beck	Bigelow	Bowman
Bradshaw	Bryson	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Garn	Harper	Hatch
Hogue	Holdaway	B. Johnson	Jones
Lockhart	Mascaro	Morgan	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Urquhart
Wallace	Way	Winn	M. Stephens

Voting in the negative were: Representatives

Arent	Becker	Beshear	Biskupski
Buffmire	Bush	Daniels	Fife

Goodfellow	Gowans	Hansen	King
Litvack	McCartney	Moss	Shurtliff
Young			

Absent or not voting were: Representatives

Barrus	Bennion	Bourdeaux	Hendrickson
E. Hutchings	Ure		

2nd Sub. H.B. 105, as amended by the Senate, transmitted to the Senate for signature of the president.

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On motion of Representative Bryson, the House voted to concur in the Senate amendments to **4th Sub. H.B. 123**, MEDICAL RECOMMENDATIONS FOR CHILDREN.

4th Sub. H.B. 123, as amended by the Senate, then passed on the following roll call:

Yeas, 65; Nays, 6; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Bigelow	Biskupski
Bowman	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Gowans	Hansen	Harper
Hatch	Hogue	Holdaway	B. Johnson
Jones	King	Lockhart	Mascaro
McCartney	Morgan	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Voting in the negative were: Representatives

Beshear	Bradshaw	Daniels	Goodfellow
Litvack	Moss		

Absent or not voting were: Representatives

Bourdeaux Hendrickson E. Hutchings Ure

4th Sub. H.B. 123, as amended by the Senate, transmitted to the Senate for signature of the president.

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On motion of Representative Bennion, the House voted to refuse to concur with the Senate amendments to **H.B. 196** and to request the Senate to recede from its amendments.

* * *

On motion of Representative Ure, the House voted to concur in the Senate amendments to **Sub. H.J.R. 25**, RESOLUTION ON UTAH ATHLETIC FOUNDATION.

Sub. H.J.R. 25, as amended by the Senate, then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Beshear	Bigelow	Biskupski
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hogue
Holdaway	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Bennion	Bourdeaux	Ferrin	Hendrickson
E. Hutchings	Way		

Sub. H.J.R. 25, as amended by the Senate, transmitted to the Senate for signature of the president.

* * *

On motion of Representative Beshear, the House voted to concur in the Senate amendments to **Sub. H.B. 259**, USE OF STATE ARMORIES.

Sub. H.B. 259, as amended by the Senate, then passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Bourdeaux	Ferrin	E. Hutchings	Way
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Sub. H.B. 259, as amended by the Senate, transmitted to the Senate for signature of the president.

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On motion of Representative Garn, the House voted to concur in the Senate amendments to **Sub. H.B. 140**, COMPETITION IN TELECOMMUNICATIONS INDUSTRY LEGISLATIVE TASK FORCE.

Sub. H.B. 140, as amended by the Senate, then passed on the following roll call:

Yeas, 66; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bigelow	Biskupski	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hogue	Holdaway
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Young	M. Stephens		

Absent or not voting were: Representatives

Bennion	Beshear	Bourdeaux	Ferrin
Hendrickson	E. Hutchings	Morgan	Way
Winn			

Sub. H.B. 140, as amended by the Senate, transmitted to the Senate for signature of the president.

* * *

On motion of Representative Garn, the House voted to concur in the Senate amendments to **3rd Sub. H.B. 241**, COUNTY HEALTH DEPARTMENTS – OPERATIONAL STRUCTURE.

3rd Sub. H.B. 241, as amended by the Senate, then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Young	M. Stephens		

Absent or not voting were: Representatives

Bourdeaux	Ferrin	Styler	Way
Winn			

3rd Sub. H.B. 241, as amended by the Senate, transmitted to the Senate for signature of the president.

* * *

On motion of Representative Wallace, the House voted to concur in the Senate amendments to **Sub. H.B. 110**, MOTOR VEHICLE INSURANCE AND CREDIT INFORMATION.

Sub. H.B. 110, as amended by the Senate, then passed on the following roll call:

Yeas, 60; Nays, 10; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	S. Allen	Arent	Barrus
Beck	Becker	Bennion	Beshear

Bigelow	Bowman	Bradshaw	Bryson
Bush	D. Clark	S. Clark	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Gowans	Hansen	Harper
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Winn	Young

Voting in the negative were: Representatives

Adair	Alexander	Anderson	Biskupski
D. Cox	Goodfellow	Pace	G. Snow
Styler	Way		

Absent or not voting were: Representatives

Bourdeaux	Buffmire	Buttars	Hatch
M. Stephens			

Sub. H.B. 110, as amended by the Senate, transmitted to the Senate for signature of the president.

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On motion of Representative Bigelow, the House voted to concur in the Senate amendments to **H.B. 230**, RETIREMENT OF PUBLIC SAFETY OFFICIALS.

H.B. 230, as amended by the Senate, then passed on the following roll call:

Yeas, 67; Nays, 4; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bowman	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree

Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Voting in the negative were: Representatives

Alexander	Donnelson	Peterson	Philpot
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Absent or not voting were: Representatives

Bourdeaux	Bradshaw	Hatch	Ure
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H.B. 230, as amended by the Senate, transmitted to the Senate for signature of the president.

* * *

On motion of Representative Curtis, under suspension of the rules, the House voted to consider **3rd Sub. H.B. 342** read the first, second and third times by short title. On motion of Representative Curtis, the House voted to concur in the Senate amendments to **3rd Sub. H.B. 342**, RECOVERY OF ADMINISTRATIVE FEE FOR DAMAGES SUSTAINED TO A RENTAL MOTOR VEHICLE.

3rd Sub. H.B. 342, as amended by the Senate, then passed on the following roll call:

Yeas, 67; Nays, 5; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bryson	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Goodfellow	Gowans	Hansen

Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Swallow
Thompson	Throckmorton	Urquhart	Wallace
Winn	Young	M. Stephens	

Voting in the negative were: Representatives

Arent	Bradshaw	Buffmire	Styler
Tyler			

Absent or not voting were: Representatives

Garn	Ure	Way
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3rd Sub. H.B. 342, as amended by the Senate, transmitted to the Senate for signature of the president.

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On motion of Representative Swallow, the House voted to concur in the Senate amendments to **2nd Sub. H.B. 82**, STORAGE OF FIREARMS ON FACILITIES WITH SECURE AREAS.

2nd Sub. H.B. 82, as amended by the Senate, then passed on the following roll call:

Yeas, 59; Nays, 10; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Barrus	Beck	Bennion
Bigelow	Biskupski	Bowman	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	King
Lockhart	Mascaro	McCartney	Morgan
Murray	Newbold	Pace	Peterson

Philpot	Ray	Saunders	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Urquhart	Wallace
Winn	Young	M. Stephens	

Voting in the negative were: Representatives

Arent	Becker	Beshear	Bradshaw
Daniels	Fife	Jones	Litvack
Moss	Tyler		

Absent or not voting were: Representatives

Bourdeaux	Garn	Parker	Seitz
Ure	Way		

2nd Sub. H.B. 82, as amended by the Senate, transmitted to the Senate for signature of the president.

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On motion of Representative Throckmorton, the House voted to concur in the Senate amendments to **3rd Sub. H.B. 226**, TERMINATION OF PARENTAL RIGHTS AMENDMENTS.

3rd Sub. H.B. 226, as amended by the Senate, then passed on the following roll call:

Yeas, 59; Nays, 15; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Barrus	Bennion	Bigelow
Bowman	Bradshaw	Bryson	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Garn
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	King	Lockhart	Mascaro
Morgan	Murray	Newbold	Pace
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	M. Stephens	

Voting in the negative were: Representatives

Arent	Beck	Becker	Beshear
Biskupski	Bourdeaux	Buffmire	Daniels
Fife	Goodfellow	Jones	Litvack
McCartney	Moss	Young	

Absent or not voting was: Representative

Parker

3rd Sub. H.B. 226, as amended by the Senate, transmitted to the Senate for signature of the president.

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On motion of Representative Throckmorton, the House voted to concur in the Senate amendments to **H.B. 300**, AMENDMENTS TO GUARDIAN AD LITEM STATUTES.

H.B. 300, as amended by the Senate, then passed on the following roll call:

Yeas, 54; Nays, 20; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Barrus	Bennion	Bigelow
Bowman	Bryson	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Dayton	Dillree	Donnelson	Ferrin
Ferry	Garn	Goodfellow	Gowans
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Lockhart
Mascaro	Murray	Newbold	Pace
Parker	Peterson	Philpot	Saunders
Seitz	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	M. Stephens		

Voting in the negative were: Representatives

Arent	Beck	Becker	Beshear
Biskupski	Bourdeaux	Bradshaw	Buffmire
Daniels	Duckworth	Fife	Hansen
Jones	King	Litvack	McCartney
Morgan	Moss	Shurtliff	Young

Absent or not voting was: Representative
Ray

H.B. 300, as amended by the Senate, transmitted to the Senate for signature of the president.

COMMUNICATION FROM THE SENATE

Mr. Speaker: March 6, 2002

The Senate adopted the Joint Conference Committee Report dated March 6, 2002, and passed **1st Sub. H.B. 116, LOCAL GOVERNMENT OFFICIALS AMENDMENTS**, by Representative M. Thompson, and it is transmitted for further consideration.

Annette B. Moore
Secretary of the Senate

Communication filed.

JOINT CONFERENCE COMMITTEE REPORT

Mr. Speaker: March 6, 2002

The Joint Conference Committee comprised of Senators Spencer, Peterson, and Buttars, and Representatives Thompson, Ure, and McCartney, recommends **1st Sub. H.B. 116, LOCAL GOVERNMENT OFFICIALS AMENDMENTS**, by Representative M. Thompson

Terry Spencer
Senate Chair
Mike Thompson
House Chair

Report filed. On motion of Representative Thompson, the House voted to adopt the Joint Conference Committee Report.

Sub. H.B. 116 then failed to pass on the following roll call:

Yeas, 34; Nays, 38; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	Bennion
Bigelow	Bowman	Bradshaw	Bryson
Bush	Curtis	Dayton	Dillree
Donnelson	Ferrin	Garn	Harper
Hatch	Lockhart	Mascaro	Parker
Peterson	Philpot	Ray	Saunders

Seitz	Swallow	Thompson	Throckmorton
Ure	Urquhart	Wallace	Way
Winn	M. Stephens		

Voting in the negative were: Representatives

S. Allen	Anderson	Arent	Barrus
Becker	Beshear	Biskupski	Bourdeaux
Buffmire	D. Clark	S. Clark	D. Cox
Daniels	Duckworth	Ferry	Fife
Goodfellow	Gowans	Hansen	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	McCartney
Morgan	Moss	Murray	Pace
Shurtliff	Siddoway	G. Snow	Styler
Tyler	Young		

Absent or not voting were: Representatives

Beck	Buttars	Newbold
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Sub. H.B. 116 was filed.

MISCELLANEOUS BUSINESS

On motion of Representative Hatch, the House voted to lift **Sub. S.B. 196** from the Rules Committee, consider it read the second time by short title and placed on the Third Reading Calendar.

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On motion of Representative Bigelow, the House voted to lift **Sub. S.B. 168** from the Third Reading Calendar and refer it back to the Rules Committee due to fiscal impact.

UNFINISHED BUSINESS

On motion of Representative Alexander, the House voted to uncircle **S.B. 200**.

S.B. 200, STATUTORY REVISIONS FOR STATE FUNDING ADJUSTMENTS, was before the House on its final passage.

S.B. 200 then passed on the following roll call:

Yeas, 38; Nays, 29; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Adair	Alexander	S. Allen	Barrus
Becker	Bigelow	Bowman	Bryson
Bush	S. Clark	D. Cox	Dayton
Ferrin	Ferry	Fife	Garn
Gowans	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	King	Mascaro
Moss	Murray	Parker	Saunders
Seitz	Siddoway	G. Snow	Swallow
Tyler	Ure	Wallace	Winn
Young	M. Stephens		

Voting in the negative were: Representatives

Aagard	Arent	Beshear	Biskupski
Bourdeaux	Bradshaw	Buffmire	Buttars
D. Clark	Daniels	Dillree	Donnelson
Duckworth	Goodfellow	Hansen	Jones
Litvack	Lockhart	McCartney	Morgan
Pace	Peterson	Philpot	Ray
Shurtliff	Styler	Throckmorton	Urquhart
Way			

Absent or not voting were: Representatives

Anderson	Beck	Bennion	Curtis
Harper	Hatch	Newbold	Thompson

S.B. 200 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

* * *

On motion of Representative Alexander, the House voted to uncircle **S.B. 162**.

S.B. 162, DEPARTMENT OF HUMAN RESOURCE MANAGEMENT – REPORT OF FUNDED VACANT POSITIONS, was before the House on its final passage.

S.B. 162 then passed on the following roll call:

Yeas, 64; Nays, 0; Absent or not voting, 11.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Arent	Barrus	Beck	Becker

Bennion	Beshear	Bigelow	Biskupski
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Fife
Gowans	Hansen	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Anderson	Bourdeaux	Daniels	Ferry
Garn	Goodfellow	Harper	Hatch
Newbold	Thompson	Throckmorton	

S.B. 162 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: March 6, 2002

The Senate passed, as amended, **H.B. 295**, TAKING MINOR INTO PROTECTIVE CUSTODY WITHOUT WARRANT, by Representative T. Hatch, and it is transmitted for further consideration.

Annette B. Moore
Secretary of the Senate

Communication filed. **H.B. 295**, placed on the calendar for concurrence.

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Mr. Speaker: March 6, 2002

The Senate passed, **H.B. 337**, VETERANS SERVICE ORGANIZATIONS SPECIAL LICENSE PLATES, by Representative S. Mascaro, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 144**, EXEMPTION FROM NONRESIDENT TUITION, by Representative D. Ure, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 253**, RURAL SCHOOLS – EQUITY IN EDUCATION, by Representative B. Johnson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.J.R. 30**, RESOLUTION TO EXPAND THE GOVERNMENT PROPERTY TAX EXEMPTION, by Representative D. Clark, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 156**, SCHOOL EMERGENCY RESPONSE PLANS FOR SPORTS INJURIES, by Senator J. Valentine, and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **H.B. 337**, **H.B. 144**, **H.B. 253**, and **H.J.R. 30** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

Communication filed. **S.B. 156** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Bigelow, under suspension of the rules, the House voted to lift **Sub. S.B. 168** from the Rules committee and place it on the Third Reading Calendar after **S.C.R. 1**.

THIRD READING CALENDAR

S.B. 74, CRIMINAL ACTION – DEFENSE TO CIVIL ACTION FOR DAMAGES, read the third time by short title and placed on its final passage.

S.B. 74 then passed on the following roll call:

Yeas, 65; Nays, 0; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	D. Clark	S. Clark

D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Fife	Goodfellow	Gowans	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Siddoway	G. Snow	Styler
Swallow	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Anderson	Buttars	Ferry	Garn
Hansen	Harper	Hatch	Shurtliff
Thompson	Throckmorton		

S.B. 74 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

* * *

S.B. 181, HIGHER EDUCATION TECHNOLOGY AMENDMENTS, read the third time by short title and placed on its final passage.

S.B. 181 then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack

Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Curtis	Goodfellow	Throckmorton
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S.B. 181 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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S.B. 171, UNIFORM ARBITRATION ACT, read the third time by short title and placed on its final passage.

On motion of Representative Ure, the House voted to circle **S.B. 171**.

* * *

2nd Sub. S.B. 169, PROPERTY TAX MODIFICATIONS, read the third time by short title and placed on its final passage.

2nd Sub. S.B. 169 then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Gowans	Hansen	Harper	Hatch
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan

Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Curtis	Goodfellow	Shurtliff
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2nd Sub. S.B. 169 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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2nd Sub. S.B. 65, COUNTY LAW REVISIONS, read the third time by short title and placed on its final passage.

2nd Sub. S.B. 65 then passed on the following roll call:

Yeas, 72; Nays, 1; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	M. Stephens

Voting in the negative was: Representative Peterson

Absent or not voting were: Representatives Mascaro Young

2nd Sub. S.B. 65 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: March 6, 2002

The Senate refuses to recede from its amendments to **H.B. 196, DIVORCE AND PARENT-TIME REVISIONS**, by Representative C. Bennion, and has appointed a Conference Committee consisting of Senators Spencer, Wright, and E. Allen to meet with a like committee from the House on this bill.

Annette B. Moore
Secretary of the Senate

Communication filed. On motion of Representative Bennion the Speaker was authorized to appoint a Conference Committee. The Speaker appointed Representatives Bennion, Thompson, and Hutchings.

* * *

Mr. Speaker: March 6, 2002

The Senate passed, as amended, **1st Sub. H.B. 152, OIL AND GAS SEVERANCE TAX – BOARD, RESTRICTED ACCOUNT, AND USE OF REVENUES**, by Representative J. Seitz, and it is transmitted for further consideration; and

The Senate passed, **1st Sub. H.B. 283, ANTITERRORISM AMENDMENTS**, by Representative P. Ray, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 262, STUDENT EDUCATION PLANS**, by Representative M. Newbold, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 291, OBLIGATIONS RELATED TO MORTGAGE LOAN RESERVE ACCOUNTS**, by Representative J. Swallow, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 248**, CLASSIFICATION OF STATE EMPLOYEES FOR INSURANCE PURPOSES, by Representative J. Seitz, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 177**, ANNUAL REPORT ON STATE SCHOOL FUND, by Representative J. Ferrin, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 101**, RACIAL PROFILING, by Representative D. Bourdeaux, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communication filed. **Sub. H.B. 152**, placed on the Concurrence Calendar.

Communications filed. **Sub. H.B. 283, H.B. 262, H.B. 291, H.B. 248, H.B. 177**, and **Sub. H.B. 101** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess until 9:50 p.m.

Speaker Stephens called the House to order at 9:55 p.m.

UNFINISHED BUSINESS

On motion of Representative Curtis, the House voted to uncircle **S.B. 151**.

S.B. 151, VEHICLE HISTORY INFORMATION, was before the House on its final passage.

On motion of Representative Ferrin, the bill was amended as follows:

1. Page 2, Line 50 (Senate 2nd Reading Amendments 2-27-2002):
Delete "in bulk electronic form"
2. Page 2, Line 55 (Senate 2nd Reading Amendments 2-27-2002):
After line 55 insert
"(e) (i) The department may provide the information described in Subsection (3)(d) on up to five vehicles per request.
(ii) The department shall charge a fee of \$5.00 per request.

(f) The information described in Subsection (3)(d) may not be provided in bulk electronic form.”

On motion of Representative Curtis, the House voted to circle **S.B. 151**.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: March 6, 2002

The Senate substituted and passed, **Senate 1st Sub. H.B. 319**, JAIL REIMBURSEMENT AMENDMENTS, by Representative G. Curtis, and it is transmitted for further consideration; and

The Senate passed, **H.B. 264**, FUNDS CONSOLIDATION, BUDGET PROCEDURES, AND FUND RECLASSIFICATION AMENDMENTS, by Representative R. Bigelow, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 270**, MENTAL HEALTH PRACTITIONER IN PARENTAL RIGHTS ACTION, by Representative M. Thompson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 317**, LEGISLATIVE TASK FORCE AMENDMENTS, by Representative C. Buttars, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **2nd Sub. H.B. 82**, STORAGE OF FIREARMS ON FACILITIES WITH SECURE AREAS, by Representative J. Swallow, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **2nd Sub. H.B. 105**, HEALTH INSURANCE MANDATES PROGRAM, by Representative R. Lockhart, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 110**, MOTOR VEHICLE INSURANCE AND CREDIT INFORMATION, by Representative P. Wallace, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **4th Sub. H.B. 123**, MEDICAL RECOMMENDATIONS FOR CHILDREN, by Representative K. Bryson, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 140**, COMPETITION IN TELECOMMUNICATIONS INDUSTRY LEGISLATIVE TASK FORCE, by Representative K. Garn, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **3rd Sub. H.B. 226**, TERMINATION OF PARENTAL RIGHTS AMENDMENTS, by Representative M. Throckmorton, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 230**, RETIREMENT OF PUBLIC SAFETY OFFICIALS, by Representative R. Bigelow, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **3rd Sub. H.B. 241**, COUNTY HEALTH DEPARTMENTS – OPERATIONAL STRUCTURE, by Representative K. Garn, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 259**, USE OF STATE ARMORIES, by Representative C. Beshear, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 300**, AMENDMENTS TO GUARDIAN AD LITEM STATUTES, by Representative M. Throckmorton, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **3rd Sub. H.B. 342**, RECOVERY OF ADMINISTRATIVE FEE FOR DAMAGES SUSTAINED TO A RENTAL MOTOR VEHICLE, by Representative G. Curtis, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.J.R. 25**, RESOLUTION ON UTAH ATHLETIC FOUNDATION, by Representative D. Ure, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.J.R. 10**, RESOLUTION AMENDING REVENUE AND TAXATION PROVISIONS OF UTAH CONSTITUTION, by Senator J. Valentine, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **1st Sub. S.B. 167**, SCHOOL COMMUNITY COUNCILS, by Senator B. Wright, and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communication filed. **Sub. H.B. 319**, placed on the calendar for concurrence.

Communications filed. **H.B. 264, H.B. 270, H.B. 317, 2nd Sub. H.B. 82, 2nd Sub. H.B. 105, Sub. H.B. 110, 4th Sub. H.B. 123, Sub. H.B. 140, 3rd Sub. H.B.**

226, H.B. 230, 3rd Sub. H.B. 241, Sub. H.B. 259, H.B. 300, 3rd Sub. H.B. 342, and Sub. H.J.R. 25 were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor and Lt. Governor.

S.J.R. 10 and **Sub. S.B. 167** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor and Lt. Governor.

UNFINISHED BUSINESS

On motion of Representative Lockhart, the House voted to uncircle **2nd Sub. S.B. 17**.

2nd Sub. S.B. 17, DCFS MANAGEMENT INFORMATION SYSTEM, was before the House on its final passage.

On motion of Representative Lockhart, the bill was amended as follows:

1. Page 20, Line 614:
Delete “(i)” and insert “(ii)”
2. Page 21, Line 628:
Delete “three years” and insert “one year”

2nd Sub. S.B. 17, as amended, then passed on the following roll call:

Yeas, 49; Nays, 22; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Barrus	Bigelow	Bowman	Bradshaw
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Dayton	Dillree
Donnelson	Ferrin	Ferry	Garn
Goodfellow	Harper	Hatch	Hogue
Holdaway	E. Hutchings	B. Johnson	Lockhart
Mascaro	Murray	Newbold	Pace
Peterson	Ray	Saunders	Seitz
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
M. Stephens			

Voting in the negative were: Representatives

Anderson	Arent	Beck	Beshear
Biskupski	Bourdeaux	Bryson	Buffmire
Daniels	Duckworth	Fife	Gowans
Hansen	Hendrickson	Jones	King
Litvack	McCartney	Morgan	Moss
Shurtliff	Young		

Absent or not voting were: Representatives

Becker	Bennion	Parker	Philpot
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2nd Sub. S.B. 17, as amended, returned to the Senate for further consideration.

CONCURRENCE CALENDAR

On motion of Representative Hatch, the House voted to concur in the Senate amendments to **H.B. 295**, TAKING MINOR INTO PROTECTIVE CUSTODY WITHOUT WARRANT.

H.B. 295, as amended by the Senate, then passed on the following roll call:

Yeas, 57; Nays, 17; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Barrus	Bennion	Bigelow
Bowman	Bryson	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Harper	Hatch
Hogue	Holdaway	E. Hutchings	B. Johnson
Lockhart	Mascaro	Morgan	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
M. Stephens			

Voting in the negative were: Representatives

Arent	Beck	Beshear	Biskupski
Bourdeaux	Bradshaw	Buffmire	Daniels

Hansen	Hendrickson	Jones	King
Litvack	McCartney	Moss	Shurtliff
Young			

Absent or not voting was: Representative
Becker

H.B. 295, as amended by the Senate, transmitted to the Senate for signature of the president.

* * *

On motion of Representative Seitz, the House voted to concur in the Senate amendments to **Sub. H.B. 152**, OIL AND GAS SEVERANCE TAX – BOARD, RESTRICTED ACCOUNT, AND USE OF REVENUES.

Sub. H.B. 152, as amended by the Senate, then passed on the following roll call:

Yeas, 47; Nays, 26; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Adair	S. Allen	Anderson	Arent
Beck	Beshear	Biskupski	Bourdeaux
Bowman	Buffmire	Buttars	D. Clark
S. Clark	D. Cox	Daniels	Dayton
Donnelson	Duckworth	Ferry	Fife
Gowans	Hansen	Harper	Hatch
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Mascaro
McCartney	Morgan	Moss	Newbold
Pace	Peterson	Saunders	Seitz
Siddoway	G. Snow	Styler	Ure
Urquhart	Winn	Young	

Voting in the negative were: Representatives

Aagard	Alexander	Barrus	Bennion
Bigelow	Bradshaw	Bryson	Bush
Curtis	Dillree	Ferrin	Garn
Goodfellow	Hendrickson	Lockhart	Murray
Parker	Philpot	Ray	Shurtliff
Swallow	Thompson	Throckmorton	Wallace
Way	M. Stephens		

Absent or not voting were: Representatives

Becker Tyler

Sub. H.B. 152, as amended by the Senate, transmitted to the Senate for signature of the president.

* * *

On motion of Representative Curtis, the House voted to concur in the Senate amendments to **Sub. H.B. 319**, JAIL REIMBURSEMENT AMENDMENTS.

Sub. H.B. 319, as amended by the Senate, then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Barrus	Beck	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Goodfellow	Gowans
Hansen	Harper	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: RepresentativesArent Becker Garn Hatch
Ure

Sub. H.B. 319, as amended by the Senate, transmitted to the Senate for signature of the president.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to move **Sub. S.B. 29** under **S.B. 147** on the Third Reading Calendar.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: March 6, 2002

The Senate passed **H.B. 3, SUPPLEMENTAL APPROPRIATIONS II**, by Representative J. Alexander, with the following amendments:

1. Page 2, Line 68:
After "From General Fund" delete "125,000" and insert "200,000"
2. Page 2, Line 70:
After "Child Protection" delete "125,000" and insert "200,000"
3. Page 3, Line 91:
After "From General Fund" delete "775,000" and insert "18,086,200"
4. Page 3, Line 93:
After "Jail Contracting" delete "775,000" and insert "18,086,200"
5. Page 3, Line 96:
After line 96 insert:
"It is the intent of the Legislature that funding for this item be shifted from S.B. 1, Appropriations Act, 2002 General Session, Item 23, as follows:
(a) Page 7, Line 243:
After "From General Fund" delete "156,854,600" and insert "139,543,400"
(b) Page 7, Line 261:
After "Institutional Operations Central Utah/Gunnison" delete "22,009,500" and insert "19,909,500"
(c) Page 7, Line 265:
After "Institutional Operations Jail Contracting" delete "15,211,200"
6. Page 11, Line 407:
After "From General Fund" delete "(372,400)" and insert "(540,400)"
7. Page 11, Line 408:
After line 408 insert:

“Schedule of Programs
School of Medicine – one time (168,000)”

8. Page 12, Line 469:
After line 469 insert:
“Item 73
To State Board of Regents – Student Aid
From General Fund 68,000
Schedule of Programs
New Century Scholarships 68,000
It is the intent of the Legislature that these funds be nonlapsing.”
9. Page 13, Line 506:
After line 506 insert:
“Item 79
To Utah State Board of Education/Minimum School Program
From Uniform School Fund 100,000
Schedule of Programs
Math and Science Teacher Incentive 100,000
It is the intent of the Legislature that these funds be nonlapsing.”
10. Page 13, Line 508:
Bracket “(325,000)” and insert “(475,000)”
11. Page 13, Line 511:
After line 511 insert:
“Instructional Services (150,000)
It is the intent of the Legislature that this amendment eliminates the duplicate appropriation of \$150,000 in S.B. 1, Appropriations Act, Item 221.”
12. Page 14, Line 534:
After line 534 insert:
“To State Board of Education – Minimum School Program
From Uniform School Fund 5,000,000
Schedule of Programs
Classroom Supplies and Materials 5,000,000
It is the intent of the Legislature that:
(a) The board shall distribute the appropriation directly to classroom teachers through the school districts, which include Schools for the Deaf and the Blind and the Edith Bowen Laboratory School, and charter schools on the basis of the number of classroom teachers in each

public school as compared to the total number of classroom teachers in the school districts and charter schools.

(b) Each teacher in grades kindergarten through six shall receive up to \$225 and each teacher in grades seven through 12 shall receive up to \$175 from this appropriation. Teachers shall spend the money for school supplies, materials, or field trips under rules adopted by the State Board of Education.”

13. Page 26, Line 1025:

After line 1025 insert:

“To State Board of Education – Minimum School Program

From Uniform School Fund 200,000

Schedule of Programs

Math and Science Teacher Incentive 200,000

It is the intent of the Legislature that these funds be nonlapsing.”

Renumber all affected items accordingly.

and it is transmitted for further consideration.

Annette B. Moore

Secretary of the Senate

Communication filed. On motion of Representative Alexander, the House voted to concur in the Senate amendments to **H.B. 3, SUPPLEMENTAL APPROPRIATIONS II.**

H.B. 3, as amended by the Senate, then passed on the following roll call:

Yeas, 57; Nays, 6; Absent or not voting, 12.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Buttars
D. Clark	S. Clark	D. Cox	Dillree
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Ray	Shurtliff	Siddoway	G. Snow

Styler	Swallow	Throckmorton	Tyler
Urquhart	Wallace	Way	Winn
M. Stephens			

Voting in the negative were: Representatives

Beshear	Daniels	Litvack	Philpot
Thompson	Young		

Absent or not voting were: Representatives

Bennion	Bigelow	Bush	Curtis
Dayton	Donnelson	Hatch	Hendrickson
Lockhart	Saunders	Seitz	Ure

H.B. 3, as amended by the Senate, transmitted to the Senate for signature of the president.

THIRD READING CALENDAR

S.B. 2, FUNDING FOR HIGHWAYS, read the third time by short title and placed on its final passage.

S.B. 2 then passed on the following roll call:

Yeas, 72; Nays, 3; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Voting in the negative were: Representatives

Daniels Philpot Ure

S.B. 2 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

* * *

Sub. S.B. 122, INSURANCE LAW AMENDMENTS, read the third time by short title and placed on its final passage.

Sub. S.B. 122, as amended, then passed on the following roll call:

Yeas, 71; Nays, 1; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Urquhart	Wallace
Way	Winn	Young	

Voting in the negative was: Representative

M. Stephens

Absent or not voting were: Representatives

Becker Tyler Ure

Sub. S.B. 122, as amended, returned to the Senate for further consideration.

RULES COMMITTEE REPORT

Mr. Speaker:

March 6, 2002

The Rules Committee recommends that, under suspension of the rules, the following bill be considered read for the second time and placed on the Third Reading Calendar for Senate bills:

S.B. 201 Annexations in Counties of the First Class (L.S. Poulton)
Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

THIRD READING CALENDAR

Sub. S.B. 147, RESTRICTION OF FUNDING ON STATE ENTITY WHOSE POLICY, RULE, OR ACTION IS CONTRARY TO LAW, read the third time by short title and placed on its final passage.

Representative Ferry declared a conflict of interest because he has a relative that is the president of an institution of higher education.

Sub. S.B. 147 then failed to pass on the following roll call:

Yeas, 35; Nays, 38; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Alexander	Barrus	Bennion
Bigelow	Bowman	Bush	Buttars
D. Clark	S. Clark	Curtis	Dayton
Donnelson	Ferrin	Fife	Garn
Harper	Hatch	Holdaway	B. Johnson
Lockhart	Mascaro	Murray	Newbold
Peterson	Philpot	Ray	Saunders
Swallow	Thompson	Throckmorton	Urquhart
Wallace	Way	M. Stephens	

Voting in the negative were: Representatives

Adair	S. Allen	Anderson	Arent
Beck	Becker	Beshear	Biskupski
Bourdeaux	Bradshaw	Bryson	Buffmire
D. Cox	Daniels	Dillree	Duckworth
Ferry	Goodfellow	Gowans	Hansen
Hendrickson	E. Hutchings	Jones	King
Litvack	McCartney	Morgan	Moss

Pace	Parker	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Tyler
Ure	Young		

Absent or not voting were: Representatives
Hogue Winn

Sub. S.B. 147, returned to the Senate for filing.

* * *

Sub. S.B. 29, INTERLOCAL COOPERATION ACT AND ELECTRIC POWER FACILITIES AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Styler, the bill was amended as follows:

1. Page 6, Line 159:
After "where it" bracket "deems" and insert "considers"
2. Page 6, Line 166:
After "discretion," bracket "deems" and insert "considers"
3. Page 6, Line 169:
After "Act it" bracket "deems" and insert "considers"
4. Page 7, Line 203:
After "the state" bracket "of Utah"
5. Page 19, Line 561:
After "composition" insert a comma
6. Page 30, Line 901:
After "consumers" delete "withing" and insert "within"
7. Page 34, Line 1041:
After "Income Tax Act" insert a comma
8. Page 35, Line 1050:
After "line each" delete "project" and insert "interlocal"
9. Page 47, Line 1440:
After "power entity" insert "or power utility"
10. Page 49, Line 1505:
After "Subsection" insert "(2)"

11. Page 50, Line 1517:
After "Subsection" insert "(2)"
12. Page 70, Line 2155:
At the beginning of line 2155 insert "(1)"
13. Page 70, Line 2158:
After line 2158 insert:

"(2) If this bill and S.B. 57, Corporate Franchise and Income Taxes – Treatment of Certain Cooperatives, both pass, it is the intent of the Legislature that the Office of Legislative Research and General Counsel, in preparing the Utah Code database for publication, combine and coordinate the amendments to Section 59–7–102, as set forth in this bill and S.B. 57, to read as follows:

"59–7–102. Exemptions.

(1) Except as provided in [Part 8] this section, the following are exempt from this chapter:

 - (a) [organizations] an organization exempt under [Sections] Section 501 [and 521], Internal Revenue Code[, and organizations meeting the requirements of Subchapter T, Internal Revenue Code];
 - (b) [organizations] an organization exempt under Section 528, Internal Revenue Code[, provided that to the extent such organization's income is taxable for federal tax purposes under Section 528, such organization's income is also taxable under this chapter];
 - (c) an insurance [companies which are] company that is otherwise taxed on [their] the insurance company's premiums under [Title 59,] Chapter 9, Taxation of Admitted Insurers; [and]
 - (d) a building [authorities] authority as defined in Section 17A–3–902[-];
 - (e) a farmers' cooperative; or
 - (f) a public agency, as defined in Section 11–13–103, with respect to or as a result of an ownership interest in:
 - (i) a project, as defined in Section 11–13–103; or
 - (ii) facilities providing additional project capacity, as defined in Section 11–13–103.

(2) Notwithstanding any other provision in this chapter or Chapter [7 or] 8, Gross Receipts Tax on Certain Corporations Not Required to Pay Corporate Franchise or Income Tax, a person not otherwise subject to the tax imposed by this chapter or Chapter 8 [shall] is not [become] subject to the tax imposed by Sections 59–7–104, 59–7–201, 59–7–701, and 59–8–104, [by reason] because of:

 - (a) that person's ownership of tangible personal property located at the

premises of a printer’s facility in this state with which the person has contracted for printing; or

(b) the activities of the person’s employees or agents who are:

(i) located solely at the premises of a printer’s facility; and [~~who are~~]

(ii) performing services;

(A) related to:

(I) quality control[~~;~~];

(II) distribution[~~;~~]; or

(III) printing services; and

(B) performed by the printer’s facility in this state with which the person has contracted for printing.

(3) Notwithstanding Subsection (1), an organization, company, authority, farmers’ cooperative, or public agency exempt from this chapter under Subsection (1) is subject to Part 8, Unrelated Business Income, to the extent provided in Part 8.

(4) Notwithstanding Subsection (1)(b), to the extent the income of an organization described in Subsection (1)(b) is taxable for federal tax purposes under Section 528, Internal Revenue Code, the organization’s income is also taxable under this chapter.”

Sub. S.B. 29, as amended, then passed on the following roll call:

Yeas, 64; Nays, 5; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Becker	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Holdaway	E. Hutchings
B. Johnson	Jones	King	Lockhart
Mascaro	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young

Voting in the negative were: Representatives

Daniels	Litvack	McCartney	Morgan
M. Stephens			

Absent or not voting were: Representatives

Alexander	Beck	Bradshaw	Hendrickson
Hogue	Seitz		

Sub. S.B. 29, as amended, returned to the Senate for further consideration.

* * *

2nd Sub. S.B. 149, ETHICS AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Becker, the bill was amended as follows:

1. Page 3, line 79
After "exceed" bracket "\$50" and insert "\$10"
2. Page 3, line 85
After "exceeds" bracket "\$50" and insert "\$10"
3. Page 5, line 121
After "exceeds" delete "\$50" and insert "\$10"
4. Page 5, line 141
After "exceeds" delete "\$50" and insert "\$10"
5. Page 6, Line 165:
After "totaling" delete "\$50" and insert "\$10"

2nd Sub. S.B. 149, as amended, then passed on the following roll call:

Yeas, 69; Nays, 2; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Bigelow	Biskupski
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin

2. Also include the following amendments:

Page 7, Line 191 (Senate 2nd Reading Amendments date 3-6-2002):
Delete "six" and insert "eight"

Page 7, Line 192 (Senate 2nd Reading Amendments date 3-6-2002):
Delete "six" and insert "eight"

Michael Waddoups,
Senate Chair
Wayne Harper, House Chair

Report filed. On motion of Representative Harper, the House voted to adopt the Joint Conference Committee Report.

Sub. H.B. 172 then passed on the following roll call:

Yeas, 54; Nays, 11; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Adair	Alexander	S. Allen	Anderson
Arent	Barrus	Beck	Beshear
Bigelow	Bowman	Bradshaw	Bryson
Bush	Buttars	D. Clark	D. Cox
Daniels	Dayton	Dillree	Donnelson
Fife	Garn	Goodfellow	Harper
Hatch	Holdaway	E. Hutchings	B. Johnson
Jones	King	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Swallow	Thompson
Throckmorton	Tyler	Urquhart	Winn
Young	M. Stephens		

Voting in the negative were: Representatives

Aagard	Becker	Biskupski	Bourdeaux
Buffmire	Duckworth	Gowans	Hansen
Hendrickson	Litvack	Ray	

Absent or not voting were: Representatives

Bennion	S. Clark	Curtis	Ferrin
Ferry	Hogue	Styler	Ure
Wallace	Way		

Sub. H.B. 172 transmitted to the Senate for signature of the President.

COMMUNICATION FROM THE SENATE

Mr. Speaker:

March 6, 2002

The Senate substituted and passed, **Senate 2nd Sub. H.B. 192, WORKER'S COMPENSATION BENEFITS FOR VOLUNTEER SAFETY OFFICERS**, by Representative N. A. Hansen, and it is transmitted for further consideration.

Annette B. Moore
Secretary of the Senate

Communication filed. On motion of Representative Hansen, the House voted to concur in the Senate amendments to **2nd Sub. H.B. 192**.

2nd Sub. H.B. 192, as amended by the Senate, then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Swallow	Thompson
Throckmorton	Tyler	Urquhart	Wallace
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander	Becker	S. Clark	Ferrin
Ferry	Styler	Ure	Way

2nd Sub. H.B. 192, as amended by the Senate, transmitted to the Senate for signature of the president.

COMMUNICATION FROM THE SENATE

Mr. Speaker:

March 6, 2002

The Senate passed **H.B. 352**, REVISIONS TO GENERAL GOVERNMENT – TOBACCO AMENDMENTS, by Representative D. Hogue, with amendments found on the bill.

Annette B. Moore
Secretary of the Senate

Communication filed. On motion of Representative Hogue, the House voted to concur in the Senate amendments to **H.B. 352**.

H.B. 352, as amended by the Senate, then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Agard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Alexander	S. Clark	Ferrin	Ferry
Styler	Way		

H.B. 352, as amended by the Senate, transmitted to the Senate for signature of the president.

UNFINISHED BUSINESS

On motion of Representative Curtis, the House voted to uncircle **S.B. 171**.

S.B. 171, UNIFORM ARBITRATION ACT, was before the House on its final passage.

On motion of Representative Curtis, the bill was amended as follows:

1. Page 1, Line 15:
At the end of the line, insert "This act is effective May 15, 2003."

2. Page 20, Line 588:
After line 588, insert:
"Section 34. Effective Date.
This act takes effect May 15, 2003."

Representative Daniels declared a conflict of interest because he does arbitration.

S.B. 171, as amended, then passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Alexander Styler

S.B. 171, as amended, returned to the Senate for further consideration.

COMMUNICATION FROM THE SENATE

Mr. Speaker:

March 6, 2002

The Senate passed **S.J.R. 15**, MASTER STUDY RESOLUTION, by Senator L. S. Poulton, and it is transmitted for consideration.

Annette B. Moore

Secretary of the Senate

Communication filed. **S.J.R. 15**, read the first time by short title. On motion of Representative Garn, under suspension of the rules, the House voted to consider it read the second time by short title and placed at the top of the calendar for third reading.

THIRD READING CALENDAR

S.J.R. 15, MASTER STUDY RESOLUTION, read the third time by short title and placed on its final passage.

S.J.R. 15 then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hendrickson	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway

G. Snow	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

S. Clark	Hatch	Styler
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S.J.R. 15 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Lt. Governor.

* * *

Sub. S.B. 141, PUNITIVE DAMAGE AWARDS, read the third time by short title and placed on its final passage.

Sub. S.B. 141 then passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

S. Allen	D. Clark	Ferrin	Styler
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Sub. S.B. 141 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker:

March 6, 2002

The Senate refuses to concur with the House Amendments to **2nd Sub. S.B. 149**, ETHICS AMENDMENTS, by Senator L. S. Poulton, and requests the House recede from its amendments.

Annette B. Moore
Secretary of the Senate

Communication filed. On motion of Representative Garn, the House voted to recede from its amendments to **2nd Sub. S.B. 149**.

2nd Sub. S.B. 149 then passed on the following roll call:

Yeas, 75; Nays, 0; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Agaard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

2nd Sub. S.B. 149 returned for the signature of the President.

* * *

Mr. Speaker:

March 6, 2002

The Senate passed **H.B. 340**, DIVISION OF WATER RIGHTS FUNDING AND NOTIFICATION AMENDMENTS, by Representative M. Styler, with the following amendments:

1. Page 2, Line 51:

After "reduced by" delete "\$120,000" and insert "\$150,000"

and it is transmitted for further consideration.

Annette B. Moore

Secretary of the Senate

Communication filed. On motion of Representative Styler, the House voted to concur in the Senate amendments to **H.B. 340**, DIVISION OF WATER RIGHTS FUNDING AND NOTIFICATION AMENDMENTS.

H.B. 340, as amended by the Senate, then passed on the following roll call:

Yeas, 75; Nays, 0; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

H.B. 340, as amended by the Senate, transmitted to the Senate for signature of the president.

THIRD READING CALENDAR

S.B. 140, REALLOCATION OF JUDGES, read the third time by short title and placed on its final passage.

S.B. 140 then passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting was: Representative

Dayton

S.B. 140 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

COMMUNICATION FROM THE SENATE

Mr. Speaker:

March 6, 2002

The Senate adopted the Joint Conference Committee Report dated March 6, 2002, and passed **1st Sub. H.B. 196**, DIVORCE AND PARENT-TIME

REVISIONS, by Representative Bennion, and it is transmitted for further consideration.

Annette B. Moore
Secretary of the Senate

Communication filed.

JOINT CONFERENCE COMMITTEE REPORT

Mr. Speaker:

March 6, 2002

The Joint Conference Committee comprised of Senators Spencer, Ed Allen, and Wright, and Representatives Bennion, Thompson, and Hutchings, recommends **H.B. 196**, DIVORCE AND PARENT-TIME REVISIONS, by Representative C. Bennion, be replaced and favorably recommends **Sub. H.B. 196**, DIVORCE AND PARENT-TIME REVISIONS.

Terry Spencer, Senate Chair
Chad Bennion, House Chair

Report filed. On motion of Representative Bennion, the House voted to adopt the Joint Conference Committee Report.

H.B. 196 then passed on the following roll call:

Yeas, 73; Nays, 2; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Garn
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson

Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Voting in the negative were: Representatives

Beshear Pace

H.B. 196 transmitted to the Senate for signature of the President.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: March 6, 2002

The Senate passed, **H.J.R. 22**, RESOLUTION OPPOSING INCREASED VIOLENCE IN SPORTS AGAINST SPORTS OFFICIALS, by Representative D. Hogue, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 152**, OIL AND GAS SEVERANCE TAX – BOARD, RESTRICTED ACCOUNT, AND USE OF REVENUES, by Representative J. Seitz, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 3**, SUPPLEMENTAL APPROPRIATIONS II, by Representative J. Alexander, and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 251**, FUNDING OF STATE AND COUNTY HEALTH AND HUMAN SERVICES LEGISLATIVE TASK FORCE, by Representative J. Seitz, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 61**, FUNDS CONSOLIDATION, by Representative J. Alexander, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 96**, LICENSURE OF GEOLOGISTS, by Representative R. Becker, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 331**, NONRESIDENT TUITION FOR HIGHER EDUCATION, by Representative J. Alexander, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 313**, UTAH 911 COMMITTEE, by Representative T. McCartney, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **1st Sub. S.B. 119, WORKERS' COMPENSATION INSURANCE RELATED AMENDMENTS**, by Senator L. S. Poulton, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **2nd Sub. S.B. 17, DCFS MANAGEMENT INFORMATION SYSTEM AMENDMENTS**, by Senator D. C. Buttars, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **1st Sub. S.B. 122, INSURANCE LAW AMENDMENTS**, by Senator L. S. Poulton, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **1st Sub. S.B. 29, INTERLOCAL COOPERATION ACT AND ELECTRIC POWER FACILITIES AMENDMENTS**, by Senator L. Blackham, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 171, UNIFORM ARBITRATION ACT**, by Senator L. Hillyard, and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **H.J.R. 22, Sub. H.B. 152, H.B. 3, H.B. 251, H.B. 61, H.B. 96, H.B. 331, and Sub. H.B. 313** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor and Lt. Governor.

Communications filed. **S.B. 119, 2nd Sub. S.B. 17, Sub. S.B. 122, Sub. S.B. 29, and S.B. 171** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

* * *

Mr. Speaker:

March 7, 2002

The President of the Senate has signed **H.B. 340, DIVISION OF WATER RIGHTS FUNDING AND NOTIFICATION AMENDMENTS**, by Representative M. Styler, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 319, JAIL REIMBURSEMENT AMENDMENTS**, by Representative G. Curtis, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 295**, TAKING MINOR INTO PROTECTIVE CUSTODY WITHOUT WARRANT, by Representative T. Hatch, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 196**, DIVORCE AND PARENT-TIME REVISIONS, by Representative C. Bennion, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **2nd Sub. H.B. 192**, WORKERS' COMPENSATION BENEFITS FOR VOLUNTEER SAFETY OFFICERS, by Representative N. Hansen, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 172**, VEHICLE SAFETY INSPECTION AMENDMENTS, by Representative W. Harper, and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 176**, LEAVE OF ABSENCE FOR DISABLED EMPLOYEES, by Representative C. Bennion, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 145**, UTAH ENERGY OFFICE AMENDMENTS, by Representative S. Urquhart, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 118**, SPECIAL LICENSE PLATES FOR SEARCH AND RESCUE TEAMS, by Representative B. Ferry, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 124**, DEBT COLLECTION AMENDMENTS, by Representative S. Allen, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **4th Sub. H.B. 205**, CONSTRUCTION SERVICES COMMISSION, by Representative S. Clark, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 254**, FIREMEN'S CIVIL SERVICE COUNCIL AMENDMENTS, by Representative J. M. Philpot, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 310**, MOBILITY ASSISTANCE FUND, by Representative E. Hutchings, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 311**, STATE CAPITOL PRESERVATION BOARD – CHAIR, by Representative G. Adair, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.J.R. 26**, RESOLUTION PROMOTING COOPERATIVE REGULATORY ENVIRONMENT AND ECONOMIC DEVELOPMENT IN UTAH, by Representative C. Bennion, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.C.R. 8**, RESOLUTION HONORING GOLD AND BLUE STAR MOTHERS, by Representative J. M. Philpot, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 352**, REVISIONS TO GENERAL GOVERNMENT – TOBACCO AMENDMENTS, by Representative D. Hogue, and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 334**, COUNTY AND MUNICIPAL CAMPAIGN FINANCE AMENDMENTS, by Representative T. Beck, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate has rejected **H.B. 179**, DESIGNATION OF STATE BUILDING, by Representative G. Way, and it is transmitted for filing.

Annette B. Moore
Secretary of the Senate

Communications filed. **H.B. 340**, **Sub. H.B. 319**, **H.B. 295**, **Sub. H.B. 196**, **2nd Sub. H.B. 192**, **Sub. H.B. 172**, **Sub. H.B. 176**, **H.B. 145**, **H.B. 118**, **Sub. H.B. 124**, **4th Sub. H.B. 205**, **H.B. 254**, **Sub. H.B. 310**, **H.B. 311**, **H.J.R. 26**, **H.C.R. 8**, **H.B. 352**, and **H.B. 334** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor and Lt. Governor.

Communication filed. **H.B. 179**, was filed.

Mr. Speaker:

March 6, 2002

I am directed to inform the House of Representatives that the Senate on this day struck the enacting clause on the following House Bills and Resolutions:

1st Sub H.B. 12	USE OF TOBACCO SETTLEMENT INTEREST PROCEEDS – Karen W. Morgan
H.B. 20	PROHIBITING RESIDENTIAL LOTS FROM CROSSING COUNTY LINES – David L. Hogue
1st Sub H.B. 36	CHILD CARE AMENDMENTS – Richard M. Siddoway

- H.B. 37** PARENT-TIME AMENDMENTS – James A. Ferrin
H.B. 49 MUNICIPAL PLAN FOR MODERATE INCOME HOUSING – Paul Ray
H.B. 50 INDIVIDUAL INCOME TAX PERSONAL RETIREMENT EXEMPTION AND DEDUCTION FOR RETIREMENT INCOME – ELIMINATING MARRIAGE TAX PENALTIES – Wayne A. Harper
H.B. 60 INDIVIDUAL INCOME TAX – STATE EARNED INCOME TAX CREDIT – Thomas V. Hatch
1st Sub H.B. 69 PAYMENT FOR BAILIFF AND OTHER SERVICES IN COURTS OF RECORD – Jack A. Seitz
H.B. 70 POLITICAL FUNDRAISING RESTRICTIONS ON GOVERNOR – Neil A. Hansen
1st Sub H.B. 85 WATER DEVELOPMENT AND CONSERVATION TASK FORCE – Glen L. Way
H.B. 89 BAN ON GIFTS – Ralph Becker
1st Sub H.B. 90 TRUTH IN ADVERTISING AMENDMENTS – Scott Daniels
1st Sub H.B. 97 RETIREMENT COST-OF-LIVING ADJUSTMENT FOR PUBLIC SAFETY – Paul Ray
H.B. 102 CRIMINAL HISTORY BACKGROUND INFORMATION – Duane E. Bourdeaux
H.B. 103 INDIVIDUAL INCOME TAX DEDUCTION FOR NET CAPITAL GAIN – James A. Ferrin
1st Sub H.B. 109 GOVERNOR AND LEGISLATURES POWER TO CUT STATE BUDGET – Kory M. Holdaway
1st Sub H.B. 117 RESTRUCTURING MEDICAID SPEND DOWN – Trisha S. Beck
H.B. 148 NONPROFIT INSURERS – Afton B. Bradshaw
1st Sub H.B. 150 PUBLIC EDUCATION – ALTERNATIVE LANGUAGE PROGRAMS
H.B. 169 MIDTERM VACANCIES IN THE LEGISLATURE – Ralph Becker
H.B. 178 MEMORIAL PLAQUE OF GEORGE E. WAHLEN IN THE CAPITOL – Gerry A. Adair
2nd Sub H.B. 186 STATE RETIREMENT CONVERSION WINDOW – Brad King
H.B. 209 TRUANCY AMENDMENTS – Duane E. Bourdeaux
H.B. 215 DEPARTMENT OF HEALTH COLLECTION OF INFORMATION – David L. Hogue

- H.B. 232** UNEMPLOYMENT INSURANCE FRAUD
AMENDMENTS – Ty McCartney
- 1st Sub H.B. 240** PUBLIC EDUCATION CAPITAL OUTLAY ACT
AMENDMENTS – David N. Cox
- H.B. 243** CHILD IMMUNIZATION AMENDMENTS –
Rebecca D. Lockhart
- H.B. 258** VOTER IDENTIFICATION REQUIREMENTS –
Rebecca D. Lockhart
- H.B. 260** RESTRICTIONS ON TELEPHONE SOLICITATION –
Karen W. Morgan
- H.B. 271** APPROPRIATION FOR SCHOOL DISTRICTS
IMPACTED BY FEE WAIVERS –
LaWanna Lou Shurtliff
- H.B. 280** PLANETARIUM BOARD AMENDMENTS –
Merlynn T. Newbold
- H.B. 285** HISTORIC BUILDING REHABILITATION TAX
CREDITS – Chad E. Bennion
- 1st Sub H.B. 292** POWER OF ATTORNEY FOR TRUST –
Merlynn T. Newbold
- H.B. 318** GOVERNMENTAL IMMUNITY – EXCEPTION FOR
PERJURY – Matt Throckmorton
- H.B. 323** STATE FLEET OPERATIONS AMENDMENTS –
Gerry A. Adair
- 5th Sub H.B. 324** PROTECTION OF UNINCORPORATED AREAS IN
COUNTIES OF THE FIRST CLASS – A. Lamont Tyler
- H.B. 332** CHILD SUPPORT MODIFICATIONS –
Eric K. Hutchings
- 1st Sub H.B. 356** PROHIBITION OF RESTRAINT PRACTICES –
Mike Thompson
- H.C.R. 1** RESOLUTION REGARDING UNITED STATES
MINTING OF THE UTAH QUARTER– Neil A. Hansen
- H.J.R. 10** RESOLUTION URGING FEDERAL
CONSTITUTIONAL AMENDMENT TO PROTECT
THE LIFE OF THE UNBORN – Glenn L. Way
- 3rd Sub H.J.R. 13** RESOLUTION ON SPECIAL SESSIONS OF THE
LEGISLATURE – Chad E. Bennion
- H.J.R. 19** JOINT RULES RESOLUTION REQUIRING CERTAIN
SPECIAL SESSION PROCEDURES – Chad E. Bennion

H.J.R. 21 RESOLUTION ENCOURAGING CONGRESSIONAL
APPROVAL OF FARM BILL – Craig W. Buttars

Annette B. Moore
Secretary of the Senate

Communication filed.

RULES COMMITTEE REPORTS

Mr. Speaker: March 6, 2002

I am directed to inform the House of Representatives that the Committee On Rules has struck the enacting clause on the following Senate Bills and Resolutions:

- S.B. 5** Appropriation for Sexual Violence Victim Assistance Programs (T. Spencer)
- S.B. 40** Tuition Assistance Appropriation for National Guard (P. Knudson)
- S.B. 44** Funding A Community Legal Center (L. Hillyard)
- S.B. 78** Amendments to Construction Contracts Regarding Unreasonable Delays (S. Jenkins)
- 3rd Sub. S.B. 84** Real Estate Valuation Tax Appeal (C. Bramble)
- S.B. 85** Parental Involvement in Public Education (C. Walker)
- 4th Sub. S.B. 102** Bid Requirements on County or Municipal Construction Projects (H Stephenson)
- Sub. S.B. 118** Distribution of Olympic Special Revenue Fund Monies (M. Waddoups)
- Sub. S.B. 139** DNA Evidence – Removing Statute of Limitations (L. Hillyard)
- Sub. S.B. 151** Vehicle History Information (D. Eastman)
- Sub. S.B. 165** Pawnbroker Industry Revisions (M. Waddoups)
- S.B. 166** Individual Income Tax – Treatment of Certain Military Income (C. Bramble)
- Sub. S.B. 168** Parent Visitation Office (D. Allen)
- S.B. 182** Penalty and Interest Modifications (C. Bramble)
- Sub. S.B. 196** Waste Amendments (C. Walker)
- Sub. S.B. 199** Privacy Protections in Divorce Proceedings (G. Davis)
- S.B. 201** Annexations in Counties of the First Class (L. Poulton)
- S.C.R. 1** Adult Lifelong Learning and Literacy Resolution (D. Steele)

Tom Hatch, Chair

Report filed.

* * *

Mr. Speaker:

March 6, 2002

I am directed to inform the Utah House of Representatives that the House Committee on Rules has struck the enacting clause on the following House Bills and Resolutions:

H.B. 59	Municipal Telephone Utilities Amendments (D. Cox)
Sub. H.B. 67	Penalty for Distracted Driving (K. Holdaway)
H.B. 68	Subdivision of Agricultural Land (B. Parker)
H.B. 71	Eliminate Straight Party Voting Option (T. Beck)
H.B. 76	Process for Creation of New School Districts (D. Cox)
H.B. 78	Gun Show Background Check (S. Daniels)
H.B. 87	Unmarked Vehicle Amendments (D. Bowman)
H.B. 92	Seat Belt Requirements (C. Moss)
H.B. 98	Amendments to Whistle Blowers Statute (N. Hansen)
H.B. 104	Redistricting Procedures (R. Siddoway)
H.B. 106	Pharmaceutical Access and Drug Policy Advisory Subcommittee (D. Hogue)
H.B. 108	Consumer Protection Amendments – Rental Motor Vehicles (J. Biskupski)
H.B. 114	Penalty for Stealing Motor Fuel (C. Saunders)
Sub. H.B. 116	Local Government Officials Amendments (M. Thompson)
H.B. 120	Division and Board of Water Resources Name Change (J. Buffmire)
H.B. 121	Restrictions on Public Officials Becoming Lobbyists (S. Daniels)
H.B. 130	Veterans' Homes (G. Adair)
Sub. H.B. 134	Unauthorized Electronic Transactions (A. Tyler)
H.B. 135	Amendments to Legislative Salary Process (M. Newbold)
Sub. H.B. 139	Employment Support Provisions (D. Litvack)
H.B. 141	Personal Information Protection (D. Aagard)
H.B. 142	Public Safety Communications Network (D. Ure)
H.B. 146	Property Tax – Truth in Taxation Amendments (M Young)
H.B. 147	Fiscal Accountability Standards (D. Litvack)
H.B. 149	Tax Credits for Manufacturing Capital Investments (N. Hansen)
H.B. 151	Hate Crimes Amendments (D. Litvack)
H.B. 153	Standards for Illegal Drug Lab Decontamination (A. Tyler)

H.B. 156	Vehicle Registration Renewal (J. Swallow)
H.B. 157	Repeal of Sales and Use Tax on Food (J. Biskupski)
H.B. 158	Safe Drinking Water Act Amendments (G. Donnelson)
H.B. 159	Parental Consent to Interview a Child (J. Ferrin)
H.B. 160	Utah Transportation Amendments (C. Bennion)
H.B. 161	Prohibiting Gifts to Legislators (K. Holdaway)
H.B. 163	Damage Caused by Stray Livestock (S. Clark)
H.B. 165	Expansion of Special Service District Purposes (C. Buttars)
H.B. 168	Smoke-Free Workplace Law (S. Daniels)
H.B. 170	Rights of a Defendant in a Criminal Trial (G. Donnelson)
H.B. 174	Workers' Compensation – Fire Department Employees (J. Murray)
H.B. 175	Election Law Commission (J. Buffmire)
H.B. 179	Designation of State Building (G. Way)
Sub. H.B. 180	Emergency Responder Priority (K. Holdaway)
H.B. 183	Firearm Criminal Background Check Amendments (J. Philpot)
H.B. 188	Arrest Authority of Peace Officers (G. Donnelson)
Sub. H.B. 189	Retention of Educator Licenses (M. Throckmorton)
Sub. H.B. 191	Mortgage Lending Disclosure (P. Ray)
Sub. H.B. 194	Peace Officer Arrest Quotas (C. Bennion)
H.B. 195	Protection of Sports Officials From Violent Abuse (D. Hogue)
Sub. H.B. 200	Nutritional Food in Schools (P. Jones)
H.B. 203	Expansion of Governmental Immunity (R. Barrus)
H.B. 211	Repeal of Weapons Law (S. Daniels)
Sub. H.B. 213	Classroom Amplification (D. Hogue)
H.B. 216	Transfer of Development Rights (B. Parker)
Sub. H.B. 219	Firearm Fee Amendments (J. Philpot)
H.B. 220	Control of Precursor Chemicals (A. Tyler)
H.B. 222	School and School District Size Task Force (D. Cox)
H.B. 227	Electronic Monitoring of Probationers – Criminal Interference (K. Bryson)
H.B. 228	Public Education Vending Contracts (P. Jones)
H.B. 229	Workers' Compensation – Death Benefit (D. Cox)
H.B. 239	Salvage Vehicle Amendments (D. Hogue)
H.B. 242	Practice of Radiology Technology Licensure Amendments (J. Philpot)
H.B. 244	Credit Allowed in Teacher Transfer (M. Thompson)
Sub. H.B. 247	Fire Prevention and Safety Amendments (C. Beshear)

- H.B. 261** Regulation of Restraint Therapy (M. Thompson)
H.B. 265 Court Ordered Counseling (M. Thompson)
H.B. 267 Personnel Management Act Revision (D. Peterson)
H.B. 268 Additional State Retirement Benefit (L. Shurtliff)
H.B. 272 Utah Education Network Amendments (T. Hatch)
H.B. 277 Appropriation for Nature Center in Ogden (G. Adair)
H.B. 278 Approval of Education Association Leave (S. Allen)
H.B. 282 Child Support Reductions (J. Swallow)
H.B. 286 Division of Child and Family Services Treatment Plans and Reunification Services (R. Lockhart)
- H.B. 288** Competency to Stand Trial Amendments (S. Daniels)
H.B. 293 Solid and Hazardous Waste (D. Ure)
H.B. 294 Bow Hunter Safety (N. Hansen)
H.B. 298 Child Welfare Enhanced Training (D. Litvack)
H.B. 299 Agricultural Sustainability Task Force (C. Buttars)
H.B. 301 Farmland Assessment Act – Rollback Taxes (D. Ure)
H.B. 302 Tax Credits for Donated Textbooks (M. Thompson)
H.B. 304 Child Welfare Parental Defense Act (M. Throckmorton)
H.B. 306 Election Law Revisions (G. Donnelson)
H.B. 308 Renewable Energy Amendments (J. Gowans)
H.B. 309 Public Water Systems Amendments (R. Barrus)
H.B. 312 Highway and Freeway Underpasses for Wildlife (M. Styler)
- H.B. 314** Combining Divisions of Substance Abuse and Mental Health (J. Seitz)
- H.B. 315** Utah Fire Prevention and Safety Act Amendments (C. Beshear)
- H.B. 316** Fire Prevention and Safety Revisions (C. Beshear)
H.B. 320 Essential Hospital Services (R. Lockhart)
H.B. 321 Capitol Arts Placement Commission Amendments (R. Siddoway)
- H.B. 322** Appropriation for Archery and Nature Park in Tooele (C. Bennion)
- H.B. 325** County Clerk Responsibilities – Building Lot of Record (D. Ure)
- H.B. 326** Special License Plate (D. Bowman)
H.B. 327 Information Required to the Division of Public Utilities (T. McCartney)
- H.B. 328** Appropriation for Teacher Mentoring Programs (C. Moss)
H.B. 329 State and Education Voluntary Contribution Fund (J. Philpot)

- H.B. 333** Veterans – Parks and Recreation Benefit (G. Adair)
H.B. 335 Lobbyist and Public Officials Ethics Amendments (R. Becker)
- H.B. 338** Authority of the State Board of Education (D. Cox)
H.B. 341 Government Law Revisions (B. King)
H.B. 343 Admission Policies for Higher Education (M. Dayton)
H.B. 344 Governmental Functions – Amendments (P. Arent)
H.B. 346 Education Law Amendments (D. Bourdeaux)
H.B. 347 Government Law Changes (J. Biskupski)
H.B. 348 Supplemental Adult Teacher (J. Biskupski)
H.B. 349 Financial Institution Amendments (J. Gowans)
H.B. 350 Driver License Restrictions (M. Throckmorton)
H.B. 353 Appropriation to Department of Community and Economic Development (K. Holdaway)
- H.B. 354** Cigarette Marketing Agreement Prohibitions (D. Hogue)
H.B. 355 Child Support Guidelines (F. Fife)
- H.C.R. 9** Resolution Supporting Designation of San Rafael Swell as National Monument (B. Johnson)
- H.J.R. 3** Creation of Redistricting K. Morgan)
H.J.R. 6 Resolution Urging the End to the Persecution of Falun Gong Practitioners (M. Throckmorton)
- H.J.R. 8** Joint Resolution Amending Highway User and Motor Fuel Funds (S. Daniels)
- H.J.R. 12** Joint Resolution Rejecting Salary Recommendations of Legislative Compensation Commission (B. King)
- Sub. H.J.R. 16** Joint Rules Resolution – Legislative Review Notes on Bills (D. Ure)
- H.J.R. 18** Resolution Directing Use of Interest on State School Fund (M. Throckmorton)
- H.J.R. 20** Resolution Urging Hazardous Materials Not be Transported by Train During the Olympics (F. Fife)
- H.J.R. 23** Resolution Promoting Character and Citizenship Education (K. Morgan)
- H.J.R. 28** Resolution Recommending Changes to State Government (B. King)
- H.J.R. 29** Resolution Asserting Water Rights Issued Under the Authority of the State are Subject to State Law (M. Young)

H.R. 4 House Rules Resolution – Rules Committee Power
(C. Bennion)

Tom Hatch, Chair

Report filed.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the Speaker was authorized to appoint a committee to wait upon the Senate to inform that Honorable Body that the House had completed its business and was prepared to adjourn sine die. The Speaker appointed Representatives Tyler, Swallow, and Fife.

On motion of Representative Garn, the Speaker was authorized to appoint a committee to meet with a like committee from the Senate to wait upon the Governor to inform him that the Legislature had completed its business and was prepared to adjourn sine die. The Speaker appointed Representatives Bradshaw, Saunders, and Arent.

On motion of Representative Dillree, the House voted to authorize two additional days compensation for employees.

Senators Bramble, M. Peterson, and Eastman notified the House that the Senate had completed its business and was ready to adjourn sine die.

Representative Tyler reported that the committee had waited upon the Senate and informed that Honorable Body that the House was ready to adjourn sine die.

Representative Bradshaw reported that his Joint Committee had waited upon the Governor and informed him that the Legislature had completed its business and was ready to adjourn sine die.

Governor Michael O. Leavitt addressed the House briefly.

On motion of Representative Garn, and at 12:30 a.m., the House of Representatives of the Fifty-third Legislature of the state of Utah adjourned sine die.

JOURNAL
of the
House of Representatives
of the
State of Utah

FIFTY–FOURTH LEGISLATURE
2002 FIRST VETO
OVERRIDE SESSION

Commencing Wednesday, April 24, 2002
and Ending Wednesday, April 24, 2002

PUBLISHED BY AUTHORITY
UTAH LEGISLATIVE PRINTING OFFICE

CERTIFICATION

The undersigned, as the duly appointed committee on the revision of the House Journal of the 2002 First Veto Override Session of the Fifty-Fourth Legislature of the State of Utah, do hereby certify that the contents published herein are a full, true and correct record of the proceedings of the session commencing on Wednesday, April 24, 2002 and ending on Wednesday, April 24, 2002.

**COMMITTEE ON REVISION
OF THE HOUSE JOURNAL**

CAROLE E. PETERSON
Chief Clerk

JANICE A. GADD
Journal Clerk

HOUSE JOURNAL
of the
FIFTY-FOURTH LEGISLATURE
of the
STATE OF UTAH
FIRST VETO OVERRIDE SESSION

House Chamber
State Capitol
Salt Lake City, Utah
April 24, 2002

In accordance with a joint proclamation of the members of the Fifty-Fourth Legislature of the State of Utah, the House of Representatives met in a First Veto Override Session in the House Chamber at the State Capitol.

The House was called to order by Speaker Stephens at 1:45 p.m.

Roll call showed all members present except Representatives Roger Barrus, Judy Ann Buffmire, and Tom Hatch, excused. Representative Scott Daniels, absent.

Pledge of Allegiance and prayer by Representative Gerry Adair.

MISCELLANEOUS BUSINESS

Speaker Stephens appointed Carole E. Peterson as Chief Clerk.

The Chief Clerk read the following:

CERTIFICATION

I, OLENE S. WALKER, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, DO HEREBY CERTIFY THAT the attached copy of a Call for the Legislative Veto Override Session issued under the date of April 10, 2002, and signed by Al Mansell, President, Utah State Senate and Martin R. Stephens, Speaker, Utah State House of Representatives, is a true and correct copy of the original Call for the Legislative Veto Override Session calling the 54th

Legislature of the State of Utah into a Legislative Veto Override Session at the State Capitol in Salt Lake City, Utah on Wednesday, the 24th day of April, 2002, at 1:30 p.m., for the purposes named in the call.

I FURTHER CERTIFY THAT the membership of the Utah State House of Representatives has not changed from that of the 2002 General Session of the Utah State Legislature.

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, this twenty-fourth
day of April, 2002.

OLENE S. WALKER
Lieutenant Governor

Communication filed.

**STATE OF UTAH
LEGISLATIVE DEPARTMENT
CALL OF LEGISLATIVE VETO OVERRIDE SESSION**

Pursuant to Article VII, Sec. 8 of the Utah Constitution and Utah State Legislative Joint Rule 17, its presiding officers, the Honorable Al Mansell, president of the Utah State Senate, and the Honorable Martin R. Stephens, Speaker of the Utah House of Representatives, have polled the members of the Senate and the House of Representatives, and do hereby call the Utah State Legislature into a Legislative Veto Override Session to convene at 1:30 p.m. on April 24, 2002.

Two-thirds of each house voted in favor of convening a Veto Override Session for the purpose of overriding the disapproval by Governor Michael O. Leavitt of the following bills or items of appropriation passed by the Legislature which adjourned March 6, 2002, but which were disapproved by the Governor after adjournment, viz:

H.B. 3	SUPPLEMENTAL APPROPRIATIONS ACT II Item 82 and Item 93
H.B. 123	MEDICAL RECOMMENDATIONS FOR CHILDREN
H.B. 136	JUDICIAL CONDUCT COMMISSION AMENDMENTS
H.B. 152	OIL AND GAS SEVERANCE-TAX-BOARD RESTRICTED ACCOUNT AND USE OF REVENUES

H.B. 248	CLASSIFICATION OF STATE EMPLOYEES FOR INSURANCE PURPOSES
H.B. 287	CONSTITUTIONAL RIGHTS OF STATE EMPLOYEES
H.B. 297	RETIREMENT OFFICE AMENDMENTS
H.B. 342	RECOVERY OF ADMINISTRATIVE FEE FOR DAMAGES SUSTAINED TO A RENTAL MOTOR VEHICLE
S.B. 183	COSTS ASSESSED FOR WRONGFULLY ENJOINING A STATE PROJECT

Al Mansell, President
Utah State Senate

Martin R. Stephens, Speaker
Utah House of Representatives

Communications filed.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to continue with the same organization for the First Veto Override Session as set up and constituted during the 2002 Annual General Session of the Legislature insofar as it pertains to the Speakership, Majority Leadership and Minority Leadership.

On motion of Representative Bennion, the House voted to adopt the same House Rules and Joint Rules for the First Veto Override Session as adopted in the Annual General Session of 2002.

On motion of Representative Becker, the House voted to authorize the Speaker to appoint a committee to wait upon the Senate to inform that Honorable Body that the House is organized and ready to do business.

The Speaker appointed Representatives Styler, Clark, and Young.

On motion of Representative Arent, the House voted to authorize the Speaker to appoint a committee to act with a like committee from the Senate to wait upon the Governor to inform His Excellency that the Legislature is organized and ready to receive any communication or message he may have to offer.

The Speaker appointed Representatives Tyler, Ray, and Fife.

Representative Tyler reported that his committee had waited upon the Governor and informed him that the Legislature was organized and ready to do business.

Senators Carleen Walker, Ed Allen, and Parley Hellewell.

Representative Styler reported that his committee had waited upon the Senate and informed that Honorable Body that the House of Representatives was organized and ready to do business.

COMMUNICATIONS FROM THE GOVERNOR

President Mansell and Speaker Stephens:

This is to inform you that on March 26, 2002, I decided, after careful consideration and study, to veto the following line items in H.B. 3, SUPPLEMENTAL APPROPRIATIONS ACT II:

Item 85 – To the Department of Environmental Quality \$169,000 reduction.

Item 93 – To the Department of Corrections, \$1,000 reduction in Programs and Operations.

The reduction in Item 85 is duplicated in S.B. 1, Item 229. The negative appropriation in Item 93 is to a line item that does not exist; and

This is to inform you that on March 26, 2002, I decided, after careful consideration and study, to veto H.B. 123, MEDICAL RECOMMENDATIONS FOR CHILDREN, and have transmitted it to the Lieutenant Governor for filing.

This bill limits the communication that can take place between parents and teachers regarding a child's behavior. Specifically, it prohibits a teacher from recommending psychiatric or psychological evaluations or treatments.

The unauthorized practice of medicine is already prohibited and is a matter of well-settled law. This bill does nothing to enhance the protection of the public. The need for the restrictions imposed in this bill is based on anecdotal case histories. No system can guarantee perfect outcomes. Human judgment is constantly at play in decision making, including what advice teachers give to parents. Ultimately, if a teacher makes a serious mistake in judgment, someone else's human judgment must intervene to correct it. I do not believe that the Legislature is equipped in this case to offer its own clinical judgment.

Affected state agencies have expressed a willingness to work within the new restrictions, but I see the bill as an inappropriate hindrance to communication between parent and teacher; and

This is to inform you that on March 26, 2002, I decided, after careful consideration and study, to veto H.B. 136, JUDICIAL CONDUCT COMMISSION AMENDMENTS, and have transmitted it to the Lieutenant Governor for filing.

This bill alters the configuration and terms of members of the Judicial Conduct Commission and, additionally, makes procedural changes. The bill calls for a significant change to a system that has served the citizens of Utah well. It alters an

important balance between accountability and independence and appears to be directed to a problem whose existence is not compelling. Of special concern is a provision in the bill that allows the commission to initiate its own complaints against judges. Because the bill undermines the independence of the judiciary, I feel compelled to veto; and

This is to inform you that on March 26, 2002, I decided, after careful consideration and study, to veto H.B. 152, OIL AND GAS SEVERANCE TAX–BOARD, RESTRICTED ACCOUNT AND USE OF REVENUES, and have transmitted it to the Lieutenant Governor for filing.

House Bill 152 gives all state General Fund oil and gas severance tax over \$34 million in calendar year 2003 to a grant program for counties. Thereafter, all such tax revenues over \$32 million are given to the grant program for each subsequent year.

This earmarking changes the nature of a general revenue source of the state to a specific restricted purpose. Oil and gas tax revenues are sovereign assets of state. This bill reverses the long-held premise that tax revenue from oil and gas are sovereign assets of the state, to be used for the benefit of all, to pay for such general fund expenses as prisons, higher education, and health and human services.

The counties are political subdivisions of the state created by the Legislature. They do not hold sovereign rights to the land and minerals within their boundaries. Among other sources of revenue, the counties receive money from oil and gas activities in the form of property tax on wells, drilling equipment, and other facilities. The property tax for calendar year 2000 was \$15 million for the eleven counties in question; and

This is to inform you that on March 26, 2002, I decided, after careful consideration and study, to veto H.B. 248, CLASSIFICATION OF STATE EMPLOYEES FOR INSURANCE PURPOSES, and have transmitted it to the Lieutenant Governor for filing.

House Bill 248 allows local health departments, local mental health authorities, local substance abuse authorities, area agencies on aging and the children's justice centers to join the state employee's health insurance risk pool. The theory behind the bill was that these entities will save on their health insurance costs because they will join a larger risk pool. They would then be able to expend their services with the savings.

However, since the legislative session, more information has come to light. First, language in the bill requires participation in the state employee risk pool if the entity is covered by PEHP. Individual pools such as the UBHN–Utah Behavior Health Network (for mental health authorities) would be dissolved and the county health departments would be carved out of county health coverage. Those agencies would be forced to join the state employee risk pool or find private

insurance coverage.

Second, the experience rating of the UBHN group is higher than that of state employees and this would cause a premium increase for the state employees to absorb the higher costs of a at least \$1.5 million annually.

Third, there will be an equity problem for the counties. Their health department employees will have the state employee health benefit package while their other employees will have the county health benefit package.

Finally, it seems probable that this bill could have the effect of taking business away from the private health insurance market.

For these reasons, I have decided to veto H.B. 248 and recommend that the Legislature consider the bill's provisions in their Access to Health Care and Coverage Task Force; and

This is to inform you that on March 26, 2002, I decided, after careful consideration and study, to veto H.B. 287, CONSTITUTIONAL RIGHTS OF STATE EMPLOYEES, and have transmitted it to the Lieutenant Governor for filing.

House Bill 287, appears to protect constitutional rights of state employees and foster parents. However, that which is constitutional behavior may not be permissible in the workplace, and this bill's potential for unintended consequences is serious. For example, the bill prohibits screening out, failing to hire or promote, disciplining, or dismissing a person as an employee or foster parent who:

- uses hate speech on the job;
- uses offensive language;
- dresses unprofessionally;
- criticizes the employer on political grounds, which could be especially detrimental to elected officials, who could no longer make political loyalty a basis for employment decisions;
- decorates a public school classroom with pornography that, though offensive, does not rise to the level of constitutionally prohibited obscenity;
- violates judicial and professional ethics rules, such as a judge engaging in political activities;
- discloses details of confidential material, as in the case of a state-employed National Guard intelligence officer who chooses to speak openly of security operations; and
- any other number of behaviors that could be considered detrimental to the workplace but are constitutionally protected exercises of free speech, right of assembly, and the like.

Many negative or inappropriate behaviors may be protected under the constitution, but they are not without consequence in the workplace. This bill

could raise basic employee grievances to constitutional levels in a nearly unlimited fashion. Problems now being resolved by administrators might have to go to court, at significant expense and burden to the parties, if this bill becomes law.

An employee or foster parent whose rights are in actuality violated already has recourse to the courts. I respect and revere constitutional rights and support the courts role in evaluating and upholding them, but I cannot support this bill because of is potential for unintended consequences; and

This is to inform you that on March 26, 2002, I decided, after careful consideration and study, to veto H.B. 297, RETIREMENT OFFICE AMENDMENTS, and have transmitted it to the Lieutenant Governor for filing.

House Bill 297 allows a retired employee who has unused sick leave at age 65 to use one day of sick leave to purchase one month of Medicare Supplemental insurance for both the retiree and the spouse. Current law requires two days of sick leave – one day for the retiree and one day for the spouse. The bill doubles the value of one day of unused sick leave.

The fiscal note on the bill was presumed to be under \$50,000. However, calculations by Group Insurance estimate the cost to the \$128,000 in the first year, and escalating to \$680,000 in five years. Testimony on the bill indicated that the premiums would be paid for though a restricted fund. While this is true, the restricted fund is merely an accounting vehicle. Agency budgets would be charged for the costs. In addition, these costs would reduce the compensation package for current state employees for the benefit of spouses of retired employees; and

This is to inform you that on March 26, 2002, I decided, after careful consideration and study, to veto H.B. 342, RECOVERY OF ADMINISTRATIVE FEE FOR DAMAGES SUSTAINED TO A RENTAL MOTOR VEHICLE, and have transmitted it to the Lieutenant Governor for filing.

This bill creates an administrative fee purported to “offset expenses incurred in administrating the collection and resolution of a claim.” The fee is graduated (from \$50.00 to \$250.00) based on the estimated damage to the rental vehicle.

Consumer protection laws are generally applied to create level playing fields. This bill appears to unfairly infringe with a consumer’s right to contract and sets administrative fees which are arbitrary and are not based on the actual damage to a vehicle; and

This is to inform you that on March 26, 2002, I decided, after careful consideration and study, to veto S.B. 183, COSTS ASSESSED FOR WRONGFULLY ENJOINING A STATE PROJECT, and have transmitted it to the Lieutenant Governor for filing.

This bill was motivated by the lawsuit attempting to stop construction of the

Legacy Parkway. The Legacy Parkway was approved by the federal government after a lengthy, arduous, and, in my view, fair process. Once the project was approved, and in reliance upon the integrity of the process, the state funded the project, a contract was executed, and construction began. Subsequently, opponents of the project commenced litigation against the Army Corps of Engineers. The net impact of the lawsuit is simply delay – costing taxpayers in excess of \$100,000 a day – for a project which will ultimately be built without significant alteration from the original plan.

Senate Bill 183 attempts to cause those who "improperly disrupt" public projects to pay for the cost of delay if they do not ultimately prevail in court. However, the bill is too broad in its potential application. It can be invoked even in projects that are merely approved by the state or are subject to state administered permits. One private citizen could seek recovery against another private citizen, so long as a state approval or permit is involved. It could apply to state-permitted private water diversions, waste facilities, and many other projects. Public projects are usually by nature expensive. The risk of exposure to the private citizen who disagrees with the project may be so overwhelming under this law that there is no adequate check on government, and the citizen is effectively restrained from having access to the courts.

It is fundamental to our democracy that citizens be able to take complaints to court. Government is not always right.

MICHAEL O. LEAVITT
Governor

Communications filed. **H.B. 3, H.B. 123, H.B. 136, H.B. 152, H.B. 248, H.B. 287, H.B. 297 and H.B. 342** were placed on the House Calendar for consideration of overriding the Governor's veto.

CONSIDERATION OF GOVERNOR'S VETO ON H.B. 3

H.B. 3, SUPPLEMENTAL APPROPRIATIONS ACT II, was before the House for the purpose of overriding the Governor's veto.

On motion of Representative Garn, the House voted to circle **H.B. 3**.

CONSIDERATION OF GOVERNOR'S VETO ON H.B. 123

H.B. 123, MEDICAL RECOMMENDATIONS FOR CHILDREN, was before the House for the purpose of overriding the Governor's veto.

On motion of Representative Garn, the House voted to circle **H.B. 123**.

MISCELLANEOUS BUSINESS

On motion of Representative Bryson, the House voted to consider **H.B. 136** for the purpose of overriding the Governor's veto.

CONSIDERATION OF GOVERNOR'S VETO ON H.B. 136

H.B. 136, JUDICIAL CONDUCT COMMISSION AMENDMENTS, was before the House for overriding the Governor's veto.

H.B. 136 then passed on the following roll call:

Yeas, 57; Nays, 14; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Bennion	Bigelow	Bowman
Bryson	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Garn	Goodfellow
Gowans	Hansen	Harper	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
King	Lockhart	Mascaro	Murray
Newbold	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Voting in the negative were: Representatives

Arent	Beck	Becker	Beshear
Biskupski	Bourdeaux	Bradshaw	Jones
Litvack	McCartney	Morgan	Moss
Pace	Shurtliff		

Absent or not voting were: Representatives

Barrus	Buffmire	Daniels	Hatch
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H.B. 136 transmitted to the Senate for its consideration.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker:

April 24, 2002

I am directed to inform the House that the Senate, by a vote of 22 yeas, 7 nays, and none being absent, has voted to override the Governor's veto of **H.B. 136**,

JUDICIAL CONDUCT COMMISSION AMENDMENTS, by Representative K. Bryson, and the same is returned herewith for transmission to the Lieutenant Governor.

Annette B. Moore
Secretary of the Senate

Communication filed. **H.B. 136**, was transmitted to the Lieutenant Governor for permanent filing.

MISCELLANEOUS BUSINESS

The following bills were returned to the Lieutenant Governor for filing: **H.B. 3, H.B. 123, H.B. 152, H.B. 248, H.B. 287, H.B. 297, and H.B. 342.**

On motion of Representative Garn, the Speaker was authorized to appoint a committee to wait upon the Senate and inform that Honorable Body that the House of Representatives has completed its business and is prepared to adjourn sine die.

The Speaker appointed Representatives Saunders, Bigelow, and Morgan.

On motion of Representative Garn, the Speaker was authorized to appoint a committee to wait upon the Governor and inform His Excellency that the Legislature has completed its business and is prepared to adjourn sine die.

The Speaker appointed Representatives Siddoway, Dillree, and Bourdeaux.

Representative Saunders reported that his committee had waited upon the Senate and informed that Honorable Body that the House of Representatives was ready to adjourn sine die.

Representative Siddoway reported that his committee had waited upon the Governor and informed him that the House of Representatives was ready to adjourn sine die.

Senator Hellewell reported that the Senate had completed its business and was prepared to adjourn sine die.

On motion of Representative Garn, the House voted to adjourn the First Veto Override Session of the 54th Legislature sine die.

JOURNAL
of the
House of Representatives
of the
State of Utah

FIFTY–FOURTH LEGISLATURE
2002 THIRD SPECIAL SESSION

Commencing Wednesday, April 24, 2002
and Ending Wednesday, April 24, 2002

PUBLISHED BY AUTHORITY
UTAH LEGISLATIVE PRINTING OFFICE

CERTIFICATION

The undersigned, as the duly appointed committee on the revision of the House Journal of the 2002 Third Special Session of the Fifty-Fourth Legislature of the State of Utah, do hereby certify that the contents published herein are a full, true and correct record of the proceedings of the session commencing on Wednesday, April 24, 2002 and ending on Wednesday, April 24, 2002.

**COMMITTEE ON REVISION
OF THE HOUSE JOURNAL**

CAROLE E. PETERSON
Chief Clerk

JANICE A. GADD
Journal Clerk

HOUSE JOURNAL
of the
FIFTY–FOURTH LEGISLATURE
of the
STATE OF UTAH
THIRD SPECIAL SESSION

FIRST DAY
*** * ***

House Chamber
State Capitol
Salt Lake City, Utah
April 24, 2002

In accordance with a proclamation of Governor Michael O. Leavitt, and pursuant to call by the Governor, the House of Representatives of the Fifty–Fourth Legislature of the State of Utah met in Third Special Session in the House Chamber at the State Capitol.

The House was called to order by Speaker Stephens at 5:15 p.m.

The Speaker announced a quorum was present. Representatives Roger Barrus, Judy Ann Buffmire, and Tom Hatch were excused. Representative Scott Daniels was absent.

The Speaker appointed Carole E. Peterson as Chief Clerk.

The Chief Clerk read the following:

CERTIFICATION

I, OLENE S. WALKER, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, DO HEREBY CERTIFY THAT the attached copy of a Proclamation issued under date of April 24, 2002 and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Proclamation calling the Fifty–fourth Legislature of the State of Utah into a Special Session at the State Capitol at Salt Lake City, Utah, on the 24th day of April, 2002, at 5:00 p.m., for the purpose named in the Proclamation.

I FURTHER CERTIFY THAT the membership of the Utah State House of Representatives has not changed from that of the 2002 General Session.

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 State Capitol in Salt Lake
City, Utah, this 24th day of
April, 2002.

OLENE S. WALKER
Lieutenant Governor

Communication filed.

PROCLAMATION

WHEREAS, since the adjournment of the 2002 General Session of the Fifty-Fourth Legislature of the State of Utah, 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 Legislature into Special Session;

NOW, THEREFORE, I, MICHAEL O. LEAVITT, 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 Fifty-Fourth Legislature of the State of Utah into a Third Special Session at the State Capitol at Salt Lake City, Utah, on the 24th day of April, 2002, at 5:00 p.m., for the following purposes:

1. To consider amending the election law to accommodate the possibility of Utah being awarded a Fourth Congressional District.
2. And, to consider such other measures as may be brought to the attention of the Legislature by supplemental communication from the Governor before or during the Special Session hereby called.

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 State Capitol in Salt Lake
City, Utah, this 24th day of
April, 2002.

MICHAEL O. LEAVITT
Governor

OLENE S. WALKER
Lieutenant Governor

Communication filed.

MISCELLANEOUS BUSINESS

Representative Alexander moved to adjourn the House of Representatives until Monday, April 29, 2002 at 8:00 a.m. He included within this motion the House's acknowledgment and consent to the Senate's adjournment for more than three days and notified the Senate of the House's adjournment by this motion.

SIXTH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Stephens at 8:10 a.m.

Roll call showed all members present except Representatives Buffmire and Garn, excused.

Pledge of Allegiance and prayer by Representative Richard Siddoway.

MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to continue with the same organization for the Third Special Session as set up and constituted during the General Session insofar as it pertains to the Speakership, Majority Leadership and Minority Leadership.

Speaker Stephens appointed Carole E. Peterson as Chief Clerk.

On motion of Representative Hatch, the House voted adopt the same House Rules and Joint Rules for the Third Special Session as were adopted in the General Session.

On motion of Representative Becker, the Speaker was authorized to appoint a committee to wait upon the Senate and inform that Honorable Body that the House was organized and ready to do business. The Speaker appointed Representatives Saunders, Aagard, and Moss.

On motion of Representative Ure, the Speaker was authorized to appoint a committee to act with a like committee from the Senate to wait upon the Governor to inform His Excellency that the Legislature is organized and ready to receive any communication or message the he may have to offer. The Speaker appointed Representatives Snow, Hutchings, and Pat Jones.

Representative Saunders reported that his committee had waited upon the Senate and informed that honorable Body that the House was organized and ready to do business.

Representative Snow reported that the joint committee had waited upon the Governor and informed him the Legislature is organized and ready to receive any communication or message he may have to offer.

On motion of Representative Curtis, the House voted to suspend the constitutional requirement that every bill be read by titled three separate times in the House of Representatives and that this suspension apply to all bills and resolutions introduced, as bills and resolutions are considered on second reading, third reading and consent calendars during this legislative session, except as any Representative may request the long title, short title, or both of any House or Senate bill or resolution be read.

On motion of Representative Ure, the House voted to recess until 9:30 a.m.

Speaker Stephens called the House to order at 4:15 p.m.

INTRODUCTION OF BILL

REVISIONS TO ELECTION LAW

H.B. 3001

Carl R. Saunders

THIS ACT MODIFIES THE ELECTION CODE TO CHANGE THE PRIMARY ELECTION DATE FROM JUNE 25, 2002 TO SEPTEMBER 10, 2002 AND MAKES CONFORMING CHANGES THROUGHOUT THE ELECTION CODE TO ACCOMPLISH THE CHANGE. THIS ACT MODIFIES DEFINITIONS, MODIFIES REQUIREMENTS FOR FILLING CANDIDATE VACANCIES, EXTENDS THE DATE FOR ALLOWING UNAFFILIATED VOTERS TO AFFILIATE AT THE POLLS, MAKES AN EXCEPTION TO THE PROHIBITION AGAINST FILING FOR MORE THAN ONE OFFICE IN AN ELECTION YEAR, MODIFIES CAMPAIGN FINANCE FILING DATES FOR CANDIDATES, AND MODIFIES VOTER INFORMATION PAMPHLET DISTRIBUTION DATES. THIS ACT REPEALS SECTIONS UNIQUE TO THE 2002 ELECTION CYCLE ON JANUARY 1, 2003. THIS ACT MODIFIES THE EFFECTIVE DATE OF S.B. 36, PROVISIONAL BALLOT, 2002 ANNUAL GENERAL SESSION. THIS ACT HAS AN IMMEDIATE EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

MISCELLANEOUS BUSINESS

On motion of Representative Ure, the House voted, under suspension of the rules, to consider **H.B. 3001** read the second time by short title and place it on the Third Reading Calendar.

THIRD READING CALENDAR

H.B. 3001, REVISIONS TO ELECTION LAW, read the third time by short title and placed on its final passage.

On motion of Representative Shurtliff, the bill was amended as follows:

1. Page 1, Line 12:
After “2002” insert “under certain circumstances”
2. Page 6, Line 177:
After “(b)” delete “For” and insert “Unless, as a result of the United State Supreme Court’s opinion in State of Utah v. Evans, Utah does not obtain a fourth Congressional seat by May 15, 2002, for”
3. Page 8, Line 240:
After “Notwithstanding” insert “(1) Except as provided in subsection (2), notwithstanding”
4. Page 8, Line 242:
After line 242 insert “If, as a result of the United State Supreme Court’s opinion in State of Utah v. Evans, Utah does not obtain a fourth Congressional seat by May 15, 2002, a regular primary election shall be held throughout the state on June 25, 2002 as provided in Title 20A, Chapter 9, Part 4, Primary Elections, to nominate persons for national, state, school board, and county offices.”
5. Page 9, Line 273:
After “in the” insert “September 10, 2002”
6. Page 9, Line 276–277:
After “only,” delete “by 5 p.m. on August 1, 2002,” and insert “if a September 10, 2002 regular general primary election will be held,”
7. Page 9, Line 277:
After “shall” insert “by 5 p.m. on August 1, 2002,”
8. Page 10, Line 279:
After “only,” insert “if a September 10, 2002 regular general primary election is held,”
9. Page 10, Line 282:
After “only,” insert “if a September 10, 2002 regular general primary election is held,”
10. Page 10, Line 290:
After “only,” insert “if a September 10, 2002 regular general primary election is held,”

11. Page 10, Line 295–296:
After “only,” delete “by September 19, 2002,” and insert “if a September 10, 2002 regular general primary election is held.”
12. Page 10, Line 296:
After “shall” insert “by September 19, 2002.”
13. Page 11, Line 311:
After “only,” insert “if a September 10, 2002 regular general primary election is held.”
14. Page 12, Line 353:
After “For” bracket “the” and insert “any” and after “held” delete “September 10” bracket “,” and insert “in”
15. Page 14, Line 412:
After “(ii)” delete “For” and insert “Unless, as a result of the United State Supreme Court’s opinion in State of Utah v. Evans, Utah does not obtain a fourth Congressional seat by May 15, 2002, for”

H.B. 3001, as amended, then passed on the following roll call:

Yeas, 58; Nays, 12; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Bennion	Beshear	Bigelow	Bowman
Bradshaw	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Hansen	Harper	Hatch
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Lockhart	Mascaro
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Urquhart	Wallace	Way
Winn	M. Stephens		

Voting in the negative were: Representatives

Becker	Biskupski	Bourdeaux	Bryson
Daniels	Dayton	Goodfellow	Hendrickson
McCartney	Philpot	Ure	Young

Absent or not voting were: Representatives

Buffmire	Garn	Gowans	Litvack
Ray			

H.B. 3001, as amended, transmitted to the Senate for its consideration.

COMMUNICATION FROM THE SENATE

Mr. Speaker: April 29, 2002

The Senate passed, as substituted, and amended **3rd Sub. S.B. 3001**, ELECTION LAW REVISIONS, by Senator C. Bramble, and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communication filed. **3rd Sub. S.B. 3001**, read the first time by short title.

MISCELLANEOUS BUSINESS

On motion of Representative Ure, the House voted, under suspension of the rules, to consider **3rd Sub. S.B. 3001** read the second time by short title and place it at the top of the Third Reading Calendar.

MISCELLANEOUS BUSINESS

On motion of Representative Ure, under suspension of the rules, the House voted to move to the Senate Third Reading Calendar.

THIRD READING CALENDAR

3rd Sub. S.B. 3001, ELECTION LAW REVISIONS, read the third time by short title and placed on its final passage.

Representatives Bryson, Hansen, Holdaway, Bowman, Way, and Parker declared conflicts of interest due to primary elections.

3rd Sub. S.B. 3001 then failed to pass on the following roll call:

Yeas, 11; Nays, 55; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Biskupski	Bryson	S. Clark	Curtis
Daniels	Dayton	Fife	Goodfellow
McCartney	Ure	Young	

Voting in the negative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Bourdeaux	Bowman	Bradshaw	Bush
Buttars	D. Clark	D. Cox	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
King	Lockhart	Mascaro	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Urquhart	Wallace
Way	Winn	M. Stephens	

Absent or not voting were: Representatives

Buffmire	Garn	Gowans	Jones
Litvack	Ray	Saunders	Throckmorton
Tyler			

3rd Sub. S.B. 3001 was returned to the Senate for filing.

COMMUNICATION FROM THE SENATE

Mr. Speaker:

April 29, 2002

The Senate has rejected **H.B. 3001**, REVISIONS TO ELECTION LAW, by Representative C. Saunders, et al, and it is transmitted for filing.

Annette B. Moore
Secretary of the Senate

Communication filed. **H.B. 3001** was filed.

MISCELLANEOUS BUSINESS

On motion of Representative Ure, the House voted to authorize the Speaker to appoint a committee to wait upon the Senate to inform them that the House had completed its business and is prepared to adjourn sine die. The Speaker appointed Representatives Allen, Mascaro, and Beshear.

On motion of Representative Ure, the House voted to authorize the Speaker to appoint a committee to wait upon the Governor to inform him that the House had completed its business and is prepared to adjourn sine die. The Speaker appointed Representatives Buttars, Way, and Hansen.

Representative Buttars reported that his committee had waited upon the Governor and informed him that the House of Representatives had completed its business and was prepared to adjourn sine die.

Senators Waddoups, Wright, and Julander notified the House of Representatives that the Senate had completed its business and were prepared to adjourn sine die.

Representative Allen reported that her committee had waited upon the Senate and informed them that the House of Representatives had completed its business and were prepared to adjourn sine die.

On motion of Representative Ure, the Third Special Session of the 54th Legislature adjourned sine die.

JOURNAL
of the
House of Representatives
of the
State of Utah

FIFTY–FOURTH LEGISLATURE
2002 FOURTH SPECIAL SESSION

Commencing Wednesday, May 22, 2002
and Ending Wednesday, May 22, 2002

CERTIFICATION

The undersigned, as the duly appointed committee on the revision of the House Journal of the 2002 Fourth Special Session of the Fifty-Fourth Legislature of the State of Utah, do hereby certify that the contents published herein are a full, true and correct record of the proceedings of the session commencing on Wednesday, May 22, 2002 and ending on Wednesday, May 22, 2002.

**COMMITTEE ON REVISION
OF THE HOUSE JOURNAL**

CAROLE E. PETERSON
Chief Clerk

JANICE A. GADD
Journal Clerk

HOUSE JOURNAL
of the
FIFTY-FOURTH LEGISLATURE
of the
STATE OF UTAH
FOURTH SPECIAL SESSION

FIRST DAY
*** * ***

In accordance with a proclamation of Governor Michael O. Leavitt, and pursuant to call by the Governor, the House of Representatives of the Fifty-Fourth Legislature of the State of Utah met in Fourth Special Session in the House Chamber at the State Capitol.

The House was called to order by Speaker Stephens at 5:20 p.m.

Roll call showed all members present except Representatives Carl Duckworth and Margaret Dayton, excused.

Pledge of Allegiance and prayer by Representative Matt Throckmorton.

On motion of Representative Garn, the House voted to continue with the same organization for the Fourth Special Session of the 54th Legislature as set up and constituted during the Annual General Session of the Legislature insofar as it pertains to the Speakership, Majority Leadership and Minority Leadership.

Speaker Martin R. Stephens appointed Carole E. Peterson as Chief Clerk.

The Chief Clerk read the certification and proclamation.

PROCLAMATION

WHEREAS, since the adjournment of the 2002 General Session of the Fifty-Fourth Legislature of the State of Utah, 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 Legislature into Special Session;

NOW, THEREFORE, I, MICHAEL O. LEAVITT, 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 Fifty-fourth Legislature of the State of Utah into a Fourth Special Session at the State Capitol at Salt Lake City, Utah, on the 22nd day of May, 2002, at 5:00 p.m., for the following purposes:

1. To fund the Fiscal Year 2002 budget shortfall.
2. And, to consider such other measures as may be brought to the attention of the Legislature by supplemental communication from the Governor before or during the Special Session hereby called.

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 State Capitol in Salt Lake City, Utah, this 21st day of May, 2002.

Michael O. Leavitt
Governor
Olene S. Walker
Lieutenant Governor

Communication filed.

CERTIFICATION

I, OLENE W. WALKER, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, DO HEREBY CERTIFY THAT the attached copy of a Proclamation issued under date of May 21st, 2002 and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Proclamation calling the Fifty-fourth Legislature of the State of Utah into a Special Session at the State Capitol at Salt Lake City, Utah, on the 22nd day of May, 2002, at 5:00 p.m., for the purpose named in the Proclamation.

I FURTHER CERTIFY THAT the membership of the Utah State House of Representatives has not changed from that of the 2002 General Session.

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 State Capitol in Salt Lake
City, Utah, this 21st day of May,
2002.

Olene S. Walker,
Lieutenant Governor

Communication filed.

MISCELLANEOUS BUSINESS

On motion of Representative Hatch, the House voted to adopt the same House Rules and Joint Rules for the Fourth Special Session of the 54th Legislature as adopted in the Annual General Session of 2002.

On motion of Representative Arent, the House voted to authorize the Speaker to appoint a committee to wait upon the Senate to inform that Honorable Body that the House is organized and ready to do business. The Speaker appointed Representatives Newbold, Wallace, and Morgan.

Senators Stephenson, Davis, and Hellewell formally notified the House of Representatives that the Senate was organized and ready to do business.

On motion of Representative Curtis, the House voted to authorize the Speaker to appoint a committee to act with a like committee from the Senate to wait upon the Governor to inform His Excellency that the Legislature is organized and ready to receive any communication or message he may have to offer. The speaker appointed Representatives Ferrin, Winn, and Litvack.

Representative Ferrin informed the House of Representatives that his joint committee had waited upon the Governor and informed him that the Legislature was organized and ready to do business.

Representative Newbold informed the House of Representatives that her committee had waited upon the Senate and informed them that the House was organized and ready to do business.

On motion of Representative Garn, the House voted, under suspension of the rules, to suspend the reading of formal titles of all House and Senate Bills and House and Senate Resolutions.

SUPPLEMENTAL APPROPRIATIONS ACT III

H.B. 4001

Jeff Alexander

THIS ACT FUNDS APPROPRIATIONS AND REDUCTIONS FOR THE SUPPORT OF STATE GOVERNMENT FOR THE FISCAL YEAR BEGINNING JULY 1, 2001 AND ENDING JUNE 30, 2002. THIS ACT PROVIDES BUDGET INCREASES AND DECREASES FOR THE USE AND SUPPORT OF CERTAIN STATE DEPARTMENTS AND AGENCIES OF STATE GOVERNMENT AND FOR OTHER PURPOSES AS PROVIDED IN THIS ACT. THE ACT STATES INTENT LANGUAGE GOVERNING EXPENDITURS AND PROVIDES AN EFFECTIVE DATE, read the first time by short title.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, under suspension of the rules, **H.B. 4001**, SUPPLEMENTAL APPROPRIATIONS ACT III, was read the second time by short title and placed at the top of the third reading calendar.

THIRD READING CALENDAR

H.B. 4001, SUPPLEMENTAL APPROPRIATIONS ACT III, was read the third third time by short title and placed on its final passage.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to recess until 6:00 p.m.

The House was called to order by Speaker Stephens.

UNFINISHED BUSINESS

H.B. 4001, SUPPLEMENTAL APPROPRIATIONS ACT III, was before the House upon its final passage.

H.B. 4001 then passed on the following roll call:

Yeas, 67; Nays, 3; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow

Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Dillree	Ferry	Fife	Goodfellow
Gowans	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Voting in the negative were: Representatives

Daniels Donnelson Philpot

Absent or not voting were: Representatives

Dayton Duckworth Ferrin Garn
Hansen

H.B. 4001 transmitted to the Senate for its consideration.

**COMMUNICATION FROM THE GOVERNOR
SUPPLEMENTAL PROCLAMATION**

PURSUANT to Item 2 or the Proclamation issued May 21, 2002, calling the Legislature into special session on May 22, 2002, I add the following item to the agenda for the special session:

1. To consider whether and to what extent an electric utility may look to its rate base to recover the cost of new industrial electric infrastructure intended for a particular industrial customer.

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 State Capitol in Salt Lake City, Utah, this 22nd day of May, 2002.

Michael O. Leavitt
Governor
Olene S. Walker
Lieutenant Governor

Communication filed.

CERTIFICATION

I, OLENE W. WALKER, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, DO HEREBY CERTIFY THAT the attached copy of the Supplemental Proclamation issued under date of May 22nd, 2002 and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Supplemental Proclamation adding to the purposes of the Fourth Special Session of the Fifty-fourth Legislature of the State of Utah at the State Capitol at Salt Lake City.

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 State Capitol in Salt Lake
City, Utah, this 22nd day of
May, 2002.

Olene S. Walker,
Lieutenant Governor

Communication filed.

COMMUNICATION FROM THE SENATE

Mr. Speaker: May 22, 2002
The Senate passed, as substituted, **Sub. S.B. 4001**, 2002 BONDING FOR CAPITAL PROJECTS, by Senator Evans, and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communication filed. On motion of Representative Ure, under suspension of the rules, **Sub. S.B. 4001**, was read the first and second times by short title and placed at the top of the Senate Third Reading Calendar.

MISCELLANEOUS BUSINESS

On motion of Representative Ure, the House voted to move to the Senate Third Reading Calendar.

THIRD READING CALENDAR

Sub. S.B. 4001, 2002 BONDING FOR CAPITAL PROJECTS, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the bill was amended as follows:

Page 1, Line 15:

Delete “\$180,200,000” and insert “\$162,230,000”

Page 2, Line 36:

Delete “Capital Restoration Design/” and after “Parking Structure” bracket “\$25,970,000” and insert “\$8,000,000”

Page 2, Line 43:

After “DEVELOPMENT” delete “\$178,524,500” and insert “\$160,554,500”

Sub. S.B. 4001, as amended, then passed on the following roll call:

Yeas, 60; Nays, 10; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Alexander	S. Allen	Anderson
Arent	Beck	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Bush	Buttars	D. Clark
D. Cox	Curtis	Daniels	Dillree
Ferry	Fife	Gowans	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Voting in the negative were: Representatives

Adair	Barrus	Becker	Bennion
Buffmire	S. Clark	Donnelson	Goodfellow
Philpot	Thompson		

Absent or not voting were: Representatives

Dayton	Duckworth	Ferrin	Garn
Hansen			

Sub. S.B. 4001, as amended, was returned to the Senate for further consideration.

* * *

On motion of Representative Ure, the House voted to saunter.

On motion of Representative Ure, the House voted to cease to saunter.

COMMUNICATION FROM THE SENATE

Mr. Speaker: May 22, 2002
The Senate passed **S.B. 4002**, INDUSTRIAL ELECTRIC INFRASTRUCTURE ACT, by Senator C. Bramble, et al, and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communication filed. On motion of Senator Curtis, under suspension of the rules, **S.B. 4002**, was read the first and second times by short title and placed at the top of the Senate Third Reading Calendar.

THIRD READING CALENDAR

S.B. 4002, INDUSTRIAL ELECTRICAL INFRASTRUCTURE ACT, read the third time by short title and placed on its final passage.

S.B. 4002 then passed on the following roll call:

Yeas, 55; Nays, 13; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Beck	Becker	Bennion	Beshear
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Fife	Goodfellow	Gowans
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	McCartney	Morgan
Moss	Murray	Peterson	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Swallow	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Voting in the negative were: Representatives

Anderson	Barrus	Buttars	Dillree
Donnelson	Ferry	Harper	Mascaro
Newbold	Pace	Parker	Philpot
Styler			

Absent or not voting were: Representatives

Arent	Dayton	Duckworth	Ferrin
Garn	Hansen	Thompson	

S.B. 4002 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

COMMUNICATION FROM THE SENATE

Mr. Speaker: May 22, 2002

The Senate refuses to concur with the House Amendments to **1st Sub. S.B. 4001**, 2002 BONDING FOR CAPITAL PROJECTS, by Senator B. Evans, and requests the House recede from its amendments.

Annette B. Moore
Secretary of the Senate

Communication filed. On motion of Representative Adair, the House voted to refuse to recede from its amendments to **Sub. S.B. 4001**. The Speaker was authorized to appoint a conference committee. The Speaker appointed Representatives Adair, Curtis, and King.

MISCELLANEOUS BUSINESS

On motion of Representative Ure, the House voted to recess until 9:15 p.m.

The House was called to order by Speaker Stephens at 9:45 p.m.

COMMUNICATION FROM THE SENATE

Mr. Speaker: March 22, 2002

The President of the Senate has appointed a Conference Committee consisting of Senators Hickman, Evans, and Dmitrich to meet with a like committee from the House of Representatives to consider or amend **1st Sub. S.B. 4001**, 2002 BONDING FOR CAPITAL PROJECTS, by Senator B. Evans, et al.

Annette B. Moore
Secretary of the Senate

Communication filed.

* * *

Mr. Speaker: May 2, 2002
 The Senate passed, **H.B. 4001**, SUPPLEMENTAL APPROPRIATIONS ACT, by Representative J. Alexander, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
 Secretary of the Senate

Communication filed. **H.B. 4001**, was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

CONFERENCE COMMITTEE REPORT

Mr. Speaker: May 22, 2002
 The Joint Conference Committee comprised of Senators Hickman, Evans, and Dmitrich, and Representatives Adair, Curtis, and King, recommends that the House recede from its amendments to **Sub. S.B. 4001**, 2002 BONDING FOR CAPITAL PROJECTS, and adopt the original **Sub. S.B. 4001** without amendments.

Senator Bill Hickman
 Senate Chair
 Representative Gerry Adair
 House Chair

Communication filed. On motion of Representative Adair, the House voted to refuse to adopt the Joint Conference Committee Report to **Sub. S.B. 4001**. On motion of Representative Ure, the Speaker was authorized to appoint a conference committee. The Speaker appointed Representatives Hatch, Ure, and Gowans.

COMMUNICATION FROM THE SENATE

Mr. Speaker: May 22, 2002
 The President of the Senate has appointed a Conference Committee consisting of Senators Hickman, Dmitrich, and Evans to meet with a like committee from the House of Representatives to consider or amend **1st Sub. S.B. 4001**, 2002 BONDING FOR CAPITAL PROJECTS, by Senator B. Evans, et al.

Annette B. Moore
 Secretary of the Senate

Communication filed.

CONFERENCE COMMITTEE REPORT

Mr. Speaker:

May 22, 2002

The Joint Conference Committee comprised of Sens. Hickman, Evans, and Dmitrich, and Reps. Hatch, Ure, and Gowans, recommends **1st Sub. S.B. 4001**, 2002 BONDING FOR CAPITAL PROJECTS, by Senator B. Evans, with the following amendments:

- 1. Page 1, Line 6:
After "facilities" insert "and by adopting intent language"
- 2. Page 3, Line 64:
After line 64 insert:
"(5) It is the intent of the Legislature that the funding of the Capitol Restoration Design/Parking Structure does not bind this Legislature, or future Legislatures, to wholly or partially fund the capitol remodel."

Senator Bill Hickman
 Senate Chair
 Representative Tom Hatch
 House Chair

Communication filed. On motion of Representative Hatch, the House voted to adopt the Joint Conference Committee Report to **Sub. S.B. 4001**.

Sub. S.B. 4001, as amended by the Joint Conference Committee, then passed on the following roll call:

Yeas, 58; Nays, 8; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Agard	Adair	Alexander	S. Allen
Anderson	Barrus	Becker	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dillree	Ferry
Fife	Goodfellow	Gowans	Harper
Hatch	Hendrickson	Hogue	E. Hutchings
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Murray	Newbold
Pace	Parker	Peterson	Ray
Saunders	Seitz	Shurtliff	Siddoway

G. Snow	Swallow	Throckmorton	Tyler
Ure	Wallace	Way	Winn
Young	M. Stephens		

Voting in the negative were: Representatives

Arent	Donnelson	Holdaway	B. Johnson
Jones	Moss	Philpot	Thompson

Absent or not voting were: Representatives

Beck	Buffmire	Dayton	Duckworth
Ferrin	Garn	Hansen	Styler
Urquhart			

Sub. S.B. 4001, as amended by the Joint Conference Committee, transmitted to the Senate for its further consideration.

COMMUNICATION FROM THE SENATE

Mr. Speaker: May 22, 2002

The Senate has adopted the Conference Committee Report dated May 22, 2002, and the President of the Senate has signed **Sub. S.B. 4001**, 2002 BONDING FOR CAPITAL PROJECTS, by Senator Evans, the bill is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Sub. S.B. 4001 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Ure, the House voted to authorize the Speaker to appoint a committee to wait upon the Senate to inform them that the House had completed its business and is prepared to adjourn sine die. The Speaker appointed Representatives Bowman, Saunders, and Biskupski.

On motion of Representative Ure, the House voted to authorize the Speaker to appoint a committee to wait upon the Governor to inform him that the House had completed its business and is prepared to adjourn sine die. The Speaker appointed Representatives Lockhart, Ferry, and Bourdeaux.

Representative Lockhart reported that her committee had waited upon the Governor and informed him that the House of Representatives had completed its business and was prepared to adjourn sine die.

Senators Knudson, Eastman, and Suazo notified the House of Representatives that the Senate had completed its business and were prepared to adjourn sine die.

Representative Biskupski reported that her committee had waited upon the Senate and informed them that the House of Representatives had completed its business and were prepared to adjourn sine die.

On motion of Representative Ure, and at 11:55 p.m., the Fourth Special Session of the 54th Legislature adjourned sine die.

JOURNAL
of the
House of Representatives
of the
State of Utah

FIFTY–FOURTH LEGISLATURE
2002 FIFTH SPECIAL SESSION

Commencing Wednesday, June 26, 2002
and Ending Tuesday, July 9, 2002

CERTIFICATION

The undersigned, as the duly appointed committee on the revision of the House Journal of the 2002 Fifth Special Session of the Fifty-Fourth Legislature of the State of Utah, do hereby certify that the contents published herein are a full, true and correct record of the proceedings of the session commencing on Tuesday, June 26, 2002 and ending on Wednesday, July 9, 2002.

**COMMITTEE ON REVISION
OF THE HOUSE JOURNAL**

CAROLE E. PETERSON
Chief Clerk

JANICE A. GADD
Journal Clerk

HOUSE JOURNAL
of the
FIFTY–FOURTH LEGISLATURE
of the
STATE OF UTAH
FIFTH SPECIAL SESSION
FIRST DAY

* * *

In accordance with a proclamation of Governor Michael O. Leavitt, and pursuant to call by the Governor, the House of Representatives of the Fifty–Fourth Legislature of the State of Utah met in Fifth Special Session in the House Chamber at the State Capitol.

The House was called to order by Speaker Stephens at 8:45 a.m.

Roll call showed all members present except Representatives Roger Barrus, Carol Spackman–Moss, Sheryl Allen, Matt Throckmorton, and Scott Daniels, excused.

Pledge of Allegiance and prayer by Representative Brent D. Parker.

On motion of Representative Hatch, the House voted to continue with the same organization for the Fifth Special Session of the 54th Legislature as set up and constituted during the Annual General Session of the Legislature insofar as it pertains to the Speakership, Majority Leadership, with the exception of the Majority Leader, and Minority Leadership.

On motion of Representative Becker, the House voted to spread upon the pages of the House Journal that the Majority Caucus has elected Representative Tom Hatch as Majority Leader and Representative Afton B. Bradshaw has been appointed by the Speaker to serve as Rules Committee Chair.

Speaker Martin R. Stephens appointed Carole E. Peterson as Chief Clerk.

The Chief Clerk read the certification and proclamation.

PROCLAMATION

WHEREAS, since the adjournment of the 2002 General Session of the Fifty–Fourth Legislature of the State of Utah, 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 Legislature into Special Session;

NOW, THEREFORE, I, MICHAEL O. LEAVITT, 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 Fifty-fourth Legislature of the State of Utah into a Fifth Special Session at the State Capitol at Salt Lake City, Utah, on the 26th day of June, 2002, at 8:30 a.m., for the following purposes:

1. To fund the Fiscal Year 2003 budget and consider amendments to the budget reserve account.

2. To reconsider HB 25, Adult Protective Services Amendments, passed in the 2002 general session for the purpose of making technical corrections.

3. To reconsider the timing of county canvassing, as amended by SB 36, Provisional Ballot, in the 2002 general session.

4. To consider amending the law on the collection, maintenance, and reporting of data by the courts with respect to driving under the influence cases.

5. To consider approving the proposed 2002 federal-Utah state trust lands consolidation agreement.

6. To consider authorizing a local political subdivision to call a local special election for determining voter approval of a change in Utah's legal boundaries.

7. And, to consider such other measures as may be brought to the attention of the Legislature by supplemental communication from the Governor before or during the Special Session hereby called.

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 State Capitol in Salt Lake City, Utah, this 19th day of June, 2002.

Michael O. Leavitt
Governor
Olene S. Walker
Lieutenant Governor

Communication filed.

CERTIFICATION

I, OLENE W. WALKER, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, DO HEREBY CERTIFY THAT the attached copy of a Proclamation

issued under date of June 19th, 2002 and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Proclamation calling the Fifty-fourth Legislature of the State of Utah into a Special Session at the State Capitol at Salt Lake City, Utah, on the 26th day of June, 2002, at 8:30 a.m., for the purpose named in the Proclamation.

I FURTHER CERTIFY THAT the membership of the Utah State House of Representatives has not changed from that of the 2002 General Session, except that Stuart Adams was appointed by the Governor on June 19th, 2002 to fill the vacancy in House District Sixteen, due to the resignation of Kevin Garn.

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 State Capitol in Salt Lake
City, Utah, this 19th day of
June, 2002.

Olene S. Walker
Lieutenant Governor

Communication filed.

MISCELLANEOUS BUSINESS

On motion of Representative Bradshaw, the House voted to adopt the same House Rules and Joint Rules for the Fifth Special Session of the 54th Legislature as adopted in the Annual General Session of 2002.

On motion of Representative Becker, the House voted to authorize the Speaker to appoint a committee to wait upon the Senate to inform that Honorable Body that the House is organized and ready to do business. The Speaker appointed Representatives Holdaway, Clark, and Beshear.

On motion of Representative Curtis, the House voted to authorize the Speaker to appoint a committee to act with a like committee from the Senate to wait upon the Governor to inform His Excellency that the Legislature is organized and ready to receive any communication or message he may have to offer. The speaker appointed Representatives Johnson, Dayton, and Arent.

On motion of Representative Hatch, the House voted, under suspension of the rules, to suspend the reading of formal titles of all House and Senate Bills and House and Senate Resolutions.

Representative Johnson informed the House of Representatives that his joint committee had waited upon the Governor and informed him that the Legislature was organized and ready to do business.

Representative Holdaway informed the House of Representatives that his committee had waited upon the Senate and informed them that the House was organized and ready to do business.

Senators Hickman, R. Allen, and Jenkins formally notified the House of Representatives that the Senate was organized and ready to do business.

MISCELLANEOUS BUSINESS

On motion of Representative Hatch, and with the consent of the Senate, the House voted to adjourn until July 8, 2002, at 2:00 p.m.

THIRTEENTH DAY

* * *

AFTERNOON SESSION

The House was called to order by Speaker Stephens at 3:10 p.m.

Roll call showed all members present except Representatives Stephen Clark, excused.

Pledge of Allegiance and prayer by Representative David Clark.

INTRODUCTION OF BILLS

TECHNICAL AMENDMENTS TO ADULT PROTECTIVE SERVICES AMENDMENTS

H.B. 5001

Patricia W. Jones

THIS ACT PROVIDES REVISOR'S INSTRUCTIONS TO CORRECT ERRORS IN INTRODUCTORY CAPTIONS FOUND IN H.B. 25, ADULT PROTECTIVE SERVICES AMENDMENTS, PASSED DURING THE 2002 ANNUAL GENERAL SESSION. THIS ACT PROVIDES AN IMMEDIATE EFFECTIVE DATE AND HAS RETROSPECTIVE OPERATION TO MAY 6, 2002, WHICH IS THE EFFECTIVE DATE OF THE ORIGINAL BILL, read the first time by short title.

COURT RECORDS OF DRIVING UNDER THE INFLUENCE CASES

H.B. 5002

A. Lamont Tyler

THIS ACT MODIFIES THE DRIVING WHILE INTOXICATED AND RECKLESS DRIVING ARTICLE OF THE MOTOR VEHICLES CODE. THE ACT PROVIDES A TIME LINE FOR ALL COURTS TO COLLECT AND MAINTAIN DATA ON OFFENSES UNDER THE ARTICLE. THE ACT REQUIRES ANNUAL REPORTS BY THE ADMINISTRATIVE OFFICE OF THE COURTS TO THE JUDICIARY AND TRANSPORTATION INTERIM COMMITTEES. THIS ACT PROVIDES AN IMMEDIATE EFFECTIVE DATE, read the first time by short title.

LOCAL SPECIAL ELECTION AMENDMENTS

H.B. 5003

Eli H. Anderson

THIS ACT MODIFIES THE ELECTION CODE BY AUTHORIZING A LOCAL LEGISLATIVE BODY TO CALL A LOCAL SPECIAL ELECTION TO

DETERMINE WHETHER OR NOT UTAH'S LEGAL BOUNDARIES SHOULD BE CHANGED, read the first time by short title.

SALARIES FOR LEGISLATORS

H.B. 5004

Joseph G. Murray

THIS ACT MODIFIES STATUTES GOVERNING THE LEGISLATURE BY REDUCING LEGISLATIVE SALARIES FROM JULY 1, 2002 THROUGH DECEMBER 31, 2002 AND BY DIRECTING THAT THE RESULTING SAVINGS BE DEPOSITED INTO THE GENERAL FUND. THIS ACT TAKES EFFECT IMMEDIATELY AND HAS RETROSPECTIVE OPERATION TO JULY 1, 2002, read the first time by short title.

RESOLUTION APPROVING FEDERAL – UTAH STATE TRUST LANDS CONSOLIDATION AGREEMENT

H.J.R. 501

Bradley T. Johnson

THIS JOINT RESOLUTION OF THE LEGISLATURE APPROVES THE “2002 FEDERAL – UTAH STATE TRUST LANDS CONSOLIDATION AGREEMENT” DATED JUNE 18, 2002, BETWEEN THE STATE OF UTAH AND THE UNITED STATES GOVERNMENT TO EXCHANGE SCHOOL AND INSTITUTIONAL TRUST LANDS AND MINERAL INTERESTS FOR FEDERAL LANDS AND MINERAL INTERESTS. THE RESOLUTION PROVIDES AN IMMEDIATE EFFECTIVE DATE, read the first time by short title.

RESOLUTION CLOSING DISTRICT COURT IN ROY

H.J.R. 502

A. Lamont Tyler

A JOINT RESOLUTION OF THE LEGISLATURE APPROVING THE CLOSURE OF THE DISTRICT COURT WITHIN THE MUNICIPAL BOUNDARIES OF ROY CITY, UTAH, AND PROVIDING AN EFFECTIVE DATE, read the first time by short title.

MISCELLANEOUS BUSINESS

On motion of Representative Hatch, the House voted, under suspension of the rules, to consider **H.B. 5001, H.B. 5002, H.B. 5003, H.B. 5004, H.J.R. 501, and H.J.R. 502** read the second time by short title and placed on the Third Reading Calendar.

THIRD READING CALENDAR

H.B. 5001, TECHNICAL AMENDMENTS TO ADULT PROTECTIVE SERVICES AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 5001 then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	Adams	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
D. Cox	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Urquhart	Wallace	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Alexander	Bigelow	S. Clark	Curtis
Ure	Way		

H.B. 5001 transmitted to the Senate for its consideration.

* * *

H.B. 5002, COURT RECORDS OF DRIVING UNDER THE INFLUENCE CASES, read the third time by short title and placed on its final passage.

On motion of Representative Tyler, the House voted to delete **H.B. 5002** in title and body and insert **Sub. H.B. 5002** in lieu thereof.

Sub. H.B. 5002 then passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	Adams	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander	Bigelow	S. Clark	Ure
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Sub. H.B. 5002 transmitted to the Senate for its consideration.

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H.B. 5003, LOCAL SPECIAL ELECTION AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Anderson, the bill was amended as follows:

1. Page 2, Line 32:
After “(v)” insert “if required or authorized by federal law.”

H.B. 5003, as amended, then passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	Adams	S. Allen
Anderson	Arent	Barrus	Beck

Becker	Bennion	Beshear	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander	Bigelow	S. Clark	Ure
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H.B. 5003, as amended, transmitted to the Senate for its consideration.

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H.B. 5004, SALARIES FOR LEGISLATORS, read the third time by short title and placed on its final passage.

On motion of Representative Murray, the House voted to circle **H.B. 5004**.

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H.J.R. 501, RESOLUTION APPROVING FEDERAL – UTAH STATE TRUST LANDS CONSOLIDATION AGREEMENT, read the third time by short title and placed on its final passage.

On motion of Representative Johnson, the bill was amended as follows:

1. Page 1, Line 7:
After “approves the” delete ““2002 Federal – Utah State Trust Lands””
2. Page 1, Line 8:
Delete “Consolidation Agreement”” and insert ““Agreement for Exchange of Lands, 2002 Federal – Utah State Trust Lands Consolidation””

3. Page 1, Line 20:
After “entitled” delete ““2002 Federal – Utah State Trust Lands Consolidation Agreement”” and insert ““Agreement for Exchange of Lands, 2002 Federal – Utah State Trust Lands Consolidation””
4. Page 1, Line 26:
After “approves the” delete ““2002 Federal – Utah State Trust Lands Consolidation Agreement”” and insert ““Agreement for Exchange of Lands, 2002 Federal – Utah State Trust Lands Consolidation””

Representative Harper called a point of order and the bill was read in for the third time correctly and the amendments were replaced and passed.

H.J.R. 501, RESOLUTION APPROVING FEDERAL – UTAH STATE TRUST LANDS CONSOLIDATION AGREEMENT, read the third time by short title and placed on its final passage.

On motion of Representative Johnson, the bill was amended as follows:

1. Page 1, Line 7:
After “approves the” delete ““2002 Federal – Utah State Trust Lands””
2. Page 1, Line 8:
Delete “Consolidation Agreement”” and insert ““Agreement for Exchange of Lands, 2002 Federal – Utah State Trust Lands Consolidation””
3. Page 1, Line 20:
After “entitled” delete ““2002 Federal – Utah State Trust Lands Consolidation Agreement”” and insert ““Agreement for Exchange of Lands, 2002 Federal – Utah State Trust Lands Consolidation””
4. Page 1, Line 26:
After “approves the” delete ““2002 Federal – Utah State Trust Lands Consolidation Agreement”” and insert ““Agreement for Exchange of Lands, 2002 Federal – Utah State Trust Lands Consolidation””

H.J.R. 501, as amended, then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Adams	S. Allen
Anderson	Arent	Barrus	Beck

Becker	Bennion	Beshear	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Goodfellow	Gowans
Hansen	Harper	Hatch	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Alexander	Bigelow	S. Clark
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H.J.R. 501, as amended, transmitted to the Senate for its consideration.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: July 8, 2002
 The Senate passed **S.B. 5001**, CANVASS FOR PROVISIONAL BALLOT, by Senator J. Hickman, and it is transmitted for consideration.

Annette B. Moore
 Secretary of the Senate

Communication filed. **S.B. 5001**, read the first time by short title. On motion of Representative Hatch, under suspension of the rules, the House voted to consider **S.B. 5001** read the second time by short title and placed at the top of the Senate Third Reading Calendar.

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Mr. Speaker: July 8, 2002
 The Senate passed, **H.B. 5001**, TECHNICAL AMENDMENTS TO ADULT PROTECTIVE SERVICES AMENDMENTS, by Representative P. Jones, which

has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communication filed. **H.B. 5001** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Hatch, the House voted to adjourn until July 9, 2002, at 10:00 a.m.

FOURTEENTH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Stephens at 10:50 a.m.

Roll call showed all members present.

Pledge of Allegiance and prayer by Representative LaWanna "Lou" Shurtliff.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: July 8, 2002

The Senate passed, **H.B. 5003**, LOCAL SPECIAL ELECTION AMENDMENTS, by Representative E. Anderson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 5002**, COURT RECORDS OF DRIVING UNDER THE INFLUENCE CASES, by Representative A. L. Tyler, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **H.B. 5003** and **Sub. H.B. 5002** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

INTRODUCTION OF BILLS

REPEAL OF UNFUNDED CONSUMER HEARING PANEL

H.B. 5005 *Matt Throckmorton*

THIS ACT AMENDS THE HUMAN SERVICES CODE. THE ACT REPEALS THE CHILD WELFARE CONSUMER HEARING PANEL WHICH DID NOT GET FUNDED FOR FISCAL YEAR 2002-03. THIS ACT HAS AN IMMEDIATE EFFECTIVE DATE, read the first time by short title.

INDIVIDUAL INCOME TAX – ESTIMATED TAX PAYMENTS

H.B. 5006 *Jackie Biskupski*

THIS ACT AMENDS THE REVENUE AND TAXATION CODE TO REQUIRE CERTAIN TAXPAYERS TO MAKE ESTIMATED TAX PAYMENTS

TO THE STATE TAX COMMISSION UNDER CERTAIN CIRCUMSTANCES. THE ACT PROVIDES PROCEDURES AND REQUIREMENTS FOR MAKING ESTIMATED TAX PAYMENTS TO THE STATE TAX COMMISSION, AND REQUIRES THAT PENALTIES BE IMPOSED ON A TAXPAYER THAT FAILS TO PAY OR UNDERPAYS AN ESTIMATED TAX PAYMENT. THIS ACT MAKES TECHNICAL CHANGES, read the first time by short title.

**CONSOLIDATION OF DIVISIONS OF
MENTAL HEALTH AND SUBSTANCE ABUSE**

H.B. 5008

Jack A. Seitz

THIS ACT MODIFIES THE HUMAN SERVICES CODE. THIS ACT CREATES A NEW DIVISION OF SUBSTANCE ABUSE AND MENTAL HEALTH WITHIN THE DEPARTMENT OF HUMAN SERVICES BY COMBINING THE DIVISION OF SUBSTANCE ABUSE AND THE DIVISION OF MENTAL HEALTH. THIS ACT MAKES A CORRESPONDING CHANGE TO THE POLICY BOARDS ASSOCIATED WITH EACH DIVISION. THIS ACT MAKES CONFORMING CHANGES TO OTHER STATUTES AND MAKES TECHNICAL CHANGES. THIS ACT PROVIDES AN EFFECTIVE DATE, read the first time by short title.

MISCELLANEOUS BUSINESS

On motion of Representative Curtis, under suspension of the rules, the House voted to consider **H.B. 5005**, **H.B. 5006**, and **H.B. 5008** read the second time by short title and placed on the Third Reading Calendar.

MISCELLANEOUS BUSINESS

On motion of Representative Hatch, the House voted to recess until 1:00 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Stephens at 1:25 p.m.

CERTIFICATE

I, OLENE S. WALKER, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, DO HEREBY CERTIFY THAT the attached copy of a Supplemental Proclamation issued under date of July 9th, 2002 and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Supplemental Proclamation adding to the purposes of the 5th Special Session of the Fifty-Fourth Legislature of the State of Utah at the State Capitol at Salt Lake City.

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 State Capitol in Salt Lake
City, Utah, this 9th day of July,
2002.

OLENE S. WALKER
Lieutenant Governor

Communication filed.

SUPPLEMENTAL PROCLAMATION

PURSUANT to Item 7 of the Proclamation issued June 19, 2002, calling the Legislature into special session, I add the following items to the agenda for the special session:

1. To clarify statutory authority for collecting DNA specimens.
2. To consider creating a task force to study revenue sources for water.
3. For the Senate to advise and 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 State Capitol in Salt Lake City, Utah, this 9th day of July, 2002.

Michael O. Leavitt
Governor

Olene S. Walker
Lieutenant Governor

Communication filed.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: July 9, 2002

The Senate passed **S.B. 5002**, SURCHARGE ON TRAFFIC VIOLATIONS AMENDMENTS, by Senator D. C. Buttars, and it is transmitted for consideration; and

The Senate passed **S.B. 5004**, ELIMINATION OF ANNUAL LEAVE CONVERSION, by Senator B. Evans, and it is transmitted for consideration; and

The Senate passed **S.B. 5005**, CAPITAL IMPROVEMENT AMENDMENTS, by Senator L. Blackham, and it is transmitted for consideration; and

The Senate passed **S.B. 5006**, 2002 CAPITAL FACILITIES BONDING, by Senator B. Evans, and it is transmitted for consideration; and

The Senate passed, **H.J.R. 501**, RESOLUTION APPROVING FEDERAL – UTAH STATE TRUST LANDS CONSOLIDATION AGREEMENT, by Representative B. Johnson, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **S.B. 5002**, **S.B. 5004**, **S.B. 5005**, and **S.B. 5006**, read the first time by short title.

Communication filed. **H.J.R. 501** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Hatch, under suspension of the rules, the House voted to consider **S.B. 5002**, **S.B. 5004**, **S.B. 5005**, and **S.B. 5006**, read the second time by short title and placed on the Third Reading Calendar.

INTRODUCTION OF BILLS

EXTENSION OF BASIC SKILLS COMPETENCY TEST

H.B. 5007

Marda Dillree

THIS ACT MODIFIES THE STATE SYSTEM OF PUBLIC EDUCATION BY EXTENDING FOR ONE YEAR THE PILOT STATUS OF THE TENTH GRADE BASIC SKILLS COMPETENCY TEST. THIS ACT PROVIDES AN IMMEDIATE EFFECTIVE DATE, read the first time by short title.

NONRESIDENT TUITION WAIVER AMENDMENTS

H.B. 5010

Afton B. Bradshaw

THIS ACT MODIFIES THE STATE SYSTEM OF HIGHER EDUCATION BY REPEALING PRESIDENTS' AUTHORITY TO WAIVE CERTAIN

TUITION FOR NONRESIDENTS. THIS ACT ALSO REPEALS THE AUTHORIZATION TO OFFER NONRESIDENT PARTIAL TUITION SCHOLARSHIPS, read the first time by short title.

**FAMILIES, AGENCIES, COMMUNITIES
TOGETHER PROGRAM REPEAL**

H.B. 5011*Jack A. Seitz*

THIS ACT REPEALS THE FAMILIES, AGENCIES, COMMUNITIES TOGETHER FOR CHILDREN AND YOUTH AT RISK ACT, MAKES CERTAIN TECHNICAL CHANGES, AND PROVIDES AN IMMEDIATE EFFECTIVE DATE, read the first time by short title.

On motion of Representative Hatch, under suspension of the rules, the House voted to consider **H.B. 5007**, **H.B. 5010**, and **H.B. 5011** read the second time by short title and placed on the calendar for third reading.

THIRD READING CALENDAR

H.J.R. 502, RESOLUTION CLOSING DISTRICT COURT IN ROY, read the third time by short title and placed on its final passage.

H.J.R. 502 then passed on the following roll call:

Yeas, 66; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Agard	Adair	Adams	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Goodfellow	Gowans
Hansen	Harper	Hatch	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Thompson	Throckmorton
Ure	Urquhart	Wallace	Way
Winn	Young		

Absent or not voting were: Representatives

Alexander	Bigelow	Buffmire	Hendrickson
King	Peterson	Swallow	Tyler
M. Stephens			

H.J.R. 502 transmitted to the Senate for its consideration.

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H.B. 5005, REPEAL OF UNFUNDED CONSUMER HEARING PANEL, read the third time by short title and placed on its final passage.

H.B. 5005 then passed on the following roll call:

Yeas, 66; Nays, 1; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	Adams	S. Allen
Anderson	Arent	Barrus	Beck
Bennion	Beshear	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Goodfellow	Gowans
Hansen	Harper	Hatch	Hogue
Holdaway	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Thompson	Throckmorton
Ure	Urquhart	Wallace	Way
Winn	Young		

Voting in the negative was: Representative

E. Hutchings

Absent or not voting were: Representatives

Alexander	Becker	Bigelow	Hendrickson
Peterson	Swallow	Tyler	M. Stephens

H.B. 5005 transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Adair, the House voted to reconsider its action on **H.J.R. 502**.

RECONSIDERATION OF H.J.R. 502

H.J.R. 502, RESOLUTION CLOSING DISTRICT COURT IN ROY, was before the House upon its reconsideration.

On motion of Representative Adair, the bill was amended as follows:

1. Page 1, Line 22:
After "takes effect" insert "no earlier than January 1, 2003"

H.J.R. 502, as amended, then passed on the following roll call:

Yeas, 64; Nays, 3; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Aagard	Adair	Adams	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Goodfellow	Gowans
Hansen	Harper	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Thompson	Throckmorton
Ure	Wallace	Winn	Young

Voting in the negative were: Representatives

Dayton	Pace	Way
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Absent or not voting were: Representatives

Alexander	Bigelow	Hatch	Hendrickson
Swallow	Tyler	Urquhart	M. Stephens

H.J.R. 502, as amended, transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 5006, INDIVIDUAL INCOME TAX – ESTIMATED TAX PAYMENTS, read the third time by short title and placed on its final passage.

Representatives Ferrin, Adair, Arent, Thompson, and Adams, Dillree, Styler, Bradshaw, Anderson, Beck, Bourdeaux, Peterson, Young, Jones, Beshear, Newbold, Wallace, Hutchings, Buffmire, Way, Saunders, Allen, and Ure declared conflicts of interest because they are self-employed.

H.B. 5006 then failed to pass on the following roll call:

Yeas, 22; Nays, 44; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Arent	Beck	Becker	Beshear
Biskupski	Bourdeaux	Bradshaw	Buffmire
Daniels	Duckworth	Fife	Goodfellow
Gowans	Hansen	Jones	King
Litvack	McCartney	Morgan	Moss
Shurtliff	Young		

Voting in the negative were: Representatives

Aagard	Adair	Adams	S. Allen
Anderson	Barrus	Bennion	Bowman
Bryson	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Dayton
Dillree	Donnelson	Ferrin	Ferry
Harper	Hogue	Holdaway	E. Hutchings
B. Johnson	Lockhart	Mascaro	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
G. Snow	Styler	Thompson	Throckmorton
Ure	Wallace	Way	Winn

Absent or not voting were: Representatives

Alexander	Bigelow	Hatch	Hendrickson
Siddoway	Swallow	Tyler	Urquhart
M. Stephens			

H.B. 5006 was filed.

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H.B. 5008, CONSOLIDATION OF DIVISIONS OF MENTAL HEALTH AND SUBSTANCE ABUSE, read the third time by short title and placed on its final passage.

Representative Buffmire declared a conflict of interest because she is a mental health provider.

H.B. 5008 then passed on the following roll call:

Yeas, 49; Nays, 23; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Adams	Alexander
S. Allen	Barrus	Bennion	Bigelow
Bowman	Bradshaw	Bryson	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Dayton	Dillree	Donnelson
Ferrin	Ferry	Harper	Hatch
Hogue	Holdaway	B. Johnson	King
Lockhart	Mascaro	Murray	Newbold
Pace	Parker	Peterson	Philpot
Saunders	Seitz	Siddoway	G. Snow
Styler	Thompson	Throckmorton	Ure
Urquhart	Wallace	Way	Winn
M. Stephens			

Voting in the negative were: Representatives

Anderson	Arent	Beck	Becker
Beshear	Biskupski	Bourdeaux	Buffmire
Daniels	Duckworth	Fife	Goodfellow
Gowans	Hansen	E. Hutchings	Jones
Litvack	McCartney	Morgan	Moss
Ray	Shurtliff	Young	

Absent or not voting were: Representatives

Hendrickson	Swallow	Tyler
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H.B. 5008 transmitted to the Senate for its consideration.

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H.B. 5007, EXTENSION OF BASIC SKILLS COMPETENCY TEST, read the third time by short title and placed on its final passage.

H.B. 5007 then passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	Adams	Alexander
S. Allen	Anderson	Arent	Barrus
Beck	Becker	Bennion	Beshear
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Goodfellow	Gowans	Hansen
Harper	Hatch	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Thompson	Throckmorton
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Hendrickson	Saunders	Swallow	Tyler
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H.B. 5007 transmitted to the Senate for its consideration.

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H.B. 5010, NONRESIDENT TUITION WAIVER AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Bradshaw, the House voted to circle **H.B. 5010**.

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H.B. 5011, FAMILIES, AGENCIES, COMMUNITIES TOGETHER PROGRAM REPEAL, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **H.B. 5011**.

UNFINISHED BUSINESS

On motion of Representative Murray, the House voted to uncircle **H.B. 5004**.

H.B. 5004, SALARIES FOR LEGISLATORS, was before the House on its final passage.

On motion of Representative Bryson, the House voted to delete **H.B. 5004** in title and body and insert **2nd Sub. H.B. 5004** in lieu thereof.

2nd Sub. H.B. 5004 then passed on the following roll call:

Yeas, 56; Nays, 13; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adams	Alexander	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Gowans	Hansen	Harper	Hatch
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Newbold
Peterson	Philpot	Ray	Shurtliff
G. Snow	Swallow	Thompson	Ure
Urquhart	Wallace	Way	Winn

Voting in the negative were: Representatives

Adair	Bennion	D. Cox	Curtis
Fife	Goodfellow	Murray	Pace
Parker	Siddoway	Styler	Young
M. Stephens			

Absent or not voting were: Representatives

Hendrickson	Hogue	Saunders	Seitz
Throckmorton	Tyler		

2nd Sub. H.B. 5004 transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Hatch, the House voted to move to the Senate Third Reading Calendar.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker:

July 9, 2002

The Senate passed **S.B. 5007**, EMERGENCY MEDICAL SERVICES SURCHARGE AMENDMENTS, by Senator D. Steele, and it is transmitted for consideration; and

The Senate passed **S.B. 5009**, STATUTORY AMENDMENTS FOR MEDICAID BUDGET REDUCTIONS, by Senator D. Steele, and it is transmitted for consideration; and

The Senate passed, **H.J.R. 502**, RESOLUTION CLOSING DISTRICT COURT IN ROY, by Representative A. L. Tyler, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore

Secretary of the Senate

Communications filed. **S.B. 5007** and **S.B. 5009**, read the first time by short title. On motion of Representative Hatch, under suspension of the rules, the House voted to consider **S.B. 5007** and **S.B. 5009** read the second time by short title and placed on the Senate Third Reading Calendar.

Communication filed. **H.J.R. 502** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Lt. Governor.

INTRODUCTION OF BILLS**CORRECTIONAL SERVICES AMENDMENTS**

H.B. 5012

Paul Ray

THIS ACT MODIFIES THE CODE OF CRIMINAL PROCEDURE BY PROVIDING THAT THE DEPARTMENT OF CORRECTIONS IS NOT REQUIRED TO PROVIDE SUPERVISION FOR THE PROBATION OF DEFENDANTS CONVICTED OF CLASS A MISDEMEANORS, IN ADDITION TO B AND C MISDEMEANORS AND INFRACTIONS WHICH THE DEPARTMENT OF CORRECTIONS IS CURRENTLY NOT REQUIRED TO SUPERVISE. THIS ACT ALSO PROVIDES THAT THE DEPARTMENT OF CORRECTIONS IS NOT REQUIRED TO PROVIDE PRESENTENCE INVESTIGATIONS ON CLASS A OR B MISDEMEANORS, ADDING THESE MISDEMEANORS TO THE CLASS C AND INFRACTION OFFENSES REGARDING WHICH THE DEPARTMENT IS CURRENTLY NOT REQUIRED TO PROVIDE PRESENTENCE INVESTIGATIONS. THIS ACT HAS AN IMMEDIATE EFFECTIVE, read the first time by short title.

REVIEW OF CERTAIN SALES AND USE TAX PROVISIONS

H.B. 5013

Ralph Becker

THIS ACT AMENDS THE SALES AND USE TAX ACT TO REQUIRE THE UTAH TAX REVIEW COMMISSION TO REVIEW CERTAIN SALES AND USE TAX PROVISIONS DURING THE 2002 INTERIM. THE ACT PROVIDES PROCEDURES AND REQUIREMENTS FOR CONDUCTING THE REVIEW. THE ACT HAS AN IMMEDIATE EFFECTIVE DATE, read the first time by short title.

**APPROPRIATION TO GENERAL FUND FROM
PERMANENT STATE TRUST FUND**

H.B. 5014

Jeff Alexander

THIS ACT APPROPRIATES \$17,000,000 FROM THE TOBACCO SETTLEMENT PERMANENT STATE TRUST FUND TO THE GENERAL FUND FOR FISCAL YEAR 2002-03. THIS ACT PROVIDES AN EFFECTIVE DATE, read the first time by short title.

On motion of Representative Hatch, under suspension of the rules, the House voted to consider **H.B. 5012**, **H.B. 5013**, and **H.B. 5014** read the second time by short title and placed on the calendar for third reading.

THIRD READING CALENDAR

S.B. 5001, CANVASS FOR PROVISIONAL BALLOT, read the third time by short title and placed on its final passage.

S.B. 5001 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Adams	Alexander
S. Allen	Anderson	Arent	Barrus
Beck	Becker	Bennion	Beshear
Bigelow	Bourdeaux	Bowman	Bradshaw
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Goodfellow
Gowans	Hansen	Harper	Hatch

Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Biskupski	Bryson	Hendrickson	Moss
Tyler			

S.B. 5001 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

* * *

S.B. 5002, SURCHARGE ON TRAFFIC VIOLATIONS AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Allen, the House voted to circle **S.B. 5002**.

* * *

S.B. 5004, ELIMINATION OF ANNUAL LEAVE CONVERSION, read the third time by short title and placed on its final passage.

S.B. 5004 then passed on the following roll call:

Yeas, 38; Nays, 35; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Adair	Adams	Alexander	Bradshaw
Bryson	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Dayton
Dillree	Donnelson	Ferrin	Ferry
Harper	Hatch	Hogue	E. Hutchings
B. Johnson	Lockhart	Newbold	Peterson
Philpot	Seitz	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Ure	Urquhart	Wallace	Way
Winn	M. Stephens		

Voting in the negative were: Representatives

Aagard	S. Allen	Anderson	Arent
Barrus	Beck	Becker	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Buffmire	Daniels	Duckworth
Fife	Goodfellow	Gowans	Hansen
Hendrickson	Holdaway	Jones	King
Litvack	Mascaro	McCartney	Morgan
Moss	Murray	Pace	Parker
Ray	Shurtliff	Young	

Absent or not voting were: Representatives

Saunders	Tyler
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S.B. 5004 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

* * *

S.B. 5005, CAPITAL IMPROVEMENT AMENDMENTS, read the third time by short title and placed on its final passage.

S.B. 5005 then passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Adair	Adams	Alexander
S. Allen	Anderson	Arent	Barrus
Beck	Becker	Bennion	Beshear
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Seitz	Shurtliff

Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives
Saunders Tyler

S.B. 5005 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

* * *

S.B. 5006, 2002 CAPITAL FACILITIES BONDING, read the third time by short title and placed on its final passage.

MISCELLANEOUS BUSINESS

On motion of Representative Ure, the House voted to recess until 3:35 p.m.

The House was called to order by Speaker Stephens at 3:53 p.m.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: July 9, 2002
The Senate passed, as amended, **S.B. 5010**, MINIMUM SCHOOL PROGRAM AMENDMENTS, by Senator H. Stephenson, with the following amendments:

1. Page 4, Lines 93 and 94:
After "class sizes" delete "or directly reduce expenditures for classroom instruction"

and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **S.B. 5010**, read the first time by short title. On motion of Representative Hatch, under suspension of the rules, the House voted to consider **S.B. 5010** read the second time by short title and placed on the Senate Third Reading Calendar.

* * *

Mr. Speaker: July 9, 2002

The Senate passed, **H.B. 5005**, REPEAL OF UNFUNDED CONSUMER HEARING PANEL, by Representative M. Throckmorton, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 5008**, CONSOLIDATION OF DIVISIONS OF MENTAL HEALTH AND SUBSTANCE ABUSE, by Representative J. Seitz, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 5007**, EXTENSION OF BASIC SKILLS COMPETENCY TEST, by Representative M. Dillree, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **H.B. 5005**, **H.B. 5008**, and **H.B. 5007** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

THIRD READING CALENDAR

On motion of Representative Adair, the House voted to circle **S.B. 5006**.

MISCELLANEOUS BUSINESS

On motion of Representative Ure, the House voted to recess for five minutes.

The House was called to order by Speaker Stephens at 5:20 p.m.

INTRODUCTION OF BILL

CORRECTIONS – PROCEDURES AND FEES

H.B. 5015

Glenn L. Way

THIS ACT MODIFIES THE PUBLIC SAFETY CODE BY AMENDING PROVISIONS REGARDING THE COLLECTION OF DNA SPECIMENS FROM OFFENDERS. THE ACT CLARIFIES STATUTORY AUTHORITY FOR AGENCIES TO COLLECT THE SPECIMENS, AND THAT THE \$75 FEE IS NOT TO BE COLLECTED FROM THE OFFENDER IF THE COLLECTING AGENCY DETERMINES THE OFFENDER IS UNABLE TO PAY. THIS ACT

REQUIRES THAT THE AGENCY ESTABLISH PROCEDURES FOR DETERMINING ABILITY TO PAY. THIS ACT REQUIRES THAT DNA SPECIMENS ARE TO BE COLLECTED FROM ALL PERSONS CONVICTED OF A FELONY UNDER STATE LAW, NOT ONLY THOSE FELONIES UNDER THE CRIMINAL CODE. THIS ACT AUTHORIZES USE OF REASONABLE FORCE IF NECESSARY TO COLLECT THE SPECIMEN, AND REQUIRES THE AGENCIES TO ESTABLISH GUIDELINES AND PROCEDURES. THIS ACT HAS AN IMMEDIATE EFFECTIVE DATE, read the first time by short title. On motion of Representative Hatch, under suspension of the rules, the House voted to consider **H.B. 5015** read the second time by short title and placed on the Third Reading Calendar.

THIRD READING CALENDAR

S.B. 5007, EMERGENCY MEDICAL SERVICES SURCHARGE, read the third time by short title and placed on its final passage.

S.B. 5007 then passed on the following roll call:

Yeas, 54; Nays, 15; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Agard	Adair	Adams	Alexander
S. Allen	Anderson	Arent	Beck
Becker	Bennion	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bush
Buttars	D. Clark	S. Clark	D. Cox
Daniels	Dillree	Donnelson	Duckworth
Ferry	Fife	Gowans	Hansen
Hatch	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Ure	Wallace
Young	M. Stephens		

Voting in the negative were: Representatives

Barrus	Bryson	Buffmire	Curtis
Dayton	Goodfellow	Harper	Peterson
Philpot	Styler	Swallow	Thompson
Throckmorton	Way	Winn	

Absent or not voting were: Representatives

Beshear	Ferrin	Hendrickson	Parker
Tyler	Urquhart		

S.B. 5007 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

* * *

S.B. 5009, STATUTORY AMENDMENTS FOR MEDICAID BUDGET REDUCTIONS, read the third time by short title and placed on its final passage.

S.B. 5009 then passed on the following roll call:

Yeas, 69; Nays, 1; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adair	Adams	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Daniels
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Fife	Goodfellow
Gowans	Hansen	Harper	Hatch
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Lockhart
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Ure
Wallace	Way	Winn	Young
M. Stephens			

Voting in the negative was: Representative

Bryson

Absent or not voting were: Representatives

Alexander	Hendrickson	Parker	Tyler
Urquhart			

S.B. 5009 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

UNFINISHED BUSINESS

On motion of Representative Adair, the House voted to uncircle **S.B. 5006**.

S.B. 5006, 2002 CAPITAL FACILITIES BONDING, was before the House on its final passage.

On motion of Representative Adair, the House voted to delete **S.B. 5006** in title and body and insert **Sub. S.B. 5006** in lieu thereof.

Sub. S.B. 5006 then passed on the following roll call:

Yeas, 55; Nays, 16; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Agard	Adair	Adams	Alexander
S. Allen	Anderson	Arent	Barrus
Beck	Bennion	Beshear	Bigelow
Biskupski	Bowman	Bradshaw	Bryson
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Daniels	Dayton
Dillree	Duckworth	Ferrin	Ferry
Hansen	Hatch	Hogue	Holdaway
Jones	King	Litvack	Lockhart
McCartney	Morgan	Moss	Murray
Pace	Peterson	Ray	Saunders
Seitz	Siddoway	G. Snow	Styler
Swallow	Throckmorton	Ure	Urquhart
Wallace	Winn	M. Stephens	

Voting in the negative were: Representatives

Bourdeaux	Buffmire	Donnelson	Fife
Goodfellow	Gowans	Harper	E. Hutchings
B. Johnson	Mascaro	Newbold	Philpot
Shurtliff	Thompson	Way	Young

Absent or not voting were: Representatives

Becker	Hendrickson	Parker	Tyler
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Sub. S.B. 5006 returned to the Senate for further consideration.

THIRD READING CALENDAR

S.B. 5010, MINIMUM SCHOOL PROGRAM AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Arent, the bill was amended as follows:

- 1. Page 1, Line 6:
Delete "This act"
- 2. Page 1, Line 7:
Delete line 7.
- 3. Page 1, Line 8:
Delete the sentence ending with "2002-03."
- 4. Page 3, Lines 88-94:
Delete these lines and renumber accordingly.

On motion of Representative Bigelow, the bill was amended as follows:

- 5. Page 1, Line 19:
Delete "\$1,586,482,794" and insert "\$1,581,482,794"
- 6. Page 3, Line 68:
Delete "\$1,586,482,794" and insert "\$1,581,482,794"

S.B. 5010, as amended, then passed on the following roll call:

Yeas, 45; Nays, 24; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	Adams	Alexander
S. Allen	Barrus	Bennion	Bigelow
Bowman	Bradshaw	Bryson	Bush
Buttars	D. Clark	S. Clark	D. Cox
Dayton	Dillree	Donnelson	Ferrin
Ferry	Harper	Hogue	Holdaway
B. Johnson	Lockhart	Mascaro	Murray
Newbold	Pace	Peterson	Ray
Saunders	Seitz	G. Snow	Styler
Swallow	Thompson	Throckmorton	Ure
Urquhart	Wallace	Way	Winn
M. Stephens			

Voting in the negative were: Representatives

Anderson	Arent	Beck	Becker
Beshear	Biskupski	Bourdeaux	Buffmire
Daniels	Duckworth	Fife	Goodfellow
Gowans	Hansen	E. Hutchings	Jones
King	Litvack	McCartney	Morgan
Moss	Philpot	Shurtliff	Young

Absent or not voting were: Representatives

Curtis	Hatch	Hendrickson	Parker
Siddoway	Tyler		

S.B. 5010, as amended, was returned to the Senate for further consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Ure, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

THIRD READING CALENDAR

H.B. 5012, CORRECTIONAL SERVICES AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Ray, the bill was amended as follows:

1. Page 2, Line 57:
After “department” insert “shall supervise sex offenders as defined in 77-27-21.5(1)(d), and”
2. Page 2, Line 57:
After “of” insert “other”

Representative Bourdeaux declared a conflict of interest because his company works with presentencing.

On motion of Representative Curtis, the House voted to circle **H.B. 5012**.

* * *

MISCELLANEOUS BUSINESS

On motion of Representative Hatch, the House voted to recess for 30 minutes.

The House was called to order by Speaker Stephens at 7:35 p.m.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: July 9, 2002

The Senate concurred in the House amendments and passed **1st Sub. S.B. 5006**, 2002 CAPITAL FACILITIES BONDING, by Senator Evans, and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communication filed. **Sub. S.B. 5006** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

* * *

Mr. Speaker: July 9, 2002

The Senate passed **S.B. 5013**, HIGHER EDUCATION BUDGET AUTHORITY, by Senator Hillyard, and it is transmitted for consideration; and

The Senate passed **S.B. 5012**, GUBERNATORIAL AND LEGISLATIVE TASK FORCE ON ALTERNATIVE REVENUE SOURCES FOR WATER FUNDING, by Senator Blackham, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 5011**, STATUTORY AMENDMENTS TO IMPLEMENT BUDGET CUTS, by Senator L. Blackham, and it is transmitted for consideration; and

The Senate substituted and passed, **Senate 1st Sub. S.B. 5003**, TRANSPORTATION FUND TRANSFERS, by Senator Jenkins, and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **S.B. 5013, S.B. 5012, S.B. 5011, and Sub. S.B. 5003**, read the first time by short title. On motion of Representative Hatch, under suspension of the rules, the House voted to consider **S.B. 5013, S.B. 5012, S.B. 5011, and 1st Sub. S.B. 5003**, read the second time by short title and placed on the Third Reading Calendar.

* * *

Mr. Speaker:

July 9, 2002

The Senate substituted and passed, **Senate 3rd Sub. H.B. 5004**, SALARIES FOR LEGISLATORS, by Representative Murray, and it is transmitted for further consideration.

Annette B. Moore
Secretary of the Senate

Communication filed. On motion of Representative Murray, the House voted to concur in the Senate amendments to **Senate 3rd Sub. H.B. 5004**.

Senate 3rd Sub. H.B. 5004, as amended by the Senate, then passed on the following roll call:

Yeas, 62; Nays, 10; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Adams	Alexander
S. Allen	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	Curtis	Daniels
Dillree	Donnelson	Duckworth	Ferry
Fife	Hansen	Hatch	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Peterson	Philpot
Ray	Saunders	Seitz	Shurtliff
Siddoway	G. Snow	Styler	Swallow
Ure	Urquhart	Wallace	Winn
Young	M. Stephens		

Voting in the negative were: Representatives

Anderson	D. Cox	Dayton	Ferrin
Goodfellow	Gowans	Hendrickson	Thompson
Throckmorton	Way		

Absent or not voting were: Representatives

Harper	Parker	Tyler
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Senate 3rd Sub. H.B. 5004, as amended by the Senate, transmitted to the Senate for signature of the President.

INTRODUCTION OF BILL

SUPPLEMENTAL APPROPRIATIONS ACT IV

H.B. 5009

Jeff Alexander

THIS ACT FUNDS APPROPRIATIONS AND REDUCTIONS FOR THE SUPPORT OF STATE GOVERNMENT FOR THE FISCAL YEAR BEGINNING JULY 1, 2002 AND ENDING JUNE 30, 2003. THIS ACT PROVIDES BUDGET INCREASES AND DECREASES FOR THE USE AND SUPPORT OF CERTAIN STATE DEPARTMENTS AND AGENCIES OF STATE GOVERNMENT AND FOR OTHER PURPOSES AS PROVIDED IN THIS ACT. THE ACT STATES INTENT LANGUAGE GOVERNING EXPENDITURES AND PROVIDES AN EFFECTIVE DATE, read the first time by short title. On motion of Representative Hatch, under suspension of the rules, the House voted to consider **H.B. 5009** read for the second time by short title and placed at the top of the Third Reading Calendar.

THIRD READING CALENDAR

H.B. 5009, SUPPLEMENTAL APPROPRIATIONS ACT, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **H.B. 5009**.

* * *

H.B. 5013, REVIEW OF CERTAIN SALES AND USE TAX PROVISIONS, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **H.B. 5013**.

* * *

H.B. 5014, APPROPRIATION TO GENERAL FUND FROM, read the third time by short title and placed on its final passage.

On motion of Representative Alexander, the House voted to circle **H.B. 5014**.

* * *

H.B. 5015, CORRECTIONS – PROCEDURES AND FEES, read the third time by short title and placed on its final passage.

H.B. 5015 then passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Adams	Alexander
S. Allen	Anderson	Arent	Barrus
Beck	Becker	Bennion	Beshear
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Goodfellow	Gowans	Hansen
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Harper	Parker	Tyler
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H.B. 5015 transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Alexander, the House voted to uncircle **H.B. 5014**.

H.B. 5014, APPROPRIATION TO GENERAL FUND FROM PERMANENT STATE TRUST FUND, was before the House on its final passage.

On motion of Representative Curtis, the bill was amended as follows:

1. Page 1, Line 6:
Delete "\$17,000,000" and insert "\$17,800,000"
2. Page 1, Line 12:
Delete "\$17,000,000" and insert "\$17,800,000"

H.B. 5014, as amended, then passed on the following roll call:

Yeas, 58; Nays, 15; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Aagard	Adair	Adams	Alexander
S. Allen	Anderson	Barrus	Bennion
Bigelow	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Gowans	Harper
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	King	Lockhart
Mascaro	Murray	Newbold	Pace
Peterson	Philpot	Ray	Saunders
Seitz	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Voting in the negative were: Representatives

Arent	Beck	Becker	Beshear
Biskupski	Daniels	Fife	Goodfellow
Hansen	Jones	Litvack	McCartney
Morgan	Moss	Shurtliff	

Absent or not voting were: Representatives

Parker	Tyler
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H.B. 5014, as amended, transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Hutchings, the House voted to recall **S.B. 5004** from the Senate.

UNFINISHED BUSINESS

On motion of Representative Alexander, the House voted to uncircle **H.B. 5009**.

H.B. 5009, SUPPLEMENTAL APPROPRIATIONS ACT IV, was before the House on its final passage.

On motion of Representative Throckmorton, the bill was amended as follows:

1. Page 20, Line 767:
After line 767 insert:
“From Federal Funds \$700,000”
2. Page 20, Line 770:
After “Planning and Project Services” delete “\$1,835,000” and insert
“\$2,535,000”
3. Page 20, Line 771:
After line 771 insert:
“It is the intent of the Legislature that the State Office of Education use
\$500,000 of appropriated state funds to support a District Online
Testing Pilot Program.”

On motion of Representative Curtis, the bill was amended as follows:

4. Page 2, Line 61:
Delete “\$3,474,400” and insert “\$2,674,400”
5. Page 2, Line 64:
Delete line 64.

On motion of Representative Alexander, the House voted to circle **H.B. 5009**.

* * *

On motion of Representative Becker, the House voted to uncircle **H.B. 5013**.

H.B. 5013, REVIEW OF CERTAIN SALES AND USE TAX PROVISIONS,
was before the House on its final passage.

On motion of Representative Becker, the bill was amended as follows:

1. Page 3, Line 73:
Delete “with the governor’s office and”

On motion of Representative Ure, the House voted to circle **H.B. 5013**.

MISCELLANEOUS BUSINESS

On motion of Representative Ure, the House voted to move to the Senate
Third Reading Calendar.

COMMUNICATION FROM THE SENATE

Mr. Speaker:

July 9, 2002

The Senate refuses to concur with the House Amendments to **S.B. 5010**, MINIMUM SCHOOL PROGRAM AMENDMENTS, by Senator H. Stephenson, and requests the House recede from its amendments.

Annette B. Moore

Secretary of the Senate

Communication filed. On motion of Representative Dillree, the House voted to refuse to recede from its amendments to **S.B. 5010**. The Speaker was authorized to appoint a conference committee. The Speaker appointed Representatives Dillree, Ferrin, and King.

UNFINISHED BUSINESS

On motion of Representative Bigelow, the House voted to uncircle **S.B. 5002**.

S.B. 5002, SURCHARGE ON TRAFFIC VIOLATIONS AMENDMENTS, was before the House on its final passage.

S.B. 5002 then passed on the following roll call:

Yeas, 41; Nays, 28; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	Adams	Alexander
Anderson	Barrus	Bigelow	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Donnelson	Ferry
Gowans	Hatch	Holdaway	E. Hutchings
B. Johnson	Mascaro	Murray	Pace
Peterson	Ray	Saunders	Siddoway
G. Snow	Styler	Swallow	Throckmorton
Ure	Urquhart	Wallace	Way
M. Stephens			

Voting in the negative were: Representatives

S. Allen	Arent	Beck	Becker
Bennion	Beshear	Biskupski	Daniels
Dayton	Duckworth	Fife	Goodfellow
Hansen	Harper	Hendrickson	Hogue

Jones	Litvack	Lockhart	McCartney
Morgan	Moss	Newbold	Philpot
Shurtliff	Thompson	Winn	Young

Absent or not voting were: Representatives

Dillree	Ferrin	King	Parker
Seitz	Tyler		

S.B. 5002 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Hatch, the House voted to recess for five minutes.

The House was called to order by Speaker Stephens at 9:25 p.m.

* * *

On motion of Representative Ure, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

THIRD READING CALENDAR

Sub. S.B. 5003, TRANSPORTATION FUND TRANSFERS, read the third time by short title and placed on its final passage.

On motion of Representative Ure, the House voted to circle **Sub. S.B. 5003**.

* * *

S.B. 5011, STATUTORY AMENDMENTS TO IMPLEMENT BUDGET CUTS, read the third time by short title and placed on its final passage.

On motion of Representative Alexander, the House voted to circle **S.B. 5011**.

* * *

S.B. 5012, GUBERNATORIAL AND LEGISLATIVE TASK FORCE ON ALTERNATIVE REVENUE SOURCES FOR WATER FUNDING, read the third time by short title and placed on its final passage.

On motion of Representative Alexander, the House voted to circle **S.B. 5012**.

MISCELLANEOUS BUSINESS

On motion of Representative Alexander, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

UNFINISHED BUSINESS

On motion of Representative Alexander, the House voted to uncircle **H.B. 5009**.

H.B. 5009, SUPPLEMENTAL APPROPRIATIONS ACT IV, was before the House on its final passage.

On motion of Representative Alexander, the bill was amended as follows:

1. Page 14, Line 514:
After "From General Fund" delete "(1,005,400)" and insert "20,640,900"
2. Page 14, Line 514:
After line 514 insert:
"From Income Tax Revenue (21,646,300)"
3. Page 14, Line 546:
After "From General Fund" delete "(542,000)" and insert "18,542,600"
4. Page 14, Line 546:
After line 546 insert:
"From Income Tax Revenue (19,084,600)"
5. Page 15, Line 585:
After "From General Fund" delete "(313,200)" and insert "10,140,500"
6. Page 15, Line 585:
After line 585 insert:
"From Income Tax Revenue (10,453,700)"
7. Page 16, Line 594:
After "From General Fund" delete "(148,000)" and insert "4,498,700"
8. Page 16, Line 594:
After line 594 insert:
"From Income Tax Revenue (4,646,700)"

9. Page 16, Line 607:
After "From General Fund" delete "(68,400)" and insert "1,652,400"
10. Page 16, Line 607:
After line 607 insert:
"From Income Tax Revenue (1,720,800)"
11. Page 16, Line 620:
After "From General Fund" delete "(90,700)" and insert "2,542,100"
12. Page 16, Line 620:
After line 620 insert:
"From Income Tax Revenue (2,632,800)"
13. Page 16, Line 633:
After "From General Fund" delete "(226,700)" and insert "9,074,900"
14. Page 16, Line 633:
After line 633 insert:
"From Income Tax Revenue (9,301,600)"
15. Page 17, Line 642:
After "From General Fund" delete "(282,800)" and insert
"11,679,100"
16. Page 17, Line 642:
After line 642 insert:
"From Income Tax Revenue (11,961,900)"
17. Page 17, Line 652:
After line 652 insert:
"COLLEGE OF EASTERN UTAH
ITEM 110
To College of Eastern Utah – Education and General
From General Fund 1,953,900
From Income Tax Revenue (1,953,900)"

Renumber remaining items accordingly.

On motion of Representative Lockhart, the bill was amended as follows:

18. Pages 11–12, Lines 426–444:
Delete lines 426–444

- 19. Page 12, Line 467:
After "From General Fund" delete "(608,500)" and insert "(658,500)"
- 20. Page 12, Line 469:
After line 469 insert:
"Developmental Disability and Mental Retardation Waiver (50,000)"

On motion of Representative Bigelow, the bill was amended as follows:

- 21. Page 2, Line 47:
After line 47 insert:
"ITEM 9
To Governor's Office – Commission on Criminal and Juvenile Justice
From General Fund (1,508,400)
From Crime Victims' Reparations Trust Fund 1,508,400"

Renumber remaining items accordingly.

H.B. 5009, as amended, then passed on the following roll call:

Yeas, 45; Nays, 26; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adair	Adams	Alexander
S. Allen	Barrus	Bigelow	Bowman
Bradshaw	Bryson	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Dayton	Dillree	Donnelson	Ferrin
Ferry	Harper	Hatch	Hogue
Holdaway	E. Hutchings	B. Johnson	Lockhart
Mascaro	Murray	Newbold	Pace
Peterson	Ray	Saunders	Siddoway
Styler	Swallow	Throckmorton	Ure
Urquhart	Wallace	Way	Winn
M. Stephens			

Voting in the negative were: Representatives

Anderson	Arent	Beck	Becker
Bennion	Beshear	Biskupski	Bourdeaux
Buffmire	Daniels	Duckworth	Fife
Goodfellow	Gowans	Hansen	Hendrickson
Jones	King	Litvack	McCartney
Morgan	Moss	Philpot	Shurtliff
Thompson	Young		

Absent or not voting were: Representatives
 Parker Seitz G. Snow Tyler

H.B. 5009, as amended, transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Hatch, the House voted to move to the Senate Third Reading Calendar.

UNFINISHED BUSINESS

On motion of Representative Alexander, the House voted to uncircle **S.B. 5011**.

S.B. 5011, STATUTORY AMENDMENTS TO IMPLEMENT BUDGET CUTS, was before the House on its final passage.

S.B. 5011 then passed on the following roll call:

Yeas, 47; Nays, 24; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Agard	Adair	Adams	Alexander
S. Allen	Anderson	Barrus	Bennion
Bigelow	Bowman	Bradshaw	Bryson
Bush	Buttars	D. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Ferrin	Ferry	Gowans
Harper	Hatch	Hogue	Holdaway
E. Hutchings	B. Johnson	Lockhart	Mascaro
Murray	Pace	Peterson	Ray
Saunders	Siddoway	Styler	Swallow
Throckmorton	Ure	Urquhart	Wallace
Way	Winn	M. Stephens	

Voting in the negative were: Representatives

Arent	Beck	Becker	Beshear
Biskupski	Bourdeaux	Buffmire	S. Clark
Duckworth	Fife	Goodfellow	Hansen
Hendrickson	Jones	King	Litvack
McCartney	Morgan	Moss	Newbold
Philpot	Shurtliff	Thompson	Young

Absent or not voting were: Representatives

Parker Seitz G. Snow Tyler

S.B. 5011 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

UNFINISHED BUSINESS

On motion of Representative Ure, the House voted to uncircle **S.B. 5012**.

S.B. 5012, GUBERNATORIAL AND LEGISLATIVE TASK FORCE ON ALTERNATIVE REVENUE SOURCES FOR WATER FUNDING, was before the House on its final passage.

On motion of Representative Ure, the bill was amended as follows:

1. Page 1, Line 24:
Delete "Legislature" and insert "Senate"
2. Page 1, Line 24:
Delete "and" and insert a semicolon
3. Page 1, Line 25:
Insert a new subsection to read as follows:
"(d) one member of the House of Representatives appointed by"
4. Page 1, After line 25:
Re-number accordingly.

S.B. 5012, as amended, then passed on the following roll call:

Yeas, 61; Nays, 8; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Agard	Adair	Adams	Alexander
S. Allen	Anderson	Barrus	Beck
Becker	Bennion	Bigelow	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Goodfellow	Gowans	Hansen	Harper
Hatch	Hendrickson	Hogue	Holdaway

E. Hutchings	B. Johnson	Jones	King
Lockhart	Mascaro	Morgan	Murray
Newbold	Pace	Peterson	Ray
Saunders	Siddoway	Styler	Swallow
Thompson	Throckmorton	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Voting in the negative were: Representatives

Beshear	Biskupski	Bourdeaux	Litvack
McCartney	Moss	Philpot	Shurtliff

Absent or not voting were: Representatives

Arent	Curtis	Parker	Seitz
G. Snow	Tyler		

S.B. 5012, as amended, returned to the Senate for further consideration.

* * *

On motion of Representative Bennion, the House voted to uncircle **Sub. S.B. 5003**.

Sub. S.B. 5003, TRANSPORTATION FUND TRANSFERS, was before the House on its final passage.

Sub. S.B. 5003 then passed on the following roll call:

Yeas, 39; Nays, 31; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Adair	Alexander	S. Allen	Barrus
Beck	Bennion	Bigelow	Bradshaw
Buffmire	Buttars	D. Clark	D. Cox
Curtis	Daniels	Ferrin	Ferry
Hatch	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Mascaro
Morgan	Newbold	Pace	Peterson
Shurtliff	Siddoway	Styler	Swallow
Throckmorton	Ure	Urquhart	Wallace
Way	Winn	M. Stephens	

Voting in the negative were: Representatives

Aagard	Adams	Anderson	Arent
Becker	Beshear	Biskupski	Bourdeaux

Bowman	Bryson	Bush	S. Clark
Dayton	Dillree	Donnelson	Duckworth
Fife	Goodfellow	Gowans	Hansen
Harper	Hendrickson	Litvack	McCartney
Moss	Murray	Philpot	Ray
Saunders	Thompson	Young	

Absent or not voting were: Representatives

Lockhart	Parker	Seitz	G. Snow
Tyler			

Sub. S.B. 5003 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

THIRD READING CALENDAR

S.B. 5013, HIGHER EDUCATION BUDGET AUTHORITY, read the third time by short title and placed on its final passage.

S.B. 5013 then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	Adams	S. Allen
Anderson	Arent	Barrus	Beck
Becker	Bennion	Beshear	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buffmire	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Daniels	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Goodfellow	Gowans	Hansen	Harper
Hatch	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	McCartney	Morgan
Moss	Murray	Newbold	Pace
Peterson	Philpot	Ray	Saunders
Shurtliff	Siddoway	Styler	Swallow
Thompson	Throckmorton	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Alexander	Hendrickson	Parker	Seitz
G. Snow	Tyler		

S.B. 5013 was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: July 9, 2002

The President of the Senate has signed **3rd Sub. H.B. 5004, SALARIES FOR LEGISLATORS**, by Representative J. Murray, and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 5015, CORRECTIONS – PROCEDURES AND FEES**, by Representative G. Way, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communications filed. **3rd Sub. H.B. 5004** and **H.B. 5015** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

* * *

Mr. Speaker: July 9, 2002

The President of the Senate has appointed a Conference Committee consisting of Senators Stephenson, Poulton, and Hale to meet with a like committee from the House of Representatives to consider or amend **S.B. 5010, MINIMUM SCHOOL PROGRAM AMENDMENTS**, by Senator H. Stephenson.

Annette B. Moore
Secretary of the Senate

Communication filed.

CONFERENCE COMMITTEE REPORT

Mr. President and Mr. Speaker: July 9, 2002

The Joint Conference Committee comprised of Senators Stephenson, Poulton, and Hale, and Reps. Dillree, Ferrin, and King, recommends **S.B. 5010, MINIMUM SCHOOL PROGRAM AMENDMENTS**, by Senator H. Stephenson,

be replaced and favorably recommends **1st Sub. S.B. 5010**, MINIMUM SCHOOL PROGRAM AMENDMENTS.

Senator Stephenson
Senate Chair

Representative Dillree
House Chair

Report filed. On motion of Representative Dillree, the House voted to adopt the Conference Committee Report. **Sub. S.B. 5010** then passed on the following roll call:

Yeas, 48; Nays, 23; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Agard	Adair	Adams	Alexander
S. Allen	Barrus	Bennion	Bigelow
Bowman	Bradshaw	Bryson	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Dayton	Dillree	Donnelson
Ferrin	Ferry	Harper	Hatch
Hogue	Holdaway	E. Hutchings	B. Johnson
Lockhart	Mascaro	Murray	Newbold
Pace	Peterson	Philpot	Ray
Saunders	Siddoway	Styler	Swallow
Thompson	Throckmorton	Ure	Urquhart
Wallace	Way	Winn	M. Stephens

Voting in the negative were: Representatives

Anderson	Arent	Beck	Becker
Beshear	Biskupski	Bourdeaux	Buffmire
Daniels	Duckworth	Fife	Goodfellow
Gowans	Hansen	Hendrickson	Jones
King	Litvack	McCartney	Morgan
Moss	Shurtliff	Young	

Absent or not voting were: Representatives

Parker	Seitz	G. Snow	Tyler
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Sub. S.B. 5010 was returned to the Senate for further consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Hatch, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

UNFINISHED BUSINESS

On motion of Representative Becker, the House voted to uncircle **H.B. 5013**.

H.B. 5013, REVIEW OF CERTAIN SALES AND USE TAX PROVISIONS, was before the House on its final passage.

H.B. 5013 then failed to pass on the following roll call:

Yeas, 35; Nays, 35; Absent or not voting, 5.

Voting in the affirmative were: Representatives

S. Allen	Anderson	Arent	Beck
Becker	Beshear	Biskupski	Bourdeaux
Bowman	Bradshaw	Buffmire	D. Cox
Curtis	Daniels	Duckworth	Fife
Goodfellow	Gowans	Hansen	Hendrickson
Hogue	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	McCartney
Morgan	Moss	Pace	Shurtliff
Siddoway	Styler	Young	

Voting in the negative were: Representatives

Aagard	Adair	Adams	Alexander
Barrus	Bennion	Bigelow	Bryson
Bush	Buttars	D. Clark	S. Clark
Dayton	Dillree	Donnelson	Ferrin
Ferry	Harper	Hatch	Mascaro
Murray	Newbold	Peterson	Philpot
Ray	Saunders	Swallow	Thompson
Throckmorton	Ure	Urquhart	Wallace
Way	Winn	M. Stephens	

Absent or not voting were: Representatives

Lockhart	Parker	Seitz	G. Snow
Tyler			

H.B. 5013 was filed.

MISCELLANEOUS BUSINESS

On motion of Representative Hatch, the House voted to recess for five minutes.

The House was called to order by Speaker Stephens at 11:00 p.m.

* * *

Mr. Speaker: July 9, 2002
The Senate passed, **H.B. 5014**, APPROPRIATION TO GENERAL FUND FROM PERMANENT STATE TRUST FUND, by Representative J. Alexander, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communication filed. **H.B. 5014** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

* * *

Mr. Speaker: July 9, 2002
The Senate transmits **S.B. 5004**, ELIMINATION OF ANNUAL LEAVE CONVERSION, by Senator B. Evans, for further consideration.

Annette B. Moore
Secretary of the Senate

Communication filed. On motion of Representative Hutchings, the House voted to reconsider its action on **S.B. 5004**.

RECONSIDERATION OF S.B. 5004

S.B. 5004, ELIMINATION OF ANNUAL LEAVE CONVERSION, was before the House upon its final passage.

On motion of Representative Hutchings, the House voted to circle **S.B. 5004**.

UNFINISHED BUSINESS

On motion of Representative Alexander, the House voted to uncircle **H.B. 5011**.

H.B. 5011, FAMILIES, AGENCIES, COMMUNITIES TOGETHER PROGRAM REPEAL, was before the House on its final passage.

H.B. 5011 then failed to pass on the following roll call:

Yeas, 33; Nays, 35; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	Adams	Alexander
Barrus	Bigelow	Bowman	Bryson
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Dayton	Donnelson
Ferrin	Ferry	Hatch	B. Johnson
Pace	Peterson	Philpot	Ray
Saunders	Styler	Swallow	Thompson
Throckmorton	Ure	Urquhart	Way
M. Stephens			

Voting in the negative were: Representatives

S. Allen	Anderson	Arent	Beck
Becker	Bennion	Beshear	Biskupski
Bourdeaux	Bradshaw	Buffmire	Daniels
Dillree	Duckworth	Fife	Goodfellow
Gowans	Hansen	Harper	Hendrickson
Hogue	Holdaway	E. Hutchings	Jones
King	Litvack	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Siddoway	Wallace	Young	

Absent or not voting were: Representatives

Lockhart	Parker	Seitz	Shurtliff
G. Snow	Tyler	Winn	

H.B. 5011 was filed.

COMMUNICATION FROM THE SENATE

Mr. Speaker:

July 9, 2002

The Senate concurred in the House amendments and passed **S.B. 5012**, GUBERNATORIAL AND LEGISLATIVE TASK FORCE ON ALTERNATIVE REVENUE SOURCES FOR WATER FUNDING, by Senator L. Blackham, and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communication filed. **S.B. 5012** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Hatch, the House voted to move to the Senate Third Reading Calendar.

UNFINISHED BUSINESS

On motion of Representative Hutchings, the House voted to uncircle **S.B. 5004**.

S.B. 5004, ELIMINATION OF ANNUAL LEAVE CONVERSION, was before the House on its final passage.

On motion of Representative Hutchings, the House voted to delete **S.B. 5004** in title and body and insert **Sub. S.B. 5004**, ANNUAL LEAVE CONVERSION, in lieu thereof.

On motion of Representative Hutchings, the bill was amended as follows:

1. Page 1, Line 16:

After "authorizes" insert "and fully funds the estimated costs of"

Sub. S.B. 5004, as amended, then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Adair	Adams	Alexander
S. Allen	Anderson	Arent	Barrus
Beck	Becker	Bennion	Beshear
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Daniels	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Goodfellow	Gowans	Hansen
Harper	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Peterson	Philpot
Ray	Saunders	Siddoway	Styler
Swallow	Thompson	Throckmorton	Ure
Urquhart	Wallace	Way	Young
M. Stephens			

Absent or not voting were: Representatives

Parker	Seitz	Shurtliff	G. Snow
Tyler	Winn		

Sub. S.B. 5004, as amended, returned to the Senate for further consideration.

COMMUNICATION FROM THE SENATE

Mr. Speaker:

July 9, 2002

The Senate passed **H.B. 5009**, SUPPLEMENTAL APPROPRIATIONS ACT IV, by Representative J. Alexander, with the following amendments:

26. Page 20, Line 771 (Lilac Copy 7-9-02)

After line 771 insert the following underlined language as Amendment #26 amendments:

“It is the intent of the Legislature that the State Office of Education use up to \$500,000 of appropriated state funds to support a District Online Testing Pilot Program until federal funds become available.”

and it is transmitted to the House for further consideration.

Annette B. Moore

Secretary of the Senate

Communication filed. On motion of Representative Alexander, the House voted to concur in the Senate amendments to **H.B. 5009**.

H.B. 5009, as amended by the Senate, then passed on the following roll call:

Yeas, 43; Nays, 25; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Aagard	Adair	Adams	Alexander
S. Allen	Barrus	Bigelow	Bowman
Bradshaw	Bryson	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Dayton	Dillree	Donnelson	Ferrin
Ferry	Harper	Hatch	Hogue
Holdaway	E. Hutchings	B. Johnson	Lockhart
Mascaro	Murray	Newbold	Pace
Peterson	Ray	Saunders	Siddoway
Swallow	Throckmorton	Ure	Urquhart
Wallace	Way	M. Stephens	

Voting in the negative were: Representatives

Anderson	Arent	Beck	Becker
Bennion	Beshear	Biskupski	Bourdeaux

Buffmire	Daniels	Duckworth	Fife
Goodfellow	Gowans	Hansen	Hendrickson
Jones	King	Litvack	McCartney
Morgan	Moss	Philpot	Thompson
Young			

Absent or not voting were: Representatives

Parker	Seitz	Shurtliff	G. Snow
Styler	Tyler	Winn	

H.B. 5009, as amended by the Senate, transmitted to the Senate for signature of the President.

* * *

Mr. Speaker: July 9, 2002

The Senate adopted the Joint Conference Committee Report dated July 9, 2002, and passed **1st Sub. S.B. 5010**, MINIMUM SCHOOL PROGRAM AMENDMENTS, by Senator H. Stephenson, and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communication filed. **Sub. S.B. 5010** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

* * *

Mr. Speaker: July 9, 2002

The Senate concurred in the House amendments and passed **1st Sub. S.B. 5004**, ANNUAL LEAVE CONVERSION, by Senator Evans, and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communication filed. **S.B. 5004** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

* * *

Mr. Speaker:

July 9, 2002

The President of the Senate has signed **H.B. 5009**, SUPPLEMENTAL APPROPRIATIONS ACT IV, by Representative Alexander, and it is transmitted for the signature of the Speaker.

Annette B. Moore
Secretary of the Senate

Communication filed. **H.B. 5009** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Hatch, the Speaker was authorized to appoint a committee to wait upon the Senate and inform them that the House had completed its business and was prepared to adjourn sine die. The Speaker appointed Representatives Dayton, Philpot, and Fife.

Representative Fife reported that his committee had waited upon the Senate and they were prepared to adjourn sine die.

On motion of Representative Hatch, the Speaker was authorized to appoint a committee to wait upon the Governor and inform him that the House had completed its business and was prepared to adjourn sine die. The Speaker appointed Representatives Throckmorton, Way, and Duckworth.

Representative Throckmorton reported that his committee had waited upon the Governor and he had no message to bring before the House.

Senators M. Peterson, Steele, and Eastman formally notified the House that the Senate had completed its business and was prepared to adjourn sine die.

On motion of Representative Hatch, and at 11:45 p.m., the House of Representatives of the Fifty-fourth Legislature adjourned the Fifth Special Session, sine die.

PAGE

INDEX

HOUSE BILLS AND RESOLUTIONS

FIRST SPECIAL SESSION

H.B. 1001 — NOTICE BY SCHOOL TO CUSTODIAL AND NONCUSTODIAL PARENT (<i>F. Fife</i>)	
Read for the first time and referred to the Rules Committee	9
Read the second time	12
Read the third time	26
Failed	27
Reconsideration	27
Amendments	27
Transmitted to the Senate	28
Signed by the Speaker and transmitted to the Governor	40
H.B. 1002 — CRIMINAL LAW AMENDMENTS (<i>A. Bradshaw</i>)	
Read for the first time and referred to the Rules Committee	9
Read the second time	12
Read the third time	29
Transmitted to the Senate	30
Signed by the Speaker and transmitted to the Governor	40
H.B. 1003 — APPLIED TECHNOLOGY EDUCATION GOVERNANCE (<i>R. Bigelow</i>)	
Read for the first time and referred to the Rules Committee	9
Read the second time	12
Read the third time	14
Amendments	14
Transmitted to the Senate	25
Concurrence	46
Other Action	47
Signed by the Speaker and transmitted to the Governor	50
H.B. 1004 — DEPARTMENT OF COMMERCE – FEE APPROVAL (<i>J. Alexander</i>)	
Read for the first time and referred to the Rules Committee	10
Read the second time	12
Read the third time	30
Amendments	30
Transmitted to the Senate	31
Signed by the Speaker and transmitted to the Governor	40
H.B. 1005 — INDIVIDUAL INCOME TAX AND CORPORATE FRANCHISE AND INCOME TAX – RENEWABLE ENERGY SYSTEMS TAX CREDITS (<i>J. Swallow</i>)	
Read for the first time and referred to the Rules Committee	11
Read the second time	12
Read the third time	31
Amendments	31
Transmitted to the Senate	32
Signed by the Speaker and transmitted to the Governor	40

H.B. 1006 — INDIVIDUAL INCOME TAX – ADDITION OF INTEREST TO FEDERAL TAXABLE INCOME (<i>G. Curtis</i>)	
Read for the first time and referred to the Rules Committee	11
Read the second time	12
Read the third time	12
Amendments	12
Transmitted to the Senate	13
Signed by the Speaker and transmitted to the Governor	25
H.B. 1007 — PRIVATE RECORDS UNDER GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT (<i>C. Beshear</i>)	
Read for the first time and referred to the Rules Committee	33
Read the second time	35
Read the third time	35
Transmitted to the Senate	36
Signed by the Speaker and transmitted to the Governor	40
H.B. 1008 — INDIVIDUAL INCOME TAX – 2001 FEDERAL RATE BRACKET BENEFIT (<i>M. Throckmorton</i>)	
Read for the first time and referred to the Rules Committee	34
Read the second time	35
Read the third time	36
Transmitted to the Senate	36
Signed by the Speaker and transmitted to the Governor	40
H.B. 1009 — PASSENGER LIMITATIONS FOR YOUNG DRIVERS – PROSPECTIVE APPLICATION (<i>J. Alexander</i>)	
Read for the first time and referred to the Rules Committee	34
Read the second time	35
Read the third time	42
Transmitted to the Senate	43
Signed by the Speaker and transmitted to the Governor	48
H.C.R. 101 — RESOLUTION APPROVING WASTE DISPOSAL (<i>D. Ure</i>)	
Read for the first time and referred to the Rules Committee	11
Read the second time	12
Read the third time	26
Circled	26
Uncircled	28
Amendments	28
Transmitted to the Senate	29
Concurrence	48
Signed by the Speaker and transmitted to the Lt. Governor	50

S.B. 1001 — NOTIFICATION BY SCHOOL OR FAMILY SERVICES TO NONCUSTODIAL PARENT OF CHILD’S DISCIPLINE OR REMOVAL (*P. Hellewell*)

- Read the first time by short title and referred to Rules Committee 14
- Read the second time 34
- Read the third time 37
- Circled 37
- Uncircled 44
- Amendments 44
- Returned to the Senate 45
- Signed by the Speaker and returned to the Senate 50

S.B. 1002 — UNAUTHORIZED PRACTICE OF LAW PROHIBITED (*T. Spencer*)

- Read the first time by short title and referred to Rules Committee 14
- Enacting Clause Stricken 50

S.B. 1003 — TAXES ON RENTALS OF PUBLIC SLEEPING ACCOMMODATIONS (*J. Valentine*)

- Read the first time by short title and referred to Rules Committee 25
- Read the second time 34
- Read the third time 37
- Circled 37
- Uncircled 41
- Signed by the Speaker and returned to the Senate 42

S.B. 1004 — REGISTRATION AND TAXATION OF VEHICLES FOR SPORTS EVENTS (*J. Hickman*)

- Read the first time by short title and referred to Rules Committee 25
- Read the second time 34
- Read the third time 37
- Signed by the Speaker and returned to the Senate 38

S.B. 1005 — UTAH REVISED NONPROFIT CORPORATION ACT AMENDMENTS (*L. Hillyard*)

- Read the first time by short title and referred to Rules Committee 41
- Read the second time 42
- Read the third time 45
- Signed by the Speaker and returned to the Senate 46

S.B. 1006 — UNIFORM PROBATE CODE – POWER OF ATTORNEY AMENDMENTS (*J. Valentine*)

- Read the first time by short title and referred to Rules Committee 41
- Read the second time 42
- Read the third time 47
- Signed by the Speaker and returned to the Senate 48

S.J.R. 101 — RESOLUTION APPROVING SETTLEMENT FOR PRIVATE PRISON (*D. Gladwell*)

- Read the first time by short title and referred to Rules Committee 25
- Read the second time 35
- Read the third time 38
- Signed by the Speaker and returned to the Senate 39

S.J.R. 102 — RESOLUTION APPROVING TOBACCO LAWSUIT SETTLEMENT (*D. Steele*)

- Read the first time by short title and referred to Rules Committee 25
- Read the second time 35
- Read the third time 39
- Signed by the Speaker and returned to the Senate 39
- Reconsideration 43
- Signed by the Speaker and returned to the Senate 44

PAGE
INDEX

HOUSE BILLS AND RESOLUTIONS

SECOND SPECIAL SESSION

H.B. 2001 — HOUSE OF REPRESENTATIVES REDISTRICTING PLAN (*G. Adair*)

- Read for the first time and referred to the Rules Committee 60
- Read the second time 61
- Read the third time 88
- Amended 90, 91, 92, 93
- Transmitted to the Senate 96

3rd Sub. H.B. 2001 — HOUSE OF REPRESENTATIVES REDISTRICTING PLAN (*G. Adair*)

- Placed on Concurrence Calendar 105
- Concurrence 106
- Failed 107
- Reconsideration 107
- Signed by the Speaker and transmitted to the Governor 111

H.B. 2002 — STATE BOARD OF EDUCATION REDISTRICTING PLAN (*G. Adair*)

- Read for the first time and referred to the Rules Committee 60
- Read the second time 61
- Read the third time 71
- Transmitted to the Senate 72
- Signed by the Speaker and transmitted to the Governor 72

H.B. 2003 — UNAUTHORIZED PRACTICE OF LAW AMENDMENTS (*S. Urquhart*)

- Read for the first time and referred to the Rules Committee 74
- Read the second time 76
- Read the third time 76
- Circled 76
- Amendments 77
- Uncircled 77
- Transmitted to the Senate 79
- Placed on Concurrence Calendar 88
- Concurrence 99
- Signed by the Speaker and transmitted to the Governor 105

H.B. 2004 — CERTIFICATION OF PRIMARY VOTING REQUIREMENTS BY POLITICAL PARTIES (*L. Pace*)

- Read for the first time and referred to the Rules Committee 75
- Read the second time 76
- Read the third time 76
- Transmitted to the Senate 77
- Signed by the Speaker and transmitted to the Governor 88
- Recalled 102
- Reconsideration 103
- Enacting Clause Stricken 104

H.B. 2005 — TECHNICAL AMENDMENTS TO TOBACCO SETTLEMENT TRUST FUND
(K. Morgan)
 Read the first time and referred to the Rules Committee 76
 Read the second time 76

H.B. 2005 — TECHNICAL AMENDMENTS TO TOBACCO SETTLEMENT TRUST FUND
(K. Morgan) (Reintroduction)
 Read the first time and referred to the Rules Committee 80
 Read the second time 80
 Enacting Clause Stricken 112

H.B. 2006 — CLASSIFICATION OF CITIES AND TOWNS *(W. Harper)*
 Read for the first time and referred to the Rules Committee 80
 Read the second time 81
 Read the third time 82
 Transmitted to the Senate 83
 Signed by the Speaker and transmitted to the Governor 88

H.B. 2007 — INSURANCE COVERAGE FOR STATE EMPLOYEES' MILITARY ACTIVATION
(M. Throckmorton)
 Read for the first time and referred to the Rules Committee 80
 Read the second time 81
 Enacting Clause Stricken 112

H.C.R. 201 — RESOLUTION OF REMEMBRANCE AND RECOGNITION OF THE ATTACK
 ON AMERICA *(B. Ferry)*
 Read for the first time and referred to the Rules Committee 60
 Read the second time 61
 Amendments 62
 Read the third time 61
 Transmitted to the Senate 63
 Signed by the Speaker and transmitted to the Governor 71

H.C.R. 202 — RESOLUTION CONDEMNING RETALIATION AGAINST ISLAMIC AND
 ARABIC COMMUNITIES *(D. Litvack)*
 Read for the first time and referred to the Rules Committee 81
 Read the second time 97
 Read the third time 98
 Amendments 98
 Transmitted to the Senate 99
 Signed by the Speaker and transmitted to the Governor 106

H.C.R. 203 — RESOLUTION URGING THE HARVESTING OF INFESTED STANDS OF
TIMBER (*B. Johnson*)

Read for the first time and referred to the Rules Committee 81

Read the second time 81

Read the third time 81

Transmitted to the Senate 82

Signed by the Speaker and transmitted to the Governor 88

2nd Sub. S.B. 2001 — SENATE REDISTRICTING PLAN (*M. Waddoups*)

Read the first time by short title and referred to Rules Committee 94

Read the second time 100

Read the third time 100

Substituted 100

4th Sub. S.B. 2001 — SENATE REDISTRICTING PLAN (*M. Waddoups*)

Transmitted to the Senate 101

Signed by the Speaker and returned to the Senate 105

2nd Sub. S.B. 2002 — CONGRESSIONAL THREE MEMBER PLAN (*M. Waddoups*)

Read the first time by short title and referred to Rules Committee 80

Read the second time 81

Read the third time 86

Substituted 86

4th Sub. S.B. 2002 — CONGRESSIONAL THREE MEMBER PLAN (*M. Waddoups*)

Transmitted to the Senate 87

Signed by the Speaker and returned to the Senate 94

1st Sub. S.B. 2003 — CONGRESSIONAL FOUR MEMBER PLAN (*M. Waddoups*)

Read the first time by short title and referred to Rules Committee 72

Read the second time 72

Read the third time 73

Circled 73

Uncircled 83

Substituted 84

4th Sub. S.B. 2003 — CONGRESSIONAL FOUR MEMBER PLAN (*M. Waddoups*)

Transmitted to the Senate 86

Signed by the Speaker and returned to the Senate 94

Recalled 97

S.B. 2004 — VENUE FOR CONSUMER TRANSACTIONS (<i>J. Valentine</i>)	
Read the first time by short title and referred to Rules Committee	80
Returned to the Senate	105
S.B. 2005 — 2001 REVENUE BOND AUTHORIZATIONS AMENDMENT (<i>B. Evans</i>)	
Read the first time by short title and referred to Rules Committee	80
Read the second time	81
Read the third time	96
Amendments	96
Returned to the Senate	97
Signed by the Speaker and returned to the Senate	105
S.B. 2006 — PETE SUAZO UTAH ATHLETIC COMMISSION (<i>E. Mayne</i>)	
Read the first time by short title and referred to Rules Committee	80
Read the second time	109
Read the third time	110
Amendments	110
Returned to the Senate	111
Signed by the Speaker and returned to the Senate	112
S.B. 2007 — WORKERS' COMPENSATION AMENDMENTS FOR OUT-OF-STATE PUBLIC SAFETY OFFICERS DURING THE OLYMPICS (<i>B. Evans</i>)	
Read the first time by short title and referred to Rules Committee	80
Read the second time	81
Read the third time	101
Signed by the Speaker and returned to the Senate	102
1st Sub. S.B. 2008 — PEACE OFFICER STATUS DURING OLYMPICS (<i>L. Hillyard</i>)	
Read the first time by short title and referred to Rules Committee	80
Read the second time	108
Read the third time	108
Amendments	108
Transmitted to the Senate	109
Signed by the Speaker and returned to the Senate	111
S.B. 2009 — CRIMINAL PENALTIES FOR RIOTS AND FALSE ALARMS (<i>L. Hillyard</i>)	
Read the first time by short title and referred to Rules Committee	80
Enacting Clause Stricken	112

PAGE

INDEX

HOUSE BILLS AND RESOLUTIONS

GENERAL SESSION

H.B. 1 — SUPPLEMENTAL APPROPRIATIONS ACT (<i>J. Alexander</i>)	
Read the first time by short title and referred to Rules Committee	325
Read the second time	330
Read the third time	330
Amendments	330
Transmitted to the Senate	331
Signed by the Speaker and transmitted to the Governor	369
H.B. 2 — 2002 GENERAL OBLIGATION BOND AND CAPITAL FACILITIES	
AUTHORIZATIONS (<i>G. Adair</i>)	
Read for the first time and referred to the Rules Committee	480
Read the second time	784
Read the third time	784
Transmitted to the Senate	785
Substituted	812
2nd Sub. H.B. 2 — 2002 GENERAL OBLIGATION BOND AND CAPITAL FACILITIES	
AUTHORIZATIONS (<i>G. Adair</i>)	
Concurrence	812
Signed by the Speaker and transmitted to the Governor	832
H.B. 3 — SUPPLEMENTAL APPROPRIATIONS II (<i>J. Alexander</i>)	
Read for the first time and referred to the Rules Committee	481
Read the second time	952
Read the third time	952
Amendments	952, 954, 988
Transmitted to the Senate	953, 955
Reconsideration	954
Concurrence	990
Signed by the Speaker and transmitted to the Governor	1010
H.B. 4 — MOTORBOAT DRIVER LICENSING AND BOATING UNDER THE INFLUENCE	
PROVISIONS (<i>L. Pace</i>)	
Read for the first time and referred to the Rules Committee	129
Read the second time	193
Amendments	193
Read the third time	374
Amendments	374
Transmitted to the Senate	375
1st Sub. H.B. 4 — MOTORBOATING AND BOATING UNDER THE INFLUENCE PROVISIONS	
(<i>L. Pace</i>)	
Placed on Concurrence Calendar	918
Concurrence	932
Signed by the Speaker and transmitted to the Governor	952

H.B. 5 — SCHOOL UNIFORM AMENDMENTS (<i>K. Morgan</i>)	
Read for the first time and referred to the Rules Committee	129
Read the second time	189
Read the third time	206
Amendments	207
Transmitted to the Senate	207
Signed by the Speaker and transmitted to the Governor	443
H.B. 6 — PUBLIC SAFETY BUREAU NAME CHANGE (<i>D. Bowman</i>)	
Read for the first time and referred to the Rules Committee	129
Read the second time	189
Read the third time	207
Transmitted to the Senate	208
Signed by the Speaker and transmitted to the Governor	443
H.B. 7 — NET METERING OF ELECTRICITY (<i>G. Snow</i>)	
Read for the first time and referred to the Rules Committee	130
Read the second time	189
Read the third time	208
Transmitted to the Senate	209
Signed by the Speaker and transmitted to the Governor	443
H.B. 8 — REPEAL OF LOCAL GOVERNMENT INFORMATION TECHNOLOGY REVIEW COMMITTEE (<i>N. Hendrickson</i>)	
Read for the first time and referred to the Rules Committee	130
Read the second time	189
Read the third time	209
Transmitted to the Senate	210
Signed by the Speaker and transmitted to the Governor	443
H.B. 9 — REPEAL OF MEDICAL EXAMINER COMMITTEE (<i>N. Hansen</i>)	
Read for the first time and referred to the Rules Committee	130
Read the second time	189
Read the third time	210
Transmitted to the Senate	211
Signed by the Speaker and transmitted to the Governor	443
H.B. 10 — REPEAL OF INVESTMENT ADVISORY COMMITTEE (<i>B. Winn</i>)	
Read for the first time and referred to the Rules Committee	131
Read the second time	189
Read the third time	211
Transmitted to the Senate	212
Signed by the Speaker and transmitted to the Governor	479

H.B. 11 — REPEAL OF UTAH OCCUPATIONAL SAFETY AND HEALTH ADVISORY COUNCIL (*D. Bush*)

- Read for the first time and referred to the Rules Committee 131
- Read the second time 189
- Read the third time 212
- Transmitted to the Senate 212

1st Sub. H.B. 11 — UTAH OCCUPATIONAL SAFETY AND HEALTH ADVISORY COUNCIL AMENDMENTS (*D. Bush*)

- Placed on Concurrence Calendar 478
- Concurrence 522
- Signed by the Speaker and transmitted to the Governor 542

H.B. 12 — USE OF TOBACCO SETTLEMENT INTEREST PROCEEDS (*K. Morgan*)

- Read for the first time and referred to the Rules Committee 131
- Assigned to standing committee 198
- Read the second time 235
- Placed on calendar 305
- Read the third time 525
- Substituted 526

1st Sub. H.B. 12 — USE OF TOBACCO SETTLEMENT INTEREST PROCEEDS (*K. Morgan*)

- Transmitted to the Senate 526
- Enacting Clause Stricken 1012

H.B. 13 — REPEAL OF HUMAN RESOURCE ADVISORY COMMITTEE (*D. Bowman*)

- Read for the first time and referred to the Rules Committee 131
- Assigned to standing committee 198
- Read the second time 274
- Read the third time 352
- Transmitted to the Senate 353, 513

1st Sub. H.B. 13 — REPEAL OF HUMAN RESOURCE ADVISORY COMMITTEE (*D. Bowman*)

- Placed on Concurrence Calendar 607
- Concurrence 689
- Signed by the Speaker and transmitted to the Governor 733

H.B. 14 — REPEAL OF STATE ADVISORY PLANNING COMMITTEE (*P. Wallace*)

- Read for the first time and referred to the Rules Committee 132
- Read the second time 189
- Read the third time 212
- Transmitted to the Senate 213
- Signed by the Speaker and transmitted to the Governor 443

H.B. 15 — REPEAL OF ENVIRONMENTAL QUALITY COORDINATING COMMITTEE*(R. Bigelow)*

Read for the first time and referred to the Rules Committee	132
Read the second time	189
Read the third time	213
Transmitted to the Senate	214
Signed by the Speaker and transmitted to the Governor	479

H.B. 16 — BLOOD AND BREATH ALCOHOL TESTING *(P. Ray)*

Read for the first time and referred to the Rules Committee	132
Read the second time	253
Time Certain	253
Read the third time	326
Transmitted to the Senate	327
Placed on Concurrence Calendar	683
Concurrence	739
Signed by the Speaker and transmitted to the Governor	795

H.B. 17 — MULTIPLE DRIVING UNDER THE INFLUENCE OFFENSES *(A. L. Tyler)*

Read for the first time and referred to the Rules Committee	132
Read the second time	253
Time Certain	253
Read the third time	327
Transmitted to the Senate	328
Signed by the Speaker and transmitted to the Governor	685

H.B. 18 — COURT RECORDS OF DRIVING UNDER THE INFLUENCE CASES *(A. L. Tyler)*

Read for the first time and referred to the Rules Committee	132
Read the second time	253
Time Certain	253
Read the third time	328
Transmitted to the Senate	329
Signed by the Speaker and transmitted to the Governor	946

H.B. 19 — ELECTION CAMPAIGN FUND CHECKOFF AMENDMENTS *(C. Buttars)*

Read for the first time and referred to the Rules Committee	133
Read the second time	189
Read the third time	215
Transmitted to the Senate	216
Signed by the Speaker and transmitted to the Governor	531

H.B. 20 — PROHIBITING RESIDENTIAL LOTS FROM CROSSING COUNTY LINES

(D. Hogue)

Read for the first time and referred to the Rules Committee	133
Read the second time	189
Read the third time	216
Transmitted to the Senate	216
Enacting Clause Stricken	1012

H.B. 21 — ELECTRONIC GOVERNMENT SERVICES AMENDMENTS – AGRICULTURE

(R. Siddoway)

Read for the first time and referred to the Rules Committee	133
Read the second time	189
Read the third time	216
Circled	217
Uncircled	218
Transmitted to the Senate	218
Signed by the Speaker and transmitted to the Governor	443

H.B. 22 — ELECTRONIC GOVERNMENT SERVICES AMENDMENTS – TRANSPORTATION

(R. Siddoway)

Read for the first time and referred to the Rules Committee	133
Read the second time	189
Read the third time	217
Circled	217
Uncircled	219
Transmitted to the Senate	219
Signed by the Speaker and transmitted to the Governor	443

H.B. 23 — MORTGAGE PRACTICES ACT REVISIONS *(G. Adair)*

Read for the first time and referred to the Rules Committee	134
Read the second time	189
Read the third time	217
Amendments	217
Circled	218
Uncircled	238
Transmitted to the Senate	239
Signed by the Speaker and transmitted to the Governor	479

H.B. 24 — REVISIONS TO REDEVELOPMENT AGENCY LAWS *(W. Harper)*

Read for the first time and referred to the Rules Committee	134
Read the second time	189
Read the third time	222
Amendments	222
Transmitted to the Senate	224
Placed on Concurrence Calendar	557
Concurrence	598
Signed by the Speaker and transmitted to the Governor	617

H.B. 25 — ADULT PROTECTIVE SERVICES AMENDMENTS (<i>P. Jones</i>)	
Read for the first time and referred to the Rules Committee	134
Substituted	258
1st Sub. H.B. 25 — ADULT PROTECTIVE SERVICES AMENDMENTS (<i>P. Jones</i>)	
Amendments	258, 312
Assigned to standing committee	258
Read the second time	314
Read the third time	548
Amendments	548
Transmitted to the Senate	549
Signed by the Speaker and transmitted to the Governor	832
H.B. 26 — TECHNICAL CORRECTIONS TO COUNTY CODE (<i>D. Cox</i>)	
Read for the first time and referred to the Rules Committee	135
Read the second time	189
Read the third time	224
Transmitted to the Senate	225
Signed by the Speaker and transmitted to the Governor	516
H.B. 27 — TECHNICAL CORRECTIONS TO MUNICIPAL CODE (<i>D. Cox</i>)	
Read for the first time and referred to the Rules Committee	135
Read the second time	189
Read the third time	225
Transmitted to the Senate	226
Signed by the Speaker and transmitted to the Governor	516
H.B. 28 — IMMUNITY FROM LIABILITY IN CHILD WELFARE INVESTIGATIONS (<i>W. Harper</i>)	
Read for the first time and referred to the Rules Committee	136
Read the second time	189
Read the third time	226
Circled	226
Uncircled	226
Transmitted to the Senate	227
Placed on Concurrence Calendar	683
Concurrence	746
Signed by the Speaker and transmitted to the Governor	795

H.B. 29 — CHILD RESTRAINT VIOLATIONS (<i>C. Moss</i>)	
Read for the first time and referred to the Rules Committee	136
Read the second time	189
Read the third time	227
Amendments	227
Transmitted to the Senate	228
Signed by the Speaker and transmitted to the Governor	733
H.B. 30 — MASTER STATE HIGHWAY AMENDMENTS (<i>J. Murray</i>)	
Read for the first time and referred to the Rules Committee	136
Read the second time	189
Read the third time	228
Transmitted to the Senate	229
Signed by the Speaker and transmitted to the Governor	608
H.B. 31 — LICENSE PLATE REQUIREMENTS (<i>B. King</i>)	
Read for the first time and referred to the Rules Committee	136
Assigned to standing committee	199
Read the second time	277
Read the third time	466
Transmitted to the Senate	467
Signed by the Speaker and transmitted to the Governor	888
H.B. 32 — OVERSEAS AND MILITARY VOTERS AMENDMENTS (<i>D. Bush</i>)	
Read for the first time and referred to the Rules Committee	136
Read the second time	190
Read the third time	229
Transmitted to the Senate	230
Signed by the Speaker and transmitted to the Governor	557
H.B. 33 — CERTIFICATION AND TESTING OF VOTING EQUIPMENT (<i>C. Buttars</i>)	
Read for the first time and referred to the Rules Committee	137
Read the second time	190
Read the third time	230
Transmitted to the Senate	230
Signed by the Speaker and transmitted to the Governor	531
H.B. 34 — TOURISM AMENDMENTS (<i>S. Allen</i>)	
Read for the first time and referred to the Rules Committee	137
Assigned to standing committee	200
Amendments	276
Read the second time	277
Read the third time	466
Circled	466
Uncircled	471
Substituted	471

1st Sub. H.B. 34 — TOURISM AMENDMENTS (*S. Allen*)

Amendments	472
Circled	472
Uncircled	538
Substituted	538

2nd Sub. H.B. 34 — TOURISM AMENDMENTS (*S. Allen*)

Transmitted to the Senate	539
Recalled	820
Returned to the Senate	820
Placed on Concurrence Calendar	874
Concurrence	888
Signed by the Speaker and transmitted to the Governor	733, 909

H.B. 35 — EXPUNGEMENT OF JUVENILE RECORDS (*S. Daniels*)

Read for the first time and referred to the Rules Committee	137
Read the second time	190
Read the third time	230
Transmitted to the Senate	231
Placed on Concurrence Calendar	478
Concurrence	525
Signed by the Speaker and transmitted to the Governor	542

H.B. 36 — CHILD CARE AMENDMENTS (*R. Siddoway*)

Read for the first time and referred to the Rules Committee	137
Assigned to standing committee	200
Amendments	276
Read the second time	277
Read the third time	466
Substituted	466

1st Sub. H.B. 36 — CHILD CARE AMENDMENTS (*R. Siddoway*)

Circled	466, 510
Uncircled	509, 510
Transmitted to the Senate	511
Enacting Clause Stricken	1012

H.B. 37 — PARENT-TIME AMENDMENTS (*J. Ferrin*)

- Read for the first time and referred to the Rules Committee 138
- Amendments 255
- Read the second time 255
- Read the third time 441
- Circled 441
- Uncircled 447
- Amendments 447
- Transmitted to the Senate 448
- Enacting Clause Stricken 1013

H.B. 38 — REPEAL OF HEALTH BENEFIT PLAN COMMITTEE (*D. Bush*)

- Read for the first time and referred to the Rules Committee 138
- Read the second time 189
- Read the third time 214
- Transmitted to the Senate 215
- Signed by the Speaker and transmitted to the Governor 443

H.B. 39 — STATUTE OF LIMITATIONS AMENDMENTS (*K. Bryson*)

- Read for the first time and referred to the Rules Committee 138
- Read the second time 190
- Read the third time 231
- Transmitted to the Senate 232
- Reconsideration 265
- Circled 265
- Uncircled 278
- Substituted 278

1st Sub. H.B. 39 — STATUTE OF LIMITATIONS AMENDMENTS (*K. Bryson*)

- Transmitted to the Senate 279

2nd Sub. H.B. 39 — STATUTE OF LIMITATIONS AMENDMENTS (*K. Bryson*)

- Placed on Concurrence Calendar 923
- Concurrence 935
- Signed by the Speaker and transmitted to the Governor 952

H.B. 40 — PUBLIC SAFETY – DIVISION NAME CHANGE (*D. Bowman*)

- Read for the first time and referred to the Rules Committee 138
- Read the second time 190
- Read the third time 232
- Transmitted to the Senate 233
- Signed by the Speaker and transmitted to the Governor 608

H.B. 41 — UTAH SUBSTANCE ABUSE AND ANTI-VIOLENCE COORDINATING COUNCIL	
AMENDMENTS (<i>N. Hendrickson</i>)	
Read for the first time and referred to the Rules Committee	139
Read the second time	190
Read the third time	236
Transmitted to the Senate	237
Signed by the Speaker and transmitted to the Governor	420
H.B. 42 — FLUORIDATION OF PUBLIC WATER SYSTEMS IN AN EMERGENCY (<i>A. L. Tyler</i>)	
Read for the first time and referred to the Rules Committee	139
Read the second time	190
Read the third time	237
Amendments	237
Transmitted to the Senate	238
Placed on Concurrence Calendar	707
Concurrence	744
Signed by the Speaker and transmitted to the Governor	795
H.B. 43 — ACCESS TO FLUORIDATED WATER (<i>D. Hogue</i>)	
Read for the first time and referred to the Rules Committee	139
Read the second time	190
Read the third time	239
Transmitted to the Senate	240
Placed on Concurrence Calendar	683
Concurrence	738
Signed by the Speaker and transmitted to the Governor	795
H.B. 44 — TRUSTEES OF TRUST DEEDS AMENDMENTS (<i>D. Clark</i>)	
Read for the first time and referred to the Rules Committee	139
Assigned to standing committee	198
Substituted	310
1st Sub. H.B. 44 — TRUST DEEDS AMENDMENTS (<i>D. Clark</i>)	
Read the second time	311
Read the third time	526
Amendments	526
Transmitted to the Senate	528
Placed on Concurrence Calendar	917
Concurrence	924
Signed by the Speaker and transmitted to the Governor	952

H.B. 45 — PRISONER ESCAPE AMENDMENT (<i>K. Morgan</i>)	
Read for the first time and referred to the Rules Committee	140
Read the second time	190
Read the third time	240
Transmitted to the Senate	241
Signed by the Speaker and transmitted to the Governor	757
H.B. 46 — ANNUAL REPORTS GIVEN TO THE LEGISLATURE (<i>M. Dillree</i>)	
Read for the first time and referred to the Rules Committee	140
Read the second time	190
Read the third time	241
Transmitted to the Senate	241
Signed by the Speaker and transmitted to the Governor	557
H.B. 47 — REPEAL OF SUNSET DATES ON OFFICE OF COURT ADMINISTRATOR AND ALTERNATIVE DISPUTE RESOLUTION (<i>G. Way</i>)	
Read for the first time and referred to the Rules Committee	141
Read the second time	190
Read the third time	241
Transmitted to the Senate	242
Substituted	577
Other Action	863
1st Sub. H.B. 47 — EXTENSION OF SUNSET DATES ON OFFICE OF COURT ADMINISTRATOR AND ALTERNATIVE DISPUTE RESOLUTION (<i>G. Way</i>)	
Placed on Concurrence Calendar	577
Refuse to Concur	599
Conference Committee appointed	616
Joint Conference Committee Report	872
Amendments	872
Transmitted to the Senate	873
Signed by the Speaker and transmitted to the Governor	909
H.B. 48 — LOCAL SUBSTANCE ABUSE AUTHORITY AMENDMENTS (<i>P. Ray</i>)	
Read for the first time and referred to the Rules Committee	141
Read the second time	190
Read the third time	242, 329
Circled	242
Time Certain	253
Transmitted to the Senate	329
Signed by the Speaker and transmitted to the Governor	685

H.B. 49 — MUNICIPAL PLAN FOR MODERATE INCOME HOUSING (<i>P. Ray</i>)	
Read for the first time and referred to the Rules Committee	141
Read the second time	190
Read the third time	242
Transmitted to the Senate	243
Enacting Clause Stricken	1013
H.B. 50 — INDIVIDUAL INCOME TAX PERSONAL RETIREMENT EXEMPTION AND DEDUCTION FOR RETIREMENT INCOME – ELIMINATING MARRIAGE TAX PENALTIES (<i>W. Harper</i>)	
Read for the first time and referred to the Rules Committee	141
Read the second time	190
Read the third time	243
Transmitted to the Senate	244
Enacting Clause Stricken	1013
H.B. 51 — SALES AND USE TAX – TAXABILITY OF PARTS AND LABOR (<i>W. Harper</i>)	
Read for the first time and referred to the Rules Committee	142
Read the second time	189
Read the third time	215
Circled	215
Uncircled	307
Substituted	307
1st Sub. H.B. 51 — SALES AND USE TAX – TAXABILITY OF PARTS AND LABOR (<i>W. Harper</i>)	
Transmitted to the Senate	308
3rd Sub. H.B. 51 — SALES AND USE TAX MODIFICATIONS (<i>W. Harper</i>)	
Placed on Concurrence Calendar	585
Concurrence	688
Signed by the Speaker and transmitted to the Governor	733
H.B. 52 — HIGHER EDUCATION SAVINGS INCENTIVE PROGRAM AMENDMENTS (<i>K. Bryson</i>)	
Read for the first time and referred to the Rules Committee	142
Read the second time	190
Read the third time	244
Circled	244
Uncircled	281
Amendments	281
Transmitted to the Senate	282
Signed by the Speaker and transmitted to the Governor	479

H.B. 53 — TECHNICAL AMENDMENTS TO TOBACCO SETTLEMENT TRUST FUND*(K. Morgan)*

Read for the first time and referred to the Rules Committee	142
Read the second time	190
Read the third time	244
Transmitted to the Senate	245
Signed by the Speaker and transmitted to the Governor	479

H.B. 54 — TOBACCO AMENDMENTS *(C. Saunders)*

Read for the first time and referred to the Rules Committee	142
Read the second time	190
Read the third time	245
Circled	245
Uncircled	265
Transmitted to the Senate	266
Signed by the Speaker and transmitted to the Governor	479

H.B. 55 — UNDERAGE POSSESSION OF TOBACCO AMENDMENTS *(C. Saunders)*

Read for the first time and referred to the Rules Committee	143
Read the second time	190
Read the third time	245
Circled	245
Uncircled	266
Transmitted to the Senate	267
Placed on Concurrence Calendar	478
Concurrence	524
Signed by the Speaker and transmitted to the Governor	542

H.B. 56 — GENETIC PRIVACY AND DISCRIMINATION *(P. Ray)*

Read for the first time and referred to the Rules Committee	143
Read the second time	190
Read the third time	245
Circled	245
Uncircled	268
Amendments	268
Transmitted to the Senate	269
Signed by the Speaker and transmitted to the Governor	479

H.B. 57 — FORFEITED WATER RIGHT ALLOCATION *(D. Peterson)*

Read for the first time and referred to the Rules Committee	143
Read the second time	190
Read the third time	246
Transmitted to the Senate	246
Signed by the Speaker and transmitted to the Governor	576

H.B. 58 — WATER FORFEITURE AMENDMENTS (<i>M. Styler</i>)	
Read for the first time and referred to the Rules Committee	143
Read the second time	194
Amendments	194
Read the third time	315
Transmitted to the Senate	316
Placed on Concurrence Calendar	707
Concurrence	743
Signed by the Speaker and transmitted to the Governor	795
H.B. 59 — MUNICIPAL TELEPHONE UTILITIES AMENDMENTS (<i>D. Cox</i>)	
Read for the first time and referred to the Rules Committee	144
Assigned to standing committee	199
Returned to Rules Committee	558
Enacting Clause Stricken	1016
H.B. 60 — INDIVIDUAL INCOME TAX – STATE EARNED INCOME TAX CREDIT (<i>T. Hatch</i>)	
Read for the first time and referred to the Rules Committee	144
Read the second time	190
Read the third time	246
Circled	246
Uncircled	299
Transmitted to the Senate	300
Enacting Clause Stricken	1013
H.B. 61 — FUNDS CONSOLIDATION (<i>J. Alexander</i>)	
Read for the first time and referred to the Rules Committee	144
Read the second time	190
Read the third time	246
Circled	247
Uncircled	562
Transmitted to the Senate	563
Signed by the Speaker and transmitted to the Governor	1010
H.B. 62 — LEGISLATIVE AREA OF STATE CAPITOL (<i>M. Stephens</i>)	
Read for the first time and referred to the Rules Committee	144
Read the second time	190
Read the third time	247
Circled	247
Uncircled	603
Transmitted to the Senate	604
Signed by the Speaker and transmitted to the Governor	958

H.B. 63 — LICENSING AMENDMENTS REGARDING BACKGROUND CHECKS

(A. Bradshaw)

Read for the first time and referred to the Rules Committee	145
Read the second time	190
Read the third time	247
Transmitted to the Senate	248
Signed by the Speaker and transmitted to the Governor	576

H.B. 64 — CONSUMER PROTECTION AMENDMENTS *(A. Bradshaw)*

Read for the first time and referred to the Rules Committee	145
Substituted	200

1st Sub. H.B. 64 — CONSUMER PROTECTION AMENDMENTS *(A. Bradshaw)*

Assigned to standing committee	200
Amendments	235
Read the second time	236
Read the third time	387
Transmitted to the Senate	388
Placed on Concurrence Calendar	683
Concurrence	740
Signed by the Speaker and transmitted to the Governor	795

H.B. 65 — STATE PARK ACCESS HIGHWAYS AMENDMENTS *(D. Bowman)*

Read for the first time and referred to the Rules Committee	145
Read the second time	190
Read the third time	248
Transmitted to the Senate	248
Signed by the Speaker and transmitted to the Governor	443

H.B. 66 — JUDICIARY AMENDMENTS *(P. Arent)*

Read for the first time and referred to the Rules Committee	145
Substituted	194

1st Sub. H.B. 66 — JUDICIARY AMENDMENTS *(P. Arent)*

Read the second time	194
Read the third time	316
Amendments	316
Failed	317
Reconsideration	332
Circled	332
Uncircled	389
Amendments	390
Transmitted to the Senate	390
Signed by the Speaker and transmitted to the Governor	608

H.B. 67 — PENALTY FOR DISTRACTED DRIVING (<i>K. Holdaway</i>)	
Read for the first time and referred to the Rules Committee	146
Amendments	258
Assigned to standing committee	258
Substituted	382
1st Sub. H.B. 67 — PENALTY FOR DISTRACTED DRIVING (<i>K. Holdaway</i>)	
Read the second time	382
Amendments	382
Read the third time	569
Amendments	569
Failed	570
Enacting Clause Stricken	1016
H.B. 68 — SUBDIVISION OF AGRICULTURAL LAND (<i>B. Parker</i>)	
Read for the first time and referred to the Rules Committee	146
Enacting Clause Stricken	1016
H.B. 69 — PAYMENT FOR BAILIFF AND OTHER SERVICES IN COURTS OF RECORD	
(<i>J. Seitz</i>)	
Read for the first time and referred to the Rules Committee	146
Read the second time	190
Read the third time	248
Circled	248
Uncircled	386
Substituted	387
1st Sub. H.B. 69 — PAYMENT FOR BAILIFF AND OTHER SERVICES IN COURTS OF RECORD	
(<i>J. Seitz</i>)	
Circled	387
Uncircled	433
Transmitted to the Senate	434
Enacting Clause Stricken	1013
H.B. 70 — POLITICAL FUNDRAISING RESTRICTIONS ON GOVERNOR (<i>N. Hansen</i>)	
Read for the first time and referred to the Rules Committee	147
Read the second time	190
Read the third time	248
Transmitted to the Senate	249
Enacting Clause Stricken	1013

H.B. 71 — ELIMINATE STRAIGHT PARTY VOTING OPTION (<i>T. Beck</i>)	
Read for the first time and referred to the Rules Committee	147
Assigned to standing committee	257
Returned to Rules Committee	456
Enacting Clause Stricken	1016
H.B. 72 — PENALTY FOR MISUSE OF LAWFUL SUBSTANCES (<i>D. Hogue</i>)	
Read for the first time and referred to the Rules Committee	147
Read the second time	190
Read the third time	249
Circled	249
Uncircled	284
Amendments	284
Transmitted to the Senate	285
Placed on Concurrence Calendar	683
Concurrence	742
Signed by the Speaker and transmitted to the Governor	795
H.B. 73 — CAPITAL FELONY SENTENCING PROCEDURES (<i>G. Snow</i>)	
Read for the first time and referred to the Rules Committee	147
Read the second time	191
Read the third time	249
Transmitted to the Senate	250
Signed by the Speaker and transmitted to the Governor	443
H.B. 74 — SAFETY INSPECTIONS REGARDING WINDOW TINTING (<i>D. Bowman</i>)	
Read for the first time and referred to the Rules Committee	147
Read the second time	191
Read the third time	250
Transmitted to the Senate	251
Signed by the Speaker and transmitted to the Governor	608
H.B. 75 — CEMETERY MAINTENANCE DISTRICT AMENDMENTS (<i>E. Anderson</i>)	
Read for the first time and referred to the Rules Committee	148
Read the second time	191
Read the third time	263
Transmitted to the Senate	263
Signed by the Speaker and transmitted to the Governor	576

H.B. 76 — PROCESS FOR CREATION OF NEW SCHOOL DISTRICTS (<i>D. Cox</i>)	
Read for the first time and referred to the Rules Committee	148
Amendments	259
Assigned to standing committee	259
Amendments	311
Read the second time	312
Read the third time	536
Amendments	536
Transmitted to the Senate	537
Failed	888
Enacting Clause Stricken	1016
H.B. 77 — CRIMINAL SENTENCING – MITIGATION AMENDMENTS (<i>D. Hogue</i>)	
Read for the first time and referred to the Rules Committee	148
Read the second time	194
Amendments	194
Read the third time	333
Transmitted to the Senate	334
Signed by the Speaker and transmitted to the Governor	685
H.B. 78 — GUN SHOW BACKGROUND CHECK (<i>S. Daniels</i>)	
Read for the first time and referred to the Rules Committee	148
Enacting Clause Stricken	1016
H.B. 79 — SCHOOL DISPLAY OF MOTTO OF THE UNITED STATES (<i>R. Siddoway</i>)	
Read for the first time and referred to the Rules Committee	149
Amendments	200
Assigned to standing committee	200
Substituted	236
1st Sub. H.B. 79 — SCHOOL DISPLAY OF MOTTO OF THE UNITED STATES (<i>R. Siddoway</i>)	
Read the second time	236
Read the third time	391
Transmitted to the Senate	392
Signed by the Speaker and transmitted to the Governor	815
H.B. 80 — UNSOLICITED COMMERCIAL EMAIL (<i>P. Arent</i>)	
Read for the first time and referred to the Rules Committee	149
Substituted	194

1st Sub. H.B. 80 — UNSOLICITED COMMERCIAL EMAIL (<i>P. Arent</i>)	
Read the second time	194
Read the third time	334
Amendments	334
Transmitted to the Senate	336
Substituted	793
3rd Sub. H.B. 80 — UNSOLICITED COMMERCIAL EMAIL (<i>P. Arent</i>)	
Placed on Concurrence Calendar	795
Concurrence	815
Signed by the Speaker and transmitted to the Governor	832
H.B. 81 — YOUTH FISHING LICENSE AMENDMENTS (<i>F. Fife</i>)	
Read for the first time and referred to the Rules Committee	149
Read the second time	253
Read the third time	415
Transmitted to the Senate	416
Signed by the Speaker and transmitted to the Governor	757
H.B. 82 — STORAGE OF CONCEALED FIREARMS ON FACILITIES WITH SECURE AREAS (<i>J. Swallow</i>)	
Read for the first time and referred to the Rules Committee	149
Assigned to standing committee	580
Substituted	686
1st Sub. H.B. 82 — STORAGE OF CONCEALED FIREARMS ON FACILITIES WITH SECURE AREAS (<i>J. Swallow</i>)	
Read the second time	686, 708
Returned to Rules Committee	686
Read the third time	803
Amendments	803
Transmitted to the Senate	804
Substituted	956
2nd Sub. H.B. 82 — STORAGE OF FIREARMS ON FACILITIES WITH SECURE AREAS (<i>J. Swallow</i>)	
Placed on Concurrence Calendar	957
Concurrence	969
Signed by the Speaker and transmitted to the Governor	983

H.B. 83 — IMPOUNDED LIVESTOCK – SALE BY COUNTY (*T. Hatch*)

Read for the first time and referred to the Rules Committee 149

Read the second time 253

Read the third time 431

Circled 431

Uncircled 467

Amendments 467

Transmitted to the Senate 468

Signed by the Speaker and transmitted to the Governor 757

H.B. 84 — PROPERTY TAX ASSESSMENTS – EFFECT OF CONSERVATION EASEMENT

(*R. Becker*)

Read for the first time and referred to the Rules Committee 150

Read the second time 191

Read the third time 263

Circled 263

Uncircled 267

Transmitted to the Senate 268

Signed by the Speaker and transmitted to the Governor 576

H.B. 85 — UTAH LAKE AUTHORITY LEGISLATIVE TASK FORCE (*G. Way*)

Read for the first time and referred to the Rules Committee 150

Substituted 194

1st Sub. H.B. 85 — WATER DEVELOPMENT AND CONSERVATION TASK FORCE (*G. Way*)

Read the first time by short title and referred to Rules Committee 194

Read the second time 194

Read the third time 336

Circled 336

Uncircled 615

Amendments 615

Transmitted to the Senate 616

Enacting Clause Stricken 1013

H.B. 86 — PUBLICATION NOTICE OF CONSTITUTIONAL AMENDMENTS (*P. Arent*)

Read for the first time and referred to the Rules Committee 150

Read the second time 191

Read the third time 263

Transmitted to the Senate 264

Signed by the Speaker and transmitted to the Governor 516

H.B. 87 — UNMARKED VEHICLE AMENDMENTS (*D. Bowman*)

Read for the first time and referred to the Rules Committee	150
Read the second time	191
Read the third time	264
Transmitted to the Senate	265
Failed	607
Enacting Clause Stricken	1016

H.B. 88 — SALES AND USE TAX – AGRICULTURAL EXEMPTION (*E. Anderson*)

Read for the first time and referred to the Rules Committee	151
Read the second time	191
Read the third time	269
Transmitted to the Senate	270
Placed on Concurrence Calendar	557
Concurrence	597
Signed by the Speaker and transmitted to the Governor	617

H.B. 89 — BAN ON GIFTS (*R. Becker*)

Read for the first time and referred to the Rules Committee	151
Assigned to standing committee	539
Read the second time	650
Returned to Rules Committee	650
Other Action	691
Read the third time	790
Amendments	790
Transmitted to the Senate	791
Enacting Clause Stricken	1013

H.B. 90 — TRUTH IN ADVERTISING AMENDMENTS (*S. Daniels*)

Read for the first time and referred to the Rules Committee	151
Assigned to standing committee	198
Substituted	520

1st Sub. H.B. 90 — TRUTH IN ADVERTISING AMENDMENTS (*S. Daniels*)

Read the second time	521
Returned to Rules Committee	623
Placed on calendar	624
Read the third time	711
Transmitted to the Senate	712
Enacting Clause Stricken	1013

H.B. 91 — MINERAL PRODUCTION TAX WITHHOLDING AMENDMENTS (<i>G. Snow</i>)	
Read for the first time and referred to the Rules Committee	151
Read the second time	194
Amendments	194
Read the third time	336
Transmitted to the Senate	336
Signed by the Speaker and transmitted to the Governor	531
H.B. 92 — SEAT BELT REQUIREMENTS (<i>C. Moss</i>)	
Read for the first time and referred to the Rules Committee	152
Assigned to standing committee	340
Amendments	380
Read the second time	381
Read the third time	566
Failed	566
Enacting Clause Stricken	1016
H.B. 93 — MUNICIPAL ANNEXATION AMENDMENTS (<i>D. Peterson</i>)	
Read for the first time and referred to the Rules Committee	152
Read the second time	191
Read the third time	270
Transmitted to the Senate	271
Signed by the Speaker and transmitted to the Governor	664
H.B. 94 — SPECIAL FUEL TAX AMENDMENTS (<i>B. Ferry</i>)	
Read for the first time and referred to the Rules Committee	152
Read the second time	191
Read the third time	271
Transmitted to the Senate	272
Signed by the Speaker and transmitted to the Governor	655
H.B. 95 — PROPERTY TAXES – NOTICE OF DELINQUENCY (<i>M. Dillree</i>)	
Read for the first time and referred to the Rules Committee	152
Amendments	254
Read the second time	254
Read the third time	440
Transmitted to the Senate	441
Signed by the Speaker and transmitted to the Governor	685

H.B. 96 — LICENSURE OF GEOLOGISTS (*R. Becker*)

- Read for the first time and referred to the Rules Committee 153
- Assigned to standing committee 257
- Read the second time 521
- Returned to Rules Committee 623
- Placed on calendar 653
- Read the third time 762
- Transmitted to the Senate 763
- Signed by the Speaker and transmitted to the Governor 1010

H.B. 97 — RETIREMENT COST-OF-LIVING ADJUSTMENT FOR PUBLIC SAFETY (*P. Ray*)

- Read for the first time and referred to the Rules Committee 153
- Assigned to standing committee 199
- Read the second time 480
- Read the third time 617
- Substituted 617

1st Sub. H.B. 97 — RETIREMENT COST-OF-LIVING ADJUSTMENT FOR PUBLIC SAFETY
(*P. Ray*)

- Transmitted to the Senate 618
- Enacting Clause Stricken 1013

H.B. 98 — AMENDMENTS TO WHISTLE BLOWERS STATUTE (*N. Hansen*)

- Read for the first time and referred to the Rules Committee 153
- Assigned to standing committee 473
- Amendments 545
- Read the second time 546
- Returned to Rules Committee 623
- Enacting Clause Stricken 1016

H.B. 99 — CONSECUTIVE SENTENCING (*T. McCartney*)

- Read for the first time and referred to the Rules Committee 154
- Assigned to standing committee 198
- Read the second time 517
- Read the third time 621
- Substituted 621

1st Sub. H.B. 99 — CONSECUTIVE SENTENCING (*T. McCartney*)

- Transmitted to the Senate 622
- Signed by the Speaker and transmitted to the Governor 958

H.B. 100 — CRIMINAL CODE DEFINITION AMENDMENT (<i>G. Adair</i>)	
Read for the first time and referred to the Rules Committee	154
Read the second time	253
Read the third time	435
Amendments	435
Transmitted to the Senate	436
Signed by the Speaker and transmitted to the Governor	685
H.B. 101 — RACIAL PROFILING (<i>D. Bourdeaux</i>)	
Read for the first time and referred to the Rules Committee	154
Assigned to standing committee	473
Substituted	578
1st Sub. H.B. 101 — RACIAL PROFILING (<i>D. Bourdeaux</i>)	
Amendments	578
Read the second time	579
Returned to Rules Committee	624
Placed on calendar	624
Read the third time	638
Amendments	638
Transmitted to the Senate	639
Signed by the Speaker and transmitted to the Governor	981
H.B. 102 — CRIMINAL HISTORY BACKGROUND INFORMATION (<i>D. Bourdeaux</i>)	
Read for the first time and referred to the Rules Committee	154
Read the second time	253
Read the third time	437
Transmitted to the Senate	437
Enacting Clause Stricken	1013
H.B. 103 — INDIVIDUAL INCOME TAX DEDUCTION FOR NET CAPITAL GAIN (<i>J. Ferrin</i>)	
Read for the first time and referred to the Rules Committee	155
Assigned to standing committee	258
Amendments	394
Read the second time	396
Read the third time	601
Amendments	601
Transmitted to the Senate	602
Enacting Clause Stricken	1013
H.B. 104 — REDISTRICTING PROCEDURES (<i>R. Siddoway</i>)	
Read for the first time and referred to the Rules Committee	155
Enacting Clause Stricken	1016

H.B. 105 — HEALTH INSURANCE MANDATES – PILOT PROGRAM (<i>R. Lockhart</i>)	
Read for the first time and referred to the Rules Committee	155
Assigned to standing committee	198
Read the second time	235
Read the third time	375
Amendments	375
Transmitted to the Senate	376
2nd Sub. H.B. 105 — HEALTH INSURANCE MANDATES PROGRAM (<i>R. Lockhart</i>)	
Placed on Concurrence Calendar	936
Read the first time by short title	961
Read the second time	961
Read the third time	961
Concurrence	961
Signed by the Speaker and transmitted to the Governor	983
H.B. 106 — PHARMACEUTICAL ACCESS AND DRUG POLICY ADVISORY SUBCOMMITTEE (<i>D. Hogue</i>)	
Read for the first time and referred to the Rules Committee	156
Amendments	259
Assigned to standing committee	259
Enacting Clause Stricken	1016
H.B. 107 — OBSCENITY AND PORNOGRAPHY COMPLAINTS OMBUDSMAN DUTIES (<i>W. Harper</i>)	
Read for the first time and referred to the Rules Committee	156
Read the second time	191
Read the third time	279
Amendments	279
Transmitted to the Senate	280
Placed on Concurrence Calendar	478
Concurrence	523
Signed by the Speaker and transmitted to the Governor	542
H.B. 108 — CONSUMER PROTECTION AMENDMENTS – RENTAL MOTOR VEHICLES (<i>J. Biskupski</i>)	
Read for the first time and referred to the Rules Committee	157
Assigned to standing committee	257
Enacting Clause Stricken	1016
H.B. 109 — GOVERNOR AND LEGISLATURES POWER TO CUT STATE BUDGET (<i>K. Holdaway</i>)	
Read for the first time and referred to the Rules Committee	157
Assigned to standing committee	198
Substituted	273

1st Sub. H.B. 109 — GOVERNOR AND LEGISLATURES POWER TO CUT STATE BUDGET

(K. Holdaway)

Read the second time	274
Read the third time	447
Circled	447, 468
Uncircled	468, 470
Amendments	470
Transmitted to the Senate	471
Enacting Clause Stricken	1013

H.B. 110 — MOTOR VEHICLE INSURANCE AND CREDIT INFORMATION *(P. Wallace)*

Read for the first time and referred to the Rules Committee	157
Assigned to standing committee	198
Substituted	311

1st Sub. H.B. 110 — MOTOR VEHICLE INSURANCE AND CREDIT INFORMATION

(P. Wallace)

Read the second time	311
Read the third time	528
Amendments	528
Held	530
Transmitted to the Senate	555
Placed on Concurrence Calendar	957
Concurrence	966
Signed by the Speaker and transmitted to the Governor	983

H.B. 111 — STATE RESPONSIBILITY FOR REGULATION OF POSTSECONDARY PROPRIETARY SCHOOLS *(A. Bradshaw)*

Read for the first time and referred to the Rules Committee	158
Assigned to standing committee	198
Amendments	311
Read the second time	312
Read the third time	535
Transmitted to the Senate	536
Signed by the Speaker and transmitted to the Governor	917

H.B. 112 — HEALTH CARE MALPRACTICE ACT AMENDMENTS *(K. Garn)*

Read for the first time and referred to the Rules Committee	158
Assigned to standing committee	198
Amendments	313
Read the second time	314
Read the third time	551
Circled	551
Uncircled	553
Transmitted to the Senate	553
Signed by the Speaker and transmitted to the Governor	757

H.B. 113 — INSECT CONTROL ON FEDERAL LANDS (*S. Urquhart*)

Read for the first time and referred to the Rules Committee	158
Assigned to standing committee	199
Read the second time	277
Read the third time	512
Amendments	512
Transmitted to the Senate	513
Signed by the Speaker and transmitted to the Governor	757

H.B. 114 — PENALTY FOR STEALING MOTOR FUEL (*C. Saunders*)

Read for the first time and referred to the Rules Committee	158
Assigned to standing committee	199
Read the second time	275
Read the third time	465
Circled	465
Uncircled	566
Amendments	567
Failed	567
Enacting Clause Stricken	1016

H.B. 115 — TECHNICAL CHANGES TO ELECTION LAW (*L. Pace*)

Read for the first time and referred to the Rules Committee	159
Assigned to standing committee	198
Read the second time	274
Read the third time	351
Transmitted to the Senate	352
Signed by the Speaker and transmitted to the Governor	685

H.B. 116 — ATTENDANCE AT LOCAL GOVERNMENT MEETINGS BY LOCAL GOVERNMENT OFFICIALS (*M. Thompson*)

Read for the first time and referred to the Rules Committee	159
Assigned to standing committee	199
Amendments	345
Read the second time	346
Read the third time	563
Transmitted to the Senate	564

1st Sub. H.B. 116 — LOCAL GOVERNMENT OFFICIALS AMENDMENTS (*M. Thompson*)

Placed on Concurrence Calendar	907
Refuse to Concur	924
Conference Committee Appointed	944
Conference Committee change	958
Joint Conference Committee Report	972
Failed	973
Enacting Clause Stricken	1016

H.B. 117 — REVENUE FOR RESTRUCTURING MEDICAID SPEND DOWN (<i>T. Beck</i>)	
Read for the first time and referred to the Rules Committee	159
Substituted	582
1st Sub. H.B. 117 — RESTRUCTURING MEDICAID SPEND DOWN (<i>T. Beck</i>)	
Assigned to standing committee	582
Read the second time	687, 789
Returned to Rules Committee	687
Read the third time	856
Transmitted to the Senate	856
Enacting Clause Stricken	1013
H.B. 118 — SPECIAL LICENSE PLATES FOR SEARCH AND RESCUE TEAMS (<i>B. Ferry</i>)	
Read for the first time and referred to the Rules Committee	160
Assigned to standing committee	199
Read the second time	275
Amendments	275
Read the third time	464
Transmitted to the Senate	464
Signed by the Speaker and transmitted to the Governor	1012
H.B. 119 — ASSESSMENT OF PROPERTY SUBJECT TO A MINIMUM PARCEL SIZE (<i>J. Murray</i>)	
Read for the first time and referred to the Rules Committee	160
Assigned to standing committee	199
Read the second time	275
Read the third time	450
Transmitted to the Senate	451
Signed by the Speaker and transmitted to the Governor	733
H.B. 120 — DIVISION AND BOARD OF WATER RESOURCES NAME CHANGE (<i>J. Buffmire</i>)	
Read for the first time and referred to the Rules Committee	160
Assigned to standing committee	199
Enacting Clause Stricken	1016
H.B. 121 — RESTRICTIONS ON PUBLIC OFFICIALS BECOMING LOBBYISTS (<i>S. Daniels</i>)	
Read for the first time and referred to the Rules Committee	161
Assigned to standing committee	539
Enacting Clause Stricken	1016

H.B. 122 — HEALTH INSURANCE BENEFIT DESIGN (*R. Lockhart*)

- Read for the first time and referred to the Rules Committee 161
- Assigned to standing committee 339
- Read the second time 371
- Read the third time 537
- Substituted 537

1st Sub. H.B. 122 — HEALTH INSURANCE BENEFIT DESIGN (*R. Lockhart*)

- Transmitted to the Senate 538
- Intent Language 538
- Signed by the Speaker and transmitted to the Governor 555

H.B. 123 — MEDICAL RECOMMENDATIONS FOR CHILDREN (*K. Bryson*)

- Read for the first time and referred to the Rules Committee 161
- Assigned to standing committee 340
- Substituted 531

2nd Sub. H.B. 123 — MEDICAL RECOMMENDATIONS FOR CHILDREN (*K. Bryson*)

- Read the second time 532
- Amendments 532
- Returned to Rules Committee 623
- Placed on calendar 653
- Read the third time 713
- Substituted 713

4th Sub. H.B. 123 — MEDICAL RECOMMENDATIONS FOR CHILDREN (*K. Bryson*)

- Amendments 713
- Circled 714
- Uncircled 749
- Amendments 749
- Transmitted to the Senate 750
- Placed on Concurrence Calendar 936
- Concurrence 962
- Signed by the Speaker and transmitted to the Governor 983

H.B. 124 — DEBT COLLECTION AMENDMENTS (*S. Allen*)

- Read for the first time and referred to the Rules Committee 220
- Assigned to standing committee 378
- Substituted 545

1st Sub. H.B. 124 — DEBT COLLECTION AMENDMENTS (*S. Allen*)

Read the second time	546
Returned to Rules Committee	623
Placed on calendar	624
Read the third time	637
Circled	637
Uncircled	751
Transmitted to the Senate	752
Signed by the Speaker and transmitted to the Governor	1012

H.B. 125 — ENDANGERMENT OF CHILD OR ELDER PERSON WITH CONTROLLED SUBSTANCE OR PRECURSOR (*T. Beck*)

Read for the first time and referred to the Rules Committee	220
Assigned to standing committee	378
Read the second time	517
Read the third time	622
Transmitted to the Senate	623
Placed on Concurrence Calendar	874
Concurrence	889
Signed by the Speaker and transmitted to the Governor	909

H.B. 126 — ANNEXATIONS INVOLVING TOWNSHIPS (*C. Duckworth*)

Read for the first time and referred to the Rules Committee	220
Assigned to standing committee	379
Substituted	543

1st Sub. H.B. 126 — ANNEXATIONS INVOLVING TOWNSHIPS (*C. Duckworth*)

Read the second time	543
Returned to Rules Committee	623
Placed on calendar	653
Read the third time	764
Transmitted to the Senate	764
Signed by the Speaker and transmitted to the Governor	958

H.B. 127 — COUNTY BALLOT QUESTIONS (*C. Buttars*)

Read for the first time and referred to the Rules Committee	221
Assigned to standing committee	379
Read the second time	455
Read the third time	502
Transmitted to the Senate	503
Signed by the Speaker and transmitted to the Governor	888

H.B. 128 — CONTROLLED SUBSTANCES ACT AMENDMENTS (<i>E. Anderson</i>)	
Read for the first time and referred to the Rules Committee	260
Assigned to standing committee	378
Read the second time	517
Read the third time	622
Transmitted to the Senate	622
Signed by the Speaker and transmitted to the Governor	917
H.B. 129 — SALES AND USE TAXES – EXEMPTION FOR CERTAIN SALES OF ELECTRICITY (<i>L. Shurtliff</i>)	
Read for the first time and referred to the Rules Committee	261
Assigned to standing committee	341
Amendments	395
Read the second time	396
Read the third time	602
Amendments	602
Transmitted to the Senate	603
Signed by the Speaker and transmitted to the Governor	952
H.B. 130 — VETERANS' HOMES (<i>G. Adair</i>)	
Read for the first time and referred to the Rules Committee	261
Assigned to standing committee	473
Read the second time	534
Amendments	534
Returned to Rules Committee	623
Enacting Clause Stricken	1016
H.B. 131 — REPORTING OF DATA TO THE AUTOMATED GEOGRAPHIC REFERENCE CENTER (<i>L. Pace</i>)	
Read for the first time and referred to the Rules Committee	291
Assigned to standing committee	379
Amendments	453
Read the second time	455
Read the third time	501
Transmitted to the Senate	502
Signed by the Speaker and transmitted to the Governor	888
H.B. 132 — SALE OF STATE LANDS AT DEVELOPMENTAL CENTER (<i>M. Dayton</i>)	
Read for the first time and referred to the Rules Committee	292
Assigned to standing committee	340
Substituted	383

1st Sub. H.B. 132 — SALE OF STATE LANDS AT DEVELOPMENTAL CENTER (<i>M. Dayton</i>)	
Read the second time	383
Amendments	383
Read the third time	599
Amendments	599
Transmitted to the Senate	600
Placed on Concurrence Calendar	918
Concurrence	934
Signed by the Speaker and transmitted to the Governor	952
H.B. 133 — NATURAL GAS TECHNICIAN CERTIFICATION (<i>G. Snow</i>)	
Read for the first time and referred to the Rules Committee	292
Assigned to standing committee	379
Read the second time	517
Amendments	517
Read the third time	620
Transmitted to the Senate	621
Placed on Concurrence Calendar	815
Concurrence	864
Signed by the Speaker and transmitted to the Governor	888
H.B. 134 — UNAUTHORIZED ELECTRONIC TRANSACTIONS (<i>A. L. Tyler</i>)	
Read for the first time and referred to the Rules Committee	292
Assigned to standing committee	379
1st Sub. H.B. 134 — UNAUTHORIZED ELECTRONIC TRANSACTIONS (<i>A. L. Tyler</i>)	
Enacting Clause Stricken	1016
H.B. 135 — AMENDMENTS TO LEGISLATIVE SALARY PROCESS (<i>M. Newbold</i>)	
Read for the first time and referred to the Rules Committee	292
Enacting Clause Stricken	1016
H.B. 136 — JUDICIAL CONDUCT COMMISSION AMENDMENTS (<i>K. Bryson</i>)	
Read for the first time and referred to the Rules Committee	346
Assigned to standing committee	473
Substituted	532

1st Sub. H.B. 136 — JUDICIAL CONDUCT COMMISSION AMENDMENTS (*K. Bryson*)

Read the second time	532
Returned to Rules Committee	623
Placed on calendar	653
Read the third time	714
Amendments	714
Transmitted to the Senate	715
Placed on Concurrence Calendar	917
Concurrence	925
Signed by the Speaker and transmitted to the Governor	952

H.B. 137 — LIMITED PURPOSE LOCAL GOVERNMENT AGENCIES AMENDMENTS

(*D. Peterson*)

Read for the first time and referred to the Rules Committee	347
Assigned to standing committee	515
Substituted	544

1st Sub. H.B. 137 — LIMITED PURPOSE LOCAL GOVERNMENT AGENCIES AMENDMENTS

(*D. Peterson*)

Read the second time	545
Returned to Rules Committee	623
Placed on calendar	624
Read the third time	635
Circled	635
Uncircled	657
Substituted	657

2nd Sub. H.B. 137 — LIMITED PURPOSE LOCAL GOVERNMENT AGENCIES

AMENDMENTS (*D. Peterson*)

Circled	657
Uncircled	709
Transmitted to the Senate	709
Placed on Concurrence Calendar	917
Concurrence	926
Signed by the Speaker and transmitted to the Governor	952

H.B. 138 — RIGHTS OF CREDITORS AGAINST TRUST PROPERTY (*M. Newbold*)

Read for the first time and referred to the Rules Committee	347
Assigned to standing committee	473
Substituted	650

1st Sub. H.B. 138 — RIGHTS OF CREDITORS AGAINST TRUST PROPERTY (*M. Newbold*)

- Read the second time 650, 789
- Returned to Rules Committee 650
- Read the third time 836
- Transmitted to the Senate 837
- Signed by the Speaker and transmitted to the Governor 952

H.B. 139 — EMPLOYMENT SUPPORT PROVISIONS (*D. Litvack*)

- Read for the first time and referred to the Rules Committee 383
- Assigned to standing committee 515
- Amendments 544
- Read the second time 545, 708
- Returned to Rules Committee 623
- Read the third time 802
- Substituted 802

1st Sub. H.B. 139 — EMPLOYMENT SUPPORT PROVISIONS (*D. Litvack*)

- Amendments 802
- Failed 803
- Reconsideration 860
- Amendments 860
- Failed 861
- Enacting Clause Stricken 1016

H.B. 140 — TELECOMMUNICATIONS AMENDMENTS (*K. Garn*)

- Read for the first time and referred to the Rules Committee 384
- Assigned to standing committee 474
- Substituted 629

1st Sub. H.B. 140 — COMPETITION IN TELECOMMUNICATIONS INDUSTRY LEGISLATIVE TASK FORCE (*K. Garn*)

- Amendments 629
- Read the second time 630
- Returned to Rules Committee 630
- Placed on calendar 653
- Read the third time 753
- Circled 753
- Uncircled 758
- Amendments 758
- Transmitted to the Senate 759
- Placed on Concurrence Calendar 950
- Concurrence 965
- Signed by the Speaker and transmitted to the Governor 983

H.B. 141 — PERSONAL INFORMATION PROTECTION (*D. Aagard*)

- Read for the first time and referred to the Rules Committee 422
- Assigned to standing committee 579
- Returned to Rules Committee 632
- Enacting Clause Stricken 1016

H.B. 142 — PUBLIC SAFETY COMMUNICATIONS NETWORK (*D. Ure*)

- Read for the first time and referred to the Rules Committee 422
- Assigned to standing committee 580
- Enacting Clause Stricken 1016

H.B. 143 — RESTRICTIONS ON SEXUALLY EXPLICIT EMAIL (*B. Winn*)

- Read for the first time and referred to the Rules Committee 422
- Assigned to standing committee 473
- Read the second time 534
- Returned to Rules Committee 623
- Placed on calendar 624
- Read the third time 634
- Circled 634
- Uncircled 634
- Amendments 635
- Transmitted to the Senate 635
- Placed on Concurrence Calendar 917
- Concurrence 927
- Signed by the Speaker and transmitted to the Governor 958

H.B. 144 — EXEMPTION FROM NONRESIDENT TUITION (*D. Ure*)

- Read for the first time and referred to the Rules Committee 423
- Assigned to standing committee 514
- Read the second time 558
- Returned to Rules Committee 623
- Placed on calendar 624
- Read the third time 637
- Circled 637
- Uncircled 818
- Transmitted to the Senate 819
- Signed by the Speaker and transmitted to the Governor 976

H.B. 145 — UTAH ENERGY OFFICE AMENDMENTS (*S. Urquhart*)

- Read for the first time and referred to the Rules Committee 457
- Assigned to standing committee 540
- Read the second time 630
- Returned to Rules Committee 630
- Read the third time 774
- Transmitted to the Senate 774
- Signed by the Speaker and transmitted to the Governor 1012

H.B. 146 — PROPERTY TAX – TRUTH IN TAXATION AMENDMENTS (<i>M. Young</i>)	
Read for the first time and referred to the Rules Committee	457
Assigned to standing committee	581
Enacting Clause Stricken	1016
H.B. 147 — FISCAL ACCOUNTABILITY STANDARDS (<i>D. Litvack</i>)	
Read for the first time and referred to the Rules Committee	457
Assigned to standing committee	579
Enacting Clause Stricken	1016
H.B. 148 — NONPROFIT INSURERS (<i>A. Bradshaw</i>)	
Read for the first time and referred to the Rules Committee	457
Assigned to standing committee	579
Read the second time	632
Amendments	632
Other Action	691
Read the third time	783
Amendments	783
Transmitted to the Senate	784
Enacting Clause Stricken	1013
H.B. 149 — TAX CREDITS FOR MANUFACTURING CAPITAL INVESTMENTS (<i>N. Hansen</i>)	
Read for the first time and referred to the Rules Committee	458
Assigned to standing committee	581
Enacting Clause Stricken	1016
H.B. 150 — PUBLIC EDUCATION – ALTERNATIVE LANGUAGE PROGRAMS (<i>D. Bourdeaux</i>)	
Read for the first time and referred to the Rules Committee	481
Assigned to standing committee	625
Substituted	723
1st Sub. H.B. 150 — PUBLIC EDUCATION – ALTERNATIVE LANGUAGE PROGRAMS (<i>D. Bourdeaux</i>)	
Read the second time	723, 789
Returned to Rules Committee	723
Read the third time	859
Transmitted to the Senate	860
Enacting Clause Stricken	1013
H.B. 151 — HATE CRIMES AMENDMENTS (<i>D. Litvack</i>)	
Read for the first time and referred to the Rules Committee	481
Assigned to standing committee	625
Enacting Clause Stricken	1016

H.B. 152 — OIL AND GAS SEVERANCE TAX – BOARD, SPECIAL REVENUE FUND, AND USE OF REVENUES (*J. Seitz*)

- Read for the first time and referred to the Rules Committee 481
- Assigned to standing committee 581
- Substituted 649

1st Sub. H.B. 152 — OIL AND GAS SEVERANCE TAX – BOARD, RESTRICTED ACCOUNT, AND USE OF REVENUES (*J. Seitz*)

- Read the second time 650, 662
- Returned to Rules Committee 650
- Read the third time 771
- Amendments 771
- Transmitted to the Senate 772
- Placed on Concurrence Calendar 981
- Concurrence 986
- Signed by the Speaker and transmitted to the Governor 1010

H.B. 153 — STANDARDS FOR ILLEGAL DRUG LAB DECONTAMINATION (*A. L. Tyler*)

- Read for the first time and referred to the Rules Committee 481
- Assigned to standing committee 580
- Enacting Clause Stricken 1016

H.B. 154 — EXPANSION OF DNA DATABASE (*G. Way*)

- Read for the first time and referred to the Rules Committee 482
- Assigned to standing committee 580
- Substituted 650

1st Sub. H.B. 154 — EXPANSION OF DNA DATABASE (*G. Way*)

- Read the second time 650
- Returned to Rules Committee 650
- Placed on calendar 653
- Read the third time 760
- Substituted 760

2nd Sub. H.B. 154 — EXPANSION OF DNA DATABASE (*G. Way*)

- Amendments 760
- Transmitted to the Senate 761
- Signed by the Speaker and transmitted to the Governor 917

H.B. 155 — PROPERTY TAXES – FARMLAND ASSESSMENT ACT (<i>T. Hatch</i>)	
Read for the first time and referred to the Rules Committee	482
Assigned to standing committee	581
Amendments	647
Read the second time	650
Returned to Rules Committee	650
Placed on calendar	653
Read the third time	757
Transmitted to the Senate	758
Signed by the Speaker and transmitted to the Governor	917
H.B. 156 — VEHICLE REGISTRATION RENEWAL (<i>J. Swallow</i>)	
Read for the first time and referred to the Rules Committee	482
Enacting Clause Stricken	1017
H.B. 157 — REPEAL OF SALES AND USE TAX ON FOOD (<i>J. Biskupski</i>)	
Read for the first time and referred to the Rules Committee	482
Enacting Clause Stricken	1017
H.B. 158 — SAFE DRINKING WATER ACT AMENDMENTS (<i>G. Donnelson</i>)	
Read for the first time and referred to the Rules Committee	482
Assigned to standing committee	581
Read the second time	738
Returned to Rules Committee	738
Enacting Clause Stricken	1017
H.B. 159 — PARENTAL CONSENT TO INTERVIEW A CHILD (<i>J. Ferrin</i>)	
Read for the first time and referred to the Rules Committee	482
Enacting Clause Stricken	1017
H.B. 160 — UTAH TRANSPORTATION AMENDMENTS (<i>C. Bennion</i>)	
Read for the first time and referred to the Rules Committee	482
Enacting Clause Stricken	1017
H.B. 161 — PROHIBITING GIFTS TO LEGISLATORS (<i>K. Holdaway</i>)	
Read for the first time and referred to the Rules Committee	483
Enacting Clause Stricken	1017
H.B. 162 — USE OF BEAR RIVER BIRD REFUGE SETTLEMENT MONIES (<i>B. Ferry</i>)	
Read for the first time and referred to the Rules Committee	483
Assigned to standing committee	626
Substituted	737

1st Sub. H.B. 162 — USE OF BEAR RIVER BIRD REFUGE SETTLEMENT MONIES (*B. Ferry*)

- Read the second time 738
- Amendments 737
- Returned to Rules Committee 738
- Time Certain 788
- Read the third time 799
- Amendments 799
- Transmitted to the Senate 800
- Signed by the Speaker and transmitted to the Governor 917

H.B. 163 — AGRICULTURE – FENCING FOR ANIMALS (*S. Clark*)

- Read for the first time and referred to the Rules Committee 483
- Enacting Clause Stricken 1017

H.B. 164 — WILDLIFE REMEDIATION ON PRIVATE PROPERTY (*M. Styler*)

- Read for the first time and referred to the Rules Committee 483
- Assigned to standing committee 581
- Amendments 647
- Read the second time 650, 662
- Returned to Rules Committee 650
- Read the third time 778
- Transmitted to the Senate 779
- Signed by the Speaker and transmitted to the Governor 946

H.B. 165 — EXPANSION OF SPECIAL SERVICE DISTRICT PURPOSES (*C. Buttars*)

- Read for the first time and referred to the Rules Committee 458
- Assigned to standing committee 539
- Returned to Rules Committee 688
- Enacting Clause Stricken 1017

H.B. 166 — PUBLIC REVIEW OF MUNICIPAL APPROPRIATIONS AND RESOURCES
(*R. Barrus*)

- Read for the first time and referred to the Rules Committee 483
- Assigned to standing committee 580
- Read the second time 609
- Amendments 609
- Returned to Rules Committee 624
- Placed on calendar 624
- Read the third time 640
- Transmitted to the Senate 640
- Signed by the Speaker and transmitted to the Governor 917

H.B. 167 — POWERSPORT VEHICLE FRANCHISE ACT (<i>G. Curtis</i>)	
Read for the first time and referred to the Rules Committee	469
Assigned to standing committee	472
Read the second time	559
Returned to Rules Committee	623
Placed on calendar	624
Read the third time	637
Transmitted to the Senate	638
Signed by the Speaker and transmitted to the Governor	888
H.B. 168 — SMOKE-FREE WORKPLACE LAW (<i>S. Daniels</i>)	
Read for the first time and referred to the Rules Committee	484
Assigned to standing committee	625
Enacting Clause Stricken	1017
H.B. 169 — MIDTERM VACANCIES IN THE LEGISLATURE (<i>R. Becker</i>)	
Read for the first time and referred to the Rules Committee	458
Assigned to standing committee	580
Read the second time	609
Returned to Rules Committee	624
Placed on calendar	624
Read the third time	704
Circled	704
Uncircled	752
Transmitted to the Senate	753
Enacting Clause Stricken	1013
H.B. 170 — RIGHTS OF A DEFENDANT IN A CRIMINAL TRIAL (<i>G. Donnelson</i>)	
Read for the first time and referred to the Rules Committee	458
Assigned to standing committee	580
Enacting Clause Stricken	1017
H.B. 171 — LOW-SPEED ELECTRIC VEHICLES ON CERTAIN HIGHWAYS (<i>D. Bush</i>)	
Read for the first time and referred to the Rules Committee	459
Assigned to standing committee	582
Read the second time	652
Returned to Rules Committee	652
Placed on calendar	653
Read the third time	761
Transmitted to the Senate	762
Placed on Concurrence Calendar	874
Concurrence	891
Signed by the Speaker and transmitted to the Governor	909

H.B. 172 — VEHICLE SAFETY INSPECTION AMENDMENTS (*W. Harper*)

Read for the first time and referred to the Rules Committee	459
Assigned to standing committee	473
Read the second time	533
Amendments	533
Returned to Rules Committee	623
Placed on calendar	624
Read the third time	634
Circled	634
Uncircled	659
Amendments	659
Transmitted to the Senate	661

1st Sub. H.B. 172 — VEHICLE SAFETY INSPECTION AMENDMENTS (*W. Harper*)

Placed on Concurrence Calendar	945
Refuse to Concur	956
Conference Committee Appointed	961
Amendments	999
Joint Conference Committee Report	999
Signed by the Speaker and transmitted to the Governor	1012

H.B. 173 — AMENDMENTS TO SETTLEMENT AGREEMENTS REQUIREMENTS (*M. Dayton*)

Read for the first time and referred to the Rules Committee	446
Assigned to standing committee	473
Substituted	650

1st Sub. H.B. 173 — AMENDMENTS TO SETTLEMENT AGREEMENTS REQUIREMENTS

<i>(M. Dayton)</i>	
Read the second time	650, 662
Returned to Rules Committee	650
Read the third time	779
Circled	779
Uncircled	786
Transmitted to the Senate	787
Signed by the Speaker and transmitted to the Governor	923

H.B. 174 — WORKERS' COMPENSATION – FIRE DEPARTMENT EMPLOYEES (*J. Murray*)

Read for the first time and referred to the Rules Committee	423
Assigned to standing committee	581
Enacting Clause Stricken	1017

H.B. 175 — ELECTION LAW COMMISSION (*J. Buffmire*)

Read for the first time and referred to the Rules Committee	423
Enacting Clause Stricken	1017

H.B. 176 — LEAVE OF ABSENCE FOR DISABLED EMPLOYEES (<i>C. Bennion</i>)	
Read for the first time and referred to the Rules Committee	424
Assigned to standing committee	473
Substituted	534
1st Sub. H.B. 176 — LEAVE OF ABSENCE FOR DISABLED EMPLOYEES (<i>C. Bennion</i>)	
Read the second time	534
Returned to Rules Committee	623
Placed on calendar	653
Read the third time	763
Transmitted to the Senate	763
Signed by the Speaker and transmitted to the Governor	1012
H.B. 177 — ANNUAL REPORT ON STATE SCHOOL FUND (<i>J. Ferrin</i>)	
Read for the first time and referred to the Rules Committee	424
Assigned to standing committee	579
Amendments	628
Read the second time	629, 662
Returned to Rules Committee	629
Read the third time	779
Transmitted to the Senate	780
Signed by the Speaker and transmitted to the Governor	981
H.B. 178 — MEMORIAL PLAQUE OF GEORGE E. WAHLEN IN THE CAPITOL (<i>G. Adair</i>)	
Read for the first time and referred to the Rules Committee	396
Assigned to standing committee	473
Read the second time	546, 662
Returned to Rules Committee	623
Read the third time	769
Transmitted to the Senate	770
Enacting Clause Stricken	1013
H.B. 179 — DESIGNATION OF STATE BUILDING (<i>G. Way</i>)	
Read for the first time and referred to the Rules Committee	371
Assigned to standing committee	473
Read the second time	546
Returned to Rules Committee	623
Placed on calendar	624
Read the third time	636
Circled	637, 712
Uncircled	710, 719
Amendments	710
Failed	711
Reconsideration	712
Transmitted to the Senate	720
Failed	1012
Enacting Clause Stricken	1017

H.B. 180 — EMERGENCY RESPONDER PRIORITY (*K. Holdaway*)

 Read for the first time and referred to the Rules Committee 371

 Assigned to standing committee 474

 Substituted 543

1st Sub. H.B. 180 — EMERGENCY RESPONDER PRIORITY (*K. Holdaway*)

 Read the second time 543, 662

 Returned to Rules Committee 623

 Read the third time 768

 Amendments 768

 Failed 769

 Enacting Clause Stricken 1017

H.B. 181 — ALLOCATION OF STATE HOSPITAL BEDS (*J. Seitz*)

 Read the first time by short title and referred to Rules Committee 331

 Assigned to standing committee 339

 Read the second time 371

 Read the third time 565

 Transmitted to the Senate 566

 Signed by the Speaker and transmitted to the Governor 888

H.B. 182 — TAX REVIEW COMMISSION AMENDMENTS (*C. Bennion*)

 Read for the first time and referred to the Rules Committee 261

 Assigned to standing committee 341

 Read the second time 396

 Read the third time 496

 Transmitted to the Senate 496

 Signed by the Speaker and transmitted to the Governor 795

H.B. 183 — FIREARM CRIMINAL BACKGROUND CHECK AMENDMENTS (*J. M. Philpot*)

 Read for the first time and referred to the Rules Committee 162

 Assigned to standing committee 340

 Read the second time 381

 Read the third time 568

 Circled 569

 Uncircled 655

 Transmitted to the Senate 656

 Failed 958

 Enacting Clause Stricken 1017

H.B. 184 — IMPACT FEES ACT AMENDMENTS (*G. Way*)

 Read for the first time and referred to the Rules Committee 162

 Assigned to standing committee 257

 Substituted 393

2nd Sub. H.B. 184 — IMPACT FEES ACT AMENDMENTS (G. Way)

- Read the second time 393
- Read the third time 600
- Circled 601
- Uncircled 602
- Substituted 602

3rd Sub. H.B. 184 — IMPACT FEES ACT AMENDMENTS (G. Way)

- Circled 602
- Uncircled 612
- Amendments 612
- Transmitted to the Senate 613
- Signed by the Speaker and transmitted to the Governor 815

**H.B. 185 — REAUTHORIZATION OF INDIVIDUAL INCOME TAX CREDIT – TUTORING
DISABLED DEPENDENTS (J. Buffinire)**

- Read for the first time and referred to the Rules Committee 162
- Assigned to standing committee 199
- Amendments 274
- Read the second time 275
- Read the third time 353
- Transmitted to the Senate 354
- Signed by the Speaker and transmitted to the Governor 733

H.B. 186 — STATE RETIREMENT CONVERSION WINDOW (B. King)

- Read for the first time and referred to the Rules Committee 162
- Assigned to standing committee 199
- Read the second time 480
- Read the third time 618
- Substituted 618

2nd Sub. H.B. 186 — STATE RETIREMENT CONVERSION WINDOW (B. King)

- Transmitted to the Senate 619
- Enacting Clause Stricken 1013

H.B. 187 — DRIVER LICENSE FRAUD AMENDMENTS (K. Holdaway)

- Read for the first time and referred to the Rules Committee 162
- Read the second time 191
- Read the third time 280
- Circled 280
- Uncircled 360
- Amendments 360
- Transmitted to the Senate 362
- Signed by the Speaker and transmitted to the Governor 685

H.B. 188 — ARREST AUTHORITY OF PEACE OFFICERS (<i>G. Donnelson</i>)	
Read for the first time and referred to the Rules Committee	163
Enacting Clause Stricken	1017
H.B. 189 — RETENTION OF EDUCATOR LICENSES (<i>M. Throckmorton</i>)	
Read for the first time and referred to the Rules Committee	163
Assigned to standing committee	257
1st Sub. H.B. 189 — RETENTION OF EDUCATOR LICENSES (<i>M. Throckmorton</i>)	
Enacting Clause Stricken	1017
H.B. 190 — CRIMINAL RESTITUTION AMENDMENTS (<i>S. Allen</i>)	
Read for the first time and referred to the Rules Committee	163
Read the second time	195
Amendments	195
Read the third time	337
Transmitted to the Senate	337
Signed by the Speaker and transmitted to the Governor	576
H.B. 191 — PREDATORY MORTGAGE LENDING (<i>P. Ray</i>)	
Read for the first time and referred to the Rules Committee	163
Assigned to standing committee	198
Substituted	311
1st Sub. H.B. 191 — MORTGAGE LENDING DISCLOSURES (<i>P. Ray</i>)	
Amendments	311
Read the second time	311
Read the third time	528
Circled	528
Returned to Rules Committee	862
Enacting Clause Stricken	1017
H.B. 192 — WORKERS' COMPENSATION BENEFITS FOR VOLUNTEER SAFETY OFFICERS (<i>N. Hansen</i>)	
Read for the first time and referred to the Rules Committee	164
Read the second time	191
Read the third time	282
Amendments	282
Circled	282
Uncircled	283
Transmitted to the Senate	284
Substituted	1000

2nd Sub. H.B. 192 — WORKERS' COMPENSATION BENEFITS FOR VOLUNTEER SAFETY OFFICERS (<i>N. Hansen</i>)	
Concurrence	1000
Signed by the Speaker and transmitted to the Governor	1012
H.B. 193 — REDEVELOPMENT AGENCIES NOTICE REQUIREMENTS (<i>M. Stephens</i>)	
Read for the first time and referred to the Rules Committee	164
Read the second time	191
Read the third time	282
Circled	282
Uncircled	436
Transmitted to the Senate	437
Signed by the Speaker and transmitted to the Governor	757
H.B. 194 — PROPER LOOKOUT IN VEHICLES (<i>C. Bennion</i>)	
Read for the first time and referred to the Rules Committee	164
Substituted	624
1st Sub. H.B. 194 — PEACE OFFICER ARREST QUOTAS (<i>C. Bennion</i>)	
Read the first time by short title	624
Assigned to standing committee	624
Read the second time	736, 789
Returned to Rules Committee	736
Read the third time	818
Amendments	818
Circled	818
Uncircled	819
Returned to Rules Committee	819
Enacting Clause Stricken	1017
H.B. 195 — PROTECTION OF SPORTS OFFICIALS FROM VIOLENT ABUSE (<i>D. Hogue</i>)	
Read for the first time and referred to the Rules Committee	165
Enacting Clause Stricken	1017

H.B. 196 — DIVORCE AND PARENT-TIME REVISIONS (*C. Bennion*)

- Read for the first time and referred to the Rules Committee 165
- Read the second time 195
- Amendments 195
- Read the third time 337
- Circled 337, 450
- Uncircled 450
- Amendments 450, 572, 574
- Circled 572
- Uncircled 572, 574
- Transmitted to the Senate 575
- Placed on Concurrence Calendar 957
- Refuse to Concur 963
- Conference Committee Appointed 980
- Joint Conference Committee Report 1008
- Substituted 1008

1st Sub. H.B. 196 — DIVORCE AND PARENT-TIME REVISIONS (*C. Bennion*)

- Signed by the Speaker and transmitted to the Governor 1012

H.B. 197 — OFF-HIGHWAY VEHICLE AMENDMENTS (*B. Goodfellow*)

- Read for the first time and referred to the Rules Committee 165
- Read the second time 195
- Amendments 195
- Read the third time 337
- Circled 338
- Uncircled 434
- Held 435
- Transmitted to the Senate 468
- Signed by the Speaker and transmitted to the Governor 733

H.B. 198 — MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES FOR STREETS
(*K. Holdaway*)

- Read for the first time and referred to the Rules Committee 165
- Read the second time 191
- Read the third time 282
- Circled 282
- Uncircled 285
- Transmitted to the Senate 286
- Signed by the Speaker and transmitted to the Governor 608

H.B. 199 — INTERIM COMMITTEE MEMBERSHIP (<i>M. Stephens</i>)	
Read for the first time and referred to the Rules Committee	166
Read the second time	191
Read the third time	282
Circled	283
Uncircled	355
Transmitted to the Senate	356
Signed by the Speaker and transmitted to the Governor	685
H.B. 200 — NUTRITIONAL FOOD IN SCHOOLS (<i>P. Jones</i>)	
Read for the first time and referred to the Rules Committee	166
Substituted	582
1st Sub. H.B. 200 — NUTRITIONAL FOOD IN SCHOOLS (<i>P. Jones</i>)	
Assigned to standing committee	582
Enacting Clause Stricken	1017
H.B. 201 — PROPERTY TAX – JUDGMENT LEVY (<i>W. Harper</i>)	
Read for the first time and referred to the Rules Committee	166
Read the second time	191
Read the third time	283
Transmitted to the Senate	283
Placed on Concurrence Calendar	664, 721, 795
Returned to the Senate	671, 757
Concurrence	841
Signed by the Speaker and transmitted to the Governor	864
H.B. 202 — RECONVEYANCE OF TRUST DEED OR RELEASE OF MORTGAGE (<i>T. Hatch</i>)	
Read for the first time and referred to the Rules Committee	166
Read the second time	191
Read the third time	286
Circled	286
Uncircled	553
Amendments	554
Transmitted to the Senate	555
Signed by the Speaker and transmitted to the Governor	733
H.B. 203 — EXPANSION OF GOVERNMENTAL IMMUNITY (<i>R. Barrus</i>)	
Read for the first time and referred to the Rules Committee	167
Enacting Clause Stricken	1017

H.B. 204 — RESPONSIBILITY OF ATTORNEY GENERAL TO REPRESENT DIVISION OF CHILD AND FAMILY SERVICES (*M. Throckmorton*)

- Read for the first time and referred to the Rules Committee 167
- Read the second time 191
- Read the third time 286
- Amendments 286
- Transmitted to the Senate 287
- Placed on Concurrence Calendar 607
- Concurrence 690
- Signed by the Speaker and transmitted to the Governor 733

H.B. 205 — DIVISION OF CONSTRUCTION SERVICES (*S. Clark*)

- Read for the first time and referred to the Rules Committee 167
- Assigned to standing committee 257
- Substituted 558

4th Sub. H.B. 205 — CONSTRUCTION SERVICES COMMISSION (*S. Clark*)

- Read the second time 559
- Returned to Rules Committee 623
- Placed on calendar 653
- Read the third time 764
- Amendments 764
- Transmitted to the Senate 766
- Signed by the Speaker and transmitted to the Governor 1012

H.B. 206 — NEW CENTURY SCHOLARSHIP PROGRAM AMENDMENTS (*A. Bradshaw*)

- Read for the first time and referred to the Rules Committee 168
- Read the second time 196
- Amendments 196
- Read the third time 338
- Amendments 338
- Transmitted to the Senate 338
- Signed by the Speaker and transmitted to the Governor 888

H.B. 207 — LICENSES FOR EDUCATORS (*S. Allen*)

- Read for the first time and referred to the Rules Committee 168
- Read the second time 191
- Read the third time 287
- Circled 287
- Uncircled 305
- Transmitted to the Senate 306
- Signed by the Speaker and transmitted to the Governor 888

H.B. 208 — FEDERAL GOVERNMENT ACQUISITION OF REAL PROPERTY IN THE STATE (<i>B. Johnson</i>)	
Read for the first time and referred to the Rules Committee	168
Read the second time	196
Amendments	196
Read the third time	356
Amendments	356
Circled	357
Uncircled	358
Transmitted to the Senate	358
Substituted	757
1st Sub. H.B. 208 — FEDERAL GOVERNMENT ACQUISITION OF REAL PROPERTY IN THE STATE (<i>B. Johnson</i>)	
Placed on Concurrence Calendar	757
Concurrence	775
Signed by the Speaker and transmitted to the Governor	795
H.B. 209 — TRUANCY AMENDMENTS (<i>D. Bourdeaux</i>)	
Read for the first time and referred to the Rules Committee	169
Assigned to standing committee	198
Read the second time	236
Amendments	236
Read the third time	390
Transmitted to the Senate	391
Enacting Clause Stricken	1013
H.B. 210 — RECREATIONAL VEHICLE – LENGTH AND WIDTH AMENDMENTS (<i>D. Bush</i>)	
Read for the first time and referred to the Rules Committee	169
Read the second time	197
Amendments	197
Read the third time	362
Transmitted to the Senate	362
Signed by the Speaker and transmitted to the Governor	685
H.B. 211 — REPEAL OF WEAPONS LAW (<i>S. Daniels</i>)	
Read for the first time and referred to the Rules Committee	169
Enacting Clause Stricken	1017
H.B. 212 — SPECIAL SERVICE DISTRICT AMENDMENTS (<i>E. Anderson</i>)	
Read for the first time and referred to the Rules Committee	169
Substituted	258

1st Sub. H.B. 212 — SPECIAL SERVICE DISTRICT AMENDMENTS (*E. Anderson*)

- Assigned to standing committee 258
- Substituted 346

2nd Sub. H.B. 212 — SPECIAL SERVICE DISTRICT AMENDMENTS (*E. Anderson*)

- Read the second time 346
- Read the third time 425
- Transmitted to the Senate 426
- Signed by the Speaker and transmitted to the Governor 608

H.B. 213 — CLASSROOM AMPLIFICATION (*D. Hogue*)

- Read for the first time and referred to the Rules Committee 169
- Assigned to standing committee 339
- Read the second time 420
- Read the third time 604
- Substituted 604

1st Sub. H.B. 213 — CLASSROOM AMPLIFICATION (*D. Hogue*)

- Amendments 604
- Failed 605
- Enacting Clause Stricken 1017

H.B. 214 — EXTENSION OF SUNSET ON TELEHEALTH COMMISSION (*D. Hogue*)

- Read for the first time and referred to the Rules Committee 170
- Read the second time 191
- Read the third time 287
- Transmitted to the Senate 288
- Signed by the Speaker and transmitted to the Governor 479

H.B. 215 — DEPARTMENT OF HEALTH COLLECTION OF INFORMATION (*D. Hogue*)

- Read for the first time and referred to the Rules Committee 170
- Read the second time 191
- Read the third time 288
- Transmitted to the Senate 289
- Enacting Clause Stricken 1013

H.B. 216 — TRANSFER OF DEVELOPMENT RIGHTS (*B. Parker*)

- Read for the first time and referred to the Rules Committee 170
- Assigned to standing committee 199
- Enacting Clause Stricken 1017

H.B. 217 — DESIGNATION OF MEMORIAL HIGHWAY (<i>D. Ure</i>)	
Read for the first time and referred to the Rules Committee	170
Assigned to standing committee	199
Read the second time	275
Time Certain	331
Read the third time	376
Transmitted to the Senate	377
Signed by the Speaker and transmitted to the Governor	393
H.B. 218 — OVER WEIGHT VEHICLE AMENDMENTS (<i>T. Hatch</i>)	
Read for the first time and referred to the Rules Committee	171
Read the second time	191
Read the third time	289
Circled	289
Uncircled	389
Transmitted to the Senate	389, 820
Failed	733
Placed on Concurrence Calendar	874
Concurrence	892
Signed by the Speaker and transmitted to the Governor	909
H.B. 219 — FIREARM FEE AMENDMENTS (<i>J. M. Philpot</i>)	
Read for the first time and referred to the Rules Committee	171
Assigned to standing committee	257
Substituted	531
1st Sub. H.B. 219 — FIREARM FEE AMENDMENTS (<i>J. M. Philpot</i>)	
Read the second time	532, 830
Returned to Rules Committee	623
Read the third time	860
Circled	860
Uncircled	862
Returned to Rules Committee	862
Enacting Clause Stricken	1017
H.B. 220 — CONTROL OF PRECURSOR CHEMICALS (<i>A. L. Tyler</i>)	
Read for the first time and referred to the Rules Committee	171
Assigned to standing committee	198
Enacting Clause Stricken	1017
H.B. 221 — STATE BOARD OF EDUCATION RULES AND REPORTS (<i>M. Dayton</i>)	
Read for the first time and referred to the Rules Committee	171
Read the second time	191
Read the third time	289
Transmitted to the Senate	290
Signed by the Speaker and transmitted to the Governor	479

H.B. 222 — SCHOOL AND SCHOOL DISTRICT SIZE TASK FORCE (<i>D. Cox</i>)	
Read for the first time and referred to the Rules Committee	172
Assigned to standing committee	257
Read the second time	312
Read the third time	547
Circled	547
Returned to Rules Committee	862
Enacting Clause Stricken	1017
H.B. 223 — HUNTING LICENSE FEE REFUND (<i>M. Styer</i>)	
Read for the first time and referred to the Rules Committee	172
Read the second time	254
Amendments	254
Read the third time	439
Amendments	439
Transmitted to the Senate	440
Signed by the Speaker and transmitted to the Governor	685
H.B. 224 — GIVING FALSE INFORMATION TO POLICE OFFICER (<i>K. Morgan</i>)	
Read for the first time and referred to the Rules Committee	173
Read the second time	191
Read the third time	297
Amendments	297
Circled	297
Uncircled	332
Amendments	332
Transmitted to the Senate	333
Placed on Concurrence Calendar	731
Concurrence	775
Signed by the Speaker and transmitted to the Governor	795
H.B. 225 — MENTAL HEALTH PROFESSIONAL FINANCIAL ASSISTANCE GRANTS – TECHNICAL AMENDMENTS (<i>J. Buffmire</i>)	
Read for the first time and referred to the Rules Committee	173
Read the second time	191
Read the third time	297
Transmitted to the Senate	298
Signed by the Speaker and transmitted to the Governor	685
H.B. 226 — TERMINATION OF PARENTAL RIGHTS AMENDMENTS (<i>M. Throckmorton</i>)	
Read for the first time and referred to the Rules Committee	173
Substituted	200

1st Sub. H.B. 226 — TERMINATION OF PARENTAL RIGHTS AMENDMENTS*(M. Throckmorton)*

Assigned to standing committee	200
Amendments	277
Read the second time	278
Read the third time	521
Substituted	521

3rd Sub. H.B. 226 — TERMINATION OF PARENTAL RIGHTS AMENDMENTS*(M. Throckmorton)*

Amendments	521
Transmitted to the Senate	522
Placed on Concurrence Calendar	957
Concurrence	970
Signed by the Speaker and transmitted to the Governor	984

H.B. 227 — ELECTRONIC MONITORING OF PROBATIONERS – CRIMINAL INTERFERENCE*(K. Bryson)*

Read for the first time and referred to the Rules Committee	173
Read the second time	191
Read the third time	298
Circled	298
Returned to Rules Committee	862
Enacting Clause Stricken	1017

H.B. 228 — PUBLIC EDUCATION VENDING CONTRACTS *(P. Jones)*

Read for the first time and referred to the Rules Committee	174
Assigned to standing committee	579
Enacting Clause Stricken	1017

H.B. 229 — WORKERS' COMPENSATION – DEATH BENEFIT *(D. Clark)*

Read for the first time and referred to the Rules Committee	174
Enacting Clause Stricken	1017

H.B. 230 — RETIREMENT OF PUBLIC SAFETY OFFICIALS *(R. Bigelow)*

Read for the first time and referred to the Rules Committee	174
Assigned to standing committee	257
Read the second time	480
Read the third time	619
Transmitted to the Senate	620
Placed on Concurrence Calendar	957
Concurrence	967
Signed by the Speaker and transmitted to the Governor	984

H.B. 231 — PUBLIC HEALTH AUTHORITY AMENDMENTS (*S. Allen*)

 Read for the first time and referred to the Rules Committee 174

 Substituted 200

1st Sub. H.B. 231 — PUBLIC HEALTH AUTHORITY AMENDMENTS (*S. Allen*)

 Amendments 200

 Assigned to standing committee 200

 Substituted 234

2nd Sub. H.B. 231 — PUBLIC HEALTH AUTHORITY AMENDMENTS (*S. Allen*)

 Amendments 234

 Read the second time 235

 Read the third time 385

 Amendments 385

 Transmitted to the Senate 386

 Signed by the Speaker and transmitted to the Governor 707

H.B. 232 — UNEMPLOYMENT INSURANCE FRAUD AMENDMENTS (*T. McCartney*)

 Read for the first time and referred to the Rules Committee 175

 Read the second time 256

 Amendments 256

 Read the third time 441

 Circled 441

 Uncircled 465

 Transmitted to the Senate 465

 Enacting Clause Stricken 1014

H.B. 233 — MITIGATION OF DAMAGES IN CONDEMNATION PROCEEDINGS (*G. Curtis*)

 Read for the first time and referred to the Rules Committee 175

 Assigned to standing committee 199

 Read the second time 278

 Read the third time 354

 Transmitted to the Senate 355

 Placed on Concurrence Calendar 683

 Concurrence 745

 Signed by the Speaker and transmitted to the Governor 795

H.B. 234 — MECHANICS' LIEN AMENDMENTS (*K. Garn*)

 Read for the first time and referred to the Rules Committee 175

 Read the second time 189

 Read the third time 206

 Transmitted to the Senate 206

 Signed by the Speaker and transmitted to the Governor 584

H.B. 235 — EMERGENCY VEHICLE AMENDMENTS (<i>P. Ray</i>)	
Read for the first time and referred to the Rules Committee	176
Read the second time	253
Read the third time	437
Transmitted to the Senate	438
Placed on Concurrence Calendar	731
Concurrence	777
Signed by the Speaker and transmitted to the Governor	795
H.B. 236 — INDECENT PUBLIC DISPLAY AMENDMENTS (<i>P. Wallace</i>)	
Read for the first time and referred to the Rules Committee	176
Amendments	259
Assigned to standing committee	259
Read the second time	326
Amendments	326
Read the third time	552
Circled	552
Uncircled	600
Substituted	600
1st Sub. H.B. 236 — INDECENT PUBLIC DISPLAY AMENDMENTS (<i>P. Wallace</i>)	
Circled	600
Uncircled	610
Held	611
Transmitted to the Senate	655
Placed on Concurrence Calendar	874
Concurrence	890
Signed by the Speaker and transmitted to the Governor	909
H.B. 237 — SPOUSE ABUSE AMENDMENTS (<i>G. Adair</i>)	
Read for the first time and referred to the Rules Committee	176
Read the second time	192
Read the third time	298
Circled	298
Uncircled	511
Transmitted to the Senate	512
Placed on Concurrence Calendar	731
Concurrence	776
Signed by the Speaker and transmitted to the Governor	795
H.B. 238 — CIGARETTE AND TOBACCO TAX AMENDMENTS (<i>C. Saunders</i>)	
Read for the first time and referred to the Rules Committee	176
Substituted	341

1st Sub. H.B. 238 — CIGARETTE AND TOBACCO TAX AMENDMENTS (*C. Saunders*)

Assigned to standing committee	341
Substituted	476

2nd Sub. H.B. 238 — CIGARETTE AND TOBACCO TAX AMENDMENTS (*C. Saunders*)

Read the second time	476
Read the third time	616
Time Certain	616
Circled	655
Uncircled	656, 717
Failed	657
Reconsideration	682
Circled	682
Amendments	717
Transmitted to the Senate	719
Placed on Concurrence Calendar	874
Concurrence	901
Signed by the Speaker and transmitted to the Governor	917

H.B. 239 — SALVAGE VEHICLE AMENDMENTS (*D. Hogue*)

Read for the first time and referred to the Rules Committee	176
Enacting Clause Stricken	1017

H.B. 240 — PUBLIC EDUCATION CAPITAL OUTLAY ACT AMENDMENTS (*D. Cox*)

Read for the first time and referred to the Rules Committee	177
Assigned to standing committee	198, 379
Returned to Rules Committee	370
Amendments	475
Read the second time	476
Read the third time	614
Substituted	614

1st Sub. H.B. 240 — PUBLIC EDUCATION CAPITAL OUTLAY ACT AMENDMENTS (*D. Cox*)

Transmitted to the Senate	615
Enacting Clause Stricken	1014

H.B. 241 — COUNTY HEALTH DEPARTMENTS – OPERATIONAL STRUCTURE (*K. Garn*)

Read for the first time and referred to the Rules Committee	177
Assigned to standing committee	514
Substituted	610

3rd Sub. H.B. 241 — COUNTY HEALTH DEPARTMENTS – OPERATIONAL STRUCTURE*(K. Garn)*

Read the second time	610
Returned to Rules Committee	624
Placed on calendar	624
Read the third time	705
Transmitted to the Senate	705
Placed on Concurrence Calendar	950
Concurrence	965
Signed by the Speaker and transmitted to the Governor	984

H.B. 242 — PRACTICE OF RADIOLOGY TECHNOLOGY LICENSURE AMENDMENTS*(J. M. Philpot)*

Read for the first time and referred to the Rules Committee	178
Assigned to standing committee	257
Enacting Clause Stricken	1017

H.B. 243 — CHILD IMMUNIZATION AMENDMENTS *(R. Lockhart)*

Read for the first time and referred to the Rules Committee	178
Assigned to standing committee	198
Read the second time	235
Read the third time	387
Circled	387
Uncircled	416
Transmitted to the Senate	417
Enacting Clause Stricken	1014

H.B. 244 — CREDIT ALLOWED IN TEACHER TRANSFER *(M. Thompson)*

Read for the first time and referred to the Rules Committee	178
Assigned to standing committee	198
Enacting Clause Stricken	1017

H.B. 245 — AMENDMENTS TO SEX OFFENDER REGISTRY *(A. Bradshaw)*

Read for the first time and referred to the Rules Committee	178
Assigned to standing committee	199
Read the second time	260
Amendments	260
Read the third time	351
Transmitted to the Senate	351
Placed on Concurrence Calendar	683
Concurrence	741
Signed by the Speaker and transmitted to the Governor	795

H.B. 246 — SUNSET ACT REAUTHORIZATIONS (*S. Mascaro*)

Read for the first time and referred to the Rules Committee	179
Assigned to standing committee	198
Amendments	273
Read the second time	274
Read the third time	448
Transmitted to the Senate	449
Signed by the Speaker and transmitted to the Governor	685

H.B. 247 — FIRE PREVENTION AND SAFETY AMENDMENTS (*C. Beshear*)

Read for the first time and referred to the Rules Committee	179
Assigned to standing committee	199, 580
Read the second time	260
Read the third time	441
Amendments	442
Circled	442
Returned to Rules Committee	447
Substituted	650

1st Sub. H.B. 247 — FIRE PREVENTION AND SAFETY AMENDMENTS (*C. Beshear*)

Read the second time	652
Returned to Rules Committee	652
Enacting Clause Stricken	1017

H.B. 248 — CLASSIFICATION OF STATE EMPLOYEES FOR INSURANCE PURPOSES
(*J. Seitz*)

Read for the first time and referred to the Rules Committee	179
Assigned to standing committee	199
Read the second time	521
Returned to Rules Committee	623
Placed on calendar	624
Read the third time	633
Transmitted to the Senate	634
Signed by the Speaker and transmitted to the Governor	981

H.B. 249 — SALES AND USE TAX – LOCATION OF TRANSACTIONS (*W. Harper*)

Read for the first time and referred to the Rules Committee	179
Read the second time	192
Read the third time	298
Transmitted to the Senate	299
Signed by the Speaker and transmitted to the Governor	531

H.B. 250 — RETIREMENT LAW RECODIFICATION (<i>R. Bigelow</i>)	
Read for the first time and referred to the Rules Committee	180
Read the second time	192
Read the third time	299
Circled	299
Uncircled	431
Substituted	431
1st Sub. H.B. 250 — RETIREMENT LAW RECODIFICATION (<i>R. Bigelow</i>)	
Amendments	431
Transmitted to the Senate	433
Signed by the Speaker and transmitted to the Governor	685
H.B. 251 — FUNDING OF STATE AND COUNTY HEALTH AND HUMAN SERVICES	
LEGISLATIVE TASK FORCE (<i>J. Seitz</i>)	
Read for the first time and referred to the Rules Committee	180
Assigned to standing committee	257
Amendments	313
Read the second time	314
Read the third time	551
Transmitted to the Senate	552
Signed by the Speaker and transmitted to the Governor	1010
H.B. 252 — GENERAL OBLIGATION BONDS FOR ENGINEERING BUILDINGS (<i>G. Adair</i>)	
Read for the first time and referred to the Rules Committee	180
Assigned to standing committee	258
Read the second time	344
Read the third time	560
Circled	561
Uncircled	570
Substituted	570
1st Sub. H.B. 252 — GENERAL OBLIGATION BONDS FOR ENGINEERING BUILDINGS	
(<i>G. Adair</i>)	
Transmitted to the Senate	571
Signed by the Speaker and transmitted to the Governor	917

H.B. 253 — RURAL SCHOOLS – EQUITY IN EDUCATION (*B. Johnson*)

- Read for the first time and referred to the Rules Committee 180
- Assigned to standing committee 257
- Read the second time 312
- Read the third time 547
- Circled 547
- Uncircled 549
- Amendments 549
- Transmitted to the Senate 550
- Signed by the Speaker and transmitted to the Governor 976

H.B. 254 — FIREMEN’S CIVIL SERVICE COUNCIL AMENDMENTS (*J. M. Philpot*)

- Read for the first time and referred to the Rules Committee 181
- Assigned to standing committee 257
- Read the second time 346
- Read the third time 564
- Transmitted to the Senate 565
- Signed by the Speaker and transmitted to the Governor 1012

H.B. 255 — UTAH HOUSING CORPORATION AMENDMENTS (*R. Bigelow*)

- Read for the first time and referred to the Rules Committee 181
- Read the second time 192
- Read the third time 300
- Circled 300
- Uncircled 301
- Amendments 301
- Transmitted to the Senate 305
- Placed on Concurrence Calendar 664
- Concurrence 745
- Signed by the Speaker and transmitted to the Governor 795

H.B. 256 — CONSTITUTIONAL DEFENSE COUNCIL AMENDMENTS (*S. Urquhart*)

- Read for the first time and referred to the Rules Committee 181
- Assigned to standing committee 257
- Read the second time 345
- Amendments 345
- Read the third time 561
- Transmitted to the Senate 562
- Signed by the Speaker and transmitted to the Governor 952

H.B. 257 — PROOF OF AGE UNDER THE ALCOHOLIC BEVERAGE CODE (<i>D. Bourdeaux</i>)	
Read for the first time and referred to the Rules Committee	182
Assigned to standing committee	339
Read the second time	370
Read the third time	565
Circled	565
Uncircled	572
Transmitted to the Senate	573
Placed on Concurrence Calendar	874
Concurrence	893
Signed by the Speaker and transmitted to the Governor	909
H.B. 258 — VOTER IDENTIFICATION REQUIREMENTS (<i>R. Lockhart</i>)	
Read for the first time and referred to the Rules Committee	182
Assigned to standing committee	198
Read the second time	274
Amendments	274
Read the third time	449
Amendments	449
Transmitted to the Senate	450
Enacting Clause Stricken	1014
H.B. 259 — USE OF STATE ARMORIES (<i>C. Beshear</i>)	
Read for the first time and referred to the Rules Committee	182
Assigned to standing committee	379
Read the second time	445
Read the third time	499
Transmitted to the Senate	500
1st Sub. H.B. 259 — USE OF STATE ARMORIES (<i>C. Beshear</i>)	
Placed on Concurrence Calendar	950
Concurrence	964
Signed by the Speaker and transmitted to the Governor	984
H.B. 260 — RESTRICTIONS ON TELEPHONE SOLICITATION (<i>K. Morgan</i>)	
Read for the first time and referred to the Rules Committee	182
Assigned to standing committee	339
Amendments	558
Read the second time	559
Returned to Rules Committee	623
Placed on calendar	653
Read the third time	726
Amendments	726
Transmitted to the Senate	727
Enacting Clause Stricken	1014

H.B. 261 — REGULATION OF RESTRAINT THERAPY (<i>M. Thompson</i>)	
Read for the first time and referred to the Rules Committee	182
Enacting Clause Stricken	1018
H.B. 262 — STUDENT EDUCATION PLANS (<i>M. Newbold</i>)	
Read for the first time and referred to the Rules Committee	183
Assigned to standing committee	378
Read the second time	518
Amendments	518
Read the third time	623
Circled	623
Uncircled	747
Amendments	747
Transmitted to the Senate	748
Signed by the Speaker and transmitted to the Governor	981
H.B. 263 — MOBILE HOME PARK RESIDENCY ACT AMENDMENTS (<i>W. Harper</i>)	
Read for the first time and referred to the Rules Committee	183
Assigned to standing committee	341
Substituted	453
1st Sub. H.B. 263 — MOBILE HOME PARK RESIDENCY ACT AMENDMENTS (<i>W. Harper</i>)	
Read the second time	453
Circled	606
Read the third time	605
Substituted	605
Uncircled	611
Transmitted to the Senate	612
Placed on Concurrence Calendar	917
Concurrence	928
Signed by the Speaker and transmitted to the Governor	958
H.B. 264 — FUNDS CONSOLIDATION, BUDGET PROCEDURES, AND FUND RECLASSIFICATION AMENDMENTS (<i>R. Bigelow</i>)	
Read for the first time and referred to the Rules Committee	221
Assigned to standing committee	378
Read the second time	456
Read the third time	606
Transmitted to the Senate	606
Signed by the Speaker and transmitted to the Governor	983
H.B. 265 — COURT ORDERED COUNSELING (<i>M. Thompson</i>)	
Read for the first time and referred to the Rules Committee	221
Enacting Clause Stricken	1018

H.B. 266 — HEARING INSTRUMENT SPECIALIST AMENDMENTS (<i>A. Bradshaw</i>)	
Read for the first time and referred to the Rules Committee	221
Assigned to standing committee	339
Read the second time	421
Read the third time	498
Transmitted to the Senate	499
Signed by the Speaker and transmitted to the Governor	888
H.B. 267 — PERSONNEL MANAGEMENT ACT REVISION (<i>D. Peterson</i>)	
Read for the first time and referred to the Rules Committee	222
Assigned to standing committee	580
Enacting Clause Stricken	1018
H.B. 268 — ADDITIONAL STATE RETIREMENT BENEFIT (<i>L. Shurtliff</i>)	
Read for the first time and referred to the Rules Committee	222
Assigned to standing committee	581
Enacting Clause Stricken	1018
H.B. 269 — WATER COMMISSIONER ASSESSMENT AMENDMENTS (<i>D. Ure</i>)	
Read for the first time and referred to the Rules Committee	262
Assigned to standing committee	340
Read the second time	445
Read the third time	500
Transmitted to the Senate	500
Signed by the Speaker and transmitted to the Governor	757
H.B. 270 — MENTAL HEALTH PRACTITIONER IN PARENTAL RIGHTS ACTION (<i>M. Thompson</i>)	
Read for the first time and referred to the Rules Committee	262
Assigned to standing committee	378
Read the second time	650, 662
Returned to Rules Committee	650
Read the third time	780
Amendments	780
Transmitted to the Senate	781
Signed by the Speaker and transmitted to the Governor	983

H.B. 271 — APPROPRIATION FOR SCHOOL DISTRICTS IMPACTED BY FEE WAIVERS

(L. Shurtliff)

Read for the first time and referred to the Rules Committee	293
Assigned to standing committee	378
Read the second time	518
Returned to Rules Committee	623
Placed on calendar	860
Read the third time	861
Transmitted to the Senate	862
Enacting Clause Stricken	1014

H.B. 272 — UTAH EDUCATION NETWORK AMENDMENTS *(T. Hatch)*

Read for the first time and referred to the Rules Committee	293
Assigned to standing committee	341
Enacting Clause Stricken	1018

H.B. 273 — DESIGNATION OF I-80 *(D. Bush)*

Read for the first time and referred to the Rules Committee	294
Assigned to standing committee	341
Read the second time	382
Read the third time	460
Transmitted to the Senate	461
Signed by the Speaker and transmitted to the Governor	795

H.B. 274 — SUPPLEMENTAL MINIMUM SCHOOL PROGRAM ACT AMENDMENTS

(M. Dillree)

Read for the first time and referred to the Rules Committee	347
Read the second time	355
Read the third time	355
Circled	355
Uncircled	358
Transmitted to the Senate	359
Substituted	916

1st Sub. H.B. 274 — SUPPLEMENTAL MINIMUM SCHOOL PROGRAM ACT AMENDMENTS

(M. Dillree)

Placed on Concurrence Calendar	917
Concurrence	931
Signed by the Speaker and transmitted to the Governor	958

H.B. 275 — STATE BOARD OF EDUCATION BUDGET AUTHORITY (*M. Dillree*)

- Read for the first time and referred to the Rules Committee 348
- Read the second time 355
- Read the third time 355
- Circled 355
- Uncircled 359
- Transmitted to the Senate 360
- Substituted 917

1st Sub. H.B. 275 — STATE BOARD OF EDUCATION BUDGET AUTHORITY (*M. Dillree*)

- Placed on Concurrence Calendar 917
- Concurrence 931
- Signed by the Speaker and transmitted to the Governor 952

H.B. 276 — ASSESSMENT ON TITLE INSURERS (*T. Hatch*)

- Read for the first time and referred to the Rules Committee 348
- Assigned to standing committee 378
- Amendments 520
- Read the second time 521
- Read the third time 585
- Amendments 585
- Transmitted to the Senate 586
- Placed on Concurrence Calendar 907
- Concurrence 923
- Signed by the Speaker and transmitted to the Governor 952

H.B. 277 — APPROPRIATION FOR NATURE CENTER IN OGDEN (*G. Adair*)

- Read for the first time and referred to the Rules Committee 348
- Enacting Clause Stricken 1018

H.B. 278 — APPROVAL OF EDUCATION ASSOCIATION LEAVE (*S. Allen*)

- Read for the first time and referred to the Rules Committee 348
- Enacting Clause Stricken 1018

H.B. 279 — PROFESSIONAL EMPLOYER ORGANIZATION LICENSING ACT
 AMENDMENTS (*G. Curtis*)

- Read for the first time and referred to the Rules Committee 349
- Substituted 472

1st Sub. H.B. 279 — PROFESSIONAL EMPLOYER ORGANIZATION LICENSING ACT

AMENDMENTS (<i>G. Curtis</i>)	
Assigned to standing committee	472
Read the second time	521, 661
Amendments	520
Returned to Rules Committee	623
Read the third time	766
Amendments	767
Transmitted to the Senate	767
Placed on Concurrence Calendar	918
Concurrence	933
Signed by the Speaker and transmitted to the Governor	952

H.B. 280 — PLANETARIUM BOARD AMENDMENTS (*M. Newbold*)

Read for the first time and referred to the Rules Committee	349
Assigned to standing committee	474
Read the second time	544
Read the third time	588
Transmitted to the Senate	589
Enacting Clause Stricken	1014

H.B. 281 — REGULATION OF PERSONAL MOTORIZED MOBILITY DEVICES (*G. Curtis*)

Read for the first time and referred to the Rules Committee	349
Assigned to standing committee	474
Amendments	534
Read the second time	535, 662
Returned to Rules Committee	623
Read the third time	782
Amendments	782
Transmitted to the Senate	783
Signed by the Speaker and transmitted to the Governor	888

H.B. 282 — CHILD SUPPORT REDUCTIONS (*J. Swallow*)

Read for the first time and referred to the Rules Committee	371
Assigned to standing committee	514
Enacting Clause Stricken	1018

H.B. 283 — ANTITERRORISM AMENDMENTS (*P. Ray*)

Read for the first time and referred to the Rules Committee	372
Assigned to standing committee	580
Substituted	734

1st Sub. H.B. 283 — ANTITERRORISM AMENDMENTS (*P. Ray*)

Read the second time	735, 883
Amendments	734
Returned to Rules Committee	735
Read the third time	894
Circled	894
Uncircled	897
Amendments	897
Transmitted to the Senate	899
Signed by the Speaker and transmitted to the Governor	981

H.B. 284 — ELECTION LAW AMENDMENTS – DISABLED VOTERS (*R. Siddoway*)

Read for the first time and referred to the Rules Committee	372
Assigned to standing committee	540
Read the second time	610
Amendments	610
Returned to Rules Committee	624
Placed on calendar	624
Read the third time	710
Transmitted to the Senate	710
Signed by the Speaker and transmitted to the Governor	888

H.B. 285 — HISTORIC BUILDING REHABILITATION TAX CREDITS (*C. Bennion*)

Read for the first time and referred to the Rules Committee	372
Assigned to standing committee	474
Read the second time	543, 708
Returned to Rules Committee	623
Read the third time	800
Transmitted to the Senate	801
Enacting Clause Stricken	1014

H.B. 286 — DIVISION OF CHILD AND FAMILY SERVICES TREATMENT PLANS AND REUNIFICATION SERVICES (*R. Lockhart*)

Read for the first time and referred to the Rules Committee	373
Enacting Clause Stricken	1018

H.B. 287 — CONSTITUTIONAL RIGHTS OF STATE EMPLOYEES (*M. Thompson*)

Read for the first time and referred to the Rules Committee	384
Assigned to standing committee	514
Amendments	559
Read the second time	560, 662
Returned to Rules Committee	624
Read the third time	770
Transmitted to the Senate	771
Signed by the Speaker and transmitted to the Governor	958

H.B. 288 — COMPETENCY TO STAND TRIAL AMENDMENTS (<i>S. Daniels</i>)	
Read for the first time and referred to the Rules Committee	385
Assigned to standing committee	514
Read the second time	735
Amendments	735
Returned to Rules Committee	735
Enacting Clause Stricken	1018
H.B. 289 — INDEPENDENT ENTITY PRIVATIZATION AMENDMENTS (<i>M. Stephens</i>)	
Read for the first time and referred to the Rules Committee	396
Assigned to standing committee	473
Read the second time	546
Returned to Rules Committee	623
Placed on calendar	624
Read the third time	636
Transmitted to the Senate	636
Signed by the Speaker and transmitted to the Governor	946
H.B. 290 — AFFIDAVIT OF IMPECUNIOSITY AMENDMENTS (<i>J. Swallow</i>)	
Read for the first time and referred to the Rules Committee	397
Assigned to standing committee	514
Read the second time	578
Returned to Rules Committee	624
Placed on calendar	653
Read the third time	730
Circled	730
Uncircled	750
Transmitted to the Senate	751
Signed by the Speaker and transmitted to the Governor	917
H.B. 291 — OBLIGATIONS RELATED TO MORTGAGE LOAN RESERVE ACCOUNTS (<i>J. Swallow</i>)	
Read for the first time and referred to the Rules Committee	397
Assigned to standing committee	513
Read the second time	559
Read the third time	589
Transmitted to the Senate	590
Signed by the Speaker and transmitted to the Governor	981
H.B. 292 — POWER OF ATTORNEY FOR TRUST (<i>M. Newbold</i>)	
Read for the first time and referred to the Rules Committee	424
Assigned to standing committee	579
Substituted	631

1st Sub. H.B. 292 — POWER OF ATTORNEY FOR TRUST (<i>M. Newbold</i>)	
Read the second time	632, 708
Returned to Rules Committee	632
Read the third time	801
Amendments	801
Transmitted to the Senate	801
Enacting Clause Stricken	1014
H.B. 293 — SOLID AND HAZARDOUS WASTE (<i>D. Ure</i>)	
Read for the first time and referred to the Rules Committee	446
Assigned to standing committee	539
Enacting Clause Stricken	1018
H.B. 294 — BOW HUNTER SAFETY (<i>N. Hansen</i>)	
Read for the first time and referred to the Rules Committee	424
Assigned to standing committee	581
Enacting Clause Stricken	1018
H.B. 295 — TAKING MINOR INTO PROTECTIVE CUSTODY WITHOUT WARRANT (<i>T. Hauch</i>)	
Read for the first time and referred to the Rules Committee	484
Assigned to standing committee	539
Amendments	721
Read the second time	722, 789
Returned to Rules Committee	722
Read the third time	810
Amendments	810
Transmitted to the Senate	812
Placed on Concurrence Calendar	975
Concurrence	985
Signed by the Speaker and transmitted to the Governor	1012
H.B. 296 — 2002 SPECIAL HIGHWAY GENERAL OBLIGATION BONDS (<i>W. Harper</i>)	
Read for the first time and referred to the Rules Committee	484
Assigned to standing committee	514
Amendments	542
Read the second time	543
Returned to Rules Committee	623
Placed on calendar	653
Read the third time	716
Amendments	716
Circled	716
Uncircled	787
Substituted	787

1st Sub. H.B. 296 — 2002 SPECIAL HIGHWAY GENERAL OBLIGATION BONDS (<i>W. Harper</i>)	
Transmitted to the Senate	788
Substituted	918
3rd Sub. H.B. 296 — 2002 SPECIAL HIGHWAY GENERAL OBLIGATION BONDS (<i>W. Harper</i>)	
Placed on Concurrence Calendar	918
Concurrence	930
Signed by the Speaker and transmitted to the Governor	952
H.B. 297 — RETIREMENT OFFICE AMENDMENTS (<i>R. Bigelow</i>)	
Read for the first time and referred to the Rules Committee	485
Assigned to standing committee	514
Read the second time	521
Returned to Rules Committee	623
Placed on calendar	653
Read the third time	712
Transmitted to the Senate	713
Substituted	956
Sub. H.B. 297 — RETIREMENT OFFICE AMENDMENTS (<i>R. Bigelow</i>)	
Reconsideration	955
Substituted	956
2nd Sub. H.B. 297 — RETIREMENT OFFICE AMENDMENTS (<i>R. Bigelow</i>)	
Circled	956
Uncircled	960
Returned to the Senate	960
H.B. 298 — CHILD WELFARE ENHANCED TRAINING (<i>D. Litvack</i>)	
Read for the first time and referred to the Rules Committee	485
Assigned to standing committee	580
Read the second time	722
Returned to Rules Committee	722
Enacting Clause Stricken	1018

H.B. 299 — AGRICULTURAL SUSTAINABILITY TASK FORCE (<i>C. Buttars</i>)	
Read for the first time and referred to the Rules Committee	485
Assigned to standing committee	581
Amendments	649
Read the second time	650, 662
Returned to Rules Committee	650
Read the third time	781
Circled	781
Returned to Rules Committee	862
Enacting Clause Stricken	1018
H.B. 300 — AMENDMENTS TO GUARDIAN AD LITEM STATUTES (<i>M. Throckmorton</i>)	
Read for the first time and referred to the Rules Committee	485
Assigned to standing committee	625
Read the second time	722, 789
Returned to Rules Committee	722
Read the third time	817
Transmitted to the Senate	818
Placed on Concurrence Calendar	957
Concurrence	971
Signed by the Speaker and transmitted to the Governor	984
H.B. 301 — FARMLAND ASSESSMENT ACT – ROLLBACK TAXES (<i>D. Ure</i>)	
Read for the first time and referred to the Rules Committee	486
Enacting Clause Stricken	1018
H.B. 302 — INDIVIDUAL INCOME TAX – TAX CREDIT FOR DONATED TEXTBOOKS (<i>M. Thompson</i>)	
Read for the first time and referred to the Rules Committee	486
H.B. 302 — TAX CREDITS FOR DONATED TEXTBOOKS (<i>M. Thompson</i>)	
Read for the first time and referred to the Rules Committee	585
Assigned to standing committee	626
Enacting Clause Stricken	1018
H.B. 303 — EXPUNGEMENT OF DRIVING UNDER THE INFLUENCE CONVICTIONS (<i>A. L. Tyler</i>)	
Read for the first time and referred to the Rules Committee	486
Assigned to standing committee	582
Read the second time	652, 662
Returned to Rules Committee	652
Read the third time	781
Transmitted to the Senate	782
Signed by the Speaker and transmitted to the Governor	888

H.B. 304 — CHILD WELFARE PARENTAL DEFENSE ACT (*M. Throckmorton*)

 Read for the first time and referred to the Rules Committee 486

 Enacting Clause Stricken 1018

H.B. 305 — PROPERTY TAX AMENDMENTS (*W. Harper*)

 Read for the first time and referred to the Rules Committee 486

 Assigned to standing committee 581

 Read the second time 609

 Returned to Rules Committee 624

 Placed on calendar 624

 Read the third time 639

 Circled 639

 Uncircled 748

 Substituted 748

1st Sub. H.B. 305 — PROPERTY TAX AMENDMENTS (*W. Harper*)

 Circled 748

 Uncircled 759

 Transmitted to the Senate 760

 Placed on Concurrence Calendar 918

 Concurrence 929

 Signed by the Speaker and transmitted to the Governor 952

H.B. 306 — ELECTION LAW REVISIONS (*G. Donnelson*)

 Read for the first time and referred to the Rules Committee 486

 Assigned to standing committee 625

 Enacting Clause Stricken 1018

H.B. 307 — TREATMENT OF DISHONORED CHECKS (*C. Bennion*)

 Read for the first time and referred to the Rules Committee 486

 Assigned to standing committee 579

 Substituted 631

1st Sub. H.B. 307 — TREATMENT OF DISHONORED CHECKS (*C. Bennion*)

 Amendments 631

 Read the second time 632

 Returned to Rules Committee 632

 Placed on calendar 653

 Read the third time 753

 Amendments 753

 Transmitted to the Senate 754

 Signed by the Speaker and transmitted to the Governor 958

H.B. 308 — RENEWABLE ENERGY AMENDMENTS (<i>J. Gowans</i>)	
Read for the first time and referred to the Rules Committee	487
Assigned to standing committee	626
Returned to Rules Committee	722
Enacting Clause Stricken	1018
H.B. 309 — PUBLIC WATER SYSTEMS AMENDMENTS (<i>R. Barrus</i>)	
Read for the first time and referred to the Rules Committee	487
Assigned to standing committee	581
Enacting Clause Stricken	1018
H.B. 310 — MOBILITY ASSISTANCE FUND (<i>E. Hutchings</i>)	
Read for the first time and referred to the Rules Committee	487
Assigned to standing committee	580
Read the second time	633, 883
Returned to Rules Committee	633
Read the third time	894
Substituted	895
1st Sub. H.B. 310 — MOBILITY ASSISTANCE FUND (<i>E. Hutchings</i>)	
Amendments	895
Transmitted to the Senate	896
Signed by the Speaker and transmitted to the Governor	1012
H.B. 311 — STATE CAPITOL PRESERVATION BOARD – CHAIR (<i>G. Adair</i>)	
Read for the first time and referred to the Rules Committee	487
Assigned to standing committee	580
Read the second time	609
Read the third time	725
Transmitted to the Senate	726
Signed by the Speaker and transmitted to the Governor	1012
H.B. 312 — HIGHWAY AND FREEWAY UNDERPASSES FOR WILDLIFE (<i>M. Styler</i>)	
Read for the first time and referred to the Rules Committee	487
Assigned to standing committee	582
Enacting Clause Stricken	1018

H.B. 313 — EMERGENCY SERVICES CALLER LOCATER (<i>T. McCartney</i>)	
Read for the first time and referred to the Rules Committee	487
Assigned to standing committee	580
Amendments	651
Read the second time	652, 789
Returned to Rules Committee	652
Read the third time	837
Substituted	837
1st Sub. H.B. 313 — UTAH 911 COMMITTEE (<i>T. McCartney</i>)	
Read the first time by short title	837
Read the second time	837
Read the third time	837
Transmitted to the Senate	838
Signed by the Speaker and transmitted to the Governor	1010
H.B. 314 — COMBINING DIVISIONS OF SUBSTANCE ABUSE AND MENTAL HEALTH (<i>J. Seitz</i>)	
Read for the first time and referred to the Rules Committee	487
Assigned to standing committee	580
Enacting Clause Stricken	1018
H.B. 315 — UTAH FIRE PREVENTION AND SAFETY ACT AMENDMENTS (<i>C. Beshear</i>)	
Read for the first time and referred to the Rules Committee	488
Assigned to standing committee	626
Read the second time	736
Returned to Rules Committee	736
Enacting Clause Stricken	1018
H.B. 316 — FIRE PREVENTION AND SAFETY REVISIONS (<i>C. Beshear</i>)	
Read for the first time and referred to the Rules Committee	488
Assigned to standing committee	626
Read the second time	736
Returned to Rules Committee	736
Enacting Clause Stricken	1018
H.B. 317 — LEGISLATIVE TASK FORCE AMENDMENTS (<i>C. Butters</i>)	
Read for the first time and referred to the Rules Committee	488
Assigned to standing committee	581
Amendments	737
Read the second time	738, 789
Returned to Rules Committee	738
Read the third time	856
Transmitted to the Senate	857
Signed by the Speaker and transmitted to the Governor	983

H.B. 318 — GOVERNMENTAL IMMUNITY – EXCEPTION FOR PERJURY (<i>M. Throckmorton</i>)	
Read for the first time and referred to the Rules Committee	488
Assigned to standing committee	580
Read the second time	633
Read the third time	785
Transmitted to the Senate	786
Enacting Clause Stricken	1014
H.B. 319 — JAIL REIMBURSEMENT AMENDMENTS (<i>G. Curtis</i>)	
Read for the first time and referred to the Rules Committee	488
Assigned to standing committee	626
Read the second time	736, 789
Returned to Rules Committee	736
Read the third time	807
Circled	807
Uncircled	839
Amendments	840
Transmitted to the Senate	840
Substituted	982
1st Sub. H.B. 319 — JAIL REIMBURSEMENT AMENDMENTS (<i>G. Curtis</i>)	
Placed on Concurrence Calendar	983
Concurrence	987
Signed by the Speaker and transmitted to the Governor	1012
H.B. 320 — ESSENTIAL HOSPITAL SERVICES (<i>R. Lockhart</i>)	
Read for the first time and referred to the Rules Committee	488
Enacting Clause Stricken	1018
H.B. 321 — CAPITOL ARTS PLACEMENT COMMISSION AMENDMENTS (<i>R. Siddoway</i>)	
Read for the first time and referred to the Rules Committee	488
Enacting Clause Stricken	1018
H.B. 322 — APPROPRIATION FOR ARCHERY AND NATURE PARK IN TOOELE (<i>C. Bennion</i>)	
Read for the first time and referred to the Rules Committee	617
H.B. 322 — GOVERNMENT OPERATIONS (<i>C. Bennion</i>)	
Read for the first time and referred to the Rules Committee	489
Assigned to standing committee	626
Read the second time	738
Returned to Rules Committee	738
Enacting Clause Stricken	1018

H.B. 323 — STATE FLEET OPERATIONS AMENDMENTS (*G. Adair*)

- Read for the first time and referred to the Rules Committee 489
- Assigned to standing committee 625
- Read the second time 686, 708
- Returned to Rules Committee 686
- Read the third time 805
- Transmitted to the Senate 806
- Enacting Clause Stricken 1014

H.B. 324 — PROTECTION OF UNINCORPORATED AREAS IN COUNTIES OF THE FIRST CLASS (*A. L. Tyler*)

- Read for the first time and referred to the Rules Committee 489
- Assigned to standing committee 581
- Substituted 687

2nd Sub. H.B. 324 — PROTECTION OF UNINCORPORATED AREAS IN COUNTIES OF THE FIRST CLASS (*A. L. Tyler*)

- Read the second time 688, 708
- Amendments 687
- Returned to Rules Committee 688
- Read the third time 791
- Amendments 791
- Transmitted to the Senate 792
- Reconsideration 796
- Substituted 796

4th Sub. H.B. 324 — PROTECTION OF UNINCORPORATED AREAS IN COUNTIES OF THE FIRST CLASS (*A. L. Tyler*)

- Transmitted to the Senate 796

5th Sub. H.B. 324 — PROTECTION OF UNINCORPORATED AREAS IN COUNTIES OF THE FIRST CLASS (*A. L. Tyler*)

- Enacting Clause Stricken 1014

H.B. 325 — COUNTY CLERK RESPONSIBILITIES – BUILDING LOT OF RECORD (*D. Ure*)

- Read for the first time and referred to the Rules Committee 489
- Enacting Clause Stricken 1018

H.B. 326 — SPECIAL LICENSE PLATE (*D. Bowman*)

- Read for the first time and referred to the Rules Committee 489
- Assigned to standing committee 582
- Enacting Clause Stricken 1018

H.B. 327 — INFORMATION REQUIRED TO THE DIVISION OF PUBLIC UTILITIES	
<i>(T. McCartney)</i>	
Read for the first time and referred to the Rules Committee	489
Enacting Clause Stricken	1018
H.B. 328 — APPROPRIATION FOR TEACHER MENTORING PROGRAMS <i>(C. Moss)</i>	
Read for the first time and referred to the Rules Committee	490
Assigned to standing committee	625
Read the second time	723
Returned to Rules Committee	723
Enacting Clause Stricken	1018
H.B. 329 — STATE AND EDUCATION VOLUNTARY CONTRIBUTION FUND <i>(J. M. Philpot)</i>	
Read for the first time and referred to the Rules Committee	490
Enacting Clause Stricken	1018
H.B. 330 — USE OF COUNTY GENERAL FUND EXPENSES <i>(E. Hutchings)</i>	
Read for the first time and referred to the Rules Committee	490
Assigned to standing committee	581
Read the second time	688, 789
Amendments	688
Returned to Rules Committee	688
Read the third time	854
Amendments	855
Transmitted to the Senate	855
Signed by the Speaker and transmitted to the Governor	946
H.B. 331 — NONRESIDENT TUITION FOR HIGHER EDUCATION <i>(J. Alexander)</i>	
Read for the first time and referred to the Rules Committee	490
Assigned to standing committee	652
Read the second time	723, 789
Returned to Rules Committee	723
Read the third time	806
Transmitted to the Senate	807
Signed by the Speaker and transmitted to the Governor	1010

H.B. 332 — CHILD SUPPORT MODIFICATIONS (*E. Hutchings*)

- Read for the first time and referred to the Rules Committee 490
- Assigned to standing committee 580
- Read the second time 735, 789
- Amendments 735
- Returned to Rules Committee 735
- Read the third time 838
- Amendments 838
- Transmitted to the Senate 839
- Enacting Clause Stricken 1014

H.B. 333 — VETERANS – PARKS AND RECREATION BENEFIT (*G. Adair*)

- Read for the first time and referred to the Rules Committee 490
- Assigned to standing committee 626
- Read the second time 736
- Amendments 736
- Returned to Rules Committee 736
- Enacting Clause Stricken 1019

H.B. 334 — COUNTY AND MUNICIPAL CAMPAIGN FINANCE AMENDMENTS (*T. Beck*)

- Read for the first time and referred to the Rules Committee 490
- Assigned to standing committee 626
- Read the second time 688, 884
- Amendments 688
- Returned to Rules Committee 688
- Read the third time 896
- Transmitted to the Senate 897
- Signed by the Speaker and transmitted to the Governor 1012

H.B. 335 — LOBBYIST AND PUBLIC OFFICIALS ETHICS AMENDMENTS (*R. Becker*)

- Read for the first time and referred to the Rules Committee 491
- Enacting Clause Stricken 1019

H.B. 336 — USE OF FORCE, INCLUDING DEADLY FORCE, IN DEFENSE OF PROPERTY
(*M. Thompson*)

- Read for the first time and referred to the Rules Committee 491
- Assigned to standing committee 653
- Substituted 736

1st Sub. H.B. 336 — USE OF FORCE, INCLUDING DEADLY FORCE, IN DEFENSE OF PROPERTY (<i>M. Thompson</i>)	
Read the second time	736, 789
Amendments	736
Returned to Rules Committee	736
Read the third time	853
Amendments	853
Transmitted to the Senate	854
Signed by the Speaker and transmitted to the Governor	958
H.B. 337 — VETERANS SERVICE ORGANIZATION SPECIAL LICENSE PLATES (<i>S. Mascaro</i>)	
Read for the first time and referred to the Rules Committee	491
Assigned to standing committee	582
Read the second time	652, 789
Returned to Rules Committee	652
Read the third time	858
Amendments	858
Transmitted to the Senate	859
Signed by the Speaker and transmitted to the Governor	976
H.B. 338 — AUTHORITY OF THE STATE BOARD OF EDUCATION (<i>D. Cox</i>)	
Read for the first time and referred to the Rules Committee	491
Enacting Clause Stricken	1019
H.B. 339 — DIVISION OF SERVICES FOR PEOPLE WITH DISABILITIES (<i>R. Lockhart</i>)	
Read for the first time and referred to the Rules Committee	491
Assigned to standing committee	580
Substituted	633
1st Sub. H.B. 339 — DIVISION OF SERVICES FOR PEOPLE WITH DISABILITIES (<i>R. Lockhart</i>)	
Read the second time	633
Returned to Rules Committee	633
Placed on calendar	653
Read the third time	754
Transmitted to the Senate	755
Signed by the Speaker and transmitted to the Governor	888

H.B. 340 — DIVISION OF WATER RIGHTS FUNDING AND NOTIFICATION AMENDMENTS*(M. Styler)*

Read for the first time and referred to the Rules Committee	491
Assigned to standing committee	626
Read the second time	738, 789
Returned to Rules Committee	738
Read the third time	857
Transmitted to the Senate	858
Concurrence	1006
Amendments	1006
Signed by the Speaker and transmitted to the Governor	1012

H.B. 341 — GOVERNMENT LAW REVISIONS *(B. King)*

Read for the first time and referred to the Rules Committee	491
Enacting Clause Stricken	1019

H.B. 342 — RECOVERY OF DAMAGES FOR LOSS OF USE OF A MOTOR VEHICLE*(G. Curtis)*

Read for the first time and referred to the Rules Committee	492
Assigned to standing committee	539
Substituted	577

1st Sub. H.B. 342 — RECOVERY OF DAMAGES FOR LOSS OF USE OF A MOTOR VEHICLE*(G. Curtis)*

Amendments	577
Read the second time	578
Returned to Rules Committee	624
Placed on calendar	624
Read the third time	638
Circled	638
Uncircled	657
Amendments	658
Transmitted to the Senate	659
Substituted	956

3rd Sub. H.B. 342 — RECOVERY OF ADMINISTRATIVE FEE FOR DAMAGES SUSTAINED TO A RENTAL MOTOR VEHICLE *(G. Curtis)*

Placed on Concurrence Calendar	957
Read the first time by short title	968
Read the second time	968
Read the third time	968
Concurrence	968
Signed by the Speaker and transmitted to the Governor	984

H.B. 343 — ADMISSION POLICIES FOR HIGHER EDUCATION (<i>M. Dayton</i>)	
Read for the first time and referred to the Rules Committee	492
Assigned to standing committee	580
Returned to Rules Committee	788
Read the second time	789
Read the third time	855
Circled	855
Returned to Rules Committee	862
Enacting Clause Stricken	1019
H.B. 344 — GOVERNMENTAL FUNCTIONS – AMENDMENTS (<i>P. Arent</i>)	
Read for the first time and referred to the Rules Committee	492
Enacting Clause Stricken	1019
H.B. 345 — STATE FAIR PARK AMENDMENTS (<i>D. Bourdeaux</i>)	
Read for the first time and referred to the Rules Committee	492
H.B. 346 — EDUCATION LAW AMENDMENTS (<i>D. Bourdeaux</i>)	
Read for the first time and referred to the Rules Committee	492
Enacting Clause Stricken	1019
H.B. 347 — GOVERNMENT LAW CHANGES (<i>J. Biskupski</i>)	
Read for the first time and referred to the Rules Committee	492
Enacting Clause Stricken	1019
H.B. 348 — SUPPLEMENTAL ADULT TEACHER (<i>J. Biskupski</i>)	
Read for the first time and referred to the Rules Committee	492
Enacting Clause Stricken	1019
H.B. 349 — FINANCIAL INSTITUTION AMENDMENTS (<i>J. Gowans</i>)	
Read for the first time and referred to the Rules Committee	493
Enacting Clause Stricken	1019
H.B. 350 — DRIVER LICENSE RESTRICTIONS (<i>M. Throckmorton</i>)	
Read for the first time and referred to the Rules Committee	493
Assigned to standing committee	580
Enacting Clause Stricken	1019

H.B. 351 — ELECTION PROCESS AMENDMENTS (<i>G. Curtis</i>)	
Read for the first time and referred to the Rules Committee	493
Assigned to standing committee	625
Read the second time	686, 708
Returned to Rules Committee	686
Read the third time	804
Transmitted to the Senate	805
Signed by the Speaker and transmitted to the Governor	917
H.B. 352 — REVISIONS TO GENERAL GOVERNMENT (<i>D. Hogue</i>)	
Read for the first time and referred to the Rules Committee	493
H.B. 352 — REVISIONS TO GENERAL GOVERNMENT – TOBACCO AMENDMENTS (<i>D. Hogue</i>)	
Read for the first time and referred to the Rules Committee	781
Read the second time	789
Read the third time	854
Transmitted to the Senate	854
Concurrence	1001
Signed by the Speaker and transmitted to the Governor	1012
H.B. 353 — APPROPRIATION TO DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT (<i>K. Holdaway</i>)	
Read for the first time and referred to the Rules Committee	493
Assigned to standing committee	626
Read the second time	686
Returned to Rules Committee	686
Enacting Clause Stricken	1019
H.B. 354 — CHILDRENS HEALTH INSURANCE PROGRAM AND TOBACCO FUND AMENDMENTS (<i>D. Hogue</i>)	
Read for the first time and referred to the Rules Committee	493
H.B. 354 — CIGARETTE MARKETING AGREEMENT PROHIBITIONS (<i>D. Hogue</i>)	
Read the first time by short title and referred to Rules Committee	865
Enacting Clause Stricken	1019
H.B. 355 — CHILD SUPPORT GUIDELINES (<i>F. Fife</i>)	
Read for the first time and referred to the Rules Committee	493
Assigned to standing committee	625
Enacting Clause Stricken	1019

H.B. 356 — PROHIBITION OF REBIRTHING THERAPY (*M. Thompson*)

Read for the first time and referred to the Rules Committee	494
Assigned to standing committee	625
Substituted	722

1st Sub. H.B. 356 — PROHIBITION OF RESTRAINT PRACTICES (*M. Thompson*)

Read the second time	722, 789
Returned to Rules Committee	722
Read the third time	838
Transmitted to the Senate	838
Enacting Clause Stricken	1014

H.C.R. 1 — RESOLUTION REGARDING UNITED STATES MINTING OF THE UTAH	
QUARTER (<i>N. Hansen</i>)	
Read for the first time and referred to the Rules Committee	183
Assigned to standing committee	257
Read the second time	345
Read the third time	561
Transmitted to the Senate	561
Enacting Clause Stricken	1014
H.C.R. 2 — RESOLUTION SUPPORTING BUSINESSES (<i>G. Curtis</i>)	
Read for the first time and referred to the Rules Committee	349
Assigned to standing committee	378
Read the second time	521
Read the third time	586
Transmitted to the Senate	587
Placed on Concurrence Calendar	874
Concurrence	893
Signed by the Speaker and transmitted to the Governor	909
H.C.R. 3 — RESOLUTION HONORING SERVICE OF PAMELA ATKINSON (<i>M. Stephens</i>)	
Read the first time by short title and referred to Rules Committee	350
Read the second time	355
Read the third time	357
Transmitted to the Senate	358
Signed by the Speaker and transmitted to the Governor	363
H.C.R. 4 — RESOLUTION RECOGNIZING CONTRIBUTIONS OF CONGRESSMAN	
JAMES V. HANSEN (<i>M. Dillree</i>)	
Read for the first time and referred to the Rules Committee	373
Read the second time	442
Time Certain	442
Read the third time	469
Transmitted to the Senate	470
Signed by the Speaker and transmitted to the Governor	479
H.C.R. 5 — RESOLUTION RECOGNIZING MILITARY, PRESIDENT, AND CONGRESS' ROLE	
IN WAR ON TERRORISM (<i>J. Swallow</i>)	
Read for the first time and referred to the Rules Committee	459
Assigned to standing committee	514
Read the second time	579
Read the third time	597, 730
Time Certain	597
Transmitted to the Senate	731
Signed by the Speaker and transmitted to the Governor	888

H.C.R. 6 — RESOLUTION WELCOMING THE WORLD TO UTAH – 2002 OLYMPIC WINTER GAMES (<i>B. Ferry</i>)	
Read for the first time and referred to the Rules Committee	494
Read the second time	509
Read the third time	567
Transmitted to the Senate	568
Signed by the Speaker and transmitted to the Governor	576
H.C.R. 7 — RESOLUTION APPROVING LANDFILL FOR CONSTRUCTION AND DEMOLITION DEBRIS (<i>T. Hatch</i>)	
Read for the first time and referred to the Rules Committee	494
Assigned to standing committee	514
Amendments	577
Read the second time	577
Read the third time	595
Transmitted to the Senate	596
Signed by the Speaker and transmitted to the Governor	888
H.C.R. 8 — RESOLUTION HONORING GOLD AND BLUE STAR MOTHERS (<i>J. M. Philpot</i>)	
Read for the first time and referred to the Rules Committee	494
Read the second time	789
Time Certain	789
Read the third time	796
Transmitted to the Senate	797
Signed by the Speaker and transmitted to the Governor	1012
H.C.R. 9 — RESOLUTION SUPPORTING DESIGNATION OF SAN RAFAEL SWELL AS NATIONAL MONUMENT (<i>B. Johnson</i>)	
Read for the first time and referred to the Rules Committee	494
Enacting Clause Stricken	1019
H.C.R. 10 — RESOLUTION RECOGNIZING UTAH SHAKESPEAREAN FESTIVAL DISTINGUISHED SERVICE AWARD (<i>D. Bowman</i>)	
Read the first time by short title and referred to Rules Committee	757
Read the second time	789
Time Certain	789
Read the third time	797
Transmitted to the Senate	798
Signed by the Speaker and transmitted to the Governor	917

H.J.R. 1 — RESOLUTION REAPPOINTING LEGISLATIVE AUDITOR GENERAL (<i>M. Stephens</i>)	
Read for the first time and referred to the Rules Committee	184
Read the second time	253
Read the third time	388
Transmitted to the Senate	389
Signed by the Speaker and transmitted to the Governor	452
H.J.R. 2 — RULES RESOLUTION – COMMITTEE NOTES ON BILLS (<i>R. Bigelow</i>)	
Read for the first time and referred to the Rules Committee	184
Read the second time	192
Amendments	192
Read the third time	203
Transmitted to the Senate	204
Signed by the Speaker and transmitted to the Lt. Governor	443
H.J.R. 3 — CREATION OF REDISTRICTING COMMISSION RESOLUTION (<i>K. Morgan</i>)	
Read for the first time and referred to the Rules Committee	184
Enacting Clause Stricken	1019
H.J.R. 4 — RESOLUTION ENCOURAGING CULTURAL COMPETENCY IN THE DELIVERY OF HEALTH CARE (<i>J. Buffmire</i>)	
Read for the first time and referred to the Rules Committee	185
Read the second time	193
Amendments	193
Read the third time	314
Transmitted to the Senate	315
Signed by the Speaker and transmitted to the Lt. Governor	888
H.J.R. 5 — RESOLUTION CALLING FOR SUPPORT OF THE PRINCIPLES OF THE ALLIANCE FOR UNITY (<i>R. Bigelow</i>)	
Read for the first time and referred to the Rules Committee	185
Read the second time	253
Read the third time	438
Amendments	438
Transmitted to the Senate	439
Signed by the Speaker and transmitted to the Lt. Governor	707
H.J.R. 6 — RESOLUTION URGING AN END TO THE PERSECUTION OF FALUN GONG PRACTITIONERS (<i>M. Throckmorton</i>)	
Read for the first time and referred to the Rules Committee	374
Enacting Clause Stricken	1019
H.J.R. 7 — JOINT RULES RESOLUTION – APPROPRIATIONS SUBCOMMITTEE NAMES (<i>N. Hendrickson</i>)	
Read for the first time and referred to the Rules Committee	262
Read the second time	342
Read the third time	552
Transmitted to the Senate	552
Signed by the Speaker and transmitted to the Lt. Governor	757

H.J.R. 8 — JOINT RESOLUTION AMENDING HIGHWAY USER AND MOTOR FUEL FUNDS (<i>S. Daniels</i>)	
Read for the first time and referred to the Rules Committee	185
Enacting Clause Stricken	1019
H.J.R. 9 — JOINT RESOLUTION – REJECTING RECOMMENDED SALARY INCREASE FOR LEGISLATORS (<i>G. Way</i>)	
Read for the first time and referred to the Rules Committee	185
Read the second time	189
Read the third time	201
Transmitted to the Senate	201
Signed by the Speaker and transmitted to the Lt. Governor	664
H.J.R. 10 — RESOLUTION URGING FEDERAL CONSTITUTIONAL AMENDMENT TO PROTECT THE LIFE OF THE UNBORN (<i>G. Way</i>)	
Read for the first time and referred to the Rules Committee	186
Assigned to standing committee	198
Read the second time	314
Read the third time	548
Amendments	548
Circled	548
Uncircled	573
Amendments	573
Transmitted to the Senate	574
Enacting Clause Stricken	1014
H.J.R. 11 — RESOLUTION REQUIRING PUBLIC NOTICE PRIOR TO SPECIAL SESSIONS (<i>S. Urquhart</i>)	
Read for the first time and referred to the Rules Committee	186
Read the second time	192
Read the third time	300
Amendments	300
Transmitted to the Senate	301
Substituted	793
2nd Sub. H.J.R. 11 — RESOLUTION REQUIRING PUBLIC NOTICE PRIOR TO SPECIAL SESSIONS (<i>S. Urquhart</i>)	
Placed on Concurrence Calendar	795
Concurrence	816
Signed by the Speaker and transmitted to the Lt. Governor	832
H.J.R. 12 — JOINT RESOLUTION REJECTING SALARY RECOMMENDATIONS OF LEGISLATIVE COMPENSATION COMMISSION (<i>B. King</i>)	
Read for the first time and referred to the Rules Committee	186
Enacting Clause Stricken	1019
H.J.R. 13 — RESOLUTION AUTHORIZING THE LEGISLATURE TO CALL ITSELF INTO SPECIAL SESSION (<i>C. Bennion</i>)	
Read for the first time and referred to the Rules Committee	186
Substituted	197

1st Sub. H.J.R. 13 — RESOLUTION AUTHORIZING THE LEGISLATURE TO CALL ITSELF INTO SPECIAL SESSION (<i>C. Bennion</i>)	
Read the second time	197
Read the third time	363
Amendments	363
Held	366
Transmitted to the Senate	377
3rd Sub. H.J.R. 13 — RESOLUTION ON SPECIAL SESSIONS OF THE LEGISLATURE (<i>C. Bennion</i>)	
Enacting Clause Stricken	1014
H.J.R. 14 — JOINT RESOLUTION – DEBT LIMITS FOR POLITICAL SUBDIVISIONS (<i>W. Harper</i>)	
Read for the first time and referred to the Rules Committee	187
Read the second time	192
Read the third time	306
Transmitted to the Senate	307
Signed by the Speaker and transmitted to the Lt. Governor	795
H.J.R. 15 — RESOLUTION PROMOTING FINANCIAL LITERACY FOR UTAH STUDENTS (<i>D. Hogue</i>)	
Read for the first time and referred to the Rules Committee	187
Read the second time	192
Read the third time	308
Amendments	308
Transmitted to the Senate	309
Signed by the Speaker and transmitted to the Lt. Governor	685
H.J.R. 16 — JOINT RULES RESOLUTION – LEGISLATIVE REVIEW NOTES ON BILLS (<i>D. Ure</i>)	
Read for the first time and referred to the Rules Committee	262
Assigned to standing committee	378
Returned to Rules Committee	455
Read the second time	475
Read the third time	606
Substituted	607
1st Sub. H.J.R. 16 — JOINT RULES RESOLUTION – LEGISLATIVE REVIEW NOTES ON BILLS (<i>D. Ure</i>)	
Circled	607
Uncircled	607
Failed	614
Enacting Clause Stricken	1019

H.J.R. 17 — RESOLUTION CLOSING COURT FACILITY (<i>C. Bennion</i>)	
Read for the first time and referred to the Rules Committee	294
Assigned to standing committee	340
Read the second time	381
Read the third time	568
Circled	568
Uncircled	571
Transmitted to the Senate	572
Signed by the Speaker and transmitted to the Lt. Governor	888
H.J.R. 18 — RESOLUTION DIRECTING USE OF INTEREST ON STATE SCHOOL FUND (<i>M. Throckmorton</i>)	
Read for the first time and referred to the Rules Committee	350
Assigned to standing committee	473
Returned to Rules Committee	652
Enacting Clause Stricken	1019
H.J.R. 19 — JOINT RULES RESOLUTION REQUIRING CERTAIN SPECIAL SESSION PROCEDURES (<i>C. Bennion</i>)	
Read for the first time and referred to the Rules Committee	350
Assigned to standing committee	378
Read the second time	546
Returned to Rules Committee	623
Placed on calendar	653
Read the third time	716
Transmitted to the Senate	717
Enacting Clause Stricken	1014
H.J.R. 20 — RESOLUTION URGING HAZARDOUS MATERIALS NOT BE TRANSPORTED BY TRAIN DURING THE OLYMPICS (<i>F. Fife</i>)	
Read for the first time and referred to the Rules Committee	397
Read the second time	496
Read the third time	510
Failed	510
Enacting Clause Stricken	1019
H.J.R. 21 — RESOLUTION ENCOURAGING CONGRESSIONAL APPROVAL OF FARM BILL (<i>C. Buttars</i>)	
Read for the first time and referred to the Rules Committee	397
Assigned to standing committee	474
Amendments	533
Read the second time	533, 662
Returned to Rules Committee	623
Read the third time	768
Transmitted to the Senate	768
Enacting Clause Stricken	1015

H.J.R. 22 — RESOLUTION OPPOSING INCREASED VIOLENCE IN SPORTS AGAINST SPORTS OFFICIALS (<i>D. Hogue</i>)	
Read for the first time and referred to the Rules Committee	398
Assigned to standing committee	514
Read the second time	579
Read the third time	596
Transmitted to the Senate	597
Signed by the Speaker and transmitted to the Lt. Governor	1010
H.J.R. 23 — RESOLUTION PROMOTING CHARACTER AND CITIZENSHIP EDUCATION (<i>K. Morgan</i>)	
Read for the first time and referred to the Rules Committee	425
Assigned to standing committee	514
Read the second time	629
Amendments	629
Returned to Rules Committee	629
Enacting Clause Stricken	1019
H.J.R. 24 — RESOLUTION HONORING PRINCESS AISHA BINT AL HUSSEIN (<i>S. Allen</i>)	
Read for the first time and referred to the Rules Committee	495
Assigned to standing committee	627
Read the second time	727
Read the third time	727
Transmitted to the Senate	728
Signed by the Speaker and transmitted to the Governor	733
H.J.R. 25 — RESOLUTION ON UTAH ATHLETIC FOUNDATION (<i>D. Ure</i>)	
Read for the first time and referred to the Rules Committee	495
Assigned to standing committee	625
Reassigned to committee	661
Substituted	737
1st Sub. H.J.R. 25 — RESOLUTION ON UTAH ATHLETIC FOUNDATION (<i>D. Ure</i>)	
Read the second time	738, 789
Amendments	737
Returned to Rules Committee	738
Read the third time	807
Circled	807
Uncircled	808
Amendments	808
Transmitted to the Senate	810
Placed on Concurrence Calendar	950
Concurrence	963
Signed by the Speaker and transmitted to the Lt. Governor	984

H.J.R. 26 — RESOLUTION PROMOTING COOPERATIVE REGULATORY ENVIRONMENT AND ECONOMIC DEVELOPMENT IN UTAH (<i>C. Bennion</i>)	
Read for the first time and referred to the Rules Committee	495
Assigned to standing committee	581
Read the second time	630
Returned to Rules Committee	630
Read the third time	773
Transmitted to the Senate	774
Signed by the Speaker and transmitted to the Lt. Governor	1012
H.J.R. 27 — RESOLUTION AUTHORIZING BEAR RIVER MIGRATORY BIRD REFUGE SETTLEMENT (<i>B. Ferry</i>)	
Read for the first time and referred to the Rules Committee	495
Assigned to standing committee	581
Substituted	738
2nd Sub. H.J.R. 27 — RESOLUTION AUTHORIZING BEAR RIVER MIGRATORY BIRD REFUGE SETTLEMENT (<i>B. Ferry</i>)	
Read the second time	738
Amendments	738
Returned to Rules Committee	738
Time Certain	788
Read the third time	798
Transmitted to the Senate	799
Signed by the Speaker and transmitted to the Lt. Governor	917
H.J.R. 28 — RESOLUTION RECOMMENDING CHANGES TO STATE GOVERNMENT (<i>B. King</i>)	
Read for the first time and referred to the Rules Committee	495
Enacting Clause Stricken	1019
H.J.R. 29 — RESOLUTION ASSERTING WATER RIGHTS ISSUED UNDER THE AUTHORITY OF THE STATE ARE SUBJECT TO STATE LAW (<i>M. Young</i>)	
Read for the first time and referred to the Rules Committee	495
Assigned to standing committee	581
Amendments	647
Read the second time	650
Returned to Rules Committee	650
Enacting Clause Stricken	1019

H.J.R. 30 — RESOLUTION TO EXPAND THE GOVERNMENT PROPERTY TAX EXEMPTION

(D. Clark)

Read the first time by short title	655
Read for the first time and referred to the Rules Committee	706
Assigned to standing committee	655, 706
Read the second time	725, 789
Returned to Rules Committee	725
Read the third time	807
Circled	807
Uncircled	807
Transmitted to the Senate	808
Signed by the Speaker and transmitted to the Lt. Governor	976

H.R. 1 — RESOLUTION CHANGING HOUSE COMMITTEE NAMES (<i>E. Hutchings</i>)	
Read for the first time and referred to the Rules Committee	187
Read the second time	189
Read the third time	201
Signed by the Speaker and transmitted to the Lt. Governor	202
H.R. 2 — HOUSE RULES RESOLUTION – PROCESS REVISIONS (<i>W. Harper</i>)	
Read for the first time and referred to the Rules Committee	188
Read the second time	189
Read the third time	202
Circled	202
Uncircled	204
Amendments	204
Signed by the Speaker and transmitted to the Lt. Governor	206
H.R. 3 — HOUSE RULES AMENDMENTS RESOLUTION (<i>T. Hatch</i>)	
Read for the first time and referred to the Rules Committee	188
Read the second time	189
Read the third time	202
Signed by the Speaker and transmitted to the Lt. Governor	203
H.R. 4 — HOUSE RULES RESOLUTION – RULES COMMITTEE POWER (<i>C. Bennion</i>)	
Read for the first time and referred to the Rules Committee	188
Read the second time	189
Read the third time	204
Circled	204
Returned to Rules Committee	862
Enacting Clause Stricken	1020

PAGE

INDEX

SENATE BILLS AND RESOLUTIONS

S.B. 1 — APPROPRIATIONS ACT (*L. Blackham*)

Read the first time by short title	847
Read the second time	847
Read the third time	847
Amendments	847
Returned to the Senate	849
Refuse to Recede	874
Joint Conference Committee Report	902
Amendments	902
Returned to the Senate	903
Signed by the Speaker and returned to the Senate	909

S.B. 2 — FUNDING FOR HIGHWAYS (*J. Hickman*)

Read the first time by short title and referred to Rules Committee	923
Read the second time	946
Read the third time	991
Signed by the Speaker and returned to the Senate	992

S.B. 3 — MINIMUM SCHOOL PROGRAM ACT AMENDMENTS (*H. Stephenson*)

Read the first time by short title and referred to Rules Committee	832
Read the second time	847
Read the third time	849
Amendments	849
Failed	850
Returned to the Senate	850
Recalled	850
Reconsideration	867
Amendments	867
Signed by the Speaker and returned to the Senate	868

S.B. 4 — REPORTS TO HEALTH AND HUMAN SERVICES (*T. Spencer*)

Read the first time by short title and referred to Rules Committee	310
Assigned to standing committee	339
Read the second time	371
Read the third time	407
Failed	408
Returned to the Senate	408

S.B. 5 — APPROPRIATION FOR SEXUAL VIOLENCE VICTIM ASSISTANCE PROGRAMS*(T. Spencer)*

Read the first time by short title and referred to Rules Committee	344
Assigned to standing committee	379
Amendments	444
Read the second time	445
Returned to Rules Committee	464
Enacting Clause Stricken	1015

S.B. 6 — APPLICATION FOR VEHICLE TITLE AMENDMENTS *(D. Eastman)*

Read the first time by short title and referred to Rules Committee	234
Assigned to standing committee	258
Read the second time	326
Read the third time	400
Signed by the Speaker and returned to the Senate	400

S.B. 7 — CIGARETTE TAX STAMP AND CONTRABAND AMENDMENTS *(D. E. Allen)*

Read the first time by short title and referred to Rules Committee	234
Assigned to standing committee	258
Read the second time	344
Read the third time	402
Circled	402
Uncircled	405
Signed by the Speaker and returned to the Senate	406

S.B. 8 — REPEAL OF NATIONAL GUARD ADVISORY BOARD *(M. Peterson)*

Read the first time by short title and referred to Rules Committee	234
Read the second time	254
Read the third time	294
Circled	294
Uncircled	296
Signed by the Speaker and returned to the Senate	297

S.B. 9 — AMENDMENTS TO DRIVING UNDER THE INFLUENCE *(C. Walker)*

Read the first time by short title and referred to Rules Committee	344
Assigned to standing committee	379
Read the second time	446
Read the third time	673
Signed by the Speaker and returned to the Senate	674

S.B. 10 — REVISIONS TO SENATE ADVISE AND CONSENT POWERS (<i>R. Allen</i>)	
Read the first time by short title and referred to Rules Committee	234
Read the second time	254
Read the third time	294
Signed by the Speaker and returned to the Senate	295
S.B. 11 — PROHIBITING INTIMACY WITH YOUTH RECEIVING STATE SERVICES (<i>P. Julander</i>)	
Read the first time by short title and referred to Rules Committee	234
Assigned to standing committee	257
Read the second time	325
Read the third time	398
Signed by the Speaker and returned to the Senate	399
S.B. 12 — TRANSFER OF YOUTH SERVICES OVERSIGHT (<i>D. C. Buttars</i>)	
Read the first time by short title and referred to Rules Committee	234
Read the second time	254
Read the third time	295
Circled	295
Uncircled	399
Signed by the Speaker and returned to the Senate	399
S.B. 13 — ALCOHOLIC BEVERAGE SERVICE – WARNING REQUIRED (<i>C. Walker</i>)	
Read the first time by short title and referred to Rules Committee	344
Assigned to standing committee	378
Read the second time	559
Read the third time	593
Signed by the Speaker and returned to the Senate	593
1st Sub. S.B. 15 — ORGAN DONATION CHECKOFF (<i>K. Hale</i>)	
Read the first time by short title and referred to Rules Committee	252
Assigned to standing committee	473
Read the second time	519, 707
Referred to Rules Committee due to fiscal impact	519
Read the third time	820
Signed by the Speaker and returned to the Senate	821

2nd Sub. S.B. 17 — DCFS MANAGEMENT INFORMATION SYSTEM AMENDMENTS*(D. C. Buttars)*

Read the first time by short title and referred to Rules Committee	815
Read the second time	884, 919
Returned to Rules Committee	904
Read the third time	920
Circled	921
Uncircled	984
Amendments	984
Returned to the Senate	985
Signed by the Speaker and returned to the Senate	1010

S.B. 18 — UNIFORM WITHDRAWAL PROCEDURES FOR SPECIAL DISTRICTS *(D. Gladwell)*

Read the first time by short title and referred to Rules Committee	234
Assigned to standing committee	257
Read the second time	346
Read the third time	403
Circled	403
Uncircled	406
Signed by the Speaker and returned to the Senate	407

S.B. 20 — BONDING AUTHORITY FOR IRRIGATION DISTRICTS *(D. Gladwell)*

Read the first time by short title and referred to Rules Committee	252
Assigned to standing committee	341
Read the second time	396
Read the third time	428
Signed by the Speaker and returned to the Senate	429

S.B. 21 — MOTOR VEHICLE REGISTRATION AMENDMENTS *(D. Steele)*

Read the first time by short title and referred to Rules Committee	234
Assigned to standing committee	258
Read the second time	326
Read the third time	400
Signed by the Speaker and returned to the Senate	401

S.B. 22 — ATTEMPTED MURDER AMENDMENTS *(D. Gladwell)*

Read the first time by short title and referred to Rules Committee	234
Read the second time	254
Read the third time	295
Signed by the Speaker and returned to the Senate	296

S.B. 23 — WORKFORCE SERVICES AMENDMENTS (*B. Evans*)

Read the first time by short title and referred to Rules Committee	234
Assigned to standing committee	258
Read the second time	345
Read the third time	402
Amendments	402
Returned to the Senate	403
Signed by the Speaker and returned to the Senate	444

S.B. 24 — RELEASE OF CUSTODIAL OR NONCUSTODIAL PARENT'S ADDRESS*(D. E. Allen)*

Read the first time by short title and referred to Rules Committee	252
Assigned to standing committee	340
Read the second time	381
Read the third time	410
Signed by the Speaker and returned to the Senate	411

S.B. 25 — OFFICE OF RECOVERY SERVICES AMENDMENTS (*D. E. Allen*)

Read the first time by short title and referred to Rules Committee	273
Assigned to standing committee	340
Read the second time	381
Read the third time	409
Signed by the Speaker and returned to the Senate	410

S.B. 26 — SERIOUS YOUTH OFFENDER AMENDMENTS (*L. Hillyard*)

Read the first time by short title and referred to Rules Committee	273
Assigned to standing committee	340
Amendments	380
Read the second time	381
Read the third time	409
Circled	409
Uncircled	412
Returned to the Senate	413
Signed by the Speaker and returned to the Senate	480

S.B. 27 — AMENDMENTS TO GUILTY AND MENTALLY ILL (*D. Gladwell*)

Read the first time by short title and referred to Rules Committee	273
Assigned to standing committee	340
Read the second time	381
Read the third time	409
Circled	409
Uncircled	414
Signed by the Speaker and returned to the Senate	415

S.B. 28 — TAX CREDITS – REMOVAL OF TAX CREDIT FROM TAX FORM AND PROHIBITION ON CLAIMING OR CARRYING FORWARD TAX CREDIT (<i>C. Bramble</i>)	
Read the first time by short title and referred to Rules Committee	344
Assigned to standing committee	379
Read the second time	476
Read the third time	676
Circled	676
Uncircled	679
Signed by the Speaker and returned to the Senate	680
1st Sub. S.B. 29 — INTERLOCAL COOPERATION ACT AND ELECTRIC POWER FACILITIES AMENDMENTS (<i>L. Blackham</i>)	
Read the first time by short title and referred to Rules Committee	832
Read the second time	946
Read the third time	994
Amendments	994
Returned to the Senate	997
Signed by the Speaker and returned to the Senate	1010
S.B. 30 — FUNDING FORMULA FOR ALCOHOL RELATED ACTIVITIES OF LOCAL GOVERNMENTS (<i>M. Waddoups</i>)	
Read the first time by short title and referred to Rules Committee	530
Assigned to standing committee	579
Read the second time	632, 830, 884, 919
Returned to Rules Committee	632, 845, 904
Read the third time	921
Circled	921
Uncircled	937
Signed by the Speaker and returned to the Senate	938
S.B. 33 — ACCESS TO HEALTH CARE AND COVERAGE TASK FORCE (<i>P. Knudson</i>)	
Read the first time by short title and referred to Rules Committee	273
Assigned to standing committee	339
Read the second time	371, 830
Read the third time	408, 904
Circled	904, 921
Uncircled	921, 943
Returned to Rules Committee	408
Signed by the Speaker and returned to the Senate	944

1st Sub. S.B. 34 — PRIVATE RECORDS AMENDMENTS (<i>D. Steele</i>)	
Read the first time by short title and referred to Rules Committee	273
Assigned to standing committee	339
Read the second time	394
Read the third time	426
Signed by the Speaker and returned to the Senate	427
S.B. 35 — VOTER RESIDENCE WHERE LOT IS DIVIDED BY COUNTY BOUNDARY LINE (<i>C. Walker</i>)	
Read the first time by short title and referred to Rules Committee	273
Assigned to standing committee	340
Read the second time	393
Read the third time	426
Circled	426
Uncircled	427
Signed by the Speaker and returned to the Senate	428
S.B. 36 — PROVISIONAL BALLOT (<i>J. Hickman</i>)	
Read the first time by short title and referred to Rules Committee	273
Assigned to standing committee	339
Read the second time	394
Read the third time	428
Signed by the Speaker and returned to the Senate	428
S.B. 37 — MUTUAL WATER COMPANY CHANGE APPLICATIONS (<i>L. Blackham</i>)	
Read the first time by short title and referred to Rules Committee	310
Assigned to standing committee	340
Read the second time	383
Read the third time	411
Held	412
Transmitted to the Senate	436
S.B. 38 — LEGISLATIVE COMMITTEE NAMES REVISIONS (<i>P. Knudson</i>)	
Read the first time by short title and referred to Rules Committee	369
Assigned to standing committee	378
Read the second time	456
Read the third time	675
Circled	675
Uncircled	700
Signed by the Speaker and returned to the Senate	701

S.B. 39 — HIGHWAY DESIGNATION (<i>P. Knudson</i>)	
Read the first time by short title and referred to Rules Committee	325
Assigned to standing committee	341
Read the second time	382
Read the third time	411
Circled	411
Uncircled	429
Signed by the Speaker and returned to the Senate	430
S.B. 40 — TUITION ASSISTANCE APPROPRIATION FOR NATIONAL GUARD (<i>P. Knudson</i>)	
Read the first time by short title and referred to Rules Committee	291
Assigned to standing committee	340
Read the second time	381
Read the third time	459
Signed by the Speaker and held	460
Placed on Calendar	466
Returned to Rules Committee	464, 466
Enacting Clause Stricken	1015
S.B. 41 — ADVISORY COUNCIL ON INTERGOVERNMENTAL RELATIONS AMENDMENTS (<i>M. Peterson</i>)	
Read the first time by short title and referred to Rules Committee	344
Assigned to standing committee	379
Read the second time	455
Read the third time	503
Signed by the Speaker and returned to the Senate	504
1st Sub. S.B. 42 — NEW AUTOMOBILE FRANCHISE ACT AMENDMENTS (<i>D. Eastman</i>)	
Read the first time by short title and referred to Rules Committee	325
Assigned to standing committee	339
Read the second time	370
Read the third time	404
Signed by the Speaker and returned to the Senate	405
S.B. 44 — FUNDING A COMMUNITY LEGAL CENTER (<i>L. Hillyard</i>)	
Read the first time by short title and referred to Rules Committee	419
Assigned to standing committee	474
Read the second time	545
Returned to Rules Committee	545
Enacting Clause Stricken	1015

S.B. 45 — BIRTH CERTIFICATE FOR STILLBORN CHILD (<i>R. Allen</i>)	
Read the first time by short title and referred to Rules Committee	310
Assigned to standing committee	339
Read the second time	371
Read the third time	408
Signed by the Speaker and returned to the Senate	409
1st Sub. S.B. 46 — INDIAN AFFAIRS RELATED AMENDMENTS (<i>B. Evans</i>)	
Read the first time by short title and referred to Rules Committee	344
Assigned to standing committee	378
Read the second time	456
Read the third time	675
Signed by the Speaker and returned to the Senate	676
S.B. 47 — PROCUREMENT CODE AMENDMENTS (<i>D. Gladwell</i>)	
Read the first time by short title and referred to Rules Committee	310
Assigned to standing committee	339
Read the second time	456
Read the third time	674
Signed by the Speaker and returned to the Senate	675
2nd Sub. S.B. 48 — PUBLIC AGENCY INSURANCE MUTUAL AMENDMENTS (<i>J. Hickman</i>)	
Read the first time by short title and referred to Rules Committee	478
Assigned to standing committee	513
Amendments	630
Read the second time	632, 707
Returned to Rules Committee	632
Read the third time	821
Circled	821, 829
Uncircled	829, 835
Amendments	835
Returned to the Senate	836
Signed by the Speaker and returned to the Senate	888
S.B. 49 — UTAH EXEMPTION ACT AMENDMENTS (<i>D. Gladwell</i>)	
Read the first time by short title and referred to Rules Committee	369
Assigned to standing committee	379
Read the second time	446
Read the third time	671
Signed by the Speaker and returned to the Senate	672

S.B. 50 — UTAH MEDICAL PRACTICE ACT AMENDMENTS (<i>D. E. Allen</i>)	
Read the first time by short title and referred to Rules Committee	369
Assigned to standing committee	378
Read the second time	519
Read the third time	676
Signed by the Speaker and returned to the Senate	677
S.B. 51 — NURSE PRACTICE ACT AMENDMENTS (<i>P. Julander</i>)	
Read the first time by short title and referred to Rules Committee	310
Assigned to standing committee	339
Amendments	420
Read the second time	421
Placed on calendar	709
Returned to Rules Committee	464
Read the third time	865
Returned to the Senate	866
Signed by the Speaker and returned to the Senate	909
S.B. 52 — LEFT LANE RESTRICTION AMENDMENTS (<i>D. Eastman</i>)	
Read the first time by short title and referred to Rules Committee	344
Assigned to standing committee	379
Read the second time	446
Read the third time	672
Signed by the Speaker and returned to the Senate	673
1st Sub. S.B. 55 — AMENDMENTS TO UTAH UNIFORM BUILDING STANDARDS ACT (<i>P. Hellewell</i>)	
Read the first time by short title and referred to Rules Committee	452
Assigned to standing committee	513
Read the second time	632, 707
Returned to Rules Committee	821
Read the third time	821
Signed by the Speaker and returned to the Senate	822
S.B. 57 — CORPORATE FRANCHISE AND INCOME TAXES – TREATMENT OF CERTAIN COOPERATIVES (<i>J. Valentine</i>)	
Read the first time by short title and referred to Rules Committee	419
Assigned to standing committee	474
Read the second time	543
Read the third time	694
Signed by the Speaker and returned to the Senate	695

S.B. 59 — SALES AND USE TAX – TAXATION OF AMOUNTS PAID TO A TELEPHONE SERVICE PROVIDER OR TELEGRAPH CORPORATION (<i>C. Bramble</i>)	
Read the first time by short title and referred to Rules Committee	478
Assigned to standing committee	515
Read the second time	543
Read the third time	697
Signed by the Speaker and returned to the Senate	698
S.B. 61 — GOVERNMENT RECORDS ACCESS AND MANAGEMENT – RECORDS RELATED TO EXPLOSIVES (<i>B. Wright</i>)	
Read the first time by short title and referred to Rules Committee	419
Assigned to standing committee	473
Read the second time	546
Read the third time	699
Signed by the Speaker and returned to the Senate	700
S.B. 62 — TAX COMMISSION CRIMINAL INVESTIGATORS DESIGNATION AS SPECIAL FUNCTION OFFICERS (<i>C. Bramble</i>)	
Read the first time by short title and referred to Rules Committee	419
Assigned to standing committee	473
Read the second time	534
Read the third time	693
Signed by the Speaker and returned to the Senate	694
2nd Sub. S.B. 65 — COUNTY LAW REVISIONS (<i>D. Gladwell</i>)	
Read the first time by short title and referred to Rules Committee	584
Assigned to standing committee	626
Read the second time	688, 919
Returned to Rules Committee	688
Read the third time	979
Signed by the Speaker and returned to the Senate	980
S.B. 66 — REVENUES FROM FEDERAL LAND EXCHANGE PARCELS (<i>M. Dmitrich</i>)	
Read the first time by short title and referred to Rules Committee	541
Assigned to standing committee	581
Read the second time	830
Read the third time	875
Amendments	875, 885
Returned to the Senate	876, 885
Reconsideration	885
Signed by the Speaker and returned to the Senate	909

S.B. 68 — UTAH PROCUREMENT CODE AMENDMENTS (<i>M. Dmitrich</i>)	
Read the first time by short title and referred to Rules Committee	583
Assigned to standing committee	625
Read the second time	686
Read the third time	832
Signed by the Speaker and returned to the Senate	833
S.B. 72 — COAL MINING AND RECLAMATION AMENDMENTS (<i>M. Dmitrich</i>)	
Read the first time by short title and referred to Rules Committee	655
Read the second time	707
Read the third time	822
Signed by the Speaker and returned to the Senate	823
S.B. 74 — CRIMINAL ACTION – DEFENSE TO CIVIL ACTION FOR DAMAGES (<i>P. Hellewell</i>)	
Read the first time by short title and referred to Rules Committee	757
Read the second time	919
Read the third time	976
Signed by the Speaker and returned to the Senate	977
S.B. 76 — DOMESTIC VIOLENCE IN PRESENCE OF CHILD AMENDMENTS (<i>D. Steele</i>)	
Read the first time by short title and referred to Rules Committee	478
Assigned to standing committee	514
Read the second time	560
Read the third time	702
Signed by the Speaker and returned to the Senate	703
S.B. 77 — TASK FORCE ON INVOLUNTARY COMMITMENT OF THE MENTALLY ILL	
(<i>L. Blackham</i>)	
Read the first time by short title and referred to Rules Committee	478
Read the second time	831
Read the third time	904
Circled	904
Uncircled	918
Signed by the Speaker and returned to the Senate	919
S.B. 78 — AMENDMENTS TO CONSTRUCTION CONTRACTS REGARDING	
UNREASONABLE DELAYS (<i>S. Jenkins</i>)	
Read the first time by short title and referred to Rules Committee	419
Enacting Clause Stricken	1015

S.B. 80 — ADJUSTMENTS OF COUNTY BOUNDARIES (*C. Walker*)

Read the first time by short title and referred to Rules Committee 344
 Assigned to standing committee 379
 Read the second time 543
 Read the third time 699
 Signed by the Speaker and returned to the Senate 699

S.B. 81 — EDUCATION OF PERSONS WITH A DISABILITY (*E. Mayne*)

Read the first time by short title and referred to Rules Committee 369
 Assigned to standing committee 378
 Amendments 628
 Read the second time 629, 830
 Returned to Rules Committee 629
 Read the third time 879
 Circled 879
 Uncircled 881
 Substituted 881

1st Sub. S.B. 81 — EDUCATION OF PERSONS WITH A DISABILITY (*E. Mayne*)

Returned to the Senate 882
 Signed by the Speaker and returned to the Senate 909

S.B. 82 — COUNTY PERSONNEL MANAGEMENT ACT AMENDMENTS (*B. Evans*)

Read the first time by short title and referred to Rules Committee 325
 Assigned to standing committee 340
 Amendments 454
 Read the second time 455
 Read the third time 674
 Substituted 674

2nd Sub. S.B. 82 — COUNTY PERSONNEL MANAGEMENT ACT AMENDMENTS (*B. Evans*)

Circled 674, 738
 Uncircled 692, 828
 Amendments 692, 828
 Held 693
 Reconsideration 738
 Returned to the Senate 829
 Signed by the Speaker and returned to the Senate 888

3rd Sub. S.B. 84 — REAL ESTATE VALUATION TAX APPEAL (<i>C. Bramble</i>)	
Read the first time by short title and referred to Rules Committee	556
Assigned to standing committee	581
Read the second time	687, 946
Returned to Rules Committee	687
Enacting Clause Stricken	1015
S.B. 85 — PARENTAL INVOLVEMENT IN PUBLIC EDUCATION (<i>C. Walker</i>)	
Read the first time by short title and referred to Rules Committee	325
Assigned to standing committee	339
Enacting Clause Stricken	1015
S.B. 86 — FUNDING OF THE CONTROLLED SUBSTANCES DATABASE (<i>J. Valentine</i>)	
Read the first time by short title and referred to Rules Committee	344
Assigned to standing committee	378
Read the second time	532
Read the third time	587
Signed by the Speaker and returned to the Senate	588
S.B. 87 — VISITATION RIGHTS OF GRANDPARENTS (<i>T. Spencer</i>)	
Read the first time by short title and referred to Rules Committee	369
Assigned to standing committee	378
Substituted	531
1st Sub. S.B. 87 — VISITATION RIGHTS OF GRANDPARENTS (<i>T. Spencer</i>)	
Read the second time	532
Read the third time	681
Held	682
Reconsideration	691
Amendments	691
Returned to the Senate	692
Signed by the Speaker and returned to the Senate	795
S.B. 88 — ENVIRONMENTAL SELF-EVALUATION ACT AMENDMENTS (<i>B. Wright</i>)	
Read the first time by short title and referred to Rules Committee	310
Assigned to standing committee	340
Read the second time	383
Read the third time	461
Signed by the Speaker and returned to the Senate	462

S.B. 89 — SAFE DRINKING WATER ACT – ADMINISTRATIVE PROCEDURE AMENDMENTS

(B. Wright)

Read the first time by short title and referred to Rules Committee	310
Assigned to standing committee	340
Read the second time	383
Read the third time	462
Signed by the Speaker and returned to the Senate	463

S.B. 90 — DRINKING WATER BOARD LOAN AND GRANT AMENDMENTS *(B. Wright)*

Read the first time by short title and referred to Rules Committee	310
Assigned to standing committee	340
Read the second time	383
Read the third time	463
Signed by the Speaker and returned to the Senate	463

S.B. 92 — BEAR RIVER DEVELOPMENT PROJECTS *(M. Waddoups)*

Read the first time by short title and referred to Rules Committee	344
Assigned to standing committee	379
Read the second time	445
Read the third time	664
Signed by the Speaker and returned to the Senate	665
Reconsideration	667
Amendments	667
Returned to the Senate	668
Signed by the Speaker and returned to the Senate	733

S.B. 93 — CLASSIFICATION OF CERTAIN LEGISLATIVE RECORDS *(P. Knudson)*

Read the first time by short title and referred to Rules Committee	310
Assigned to standing committee	339
Read the second time	456
Amendments	456
Read the third time	675
Circled	675
Uncircled	677
Returned to the Senate	678
Signed by the Speaker and returned to the Senate	733

S.B. 94 — AGRICULTURAL PROTECTION ACT AMENDMENTS (<i>L. Blackham</i>)	
Read the first time by short title and referred to Rules Committee	369
Assigned to standing committee	379
Read the second time	445
Read the third time	664
Circled	664
Uncircled	665
Signed by the Speaker and returned to the Senate	666
S.B. 95 — UNINCORPORATED COUNTY AMENDMENTS (<i>R. Allen</i>)	
Read the first time by short title and referred to Rules Committee	419
Assigned to standing committee	474
Read the second time	560
Read the third time	594
Signed by the Speaker and returned to the Senate	594
1st Sub. S.B. 96 — URANIUM MILL TAILINGS OVERSIGHT (<i>B. Wright</i>)	
Read the first time by short title and referred to Rules Committee	369
Assigned to standing committee	379
Read the second time	445, 830
Returned to Rules Committee	464
Read the third time	876
Signed by the Speaker and returned to the Senate	877
S.B. 97 — FORENSIC MENTAL HEALTH COORDINATING COUNCIL (<i>K. Hale</i>)	
Read the first time by short title and referred to Rules Committee	325
Assigned to standing committee	339
Read the second time	519
Amendments	519
Read the third time	678
Amendments	678
Returned to the Senate	679
Reconsideration	680
Signed by the Speaker and returned to the Senate	681
S.B. 98 — OUTDOOR ADVERTISING AMENDMENTS (<i>M. Waddoups</i>)	
Read the first time by short title and referred to Rules Committee	310
Assigned to standing committee	341
Read the second time	382
Read the third time	411
Circled	411
Uncircled	547
Substituted	547

1st Sub. S.B. 98 — OUTDOOR ADVERTISING AMENDMENTS (*M. Waddoups*)

Circled	547
Amendments	666
Uncircled	666
Returned to the Senate	667
Signed by the Speaker and returned to the Senate	733

S.B. 99 — CORE CURRICULUM AMENDMENTS (*D. Gladwell*)

Read the first time by short title and referred to Rules Committee	310
Assigned to standing committee	339
Read the second time	369
Read the third time	403
Circled	403
Uncircled	547
Substituted	547

1st Sub. S.B. 99 — CORE CURRICULUM AMENDMENTS (*D. Gladwell*)

Circled	547
Uncircled	670
Returned to the Senate	671
Signed by the Speaker and returned to the Senate	733

S.B. 100 — PHARMACIST LICENSING AMENDMENTS (*P. Knudson*)

Read the first time by short title and referred to Rules Committee	419
Assigned to standing committee	472
Amendments	723
Read the second time	725, 830
Returned to Rules Committee	725
Read the third time	877
Returned to the Senate	878
Signed by the Speaker and returned to the Senate	909

2nd Sub. S.B. 101 — CRIMINAL BACKGROUND CHECKS FOR LICENSED PROVIDERS OF HUMAN SERVICES (*L. Blackham*)

Read the first time by short title and referred to Rules Committee	419
Assigned to standing committee	473
Read the second time	519
Read the third time	681
Circled	681
Uncircled	695
Amendments	695
Returned to the Senate	697
Signed by the Speaker and returned to the Senate	815

3rd Sub. S.B. 102 — BID REQUIREMENTS ON COUNTY OR MUNICIPAL CONSTRUCTION PROJECTS (<i>H. Stephenson</i>)	
Read the first time by short title and referred to Rules Committee	757
Substituted	947
4th Sub. S.B. 102 — BID REQUIREMENTS ON COUNTY OR MUNICIPAL CONSTRUCTION PROJECTS (<i>H. Stephenson</i>)	
Read the second time	947
Enacting Clause Stricken	1015
S.B. 103 — TERMINATION OF JOINT TENANCY IN REAL PROPERTY (<i>L. Hillyard</i>)	
Read the first time by short title and referred to Rules Committee	419
Assigned to standing committee	472
Read the second time	725
Read the third time	841
Signed by the Speaker and returned to the Senate	842
1st Sub. S.B. 104 — SALE OF MUNICIPAL POWER SYSTEMS (<i>J. Hickman</i>)	
Read the first time by short title and referred to Rules Committee	583
Assigned to standing committee	626
Read the second time	722, 830
Returned to Rules Committee	722
Read the third time	878
Signed by the Speaker and returned to the Senate	879
S.B. 105 — REPEAL OF EDUCATION MANDATES AND PROGRAMS (<i>H. Stephenson</i>)	
Read the first time by short title and referred to Rules Committee	325
Assigned to standing committee	339
Read the second time	369
Read the third time	403
Amendments	404
Returned to the Senate	404
Signed by the Speaker and returned to the Senate	480
1st Sub. S.B. 106 — DIVORCE – CHILDREN’S TESTIMONY LIMITED (<i>T. Spencer</i>)	
Read the first time by short title and referred to Rules Committee	576
Assigned to standing committee	625
Read the second time	735, 830
Returned to Rules Committee	735
Read the third time	879
Circled	879
Uncircled	882
Signed by the Speaker and returned to the Senate	883

S.B. 107 — UTAH LABOR COMMISSION AMENDMENTS (*E. Mayne*)

Read the first time by short title and referred to Rules Committee	310
Assigned to standing committee	339
Read the second time	421
Read the third time	497
Signed by the Speaker and returned to the Senate	498

S.B. 108 — PETE SUAZO PROFESSIONAL ATHLETIC COMMISSION AMENDMENTS*(E. Mayne)*

Read the first time by short title and referred to Rules Committee	344
Assigned to standing committee	378
Read the second time	559
Read the third time	591
Signed by the Speaker and returned to the Senate	592

S.B. 109 — LICENSING OF GENETIC COUNSELORS TECHNICAL AMENDMENTS*(P. Julander)*

Read the first time by short title and referred to Rules Committee	310
Assigned to standing committee	339
Read the second time	421
Read the third time	496
Signed by the Speaker and returned to the Senate	497

S.B. 110 — CHILD PLACEMENT DETERMINATIONS (*D. Eastman*)

Read the first time by short title and referred to Rules Committee	310
Assigned to standing committee	340
Read the second time	371
Read the third time	409
Circled	409
Uncircled	413
Signed by the Speaker and returned to the Senate	414

1st Sub. S.B. 111 — DIVISION OF HOME IN A DIVORCE (*T. Spencer*)

Read the first time by short title and referred to Rules Committee	576
Assigned to standing committee	626
Read the second time	735, 830
Returned to Rules Committee	735
Read the third time	880
Failed	881
Returned to the Senate	881

2nd Sub. S.B. 113 — HEALTH CARE WORKFORCE LOAN REPAYMENT ASSISTANCE

(P. Knudson)

Read the first time by short title and referred to Rules Committee 530

Assigned to standing committee 580

Read the second time 633, 707

Returned to Rules Committee 633

Read the third time 820

Circled 820

Uncircled 825

Signed by the Speaker and returned to the Senate 826

S.B. 114 — REVISOR’S STATUTE *(M. Waddoups)*

Read the first time by short title and referred to Rules Committee 344

Read the second time 377

Read the third time 409

Circled 409

Uncircled 668

Signed by the Speaker and returned to the Senate 669

S.B. 115 — MOBILE HOME PARK RESIDENCY TECHNICAL REVISIONS *(D. Eastman)*

Read the first time by short title and referred to Rules Committee 419

Assigned to standing committee 472

Read the second time 559

Read the third time 592

Signed by the Speaker and returned to the Senate 593

S.B. 116 — LOCAL GOVERNMENT VARIABLE RATE BONDING AUTHORITY *(D. C. Buttars)*

Read the first time by short title and referred to Rules Committee 325

Assigned to standing committee 341

Read the second time 396

Read the third time 430

Signed by the Speaker and returned to the Senate 431

S.B. 117 — TRUST AMENDMENTS *(J. Valentine)*

Read the first time by short title and referred to Rules Committee 419

Assigned to standing committee 473

Substituted 734

1st Sub. S.B. 117 — TRUST AMENDMENTS (*J. Valentine*)

Read the second time	735, 830
Returned to Rules Committee	735
Read the third time	899
Returned to the Senate	899
Signed by the Speaker and returned to the Senate	909

S.B. 118 — DISTRIBUTION OF OLYMPIC SPECIAL REVENUE FUND MONIES (*M. Waddoups*)

Read the first time by short title and referred to Rules Committee	419
Assigned to standing committee	474
Substituted	608

1st Sub. S.B. 118 — DISTRIBUTION OF OLYMPIC SPECIAL REVENUE FUND MONIES*(M. Waddoups)*

Read the second time	609
Read the third time	704
Circled	704
Returned to Rules Committee	896
Enacting Clause Stricken	1015

S.B. 119 — WORKERS' COMPENSATION INSURANCE RELATED AMENDMENTS*(L. S. Poulton)*

Read the first time by short title and referred to Rules Committee	576
Assigned to standing committee	625
Substituted	725
Amendments	725

1st Sub. S.B. 119 — WORKERS' COMPENSATION INSURANCE RELATED AMENDMENTS*(L. S. Poulton)*

Read the second time	725, 830, 919
Returned to Rules Committee	725, 896
Read the third time	939
Returned to the Senate	940
Intent Language	940
Signed by the Speaker and returned to the Senate	1010

1st Sub. S.B. 120 — MOTOR VEHICLE INSURANCE COVERAGE – ARBITRATIONREQUIREMENTS (*M. Waddoups*)

Read the first time by short title and referred to Rules Committee	478
Assigned to standing committee	515
Read the second time	578
Read the third time	703
Signed by the Speaker and returned to the Senate	704
Other Action	704

1st Sub. S.B. 122 — INSURANCE LAW AMENDMENTS (*L. S. Poulton*)

Read the first time by short title and referred to Rules Committee	556
Assigned to standing committee	579
Amendments	724
Read the second time	725, 830, 946
Returned to Rules Committee	725, 896
Read the third time	992
Returned to the Senate	992
Signed by the Speaker and returned to the Senate	1010

S.B. 123 — VENUE FOR CONSUMER TRANSACTIONS (*J. Valentine*)

Read the first time by short title and referred to Rules Committee	442
Assigned to standing committee	473
Read the second time	559
Read the third time	590
Signed by the Speaker and returned to the Senate	591

S.B. 124 — TIMELY PAYMENTS OF INSURANCE CLAIMS (*J. Valentine*)

Read the first time by short title and referred to Rules Committee	478
Assigned to standing committee	513
Read the second time	559
Read the third time	700
Circled	700
Uncircled	940
Signed by the Speaker and returned to the Senate	941

S.B. 125 — ORGAN DONOR LEAVE FOR STATE EMPLOYEES (*K. Hale*)

Read the first time by short title and referred to Rules Committee	556
Read the second time	884
Read the third time	909
Signed by the Speaker and returned to the Senate	910

S.B. 128 — OPEN AND PUBLIC MEETINGS REVISIONS (<i>G. Davis</i>)	
Read the first time by short title and referred to Rules Committee	556
Assigned to standing committee	580
Read the second time	686, 884
Returned to Rules Committee	686
Read the third time	913
Signed by the Speaker and returned to the Senate	914
S.B. 129 — PLANETARIUM BOARD OF DIRECTORS AMENDMENTS (<i>G. Davis</i>)	
Read the first time by short title and referred to Rules Committee	478
Assigned to standing committee	514
Read the second time	560
Read the third time	594
Failed	595
Returned to the Senate	595
Reconsideration	597
Circled	597
Uncircled	669
Signed by the Speaker and returned to the Senate	670
S.B. 130 — YOUTH COURT AMENDMENTS (<i>D. Gladwell</i>)	
Read the first time by short title and referred to Rules Committee	419
Assigned to standing committee	473
Read the second time	534
Amendments	534
Read the third time	694
Circled	694
Uncircled	826
Returned to the Senate	827
Signed by the Speaker and returned to the Senate	888
2nd Sub. S.B. 132 — EDUCATION ASSOCIATION LEAVE (<i>B. Wright</i>)	
Read the first time by short title and referred to Rules Committee	795
Read the second time	830
Read the third time	866
Amendments	866
Returned to the Senate	867
Signed by the Speaker and returned to the Senate	909

S.B. 135 — TOBACCO SETTLEMENT RESTRICTED ACCOUNT (<i>D. Steele</i>)	
Read the first time by short title and referred to Rules Committee	478
Assigned to standing committee	514
Read the second time	560
Read the third time	701
Signed by the Speaker and returned to the Senate	702
S.B. 136 — STATE VEGETABLE (<i>B. Wright</i>)	
Read the first time by short title and referred to Rules Committee	655
Read the second time	708
Read the third time	823
Circled	823
Uncircled	827
Amendments	827
Returned to the Senate	828
Signed by the Speaker and returned to the Senate	888
S.B. 137 — GOVERNMENT RECORDS ACCESS & MANAGEMENT ACT – TECHNICAL REVISIONS (<i>A. Suazo</i>)	
Read the first time by short title and referred to Rules Committee	530
Assigned to standing committee	580
Read the second time	686
Read the third time	834
Signed by the Speaker and returned to the Senate	834
2nd Sub. S.B. 138 — CHARTER SCHOOLS AMENDMENTS (<i>H. Stephenson</i>)	
Read the first time by short title and referred to Rules Committee	795
Read the second time	884
Read the third time	909
Circled	909
Uncircled	936
Signed by the Speaker and returned to the Senate	937
1st Sub. S.B. 139 — DNA EVIDENCE – REMOVING STATUTE OF LIMITATIONS (<i>L. Hillyard</i>)	
Read the first time by short title and referred to Rules Committee	583
Assigned to standing committee	626
Read the second time	735
Returned to Rules Committee	735
Enacting Clause Stricken	1015

S.B. 140 — REALLOCATION OF JUDGES (<i>J. Hickman</i>)	
Read the first time by short title and referred to Rules Committee	541
Assigned to standing committee	580
Read the second time	735, 946
Returned to Rules Committee	735
Read the third time	1007
Signed by the Speaker and returned to the Senate	1007
1st Sub. S.B. 141 — PUNITIVE DAMAGE AWARDS (<i>L. Hillyard</i>)	
Read the first time by short title and referred to Rules Committee	757
Read the second time	946
Read the third time	1004
Signed by the Speaker and returned to the Senate	1005
S.B. 142 — HIGHER EDUCATION BUDGET AUTHORITY (<i>L. Hillyard</i>)	
Read the first time by short title and referred to Rules Committee	478
Assigned to standing committee	514
Read the second time	558
Read the third time	589
Signed by the Speaker and returned to the Senate	589
1st Sub. S.B. 142 — HIGHER EDUCATION BUDGET AUTHORITY (<i>L. Hillyard</i>)	
Read the first time by short title and referred to Rules Committee	888
Read the second time	919
Read the third time	938
Signed by the Speaker and returned to the Senate	939
2nd Sub. S.B. 143 — PRIVATE RECORDS AMENDMENTS UNDER GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT (<i>M. Waddoups</i>)	
Read the first time by short title and referred to Rules Committee	655
Read the second time	708
Read the third time	823
Circled	823
Uncircled	869
Signed by the Speaker and returned to the Senate	870
S.B. 144 — SALES AND USE TAX – DEFINITION OF REGULARLY RENTED (<i>M. Waddoups</i>)	
Read the first time by short title and referred to Rules Committee	556
Assigned to standing committee	582
Read the second time	687, 884, 919
Returned to Rules Committee	687, 896
Read the third time	941
Signed by the Speaker and returned to the Senate	942

1st Sub. S.B. 145 — OUTDOOR ADVERTISING SIGN PROXIMITY TO UTILITY LINES*(T. Spencer)*

Read the first time by short title and referred to Rules Committee	663
Read the second time	708
Read the third time	823
Signed by the Speaker and returned to the Senate	824

S.B. 146 — BUSINESS ENTITY AMENDMENTS *(J. Valentine)*

Read the first time by short title and referred to Rules Committee	655
Read the second time	708
Read the third time	824
Signed by the Speaker and returned to the Senate	825

1st Sub. S.B. 147 — RESTRICTION OF FUNDING ON STATE ENTITY WHOSE POLICY, RULE, OR ACTION IS CONTRARY TO LAW *(M. Waddoups)*

Read the first time by short title and referred to Rules Committee	923
Read the second time	946
Read the third time	993
Failed	994
Returned to the Senate	994

2nd Sub. S.B. 149 — ETHICS AMENDMENTS *(L. S. Poulton)*

Read the first time by short title and referred to Rules Committee	795
Read the second time	946
Read the third time	997
Amendments	997
Returned to the Senate	998
Receded	1005

S.B. 150 — REGISTRATION AND PROTECTION OF TRADEMARKS AND SERVICE MARKS*(L. Hillyard)*

Read the first time by short title and referred to Rules Committee	655
Read the second time	708
Read the third time	834
Circled	834
Uncircled	842
Signed by the Speaker and returned to the Senate	843

S.B. 151 — VEHICLE HISTORY INFORMATION (*D. Eastman*)

Read the first time by short title and referred to Rules Committee	757
Read the second time	884
Read the third time	910
Circled	910, 954, 982
Uncircled	954, 981
Amendments	981
Enacting Clause Stricken	1015

S.B. 152 — ELECTRIC ENERGY EFFICIENCY AND CONSERVATION TARIFF (*L. Blackham*)

Read the first time by short title and referred to Rules Committee	583
Assigned to standing committee	626
Read the second time	722, 830
Returned to Rules Committee	722
Read the third time	900
Circled	900
Uncircled	914
Signed by the Speaker and returned to the Senate	915

S.B. 153 — TAXES OR CHARGES ON TELECOMMUNICATIONS SERVICE (*C. Bramble*)

Read the first time by short title and referred to Rules Committee	584
Assigned to standing committee	626
Read the second time	722
Read the third time	833
Signed by the Speaker and returned to the Senate	833

1st Sub. S.B. 154 — USE OF RAINY DAY FUNDS (*P. Hellewell*)

Read the first time by short title and referred to Rules Committee	583
Assigned to standing committee	626
Read the second time	687, 884
Returned to Rules Committee	687
Read the third time	920
Substituted	920

2nd Sub. S.B. 154 — DEBT SERVICE AND RAINY DAY FUND AMENDMENTS (*P. Hellewell*)

Signed by the Speaker and returned to the Senate	945
Returned to the Senate	920

S.B. 156 — SCHOOL EMERGENCY RESPONSE PLANS FOR SPORTS INJURIES (*J. Valentine*)

- Read the first time by short title and referred to Rules Committee 795
- Read the second time 884
- Read the third time 919
- Circled 919
- Uncircled 958
- Amendments 958
- Returned to the Senate 959
- Signed by the Speaker and returned to the Senate 976

S.B. 157 — LOCAL SCHOOL BOARD EMPLOYER POWERS (*B. Wright*)

- Read the first time by short title and referred to Rules Committee 706
- Read the second time 830
- Read the third time 900
- Circled 900
- Uncircled 903
- Failed 904
- Returned to the Senate 904

S.B. 159 — ENVIRONMENTAL COMPLIANCE FOR MINERALS REGULATORY PROGRAM
(*P. Knudson*)

- Read the first time by short title and referred to Rules Committee 655
- Read the second time 708
- Read the third time 843
- Signed by the Speaker and returned to the Senate 844

S.B. 160 — AERONAUTICS CONSTRUCTION REVOLVING LOAN FUND (*J. Hickman*)

- Read the first time by short title and referred to Rules Committee 655
- Read the second time 708
- Read the third time 844
- Signed by the Speaker and returned to the Senate 845

S.B. 162 — DEPARTMENT OF HUMAN RESOURCE MANAGEMENT – REPORT OF FUNDED
VACANT POSITIONS (*L. Blackham*)

- Read the first time by short title and referred to Rules Committee 583
- Assigned to standing committee 625
- Read the second time 686, 884
- Returned to Rules Committee 686
- Read the third time 913
- Circled 913
- Uncircled 974
- Signed by the Speaker and returned to the Senate 975

S.B. 163 — STRUCTURED SETTLEMENT AGREEMENTS (<i>L. Hillyard</i>)	
Read the first time by short title and referred to Rules Committee	655
Read the second time	708
Read the third time	845
Signed by the Speaker and returned to the Senate	846
2nd Sub. S.B. 164 — SECURE FACILITIES AMENDMENTS (<i>D. Gladwell</i>)	
Read the first time by short title and referred to Rules Committee	663
Read the second time	708
Read the third time	846
Substituted	846
3rd Sub. S.B. 164 — SECURE FACILITIES AMENDMENTS (<i>D. Gladwell</i>)	
Returned to the Senate	847
Signed by the Speaker and returned to the Senate	888
1st Sub. S.B. 165 — PAWNBROKER INDUSTRY REVISIONS (<i>M. Waddoups</i>)	
Read the first time by short title and referred to Rules Committee	583
Assigned to standing committee	625
Read the second time	946
Enacting Clause Stricken	1015
S.B. 166 — INDIVIDUAL INCOME TAX – TREATMENT OF CERTAIN MILITARY INCOME (<i>C. Bramble</i>)	
Read the first time by short title and referred to Rules Committee	663
Read the second time	708
Returned to Rules Committee	845
Enacting Clause Stricken	1015
S.B. 167 — SCHOOL COMMUNITY COUNCILS (<i>B. Wright</i>)	
Read the first time by short title and referred to Rules Committee	757
Read the second time	830
Read the third time	899
Circled	900
Uncircled	914
Substituted	914

1st Sub. S.B. 167 — SCHOOL COMMUNITY COUNCILS (<i>B. Wright</i>)	
Circled	914
Uncircled	942
Amendments	942
Returned to the Senate	943
Signed by the Speaker and transmitted to the Governor	984
1st Sub. S.B. 168 — PARENT VISITATION OFFICE (<i>D. E. Allen</i>)	
Read the first time by short title and referred to Rules Committee	757
Read the second time	946
Returned to Rules Committee	973
Placed on calendar	976
Enacting Clause Stricken	1015
2nd Sub. S.B. 169 — PROPERTY TAX MODIFICATIONS (<i>C. Bramble</i>)	
Read the first time by short title and referred to Rules Committee	863
Read the second time	919
Read the third time	978
Signed by the Speaker and returned to the Senate	979
S.B. 170 — REAUTHORIZATION OF ADMINISTRATIVE RULES (<i>H. Stephenson</i>)	
Read the first time by short title and referred to Rules Committee	863
Read the second time	884
Read the third time	904
Signed by the Speaker and returned to the Senate	905
S.B. 171 — UNIFORM ARBITRATION ACT (<i>L. Hillyard</i>)	
Read the first time by short title and referred to Rules Committee	757
Read the second time	919
Read the third time	978
Circled	978
Uncircled	1002
Amendments	1002
Returned to the Senate	1003
Signed by the Speaker and returned to the Senate	1010
S.B. 173 — MOTOR VEHICLE REGISTRATION FOR FLEETS (<i>D. Eastman</i>)	
Read the first time by short title and referred to Rules Committee	757
Read the second time	884
Read the third time	905
Signed by the Speaker and returned to the Senate	906

S.B. 176 — UTAH REVISED NONPROFIT CORPORATION ACT AMENDMENTS (*L. Hillyard*)

- Read the first time by short title and referred to Rules Committee 795
- Read the second time 830
- Read the third time 868
- Signed by the Speaker and returned to the Senate 869

S.B. 178 — PROTECTING THE UNBORN CHILD (*L. S. Poulton*)

- Read the first time by short title and referred to Rules Committee 795
- Read the second time 830
- Read the third time 871
- Signed by the Speaker and returned to the Senate 872

S.B. 181 — HIGHER EDUCATION TECHNOLOGY AMENDMENTS (*L. Hillyard*)

- Read the first time by short title and referred to Rules Committee 795
- Read the second time 919
- Read the third time 977
- Signed by the Speaker and returned to the Senate 978

S.B. 182 — PENALTY AND INTEREST MODIFICATIONS (*C. Bramble*)

- Read the first time by short title and referred to Rules Committee 815
- Enacting Clause Stricken 1015

S.B. 183 — COSTS ASSESSED FOR WRONGFULLY ENJOINING A STATE PROJECT
(*T. Spencer*)

- Read the first time by short title and referred to Rules Committee 863
- Read the second time 884
- Read the third time 910
- Substituted 911

1st Sub. S.B. 183 — COSTS ASSESSED FOR WRONGFULLY ENJOINING A STATE PROJECT
(*T. Spencer*)

- Amendments 911
- Returned to the Senate 912
- Signed by the Speaker and returned to the Senate 936

1st Sub. S.B. 191 — LAW ENFORCEMENT REVOLVING ACCOUNT (<i>P. Knudson</i>)	
Read the first time by short title and referred to Rules Committee	795
Read the second time	884
Read the third time	910
Circled	910
Uncircled	912
Amendments	912
Returned to the Senate	913
Signed by the Speaker and returned to the Senate	945
S.B. 195 — SALES AND USE TAX AMENDMENTS (<i>J. Hickman</i>)	
Read the first time by short title and referred to Rules Committee	795
Read the second time	830
Read the third time	872
Circled	872, 879
Uncircled	879
Amendments	879
Returned to the Senate	880
Signed by the Speaker and returned to the Senate	909
1st Sub. S.B. 196 — WASTE AMENDMENTS (<i>C. Walker</i>)	
Read the first time by short title and referred to Rules Committee	815
Read the second time	973
Enacting Clause Stricken	1015
1st Sub. S.B. 199 — PRIVACY PROTECTIONS IN DIVORCE PROCEEDINGS (<i>G. Davis</i>)	
Read the first time by short title and referred to Rules Committee	795
Enacting Clause Stricken	1015
S.B. 200 — STATUTORY REVISIONS FOR STATE FUNDING ADJUSTMENTS (<i>L. Blackham</i>)	
Read the first time by short title and referred to Rules Committee	832
Read the second time	884
Read the third time	905
Circled	905
Uncircled	973
Signed by the Speaker and returned to the Senate	974
S.B. 201 — ANNEXATIONS IN COUNTIES OF THE FIRST CLASS (<i>L. S. Poulton</i>)	
Read the first time by short title and referred to Rules Committee	945
Read the second time	993
Enacting Clause Stricken	1015

S.C.R. 1 — ADULT LIFELONG LEARNING AND LITERACY RESOLUTION (*D. Steele*)

- Read the first time by short title and referred to Rules Committee 369
- Assigned to standing committee 378
- Read the second time 723, 946
- Returned to Rules Committee 723
- Enacting Clause Stricken 1015

S.C.R. 2 — RESOLUTION URGING VEGETATION MANAGEMENT PRACTICES ON BLM
GROUND (*L. Blackham*)

- Read the first time by short title and referred to Rules Committee 757
- Read the second time 830
- Read the third time 874
- Signed by the Speaker and returned to the Senate 875

S.C.R. 3 — CONCURRENT RESOLUTION RECOGNIZING THE SALT LAKE OLYMPIC
ORGANIZING COMMITTEE, MITT ROMNEY, OLYMPIC VOLUNTEERS, AND
PUBLIC SAFETY (*B. Evans*)

- Read the first time by short title 645
- Read the second time 645
- Read the third time 646
- Signed by the Speaker and returned to the Senate 646

S.C.R. 201 — RESOLUTION RECOGNIZING CONTRIBUTIONS OF SENATOR PETE SUAZO
(*M. Dmitrich*)

- Read the first time by short title 63
- Read the second time 63
- Read the third time 63
- Signed by the Speaker 64

S.J.R. 1 — RESOLUTION ENCOURAGING RESEARCH AND DEVELOPMENT GRANTS FOR CLEAN COAL ALTERNATIVES (<i>M. Dmitrich</i>)	
Read the first time by short title and referred to Rules Committee	273
Assigned to standing committee	340
Read the second time	445
Read the third time	500
Signed by the Speaker and returned to the Senate	501
1st Sub. S.J.R. 2 — RESOLUTION ON INVESTMENT OF STATE SCHOOL FUND AND UNIFORM SCHOOL FUND (<i>L. Hillyard</i>)	
Read the first time by short title and referred to Rules Committee	419
Assigned to standing committee	473
Read the second time	558, 708
Returned to Rules Committee	558
Read the third time	851
Signed by the Speaker and returned to the Senate	852
Intent Language	852
1st Sub. S.J.R. 4 — JOINT RESOLUTION ON CHANGES TO COUNTY BOUNDARIES (<i>C. Walker</i>)	
Read the first time by short title and referred to Rules Committee	419
Assigned to standing committee	474
Read the second time	543, 830
Returned to Rules Committee	543
Read the third time	900
Signed by the Speaker and returned to the Senate	901
2nd Sub. S.J.R. 6 — JOINT RESOLUTION URGING A STUDY OF CERTAIN EXEMPTIONS (<i>M. Waddoups</i>)	
Read the first time by short title and referred to Rules Committee	419
Assigned to standing committee	474
Read the second time	543
Read the third time	698
Signed by the Speaker and returned to the Senate	698
S.J.R. 7 — RESOLUTION ON COMPENSATION OF IN-SESSION EMPLOYEES (<i>B. Evans</i>)	
Read the first time by short title and referred to Rules Committee	325
Read the second time	341
Read the third time	401
Signed by the Speaker and returned to the Senate	402
S.J.R. 9 — JOINT AND INTERIM RULES REVISIONS RESOLUTION (<i>M. Waddoups</i>)	
Read the first time by short title and referred to Rules Committee	530
Read the second time	540
Read the third time	546
Signed by the Speaker and returned to the Senate	547

S.J.R. 10 — RESOLUTION AMENDING REVENUE AND TAXATION PROVISIONS OF UTAH CONSTITUTION (<i>J. Valentine</i>)	
Read the first time by short title and referred to Rules Committee	516
Assigned to standing committee	582
Read the second time	687, 830
Returned to Rules Committee	687
Read the third time	904
Circled	904
Uncircled	947
Amendments	947
Intent Language	949
Returned to the Senate	949
Signed by the Speaker and returned to the Senate	984
1st Sub. S.J.R. 11 — RESOLUTION SUPPORTING AMERICA'S DOMESTIC STEEL INDUSTRY (<i>E. Mayne</i>)	
Read the first time by short title and referred to Rules Committee	663
Read the second time	708
Read the third time	850
Circled	850
Uncircled	870
Signed by the Speaker and returned to the Senate	871
1st Sub. S.J.R. 12 — RESOLUTION URGING FEDERAL GOVERNMENT REVIEW OF ALTERNATIVES FOR ATLAS MILL TAILINGS (<i>M. Dmitrich</i>)	
Read the first time by short title and referred to Rules Committee	655
Read the second time	708
Read the third time	850
Signed by the Speaker and returned to the Senate	851
S.J.R. 15 — MASTER STUDY RESOLUTION (<i>L. S. Poulton</i>)	
Read the first time by short title	1003
Read the second time	1003
Read the third time	1003
Signed by the Speaker and returned to the Senate	1004
S.J.R. 16 — RESOLUTION RECOGNIZING PUBLIC SAFETY WORKERS FOR OLYMPICS (<i>L. A. Mansell</i>)	
Read the first time by short title	921
Read the second time	921
Read the third time	921
Signed by the Speaker and returned to the Senate	922

PAGE
INDEX

HOUSE BILLS AND RESOLUTIONS

THIRD SPECIAL SESSION

H.B. 3001 — REVISIONS TO ELECTION LAW (*C. Saunders*)

- Read the first time by short title 1043
- Read the second time 1043
- Read the third time 1043
- Amendments 1044
- Transmitted to the Senate 1046
- Failed 1047

3rd Sub. S.B. 3001 — ELECTION LAW REVISIONS (*C. Bramble*)

- Read the first time by short title. 1046
- Read the second time 1046
- Read the third time 1046
- Failed and Returned to the Senate 1047

PAGE
INDEX

HOUSE BILLS AND RESOLUTIONS

FOURTH SPECIAL SESSION

H.B. 4001 — SUPPLEMENTAL APPROPRIATIONS ACT III (*J. Alexander*)

Read the first time by short title	1056
Read the second time	1056
Read the third time	1056
Transmitted to the Senate	1057
Signed by the Speaker and transmitted to the Governor	1062

1st Sub. S.B. 4001 — 2002 BONDING FOR CAPITAL PROJECTS (*B. Evans*)

Read the first time by short title	1058
Read the second time	1058
Read the third time	1058
Returned to the Senate	1059
Refuse to Recede	1061
Joint Conference Committee Report	1062, 1063
Amendments	1058, 1063
Concurrence	1064
Signed by the Speaker and returned to the Senate	1064

S.B. 4002 — INDUSTRIAL ELECTRIC INFRASTRUCTURE ACT (*C. Bramble*)

Read the first time by short title	1060
Read the second time	1060
Read the third time	1060
Signed by the Speaker and returned to the Senate	1061

PAGE

INDEX

HOUSE BILLS AND RESOLUTIONS

FIFTH SPECIAL SESSION

H.B. 5001 — TECHNICAL AMENDMENTS TO ADULT PROTECTIVE SERVICES
 AMENDMENTS (*P. Jones*)

 Read for the first time 1075

 Read the second time 1076

 Read the third time 1077

 Transmitted to the Senate 1077

 Signed by the Speaker and transmitted to the Governor 1082

H.B. 5002 — COURT RECORDS OF DRIVING UNDER THE INFLUENCE CASES (*A.L. Tyler*)

 Read for the first time 1075

 Read the second time 1076

 Read the third time 1077

 Substituted 1077

1st Sub. H.B. 5002 — COURT RECORDS OF DRIVING UNDER THE INFLUENCE CASES
 (*A.L. Tyler*)

 Transmitted to the Senate 1078

 Signed by the Speaker and transmitted to the Governor 1083

H.B. 5003 — LOCAL SPECIAL ELECTION AMENDMENTS (*E. Anderson*)

 Read for the first time 1075

 Read the second time 1076

 Read the third time 1078

 Amendments 1078

 Transmitted to the Senate 1079

 Signed by the Speaker and transmitted to the Governor 1083

H.B. 5004 — SALARIES FOR LEGISLATORS (*J. Murray*)

 Read for the first time 1076

 Read the second time 1076

 Read the third time 1079

 Circled 1079

 Uncircled 1093

 Substituted 1093

2nd Sub. H.B. 5004 — SALARIES FOR LEGISLATORS AND CONSTITUTIONAL OFFICES
 (*J. Murray*)

 Transmitted to the Senate 1093

3rd Sub. H.B. 5004 — SALARIES FOR LEGISLATORS (*J. Murray*)

 Concurrence 1106

 Transmitted to the Senate 1107

 Signed by the Speaker and transmitted to the Governor 1120

H.B. 5005 — REPEAL OF UNFUNDED CONSUMER HEARING PANEL (<i>M. Throckmorton</i>)	
Read for the first time	1083
Read the second time	1084
Read the third time	1088
Transmitted to the Senate	1088
Signed by the Speaker and transmitted to the Governor	1099
H.B. 5006 — INDIVIDUAL INCOME TAX – ESTIMATED TAX PAYMENTS (<i>J. Biskupski</i>)	
Read for the first time	1083
Read the second time	1084
Read the third time	1090
Failed	1090
H.B. 5007 — EXTENSION OF BASIC SKILLS COMPETENCY TEST (<i>M. Dillree</i>)	
Read for the first time	1086
Read for the second time	1087
Read the third time	1091
Transmitted to the Senate	1092
Signed by the Speaker and transmitted to the Governor	1099
H.B. 5008 — CONSOLIDATION OF DIVISIONS OF MENTAL HEALTH AND SUBSTANCE ABUSE (<i>J. Seitz</i>)	
Read for the first time	1084
Read the second time	1084
Read the third time	1091
Transmitted to the Senate	1091
Signed by the Speaker and transmitted to the Governor	1099
H.B. 5009 — SUPPLEMENTAL APPROPRIATIONS ACT IV (<i>J. Alexander</i>)	
Read for the first time	1107
Read the second time	1107
Read the third time	1107
Circled	1107, 1110
Uncircled	1109, 1113
Transmitted to the Senate	1116
Amendments	1110, 1113, 1126
Concurrence	1126
Signed by the Speaker and transmitted to the Governor	1128
H.B. 5010 — NONRESIDENT TUITION WAIVER AMENDMENTS (<i>A. Bradshaw</i>)	
Read for the first time	1086
Read for the second time	1087
Read the third time	1092
Circled	1092

H.B. 5011 — FAMILIES, AGENCIES, COMMUNITIES TOGETHER PROGRAM REPEAL*(J. Seitz)*

Read for the first time	1087
Read for the second time	1087
Read the third time	1092
Circled	1092
Uncircled	1123
Failed	1124

H.B. 5012 — CORRECTIONAL SERVICES AMENDMENTS *(P. Ray)*

Read for the first time	1094
Read the second time	1095
Read the third time	1104
Amendments	1104
Circled	1104
Signed by the Speaker and returned to the Senate	1124

H.B. 5013 — REVIEW OF CERTAIN SALES AND USE TAX PROVISIONS *(R. Becker)*

Read for the first time	1095
Read the second time	1095
Read the third time	1107
Uncircled	1110, 1122
Amendments	1110
Circled	1107, 1110
Failed	1122

H.B. 5014 — APPROPRIATION TO GENERAL FUND FROM PERMANENT STATE TRUST FUND *(J. Alexander)*

Read for the first time	1095
Read the second time	1095
Read the third time	1107
Circled	1107
Uncircled	1108
Amendments	1108
Transmitted to the Senate	1109
Signed by the Speaker and transmitted to the Governor	1123

H.B. 5015 — CORRECTIONS – PROCEDURES AND FEES *(G. Way)*

Read for the first time	1099
Read the second time	1100
Read the third time	1107
Transmitted to the Senate	1108
Signed by the Speaker and transmitted to the Governor	1120

H.J.R. 501 — RESOLUTION APPROVING FEDERAL – UTAH STATE TRUST LANDS CONSOLIDATION AGREEMENT (<i>B. Johnson</i>)	
Read for the first time	1076
Read the second time	1076
Read the third time	1079, 1080
Amendments	1079, 1080
Transmitted to the Senate	1081
Signed by the Speaker and transmitted to the Governor	1086
H.J.R. 502 — RESOLUTION CLOSING DISTRICT COURT IN ROY (<i>A.L. Tyler</i>)	
Read for the first time	1076
Read the second time	1076
Read the third time	1087
Reconsideration	1089
Amendments	1089
Transmitted to the Senate	1088, 1090
Signed by the Speaker and transmitted to the Governor	1094
S.B. 5001 — CANVASS FOR PROVISIONAL BALLOT (<i>J. Hickman</i>)	
Read the first time by short title	1081
Read the second time	1081
Read the third time	1095
Signed by the Speaker and returned to the Senate	1096
S.B. 5002 — SURCHARGE ON TRAFFIC VIOLATIONS AMENDMENTS (<i>D.C. Buttars</i>)	
Read the first time by short title	1086
Read the second time	1086
Read the third time	1096
Circled	1096
Uncircled	1111
Signed by the Speaker and returned to the Senate	1112
1st Sub. S.B. 5003 — TRANSPORTATION FUND TRANSFERS (<i>S. Jenkins</i>)	
Read the first time by short title	1105
Read the second time	1105
Read the third time	1112
Circled	1112
Uncircled	1118
Signed by the Speaker and returned to the Senate	1119

S.B. 5004 — ELIMINATION OF ANNUAL LEAVE CONVERSION (*B. Evans*)

- Read the first time by short title 1086
- Read the second time 1086
- Read the third time 1096
- Reconsideration 1123
- Circled 1123
- Uncircled 1125
- Substituted 1125
- Signed by the Speaker and returned to the Senate 1097

1st Sub. S.B. 5004 — ANNUAL LEAVE CONVERSION (*B. Evans*)

- Amendments 1125
- Returned to the Senate 1126
- Signed by the Speaker and returned to the Senate 1127

S.B. 5005 — CAPITAL IMPROVEMENT AMENDMENTS (*L. Blackham*)

- Read the first time by short title 1086
- Read the second time 1086
- Read the third time 1097
- Signed by the Speaker and returned to the Senate 1098

S.B. 5006 — 2002 CAPITAL FACILITIES BONDING (*B. Evans*)

- Read the first time by short title 1086
- Read the second time 1086
- Read the third time 1098
- Circled 1099
- Uncircled 1102
- Substituted 1102

1st Sub. S.B. 5006 — 2002 CAPITAL FACILITIES BONDING (*B. Evans*)

- Returned to the Senate 1102
- Signed by the Speaker and returned to the Senate 1105

S.B. 5007 — EMERGENCY MEDICAL SERVICES SURCHARGE AMENDMENTS (*D. Steele*)

- Read the first time by short title 1094
- Read the second time 1094
- Read the third time 1100
- Signed by the Speaker and returned to the Senate 1101

S.B. 5009 — STATUTORY AMENDMENTS FOR MEDICAID BUDGET REDUCTIONS (<i>D. Steele</i>)	
Read the first time by short title	1094
Read the second time	1094
Read the third time	1101
Signed by the Speaker and returned to the Senate	1102
S.B. 5010 — MINIMUM SCHOOL PROGRAM AMENDMENTS (<i>H. Stephenson</i>)	
Read the first time by short title	1098
Read the second time	1098
Read the third time	1103
Amendments	1098, 1103
Returned to the Senate	1104
Refuse to Recede	1111
Joint Conference Committee Report	1121
Substituted	1121
1st Sub. S.B. 5010 — MINIMUM SCHOOL PROGRAM AMENDMENTS (<i>H. Stephenson</i>)	
Signed by the Speaker and returned to the Senate	1127
S.B. 5011 — STATUTORY AMENDMENTS TO IMPLEMENT BUDGET CUTS (<i>L. Blackham</i>)	
Read the first time by short title	1105
Read the second time	1105
Read the third time	1112
Circled	1112
Uncircled	1116
Signed by the Speaker and returned to the Senate	1117
S.B. 5012 — GUBERNATORIAL AND LEGISLATIVE TASK FORCE ON ALTERNATIVE REVENUE SOURCES FOR WATER FUNDING (<i>L. Blackham</i>)	
Read the first time by short title	1105
Read the second time	1105
Read the third time	1112
Circled	1112
Uncircled	1117
Amendments	1117
Returned to the Senate	1118
Signed by the Speaker and returned to the Senate	1124
S.B. 5013 — HIGHER EDUCATION BUDGET AUTHORITY (<i>L. Hillyard</i>)	
Read the first time by short title	1105
Read the second time	1105
Read the third time	1119
Signed by the Speaker and returned to the Senate	1120

FINAL ACTION

INDEX

**First Special Session,
Second Special Session,
General Session,
Third Special Session,
Fourth Special Session,
and Fifth Special Session**

FIRST SPECIAL SESSION

- H.B. 1001 **Notice by School to Custodial and Noncustodial Parent** F. Fife
Governor Signed on 7/5/2001
Effective Date: 8/20/2001
- H.B. 1002 **Criminal Law Amendments** A. Bradshaw
Governor Signed on 7/5/2001
Effective Date: 7/5/2001
- H.B. 1003 **Applied Technology Education Governance** R. Bigelow
Governor Signed on 7/5/2001
Effective Date: 9/1/2001
- H.B. 1004 **Department of Commerce – Fee Approval** J. Alexander
Governor Signed on 6/22/2001
Effective Date: 6/22/2001
- H.B. 1005 **Individual Income Tax and Corporate Franchise
and Income Tax – Renewable Energy Systems
Tax Credits** J. Swallow
Governor Signed on 7/5/2001
Effective Date: 8/20/2001
- H.B. 1006 **Individual Income Tax – Addition of Interest
to Federal Taxable Income** G. Curtis
Governor Signed on 7/5/2001
Effective Date: 8/20/2001
- H.B. 1007 **Private Records Under Government Records
Access and Management Act** C. Beshear
Governor Signed on 7/5/2001
Effective Date: 7/1/2002
- H.B. 1008 **Individual Income Tax – 2001 Federal Rate
Bracket Benefit** M. Throckmorton
Governor Signed on 7/5/2001
Effective Date: 8/20/2001
- H.B. 1009 **Passenger Limitations for Young Drivers –
Prospective Application** J. Alexander
Governor Signed on 6/22/2001
Effective Date: 7/1/2001

H.C.R. 101 **Resolution Approving Waste Disposal** D. Ure
 Governor Signed on 7/5/2001
 Effective Date: 7/5/2001

SECOND SPECIAL SESSION

H.B. 2001 **House of Representatives Redistricting Plan** G. Adair
 Governor Signed on 10/11/2001
 Effective Date: 1/1/2002

H.B. 2002 **State Board of Education Redistricting Plan** G. Adair
 Governor Signed on 10/11/2001
 Effective Date: 1/1/2002

H.B. 2003 **Unauthorized Practice of Law Amendments** S. Urquhart
 Governor Signed on 10/11/2001
 Effective Date: 10/11/2001

H.B. 2004 **Certification of Primary Voting Requirements
 by Political Parties** L. Pace
 House Filed on 10/1/2001

H.B. 2005 **Technical Amendments to Tobacco Settlement
 Trust Fund** K. Morgan
 House Filed on 10/1/2001

H.B. 2006 **Classification of Cities and Towns** W. Harper
 Governor Signed on 10/11/2001
 Effective Date: 10/11/2001

H.B. 2007 **Insurance Coverage for State Employees'
 Military Activation** M. Throckmorton
 House Filed on 10/1/2001

H.C.R. 201 **Resolution of Remembrance and Recognition
 of the Attack on America** B. Ferry
 Governor Signed on 10/11/2001
 Effective Date: 10/11/2001

H.C.R. 202 **Resolution Condemning Retaliation Against
 Islamic and Arab Communities** D. Litvack
 Governor Signed on 10/11/2001
 Effective Date: 10/11/2001

- H.C.R. 203 **Resolution Urging the Harvesting of Infested Stands of Timber** B. Johnson
 Governor Signed on 10/11/2001
 Effective Date: 10/11/2001

GENERAL SESSION

- H.B. 1 **Supplemental Appropriations Act** J. Alexander
 Governor Signed on 2/15/2002
 Effective Date: 2/15/2002
- H.B. 2 **2002 General Obligation Bond and Capital Facilities Authorizations** G. Adair
 Governor Signed on 3/26/2002
 Effective Date: 5/6/2002
- H.B. 3 **Supplemental Appropriations II** J. Alexander
 Governor Line Item Veto on 3/26/2002
 Effective Date: 3/26/2002
- H.B. 4 **Motorboating and Boating Under the Influence Provisions** L. Pace
 Governor Signed on 3/26/2002
 Effective Date: 7/1/2002
- H.B. 5 **School Uniform Amendments** K. Morgan
 Governor Signed on 3/26/2002
 Effective Date: 5/6/2002
- H.B. 6 **Public Safety Bureau Name Change** D. Bowman
 Governor Signed on 3/15/2002
 Effective Date: 5/6/2002
- H.B. 7 **Net Metering of Electricity** G. Snow
 Governor Signed on 3/15/2002
 Effective Date: 5/6/2002
- H.B. 8 **Repeal of Local Government Information Technology Review Committee** N. Hendrickson
 Governor Signed on 3/26/2002
 Effective Date: 5/6/2002

- | | | |
|---------|--|------------|
| H.B. 9 | Repeal of Medical Examiner Committee
Governor Signed on 3/18/2002
Effective Date: 5/6/2002 | N. Hansen |
| H.B. 10 | Repeal of Investment Advisory Committee
Governor Signed on 3/18/2002
Effective Date: 5/6/2002 | B. Winn |
| H.B. 11 | Utah Occupational Safety and Health
Advisory Council Amendments
Governor Signed on 3/18/2002
Effective Date: 5/6/2002 | D. Bush |
| H.B. 12 | Use of Tobacco Settlement Interest Proceeds
House Filed on 3/6/2002 | K. Morgan |
| H.B. 13 | Repeal of Human Resource Advisory Committee
Governor Signed on 3/15/2002
Effective Date: 5/6/2002 | D. Bowman |
| H.B. 14 | Repeal of State Advisory Planning Committee
Governor Signed on 3/14/2002
Effective Date: 5/6/2002 | P. Wallace |
| H.B. 15 | Repeal of Environmental Quality
Coordinating Committee
Governor Signed on 3/18/2002
Effective Date: 5/6/2002 | R. Bigelow |
| H.B. 16 | Blood and Breath Alcohol Testing
Governor Signed on 3/18/2002
Effective Date: 5/6/2002 | P. Ray |
| H.B. 17 | Multiple Driving Under the Influence Offenses
Governor Signed on 3/15/2002
Effective Date: 5/6/2002 | A. Tyler |
| H.B. 18 | Court Records of Driving Under
the Influence Cases
Governor Signed on 3/26/2002
Effective Date: 5/6/2002 | A. Tyler |

H.B. 19	Election Campaign Fund Checkoff Amendments Governor Signed on 3/18/2002 Effective Date: 5/6/2002	C. Buttars
H.B. 20	Prohibiting Residential Lots from Crossing County Lines House Filed on 3/6/2002	D. Hogue
H.B. 21	Electronic Government Services Amendments – Agriculture Governor Signed on 3/15/2002 Effective Date: 5/6/2002	R. Siddoway
H.B. 22	Electronic Government Services Amendments – Transportation Governor Signed on 3/15/2002 Effective Date: 5/6/2002	R. Siddoway
H.B. 23	Mortgage Practices Act Revisions Governor Signed on 3/26/2002 Effective Date: 5/6/2002	G. Adair
H.B. 24	Revisions to Redevelopment Agency Laws Governor Signed on 3/26/2002 Effective Date: 5/6/2002	W. Harper
H.B. 25	Adult Protective Services Amendments Governor Signed on 3/18/2002 Effective Date: 5/6/2002	P. Jones
H.B. 26	Technical Corrections to County Code Governor Signed on 3/15/2002 Effective Date: 5/6/2002	D. Cox
H.B. 27	Technical Corrections to Municipal Code Governor Signed on 3/15/2002 Effective Date: 5/6/2002	D. Cox
H.B. 28	Governmental Immunity Amendments Governor Signed on 3/26/2002 Effective Date: 5/6/2002	W. Harper

H.B. 29	Child Restraint Violations Governor Signed on 3/18/2002 Effective Date: 5/6/2002	C. Moss
H.B. 30	Master State Highway Amendments Governor Signed on 3/18/2002 Effective Date: 5/6/2002	J. Murray
H.B. 31	License Plate Requirements Governor Signed on 3/18/2002 Effective Date: 5/6/2002	B. King
H.B. 32	Overseas and Military Voters Amendments Governor Signed on 3/18/2002 Effective Date: 5/6/2002	D. Bush
H.B. 33	Certification and Testing of Voting Equipment Governor Signed on 3/18/2002 Effective Date: 5/6/2002	C. Buttars
H.B. 34	Tourism Amendments Governor Signed on 3/26/2002 Effective Date: 3/26/2002	S. Allen
H.B. 35	Expungement of Juvenile Records Governor Signed on 3/15/2002 Effective Date: 5/6/2002	S. Daniels
H.B. 36	Child Care Amendments House Filed on 3/6/2002	R. Siddoway
H.B. 37	Parent-time Amendments House Filed on 3/6/2002	J. Ferrin
H.B. 38	Repeal of Health Benefit Plan Committee Governor Signed on 3/18/2002 Effective Date: 5/6/2002	D. Bush
H.B. 39	Statute of Limitations Amendments Governor Signed on 3/26/2002 Effective Date: 5/6/2002	K. Bryson

- H.B. 40 **Public Safety – Division Name Change** D. Bowman
Governor Signed on 3/15/2002
Effective Date: 5/6/2002
- H.B. 41 **Utah Substance Abuse and Anti–violence
Coordinating Council Amendments** N. Hendrickson
Governor Signed on 3/18/2002
Effective Date: 5/6/2002
- H.B. 42 **Fluoridation of Public Water
Systems in an Emergency** A. Tyler
Governor Signed on 3/15/2002
Effective Date: 5/6/2002
- H.B. 43 **Access to Fluoridated Water** D. Hogue
Governor Signed on 3/15/2002
Effective Date: 5/6/2002
- H.B. 44 **Trust Deeds Amendments** D. Clark
Governor Signed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 45 **Prisoner Escape Amendment** K. Morgan
Governor Signed on 3/15/2002
Effective Date: 5/6/2002
- H.B. 46 **Annual Reports Given to the Legislature** M. Dillree
Governor Signed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 47 **Extension of Sunset Dates on Office of Court
Administrator and Alternative Dispute
Resolution** G. Way
Governor Signed on 3/18/2002
Effective Date: 5/6/2002
- H.B. 48 **Local Substance Abuse Authority Amendments** P. Ray
Governor Signed on 3/15/2002
Effective Date: 5/6/2002
- H.B. 49 **Municipal Plan for Moderate Income Housing** P. Ray
House Filed on 3/6/2002

- H.B. 50 **Individual Income Tax Personal Retirement Exemption and Deduction for Retirement Income – Eliminating Marriage Tax Penalties** W. Harper
House Filed on 3/6/2002
- H.B. 51 **Sales and Use Tax Modifications** W. Harper
Governor Signed on 3/18/2002
Effective Date: 7/1/2002
- H.B. 52 **Higher Education Savings Incentive Program Amendments** K. Bryson
Governor Signed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 53 **Technical Amendments to Tobacco Settlement Trust Fund** K. Morgan
Governor Signed on 3/18/2002
Effective Date: 3/18/2002
- H.B. 54 **Tobacco Amendments** C. Saunders
Governor Signed on 3/18/2002
Effective Date: 5/6/2002
- H.B. 55 **Underage Possession of Tobacco Amendments** C. Saunders
Governor Signed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 56 **Genetic Privacy and Discrimination** P. Ray
Governor Signed on 3/18/2002
Effective Date: 1/1/2003
- H.B. 57 **Forfeited Water Right Allocation** D. Peterson
Governor Signed on 3/15/2002
Effective Date: 5/6/2002
- H.B. 58 **Water Forfeiture Amendments** M. Styler
Governor Signed on 3/15/2002
Effective Date: 5/6/2002
- H.B. 59 **Municipal Telephone Utilities Amendments** D. Cox
House / Enacting Clause Struck on 3/6/2002

H.B. 60	Individual Income Tax – State Earned Income Tax Credit House Filed on 3/6/2002	T. Hatch
H.B. 61	Funds Consolidation Governor Signed on 3/26/2002 Effective Date: 5/6/2002	J. Alexander
H.B. 62	Legislative Area of State Capitol Governor Signed on 3/18/2002 Effective Date: 3/18/2002	M. Stephens
H.B. 63	Licensing Amendments Regarding Background Checks Governor Signed on 3/26/2002 Effective Date: 3/26/2002	A. Bradshaw
H.B. 64	Consumer Protection Amendments Governor Signed on 3/18/2002 Effective Date: 5/6/2002	A. Bradshaw
H.B. 65	State Park Access Highways Amendments Governor Signed on 3/15/2002 Effective Date: 5/6/2002	D. Bowman
H.B. 66	Judiciary Amendments Governor Signed on 3/15/2002 Effective Date: 5/6/2002	P. Arent
H.B. 67	Penalty for Distracted Driving House Failed on 2/7/2002	K. Holdaway
H.B. 68	Subdivision of Agricultural Land House / Enacting Clause Struck on 3/6/2002	B. Parker
H.B. 69	Payment for Bailiff and Other Services in Courts of Record House Filed on 3/6/2002	J. Seitz
H.B. 70	Political Fundraising Restrictions on Governor House Filed on 3/6/2002	N. Hansen

H.B. 71	Eliminate Straight Party Voting Option House / Enacting Clause Struck on 3/6/2002	T. Beck
H.B. 72	Penalty for Misuse of Lawful Substances Governor Signed on 3/15/2002 Effective Date: 5/6/2002	D. Hogue
H.B. 73	Capital Felony Sentencing Procedures Governor Signed on 3/15/2002 Effective Date: 5/6/2002	G. Snow
H.B. 74	Safety Inspections Regarding Window Tinting Governor Signed on 3/15/2002 Effective Date: 5/6/2002	D. Bowman
H.B. 75	Cemetery Maintenance District Amendments Governor Signed on 3/18/2002 Effective Date: 5/6/2002	E. Anderson
H.B. 76	Process for Creation of New School Districts House Filed on 3/5/2002	D. Cox
H.B. 77	Criminal Sentencing – Mitigation Amendments Governor Signed on 3/15/2002 Effective Date: 5/6/2002	D. Hogue
H.B. 78	Gun Show Background Check House / Enacting Clause Struck on 3/6/2002	S. Daniels
H.B. 79	School Display of Motto of the United States Governor Signed on 3/18/2002 Effective Date: 5/6/2002	R. Siddoway
H.B. 80	Unsolicited Commercial Email Governor Signed on 3/18/2002 Effective Date: 5/6/2002	P. Arent
H.B. 81	Youth Fishing License Amendments Governor Signed on 3/26/2002 Effective Date: 5/6/2002	F. Fife

- H.B. 82 **Storage of Firearms on Facilities with Secure Areas** J. Swallow
Governor Signed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 83 **Impounded Livestock – Sale by County** T. Hatch
Governor Signed on 3/18/2002
Effective Date: 5/6/2002
- H.B. 84 **Property Tax Assessments – Effect of
Conservation Easement** R. Becker
Governor Signed on 3/15/2002
Effective Date: 1/1/2003
- H.B. 85 **Water Development and Conservation Task Force** G. Way
House Filed on 3/6/2002
- H.B. 86 **Publication Notice of Constitutional Amendments** P. Arent
Governor Signed on 3/18/2002
Effective Date: 5/6/2002
- H.B. 87 **Unmarked Vehicle Amendments** D. Bowman
House Filed on 2/25/2002
- H.B. 88 **Sales and Use Tax – Agricultural Exemption** E. Anderson
Governor Signed on 3/26/2002
Effective Date: 7/1/2002
- H.B. 89 **Ban on Gifts** R. Becker
House Filed on 3/6/2002
- H.B. 90 **Truth in Advertising Amendments** S. Daniels
House Filed on 3/6/2002
- H.B. 91 **Mineral Production Tax
Withholding Amendments** G. Snow
Governor Signed on 3/15/2002
Effective Date: 7/1/2002
- H.B. 92 **Seat Belt Requirements** C. Moss
House Failed on 2/7/2002

H.B. 93	Municipal Annexation Amendments Governor Signed on 3/15/2002 Effective Date: 5/6/2002	D. Peterson
H.B. 94	Special Fuel Tax Amendments Governor Signed on 3/18/2002 Effective Date: 1/1/2003	B. Ferry
H.B. 95	Property Taxes – Notice of Delinquency Governor Signed on 3/15/2002 Effective Date: 5/6/2002	M. Dillree
H.B. 96	Licensure of Geologists Governor Signed on 3/26/2002 Effective Date: 5/6/2002	R. Becker
H.B. 97	Retirement Cost-of-living Adjustment for Public Safety House Filed on 3/6/2002	P. Ray
H.B. 98	Amendments to Whistle Blowers Statute House / Enacting Clause Struck on 3/6/2002	N. Hansen
H.B. 99	Consecutive Sentencing Governor Signed on 3/18/2002 Effective Date: 7/1/2002	T. McCartney
H.B. 100	Criminal Code Definition Amendment Governor Signed on 3/15/2002 Effective Date: 5/6/2002	G. Adair
H.B. 101	Racial Profiling Governor Signed on 3/26/2002 Effective Date: 7/1/2002	D. Bourdeaux
H.B. 102	Criminal History Background Information House Filed on 3/6/2002	D. Bourdeaux
H.B. 103	Individual Income Tax Deduction for Net Capital Gain House Filed on 3/6/2002	J. Ferrin

- H.B. 104 **Redistricting Procedures** R. Siddoway
House / Enacting Clause Struck on 3/6/2002
- H.B. 105 **Health Insurance Mandates Program** R. Lockhart
Governor Signed on 3/26/2002
Effective Date: 7/1/2002
- H.B. 106 **Pharmaceutical Access and Drug Policy
Advisory Subcommittee** D. Hogue
House / Enacting Clause Struck on 3/6/2002
- H.B. 107 **Obscenity and Pornography
Complaints Ombudsman Duties** W. Harper
Governor Signed on 3/18/2002
Effective Date: 5/6/2002
- H.B. 108 **Consumer Protection Amendments –
Rental Motor Vehicles** J. Biskupski
House / Enacting Clause Struck on 3/6/2002
- H.B. 109 **Governor and Legislatures Power to
Cut State Budget** K. Holdaway
House Filed on 3/6/2002
- H.B. 110 **Motor Vehicle Insurance and Credit Information** P. Wallace
Governor Signed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 111 **State Responsibility for Regulation of
Postsecondary Proprietary Schools** A. Bradshaw
Governor Signed on 3/26/2002
Effective Date: 7/1/2002
- H.B. 113 **Insect Control on Federal Lands** S. Urquhart
Governor Signed on 3/18/2002
Effective Date: 5/6/2002
- H.B. 114 **Penalty for Stealing Motor Fuel** C. Saunders
House Failed on 2/7/2002
- H.B. 115 **Technical Changes to Election Law** L. Pace
Governor Signed on 3/18/2002
Effective Date: 5/6/2002

- H.B. 116 **Local Government Officials Amendments** M. Thompson
House Filed on 3/6/2002
- H.B. 117 **Restructuring Medicaid Spend down** T. Beck
House Filed on 3/6/2002
- H.B. 118 **Special License Plates for Search
and Rescue Teams** B. Ferry
Governor Signed on 3/26/2002
Effective Date: 10/1/2002
- H.B. 119 **Assessment of Property Subject to a
Minimum Parcel Size** J. Murray
Governor Signed on 3/18/2002
Effective Date: 1/1/2003
- H.B. 120 **Division and Board of Water
Resources Name Change** J. Buffmire
House / Enacting Clause Struck on 3/6/2002
- H.B. 121 **Restrictions on Public Officials Becoming Lobbyists** S. Daniels
House / Enacting Clause Struck on 3/6/2002
- H.B. 122 **Health Insurance Benefit Design** R. Lockhart
Governor Signed on 2/9/2002
Effective Date: 5/6/2002
- H.B. 123 **Medical Recommendations for Children** K. Bryson
Governor Vetoed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 124 **Debt Collection Amendments** S. Allen
Governor Signed on 3/18/2002
Effective Date: 5/6/2002
- H.B. 125 **Endangerment of Child or Elder
Person with Controlled Substance or Precursor** T. Beck
Governor Signed on 3/15/2002
Effective Date: 5/6/2002
- H.B. 126 **Annexations Involving Townships** C. Duckworth
Governor Signed on 3/26/2002
Effective Date: 5/6/2002

- H.B. 138 **Rights of Creditors Against Trust Property** M. Newbold
Governor Signed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 139 **Employment Support Provisions** D. Litvack
House Failed on 3/4/2002
- H.B. 141 **Personal Information Protection** D. Aagard
House / Enacting Clause Struck on 3/6/2002
- H.B. 142 **Public Safety Communications Network** D. Ure
House / Enacting Clause Struck on 3/6/2002
- H.B. 143 **Restrictions on Sexually Explicit Email** B. Winn
Governor Signed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 144 **Exemption from Nonresident Tuition** D. Ure
Governor Signed on 3/26/2002
Effective Date: 7/1/2002
- H.B. 145 **Utah Energy Office Amendments** S. Urquhart
Governor Signed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 146 **Property Tax – Truth in Taxation Amendments** M. Young
House / Enacting Clause Struck on 3/6/2002
- H.B. 147 **Fiscal Accountability Standards** D. Litvack
House / Enacting Clause Struck on 3/6/2002
- H.B. 148 **Nonprofit Insurers** A. Bradshaw
House Filed on 3/6/2002
- H.B. 149 **Tax Credits for Manufacturing Capital Investments** N. Hansen
House / Enacting Clause Struck on 3/6/2002
- H.B. 150 **Public Education – Alternative Language Programs** D. Bourdeaux
House Filed on 3/6/2002

- H.B. 151 **Hate Crimes Amendments** D. Litvack
House / Enacting Clause Struck on 3/6/2002
- H.B. 152 **Oil and Gas Severance Tax – Board,
Restricted Account, and Use of Revenues** J. Seitz
Governor Vetoed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 153 **Standards for Illegal Drug Lab Decontamination** A. Tyler
House / Enacting Clause Struck on 3/6/2002
- H.B. 154 **Expansion of DNA Database** G. Way
Governor Signed on 3/18/2002
Effective Date: 7/1/2002
- H.B. 155 **Property Taxes – Farmland Assessment Act** T. Hatch
Governor Signed on 3/18/2002
Effective Date: 1/1/2003
- H.B. 156 **Vehicle Registration Renewal** J. Swallow
House / Enacting Clause Struck on 3/6/2002
- H.B. 157 **Repeal of Sales and Use Tax on Food** J. Biskupski
House / Enacting Clause Struck on 3/6/2002
- H.B. 158 **Safe Drinking Water Act Amendments** G. Donnelson
House / Enacting Clause Struck on 3/6/2002
- H.B. 159 **Parental Consent to Interview a Child** J. Ferrin
House / Enacting Clause Struck on 3/6/2002
- H.B. 160 **Utah Transportation Amendments** C. Bennion
House / Enacting Clause Struck on 3/6/2002
- H.B. 161 **Prohibiting Gifts to Legislators** K. Holdaway
House / Enacting Clause Struck on 3/6/2002
- H.B. 162 **Use of Bear River Bird Refuge Settlement Monies** B. Ferry
Governor Signed on 3/18/2002
Effective Date: 12/12/2012

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|----------|--|--------------|
| H.B. 163 | Damage Caused by Stray Livestock
House / Enacting Clause Struck on 3/6/2002 | S. Clark |
| H.B. 164 | Wildlife Remediation on Private Property
Governor Signed on 3/26/2002
Effective Date: 5/6/2002 | M. Styler |
| H.B. 165 | Expansion of Special Service District Purposes
House / Enacting Clause Struck on 3/6/2002 | C. Buttars |
| H.B. 166 | Public Review of Municipal Appropriations and Resources
Governor Signed on 3/26/2002
Effective Date: 5/6/2002 | R. Barrus |
| H.B. 167 | Powersport Vehicle Franchise Act
Governor Signed on 3/26/2002
Effective Date: 5/6/2002 | G. Curtis |
| H.B. 168 | Smoke-free Workplace Law
House / Enacting Clause Struck on 3/6/2002 | S. Daniels |
| H.B. 169 | Midterm Vacancies in the Legislature
House Filed on 3/6/2002 | R. Becker |
| H.B. 170 | Rights of a Defendant in a Criminal Trial
House / Enacting Clause Struck on 3/6/2002 | G. Donnelson |
| H.B. 171 | Low-speed Electric Vehicles on Certain Highways
Governor Signed on 3/15/2002
Effective Date: 10/1/2002 | D. Bush |
| H.B. 172 | Vehicle Safety Inspection Amendments
Governor Signed on 3/18/2002
Effective Date: 1/1/2003 | W. Harper |
| H.B. 173 | Amendments to Settlement Agreements Requirements
Governor Signed on 3/26/2002
Effective Date: 5/6/2002 | M. Dayton |

- H.B. 174 **Workers' Compensation – Fire Department Employees** J. Murray
House / Enacting Clause Struck on 3/6/2002
- H.B. 175 **Election Law Commission** J. Buffmire
House / Enacting Clause Struck on 3/6/2002
- H.B. 176 **Leave of Absence for Disabled Employees** C. Bennion
Governor Signed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 177 **Annual Report on State School Fund** J. Ferrin
Governor Signed on 3/26/2002
Effective Date: 7/1/2002
- H.B. 178 **Memorial Plaque of George E. Wahlen in the Capitol** G. Adair
House Filed on 3/6/2002
- H.B. 179 **Designation of State Building** G. Way
House Filed on 3/6/2002
- H.B. 180 **Emergency Responder Priority** K. Holdaway
House Failed on 2/28/2002
- H.B. 181 **Allocation of State Hospital Beds** J. Seitz
Governor Signed on 3/26/2002
Effective Date: 3/26/2002
- H.B. 182 **Tax Review Commission Amendments** C. Bennion
Governor Signed on 3/18/2002
Effective Date: 5/6/2002
- H.B. 183 **Firearm Criminal Background Check Amendments** J. Philpot
House Filed on 3/6/2002
- H.B. 184 **Impact Fees Act Amendments** G. Way
Governor Signed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 185 **Reauthorization of Individual Income Tax Credit – Tutoring Disabled Dependents** J. Buffmire
Governor Signed on 3/18/2002
Effective Date: 5/6/2002

- H.B. 186 **State Retirement Conversion Window** B. King
House Filed on 3/6/2002
- H.B. 187 **Driver License Fraud Amendments** K. Holdaway
Governor Signed on 3/18/2002
Effective Date: 5/6/2002
- H.B. 188 **Arrest Authority of Peace Officers** G. Donnelson
House / Enacting Clause Struck on 3/6/2002
- H.B. 189 **Retention of Educator Licenses** M. Throckmorton
House / Enacting Clause Struck on 3/6/2002
- H.B. 190 **Criminal Restitution Amendments** S. Allen
Governor Signed on 3/15/2002
Effective Date: 5/6/2002
- H.B. 191 **Mortgage Lending Disclosures** P. Ray
House / Enacting Clause Struck on 3/6/2002
- H.B. 192 **Workers' Compensation Benefits for
Volunteer Safety Officers** N. Hansen
Governor Signed on 3/15/2002
Effective Date: 5/6/2002
- H.B. 193 **Redevelopment Agencies Notice Requirements** M. Stephens
Governor Signed on 3/15/2002
Effective Date: 5/6/2002
- H.B. 194 **Peace Officer Arrest Quotas** C. Bennion
House / Enacting Clause Struck on 3/6/2002
- H.B. 195 **Protection of Sports Officials from Violent Abuse** D. Hogue
House / Enacting Clause Struck on 3/6/2002
- H.B. 196 **Divorce and Parent-time Revisions** C. Bennion
Governor Signed on 3/18/2002
Effective Date: 5/6/2002
- H.B. 197 **Off-highway Vehicle Amendments** B. Goodfellow
Governor Signed on 3/18/2002
Effective Date: 5/6/2002

- H.B. 209 **Truancy Amendments** D. Bourdeaux
House Filed on 3/6/2002
- H.B. 210 **Recreational Vehicle – Length and Width Amendments** D. Bush
Governor Signed on 3/18/2002
Effective Date: 5/6/2002
- H.B. 211 **Repeal of Weapons Law** S. Daniels
House / Enacting Clause Struck on 3/6/2002
- H.B. 212 **Special Service District Amendments** E. Anderson
Governor Signed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 213 **Classroom Amplification** D. Hogue
House Failed on 2/25/2002
- H.B. 214 **Extension of Sunset on Telehealth Commission** D. Hogue
Governor Signed on 3/18/2002
Effective Date: 5/6/2002
- H.B. 215 **Department of Health Collection of Information** D. Hogue
House Filed on 3/6/2002
- H.B. 216 **Transfer of Development Rights** B. Parker
House / Enacting Clause Struck on 3/6/2002
- H.B. 217 **Designation of Memorial Highway** D. Ure
Governor Signed on 3/18/2002
Effective Date: 5/6/2002
- H.B. 218 **Over Weight Vehicle Amendments** T. Hatch
Governor Signed on 3/18/2002
Effective Date: 5/6/2002
- H.B. 219 **Firearm Fee Amendments** J. Philpot
House / Enacting Clause Struck on 3/6/2002
- H.B. 220 **Control of Precursor Chemicals** A. Tyler
House / Enacting Clause Struck on 3/6/2002

- H.B. 221 **State Board of Education Rules and Reports** M. Dayton
Governor Signed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 222 **School and School District Size Task Force** D. Cox
House / Enacting Clause Struck on 3/6/2002
- H.B. 223 **Hunting License Fee Refund** M. Styler
Governor Signed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 224 **Giving False Information to Police Officer** K. Morgan
Governor Signed on 3/15/2002
Effective Date: 5/6/2002
- H.B. 225 **Mental Health Professional Financial Assistance Grants – Technical Amendments** J. Buffmire
Governor Signed on 3/15/2002
Effective Date: 5/6/2002
- H.B. 226 **Termination of Parental Rights Amendments** M. Throckmorton
Governor Signed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 227 **Electronic Monitoring of Probationers – Criminal Interference** K. Bryson
House / Enacting Clause Struck on 3/6/2002
- H.B. 228 **Public Education Vending Contracts** P. Jones
House / Enacting Clause Struck on 3/6/2002
- H.B. 229 **Workers’ Compensation – Death Benefit** D. Clark
House / Enacting Clause Struck on 3/6/2002
- H.B. 230 **Retirement of Public Safety Officials** R. Bigelow
Governor Signed on 3/26/2002
Effective Date: 7/1/2002
- H.B. 231 **Public Health Authority Amendments** S. Allen
Governor Signed on 3/18/2002
Effective Date: 5/6/2002

- H.B. 232 **Unemployment Insurance Fraud Amendments** T. McCartney
House Filed on 3/6/2002
- H.B. 233 **Mitigation of Damages in Condemnation Proceedings** G. Curtis
Governor Signed on 3/18/2002
Effective Date: 5/6/2002
- H.B. 235 **Emergency Vehicle Amendments** P. Ray
Governor Signed on 3/15/2002
Effective Date: 5/6/2002
- H.B. 236 **Indecent Public Display Amendments** P. Wallace
Governor Signed on 3/15/2002
Effective Date: 5/6/2002
- H.B. 237 **Spouse Abuse Amendments** G. Adair
Governor Signed on 3/15/2002
Effective Date: 5/6/2002
- H.B. 238 **Cigarette and Tobacco Tax Amendments** C. Saunders
Governor Signed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 239 **Salvage Vehicle Amendments** D. Hogue
House / Enacting Clause Struck on 3/6/2002
- H.B. 240 **Public Education Capital Outlay Act Amendments** D. Cox
House Filed on 3/6/2002
- H.B. 242 **Practice of Radiology Technology
Licensure Amendments** J. Philpot
House / Enacting Clause Struck on 3/6/2002
- H.B. 243 **Child Immunization Amendments** R. Lockhart
House Filed on 3/6/2002
- H.B. 244 **Credit Allowed in Teacher Transfer** M. Thompson
House / Enacting Clause Struck on 3/6/2002
- H.B. 245 **Amendments to Sex Offender Registry** A. Bradshaw
Governor Signed on 3/15/2002
Effective Date: 5/6/2002

- H.B. 246 **Sunset Act Reauthorizations** S. Mascaro
Governor Signed on 3/15/2002
Effective Date: 5/6/2002
- H.B. 247 **Fire Prevention and Safety Amendments** C. Beshear
House / Enacting Clause Struck on 3/6/2002
- H.B. 248 **Classification of State Employees for Insurance Purposes** J. Seitz
Governor Vetoed on 3/26/2002
Effective Date: 7/1/2002
- H.B. 249 **Sales and Use Tax – Location of Transactions** W. Harper
Governor Signed on 3/18/2002
Effective Date: 1/1/2003
- H.B. 250 **Retirement Law Recodification** R. Bigelow
Governor Signed on 3/26/2002
Effective Date: 3/26/2002
- H.B. 251 **Funding of State and County Health and Human Services Legislative Task Force** J. Seitz
Governor Signed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 252 **General Obligation Bonds for Engineering Buildings** G. Adair
Governor Signed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 253 **Rural Schools – Equity in Education** B. Johnson
Governor Signed on 3/26/2002
Effective Date: 7/1/2002
- H.B. 254 **Firemen’s Civil Service Council Amendments** J. Philpot
Governor Signed on 3/18/2002
Effective Date: 5/6/2002
- H.B. 255 **Utah Housing Corporation Amendments** R. Bigelow
Governor Signed on 3/18/2002
Effective Date: 5/6/2002

- H.B. 256 **Constitutional Defense Council Amendments** S. Urquhart
Governor Signed on 3/18/2002
Effective Date: 5/6/2002
- H.B. 257 **Proof of Age Under the Alcoholic Beverage Code** D. Bourdeaux
Governor Signed on 3/18/2002
Effective Date: 5/6/2002
- H.B. 258 **Voter Identification Requirements** R. Lockhart
House Filed on 3/6/2002
- H.B. 259 **Use of State Armories** C. Beshear
Governor Signed on 3/18/2002
Effective Date: 5/6/2002
- H.B. 260 **Restrictions on Telephone Solicitation** K. Morgan
House Filed on 3/6/2002
- H.B. 261 **Regulation of Restraint Therapy** M. Thompson
House / Enacting Clause Struck on 3/6/2002
- H.B. 262 **Student Education Plans** M. Newbold
Governor Signed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 263 **Mobile Home Park Residency Act Amendments** W. Harper
Governor Signed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 264 **Funds Consolidation, Budget Procedures,
and Fund Reclassification Amendments** R. Bigelow
Governor Signed on 3/26/2002
Effective Date: 7/1/2002
- H.B. 265 **Court Ordered Counseling** M. Thompson
House / Enacting Clause Struck on 3/6/2002
- H.B. 266 **Hearing Instrument Specialist Amendments** A. Bradshaw
Governor Signed on 3/15/2002
Effective Date: 7/1/2002

- H.B. 267 **Personnel Management Act Revision** D. Peterson
House / Enacting Clause Struck on 3/6/2002
- H.B. 268 **Additional State Retirement Benefit** L. Shurtliff
House / Enacting Clause Struck on 3/6/2002
- H.B. 269 **Water Commissioner Assessment Amendments** D. Ure
Governor Signed on 3/18/2002
Effective Date: 5/6/2002
- H.B. 270 **Mental Health Practitioner in Parental Rights Action** M. Thompson
Governor Signed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 271 **Appropriation for School Districts Impacted by Fee Waivers** L. Shurtliff
House Filed on 3/6/2002
- H.B. 272 **Utah Education Network Amendments** T. Hatch
House / Enacting Clause Struck on 3/6/2002
- H.B. 273 **Designation of I-80** D. Bush
Governor Signed on 3/18/2002
Effective Date: 5/6/2002
- H.B. 274 **Supplemental Minimum School Program Act Amendments** M. Dillree
Governor Signed on 3/26/2002
Effective Date: 3/26/2002
- H.B. 275 **State Board of Education Budget Authority** M. Dillree
Governor Signed on 3/26/2002
Effective Date: 3/26/2002
- H.B. 276 **Assessment on Title Insurers and Title Insurance Agencies** T. Hatch
Governor Signed on 3/26/2002
Effective Date: 7/1/2002
- H.B. 277 **Appropriation for Nature Center in Ogden** G. Adair
House / Enacting Clause Struck on 3/6/2002

- H.B. 289 **Independent Entity Privatization Amendments** M. Stephens
Governor Signed on 3/26/2002
Effective Date: 3/26/2002
- H.B. 290 **Affidavit of Impecuniosity Amendments** J. Swallow
Governor Signed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 291 **Obligations Related to Mortgage Loan Reserve Accounts** J. Swallow
Governor Signed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 292 **Power of Attorney for Trust** M. Newbold
House Filed on 3/6/2002
- H.B. 293 **Solid and Hazardous Waste** D. Ure
House / Enacting Clause Struck on 3/6/2002
- H.B. 294 **Bow Hunter Safety** N. Hansen
House / Enacting Clause Struck on 3/6/2002
- H.B. 295 **Taking Minor into Protective Custody Without Warrant** T. Hatch
Governor Signed on 3/26/2002
Effective Date: 7/1/2002
- H.B. 296 **2002 Special Highway General Obligation Bonds** W. Harper
Governor Signed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 297 **Retirement Office Amendments** R. Bigelow
Governor Vetoed on 3/26/2002
Effective Date: 7/1/2002
- H.B. 298 **Child Welfare Enhanced Training** D. Litvack
House / Enacting Clause Struck on 3/6/2002
- H.B. 299 **Agricultural Sustainability Task Force** C. Buttars
House / Enacting Clause Struck on 3/6/2002

- H.B. 300 **Amendments to Guardian Ad Litem Statutes** M. Throckmorton
Governor Signed on 3/18/2002
Effective Date: 7/1/2002
- H.B. 301 **Farmland Assessment Act – Rollback Taxes** D. Ure
House / Enacting Clause Struck on 3/6/2002
- H.B. 302 **Tax Credits for Donated Textbooks** M. Thompson
House / Enacting Clause Struck on 3/6/2002
- H.B. 303 **Expungement of Driving Under the
Influence Convictions** A. Tyler
Governor Signed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 304 **Child Welfare Parental Defense Act** M. Throckmorton
House / Enacting Clause Struck on 3/6/2002
- H.B. 305 **Property Tax Amendments** W. Harper
Governor Signed on 3/18/2002
Effective Date: 1/1/2003
- H.B. 306 **Election Law Revisions** G. Donnelson
House / Enacting Clause Struck on 3/6/2002
- H.B. 307 **Treatment of Dishonored Checks** C. Bennion
Governor Signed on 3/18/2002
Effective Date: 5/6/2002
- H.B. 308 **Renewable Energy Amendments** J. Gowans
House / Enacting Clause Struck on 3/6/2002
- H.B. 309 **Public Water Systems Amendments** R. Barrus
House / Enacting Clause Struck on 3/6/2002
- H.B. 310 **Mobility Assistance Fund** E. Hutchings
Governor Signed on 3/26/2002
Effective Date: 7/1/2002
- H.B. 311 **State Capitol Preservation Board – Chair** G. Adair
Governor Signed on 3/18/2002
Effective Date: 5/6/2002

- H.B. 312 **Highway and Freeway Underpasses for Wildlife** M. Styler
House / Enacting Clause Struck on 3/6/2002
- H.B. 313 **Utah 911 Committee** T. McCartney
Governor Signed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 314 **Combining Divisions of Substance Abuse and Mental Health** J. Seitz
House / Enacting Clause Struck on 3/6/2002
- H.B. 315 **Utah Fire Prevention and Safety Act Amendments** C. Beshear
House / Enacting Clause Struck on 3/6/2002
- H.B. 316 **Fire Prevention and Safety Revisions** C. Beshear
House / Enacting Clause Struck on 3/6/2002
- H.B. 317 **Legislative Task Force Amendments** C. Buttars
Governor Signed on 3/18/2002
Effective Date: 5/6/2002
- H.B. 318 **Governmental Immunity – Exception for Perjury** M. Throckmorton
House Filed on 3/6/2002
- H.B. 319 **Jail Reimbursement Amendments** G. Curtis
Governor Signed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 320 **Essential Hospital Services** R. Lockhart
House / Enacting Clause Struck on 3/6/2002
- H.B. 321 **Capitol Arts Placement Commission Amendments** R. Siddoway
House / Enacting Clause Struck on 3/6/2002
- H.B. 322 **Appropriation for Archery and Nature Park in Tooele** C. Bennion
House / Enacting Clause Struck on 3/6/2002
- H.B. 323 **State Fleet Operations Amendments** G. Adair
House Filed on 3/6/2002

- H.B. 324 **Protection of Unincorporated Areas in Counties of the First Class** A. Tyler
House Filed on 3/6/2002
- H.B. 325 **County Clerk Responsibilities – Building Lot of Record** D. Ure
House / Enacting Clause Struck on 3/6/2002
- H.B. 326 **Special License Plate** D. Bowman
House / Enacting Clause Struck on 3/6/2002
- H.B. 327 **Information Required to the Division of Public Utilities** T. McCartney
House / Enacting Clause Struck on 3/6/2002
- H.B. 328 **Appropriation for Teacher Mentoring Programs** C. Moss
House / Enacting Clause Struck on 3/6/2002
- H.B. 329 **State and Education Voluntary Contribution Fund** J. Philpot
House / Enacting Clause Struck on 3/6/2002
- H.B. 330 **Use of County General Fund Expenses** E. Hutchings
Governor Signed on 3/18/2002
Effective Date: 5/6/2002
- H.B. 331 **Nonresident Tuition for Higher Education** J. Alexander
Governor Signed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 332 **Child Support Modifications** E. Hutchings
House Filed on 3/6/2002
- H.B. 333 **Veterans – Parks and Recreation Benefit** G. Adair
House / Enacting Clause Struck on 3/6/2002
- H.B. 334 **County and Municipal Campaign Finance Amendments** T. Beck
Governor Signed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 335 **Lobbyist and Public Officials Ethics Amendments** R. Becker
House / Enacting Clause Struck on 3/6/2002

- H.B. 336 **Use of Force, Including Deadly Force,
in Defense of Property** M. Thompson
Governor Signed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 337 **Veterans Service Organizations
Special License Plates** S. Mascaro
Governor Signed on 3/26/2002
Effective Date: 10/1/2002
- H.B. 338 **Authority of the State Board of Education** D. Cox
House / Enacting Clause Struck on 3/6/2002
- H.B. 339 **Division of Services for People with Disabilities** R. Lockhart
Governor Signed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 340 **Division of Water Rights Funding and
Notification Amendments** M. Styler
Governor Signed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 341 **Government Law Revisions** B. King
House / Enacting Clause Struck on 3/6/2002
- H.B. 342 **Recovery of Administrative Fee for
Damages Sustained to a Rental Motor Vehicle** G. Curtis
Governor Vetoed on 3/26/2002
Effective Date: 5/6/2002
- H.B. 343 **Admission Policies for Higher Education** M. Dayton
House / Enacting Clause Struck on 3/6/2002
- H.B. 344 **Governmental Functions – Amendments** P. Arent
House / Enacting Clause Struck on 3/6/2002
- H.B. 345 **State Fair Park Amendments** D. Bourdeaux
House / Enacting Clause Struck on 3/6/2002
- H.B. 346 **Education Law Amendments** D. Bourdeaux
House / Enacting Clause Struck on 3/6/2002

H.B. 347	Government Law Changes House / Enacting Clause Struck on 3/6/2002	J. Biskupski
H.B. 348	Supplemental Adult Teacher House / Enacting Clause Struck on 3/6/2002	J. Biskupski
H.B. 349	Financial Institution Amendments House / Enacting Clause Struck on 3/6/2002	J. Gowans
H.B. 350	Driver License Restrictions House / Enacting Clause Struck on 3/6/2002	M. Throckmorton
H.B. 351	Election Process Amendments Governor Signed on 3/18/2002 Effective Date: 3/18/2002	G. Curtis
H.B. 352	Revisions to General Government – Tobacco Amendments Governor Signed on 3/18/2002 Effective Date: 5/6/2002	D. Hogue
H.B. 353	Appropriation to Department of Community and Economic Development House / Enacting Clause Struck on 3/6/2002	K. Holdaway
H.B. 354	Cigarette Marketing Agreement Prohibitions House / Enacting Clause Struck on 3/6/2002	D. Hogue
H.B. 355	Child Support Guidelines House / Enacting Clause Struck on 3/6/2002	F. Fife
H.B. 356	Prohibition of Restraint Practices House Filed on 3/6/2002	M. Thompson
H.C.R. 1	Resolution Regarding United States Minting of the Utah Quarter House Filed on 3/6/2002	N. Hansen
H.C.R. 2	Resolution Supporting Businesses Governor Signed on 3/15/2002 Effective Date: 3/15/2002	G. Curtis

- H.C.R. 3 **Resolution Honoring Service of Pamela Atkinson** M. Stephens
Governor Signed on 3/15/2002
Effective Date: 3/15/2002
- H.C.R. 4 **Resolution Recognizing Contributions of
Congressman James V. Hansen** M. Dillree
Governor Signed on 3/15/2002
Effective Date: 3/15/2002
- H.C.R. 5 **Resolution Recognizing Military, President,
and Congress' Role in War on Terrorism** J. Swallow
Governor Signed on 3/15/2002
Effective Date: 3/15/2002
- H.C.R. 6 **Resolution Welcoming the World to Utah –
2002 Olympic Winter Games** B. Ferry
Governor Signed on 3/15/2002
Effective Date: 3/15/2002
- H.C.R. 7 **Resolution Approving Landfill for
Construction and Demolition Debris** T. Hatch
Governor Signed on 3/18/2002
Effective Date: 3/18/2002
- H.C.R. 8 **Resolution Honoring Gold and Blue Star Mothers** J. Philpot
Governor Signed on 3/26/2002
Effective Date: 3/26/2002
- H.C.R. 9 **Resolution Supporting Designation of San Rafael
Swell as National Monument** B. Johnson
House / Enacting Clause Struck on 3/6/2002
- H.C.R. 10 **Resolution Recognizing Utah Shakespearean
Festival Distinguished Service Award** D. Bowman
Governor Signed on 3/26/2002
Effective Date: 3/26/2002
- H.J.R. 1 **Resolution Reappointing Legislative
Auditor General** M. Stephens
House Sent to Lieutenant Governor on 3/18/2002
Effective Date: 2/1/2002

- H.J.R. 2 **Rules Resolution – Committee Notes on Bills** R. Bigelow
 House Sent to Lieutenant Governor on 3/14/2002
 Effective Date: 1/31/2002
- H.J.R. 3 **Creation of Redistricting Commission Resolution** K. Morgan
 House / Enacting Clause Struck on 3/6/2002
- H.J.R. 4 **Resolution Encouraging Cultural Competency
 in the Delivery of Health Care** J. Buffmire
 House Sent to Lieutenant Governor on 3/14/2002
 Effective Date: 3/5/2002
- H.J.R. 5 **Resolution Calling for Support of the Principles of the
 Alliance for Unity** R. Bigelow
 House Sent to Lieutenant Governor on 3/14/2002
 Effective Date: 2/27/2002
- H.J.R. 6 **Resolution Urging an End to the Persecution
 of Falun Gong Practitioners** M. Throckmorton
 House / Enacting Clause Struck on 3/6/2002
- H.J.R. 7 **Joint Rules Resolution – Appropriations
 Subcommittee Names** N. Hendrickson
 House Sent to Lieutenant Governor on 3/14/2002
 Effective Date: 2/28/2002
- H.J.R. 8 **Joint Resolution Amending Highway User and
 Motor Fuel Funds** S. Daniels
 House / Enacting Clause Struck on 3/6/2002
- H.J.R. 9 **Joint Resolution – Rejecting Recommended Salary
 Increase for Legislators** G. Way
 House Sent to Lieutenant Governor on 3/11/2002
 Effective Date: 2/26/2002
- H.J.R. 10 **Resolution Urging Federal Constitutional Amendment
 to Protect the Life of the Unborn** G. Way
 House Filed on 3/6/2002
- H.J.R. 11 **Resolution Requiring Public Notice Prior
 to Special Sessions** S. Urquhart
 House Sent to Lieutenant Governor on 3/14/2002
 Effective Date: 1/1/2003

- H.J.R. 12 **Joint Resolution Rejecting Salary Recommendations of Legislative Compensation Commission** B. King
House / Enacting Clause 3/6/2002
- H.J.R. 13 **Resolution on Special Sessions of the Legislature** C. Bennion
House Filed on 3/6/2002
- H.J.R. 14 **Joint Resolution – Debt Limits for Political Subdivisions** W. Harper
House Sent to Lieutenant Governor on 3/14/2002
Effective Date: 1/1/2003
- H.J.R. 15 **Resolution Promoting Financial Literacy for Utah Students** D. Hogue
House Sent to Lieutenant Governor on 3/14/2002
Effective Date: 2/27/2002
- H.J.R. 16 **Joint Rules Resolution – Legislative Review Notes on Bills** D. Ure
House Failed on 2/25/2002
- H.J.R. 17 **Resolution Closing Court Facility** C. Bennion
House Sent to Lieutenant Governor on 3/14/2002
Effective Date: 3/5/2002
- H.J.R. 18 **Resolution Recognizing the Life and Contributions of Ronald Reagan** M. Throckmorton
House / Enacting Clause Struck on 3/6/2002
- H.J.R. 19 **Joint Rules Resolution Requiring Certain Special Session Procedures** C. Bennion
House Filed on 3/6/2002
- H.J.R. 20 **Resolution Urging Hazardous Materials Not Be Transported by Train During the Olympics** F. Fife
House Failed on 2/4/2002
- H.J.R. 21 **Resolution Encouraging Congressional Approval of Farm Bill** C. Buttars
House Filed on 3/6/2002

- H.J.R. 22 **Resolution Opposing Increased Violence in Sports Against Sports Officials** D. Hogue
House Sent to Lieutenant Governor on 3/15/2002
Effective Date: 3/6/2002
- H.J.R. 23 **Resolution Promoting Character and Citizenship Education** K. Morgan
House / Enacting Clause Struck on 3/6/2002
- H.J.R. 24 **Resolution Honoring Princess Aisha Bint Al Hussein** S. Allen
House Sent to Lieutenant Governor on 3/14/2002
Effective Date: 2/28/2002
- H.J.R. 25 **Resolution on Utah Athletic Foundation** D. Ure
House Sent to Lieutenant Governor on 3/18/2002
Effective Date: 3/6/2002
- H.J.R. 26 **Resolution Promoting Cooperative Regulatory Environment and Economic Development in Utah** C. Bennion
House Sent to Lieutenant Governor on 3/15/2002
Effective Date: 3/6/2002
- H.J.R. 27 **Resolution Authorizing Bear River Migratory Bird Refuge Settlement** B. Ferry
House Sent to Lieutenant Governor on 3/18/2002
Effective Date: 3/6/2002
- H.J.R. 28 **Resolution Recommending Changes to State Government** B. King
House / Enacting Clause Struck on 3/6/2002
- H.J.R. 29 **Resolution Asserting Water Rights Issued Under the Authority of the State Are Subject to State Law** M. Young
House / Enacting Clause Struck on 3/6/2002
- H.J.R. 30 **Resolution to Expand the Government Property Tax Exemption** D. Clark
House Sent to Lieutenant Governor on 3/15/2002
Effective Date: 1/1/2003

- H.J.R. 31 **Joint Rules Resolution – Establishing a Ways and Means Committee** D. Ure
House / Enacting Clause Struck 3/6/2002
- H.R. 1 **Resolution Changing House Committee Names** E. Hutchings
House Sent to Lieutenant Governor on 1/31/2002
Effective Date: 1/21/2002
- H.R. 2 **House Rules Resolution – Process Revisions** W. Harper
House Sent to Lieutenant Governor on 1/31/2002
Effective Date: 1/21/2002
- H.R. 3 **House Rules Amendments Resolution** T. Hatch
House Sent to Lieutenant Governor on 1/31/2002
Effective Date: 1/21/2002
- H.R. 4 **House Rules Resolution – Rules Committee Power** C. Bennion
House / Enacting Clause Struck on 3/6/2002

THIRD SPECIAL SESSION

- H.B. 3001 **Revisions to Election Law** C. Saunders
House Received from Senate on 4/29/2002

FOURTH SPECIAL SESSION

- H.B. 4001 **Supplemental Appropriations Act III** J. Alexander
Governor Signed on 5/31/2002
Effective Date: 5/31/2002

FIFTH SPECIAL SESSION

- H.B. 5001 **Technical Amendments to Adult Protective Services Amendments** P. Jones
Governor Signed on 7/18/2002
Effective Date: 7/18/2002
- H.B. 5002 **Court Records of Driving Under the Influence Cases** A. Tyler
Governor Signed on 7/23/2002
Effective Date: 7/23/2002

- H.B. 5003 **Local Special Election Amendments** E. Anderson
Governor Signed on 7/23/2002
Effective Date: 9/8/2002
- H.B. 5004 **Salaries for Legislators** J. Murray
Governor Signed on 7/23/2002
Effective Date: 7/23/2002
- H.B. 5005 **Repeal of Unfunded Consumer Hearing Panel** M. Throckmorton
Governor Signed on 7/23/2002
Effective Date: 7/23/2002
- H.B. 5006 **Individual Income Tax – Estimated Tax Payments** J. Biskupski
House Failed on 7/9/2002
- H.B. 5007 **Extension of Basic Skills Competency Test** M. Dillree
Governor Signed on 7/23/2002
Effective Date: 7/23/2002
- H.B. 5008 **Consolidation of Divisions of Mental Health and Substance Abuse** J. Seitz
Governor Signed on 7/23/2002
Effective Date: 9/8/2002
- H.B. 5009 **Supplemental Appropriations Act IV** J. Alexander
Governor Signed on 7/23/2002
Effective Date: 9/8/2002
- H.B. 5010 **Nonresident Tuition Waiver Amendments** A. Bradshaw
House Filed on 7/9/2002
- H.B. 5011 **Families, Agencies, Communities Together Program Repeal** J. Seitz
House Failed on 7/9/2002
- H.B. 5012 **Correctional Services Amendments** P. Ray
House Filed on 7/9/2002
- H.B. 5013 **Review of Certain Sales and Use Tax Provisions** R. Becker
House Failed on 7/9/2002

- H.B. 5014 **Appropriation to General Fund from Permanent State Trust Fund** J. Alexander
Governor Signed on 7/23/2002
Effective Date: 7/23/2002
- H.B. 5015 **Corrections – Procedures and Fees** G. Way
Governor Signed on 7/18/2002
Effective Date: 7/18/2002
- H.J.R. 501 **Resolution Approving Federal – Utah State Trust Lands Consolidation Agreement** B. Johnson
House Sent to Lieutenant Governor on 7/12/2002
Effective Date: 7/9/2002
- H.J.R. 502 **Resolution Closing District Court in Roy** A. Tyler
House Sent to Lieutenant Governor on 7/12/2002
Effective Date: 1/1/2003

SUBJECT
INDEX

SUBJECT INDEX TITLES

ABUSE, NEGLECT, OR EXPLOITATION OF DISABLED ADULTS

Adult Protective Services Amendments, Jones, P. HB 25 (P)

ADMINISTRATIVE RULES AND PROCEDURES

Reauthorization of Administrative Rules, Stephenson, H. SB 170 (P)

Safe Drinking Water Act – Administrative Procedure

Amendments, Wright, B. SB 89 (P)

ADMINISTRATIVE SERVICES

Debt Collection Amendments, Allen, S. HB 124 (P)

Repeal of Local Government Information Technology

Review Committee, Hendrickson, N. HB 8 (P)

Water Commissioner Assessment Amendments, Ure, D. HB 269 (P)

ADVERTISING

Outdoor Advertising Amendments, Waddoups, M. SB 98 (P)

Outdoor Advertising Sign Proximity to Utility Lines, Spencer, T. . . SB 145 (P)

Property Tax – Truth in Taxation Amendments, Young, M. HB 146 (F)

Truth in Advertising Amendments, Daniels, S. HB 90 (F)

AERONAUTICS

Aeronautics Construction Revolving Loan Fund, Hickman, J. SB 160 (P)

AGRICULTURE

Agricultural Protection Act Amendments, Blackham, L. SB 94 (P)

Agricultural Sustainability Task Force, Buttars, C. HB 299 (F)

County Ballot Questions, Buttars, C. HB 127 (P)

Damage Caused by Stray Livestock, Clark, S. HB 163 (F)

Electronic Government Services Amendments –

Agriculture, Siddoway, R. HB 21 (P)

Farmland Assessment Act – Rollback Taxes, Ure, D. HB 301 (F)

Impounded Livestock – Sale by County, Hatch, T. HB 83 (P)

Insect Control on Federal Lands, Urquhart, S. HB 113 (P)

Legislative Task Force Amendments, Buttars, C. HB 317 (P)

Property Taxes – Farmland Assessment Act, Hatch, T. HB 155 (P)

Regulation of Termite Inspectors, Walker, C. SB 83 (F)

Resolution Encouraging Congressional Approval of

Farm Bill, Buttars, C. HJR 21 (F)

Sales and Use Tax – Agricultural Exemption, Anderson, E. HB 88 (P)

AIR

Air Quality Act Amendments, Wright, B. SB 192 (F)

ALCOHOLIC BEVERAGE CONTROL

Alcoholic Beverage Service – Warning Required, Walker, C. SB 13 (P)
Funding Formula for Alcohol Related Activities of

Local Governments, Waddoups, M. SB 30 (P)

Unincorporated County Amendments, Allen, R. SB 95 (P)

ALCOHOLIC BEVERAGES

Proof of Age Under the Alcoholic Beverage Code, Bourdeaux, D. . HB 257 (P)

ALTERNATIVE DISPUTE RESOLUTION

Extension of Sunset Dates on Office of Court Administrator
and Alternative Dispute Resolution, Way, G. HB 47 (P)

AMENDMENTS – CONSTITUTION

Publication Notice of Constitutional Amendments, Arent, P. HB 86 (P)

ANTIDISCRIMINATION

Admission Policies for Higher Education, Dayton, M. HB 343 (F)

Age Discrimination in Employment, Mayne, E. SB 56 (F)

Resolution Calling for Support of the Principles of the

Alliance for Unity, Bigelow, R. HJR 5 (P)

Resolution Urging an End to the Persecution of

Falun Gong Practitioners, Throckmorton, M. HJR 6 (F)

APPROPRIATIONS

Appropriation for Archery and Nature Park in Tooele, Bennion, C. HB 322 (F)

Appropriation for Long Distance Graduate Program, Evans, B. SB 73 (F)

Appropriation for Nature Center in Ogden, Adair, G. HB 277 (F)

Appropriation for School Districts Impacted by

Fee Waivers, Shurtliff, L. HB 271 (F)

Appropriation for Sexual Violence Victim

Assistance Programs, Spencer, T. SB 5 (F)

Appropriation for Teacher Mentoring Programs, Moss, C. HB 328 (F)

Appropriation to Department of Community and

Economic Development, Holdaway, K. HB 353 (F)

Appropriations Act, Blackham, L.	SB 1 (P)
Funding a Community Legal Center, Hillyard, L.	SB 44 (F)
Funding for Highways, Hickman, J.	SB 2 (P)
Rural Schools – Equity in Education, Johnson, B.	HB 253 (P)
Supplemental Appropriations Act, Alexander, J.	HB 1 (P)
Supplemental Appropriations II, Alexander, J.	HB 3 (P)
Tuition Assistance Appropriation for National Guard, Knudson, P.	SB 40 (F)

ARTS

Resolution Recognizing Utah Shakespearean Festival Distinguished Service Award, Bowman, D.	HCR 10 (P)
---	------------

ATTORNEYS

Amendments to Guardian Ad Litem Statutes, Throckmorton, M. . .	HB 300 (P)
Attorney General Amendments, Wright, B.	SB 63 (F)
Power of Attorney for Trust, Newbold, M.	HB 292 (F)

AUTOMATED GEOGRAPHIC REFERENCE CENTER

Reporting of Data to the Automated Geographic Reference Center, Pace, L.	HB 131 (P)
---	------------

BONDS

2002 General Obligation Bond and Capital Facilities Authorizations, Adair, G.	HB 2 (P)
2002 Special Highway General Obligation Bonds, Harper, W. . . .	HB 296 (P)
Bonding Authority for Irrigation Districts, Gladwell, D.	SB 20 (P)
General Obligation Bonds for Engineering Buildings, Adair, G. . .	HB 252 (P)
Local Government Variable Rate Bonding Authority, Buttars, D. C.	SB 116 (P)
Special 2002 Highway General Obligation Bonds, Eastman, D. . . .	SB 190 (F)

BUDGETING

Debt Service and Rainy Day Fund Amendments, Hellewell, P. . . .	SB 154 (P)
Fiscal Accountability Standards, Litvack, D.	HB 147 (F)
Governor and Legislatures Power to Cut State Budget, Holdaway, K.	HB 109 (F)
Restriction of Funding on State Entity whose Policy, Rule, or Action is Contrary to Law, Waddoups, M.	SB 147 (F)

BUILDING CODES

Amendments to Utah Uniform Building Standards Act, Hellewell, P.	SB 55 (P)
---	-----------

Impact Fees Act Amendments, Way, G. HB 184 (P)

BUSINESS

Alcoholic Beverage Service – Warning Required, Walker, C. SB 13 (P)

Amendments to Construction Contracts Regarding

Unreasonable Delays, Jenkins, S. SB 78 (F)

Amendments to Utah Uniform Building Standards Act, Hellewell, P. SB 55 (P)

Assessment on Title Insurers and Title Insurance Agencies,

Hatch, T. HB 276 (P)

Business Entity Amendments, Valentine, J. SB 146 (P)

Cigarette Marketing Agreement Prohibitions, Hogue, D. HB 354 (F)

Cigarette Tax Stamp and Contraband Amendments, Allen, D. E. SB 7 (P)

Construction Services Commission, Clark, S. HB 205 (P)

Consumer Protection Amendments, Bradshaw, A. HB 64 (P)

Consumer Protection Amendments – Rental Motor

Vehicles, Biskupski, J. HB 108 (F)

Direct-entry Midwife Licensing Act, Hellewell, P. SB 53 (F)

Financial Institution Amendments, Gowans, J. HB 349 (F)

Financial Institutions Technical Amendments, Hickman, J. SB 184 (F)

Funding Formula for Alcohol Related Activities of

Local Governments, Waddoups, M. SB 30 (P)

Funding of the Controlled Substances Database, Valentine, J. SB 86 (P)

Insurance Law Amendments, Poulton, L. S. SB 122 (P)

Land Surveyor Amendments, Davis, G. SB 79 (F)

Licensing of Genetic Counselors Technical

Amendments, Julander, P. SB 109 (P)

Mechanics’ Lien Amendments, Garn, K. HB 234 (P)

Mobile Home Park Residency Act Amendments, Harper, W. HB 263 (P)

Mobile Home Park Residency Technical Revisions, Eastman, D. SB 115 (P)

Mortgage Lending Disclosures, Ray, P. HB 191 (F)

Mortgage Practices Act Revisions, Adair, G. HB 23 (P)

Motor Vehicle Insurance Coverage –

Arbitration Requirements, Waddoups, M. SB 120 (P)

New Automobile Franchise Act Amendments, Eastman, D. SB 42 (P)

Nonprofit Insurers, Bradshaw, A. HB 148 (F)

Obligations Related to Mortgage Loan Reserve

Accounts, Swallow, J. HB 291 (P)

Optional County Affordable Housing Funds Act, Hale, K. SB 126 (F)

Personal Information Protection, Aagard, D. HB 141 (F)

Pete Suazo Professional Athletic Commission

Amendments, Mayne, E. SB 108 (P)

Professional Employer Organization Licensing

- Act Amendments, Curtis, G. HB 279 (P)
 Proof of Age Under the Alcoholic Beverage Code, Bourdeaux, D. . HB 257 (P)
 Real Estate Valuation Tax Appeal, Bramble, C. SB 84 (F)
 Reconveyance of Trust Deed or Release of Mortgage, Hatch, T. . . . HB 202 (P)
 Registration and Protection of Trademarks and
 Service Marks, Hillyard, L. SB 150 (P)
 Resolution Promoting Financial Literacy for
 Utah Students, Hogue, D. HJR 15 (P)
 Resolution Supporting America's Domestic
 Steel Industry, Mayne, E. SJR 11 (P)
 Resolution Supporting Businesses, Curtis, G. HCR 2 (P)
 Restrictions on Telephone Solicitation, Morgan, K. HB 260 (F)
 Termination of Joint Tenancy in Real Property, Hillyard, L. SB 103 (P)
 Timely Payments of Insurance Claims, Valentine, J. SB 124 (P)
 Treatment of Dishonored Checks, Bennion, C. HB 307 (P)
 Trust Deeds Amendments, Clark, D. HB 44 (P)
 Truth in Advertising Amendments, Daniels, S. HB 90 (F)
 Unauthorized Electronic Transactions, Tyler, A. L. HB 134 (F)
 Utah Construction Contracts Prompt Payment Act, Waddoups, M. . . SB 19 (F)
 Utah Consumer Credit Reporting Act, Davis, G. SB 60 (F)
 Utah Revised Nonprofit Corporation Act Amendments, Hillyard, L. SB 176 (P)

BUSINESS DEVELOPMENT

Appropriation to Department of Community and

- Economic Development, Holdaway, K. HB 353 (F)
 Limited Purpose Local Government Agencies
 Amendments, Peterson, D. HB 137 (P)

CAPITOL BUILDING

- Legislative Area of State Capitol, Stephens, M. HB 62 (P)
 Memorial Plaque of George E. Wahlen in the Capitol, Adair, G. . . HB 178 (F)
 State Capitol Preservation Board – Chair, Adair, G. HB 311 (P)

CEMETERIES

- Cemetery Maintenance District Amendments, Anderson, E. HB 75 (P)

CHARITIES

- Charitable Solicitations Act Amendments, Hellewell, P. SB 175 (F)
 Special License Plate, Bowman, D. HB 326 (F)

CHILD CARE

- Child Care Amendments, Siddoway, R. HB 36 (F)
 Criminal Background Checks for Licensed Providers of
 Human Services, Blackham, L. SB 101 (P)

CHILD RESTRAINTS

- Child Restraint Violations, Moss, C. HB 29 (P)

CHILD SUPPORT

- Child Support Guidelines, Fife, F. HB 355 (F)
 Child Support Modifications, Hutchings, E. HB 332 (F)
 Child Support Reductions, Swallow, J. HB 282 (F)
 Divorce and Parent–time Revisions, Bennion, C. HB 196 (P)
 Office of Recovery Services Amendments, Allen, D. E. SB 25 (P)

CHILDREN

- Child Placement Determinations, Eastman, D. SB 110 (P)
 Child Welfare Enhanced Training, Litvack, D. HB 298 (F)
 Child Welfare Parental Defense Act, Throckmorton, M. HB 304 (F)
 DCFS Management Information System Amendments, Buttars, D. C. SB 17 (P)
 Divorce – Children’s Testimony Limited, Spencer, T. SB 106 (P)
 Divorce and Parent–time Revisions, Bennion, C. HB 196 (P)
 Domestic Violence in Presence of Child Amendments, Steele, D. . . SB 76 (P)
 Endangerment of Child or Elder Person with
 Controlled Substance or Precursor, Beck, T. HB 125 (P)
 Jury Trial for Termination of Parental Rights Cases, Wright, B. . . . SB 177 (F)
 Parent Visitation Office, Allen, D. E. SB 168 (F)
 Parent–time Amendments, Ferrin, J. HB 37 (F)
 Resolution Urging Federal Constitutional Amendment to
 Protect the Life of the Unborn, Way, G. HJR 10 (F)
 Visitation Rights of Grandparents, Spencer, T. SB 87 (P)

CLEAN FUELS

- Resolution Encouraging Research and Development Grants
 for Clean Coal Alternatives, Dmitrich, M. SJR 1 (P)
 Utah Fire Prevention and Safety Act Amendments, Beshear, C. . . . HB 315 (F)

CODE OF CRIMINAL PROCEDURE

- Affidavit of Impecuniosity Amendments, Swallow, J. HB 290 (P)

Amendments to Guilty and Mentally Ill, Gladwell, D.	SB 27 (P)
Arrest Authority of Peace Officers, Donnelson, G.	HB 188 (F)
Competency to Stand Trial Amendments, Daniels, S.	HB 288 (F)
Criminal Action – Defense to Civil Action for Damages, Hellewell, P.	SB 74 (P)
Criminal Background Checks for Licensed Providers of Human Services, Blackham, L.	SB 101 (P)
Criminal Restitution Amendments, Allen, S.	HB 190 (P)
DNA Evidence – Removing Statute of Limitations, Hillyard, L.	SB 139 (F)
Forensic Mental Health Coordinating Council, Hale, K.	SB 97 (P)
Peace Officer Arrest Quotas, Bennion, C.	HB 194 (F)
Rights of a Defendant in a Criminal Trial, Donnelson, G.	HB 170 (F)
Spouse Abuse Amendments, Adair, G.	HB 237 (P)

COMMERCE AND TRADE

Amendments to Construction Contracts Regarding Unreasonable Delays, Jenkins, S.	SB 78 (F)
Charitable Solicitations Act Amendments, Hellewell, P.	SB 175 (F)
Consumer Protection Amendments, Bradshaw, A.	HB 64 (P)
New Automobile Franchise Act Amendments, Eastman, D.	SB 42 (P)
No Telephone Solicitation List, Allen, D. E.	SB 67 (F)
Personal Information Protection, Aagard, D.	HB 141 (F)
Pete Suazo Professional Athletic Commission Amendments, Mayne, E.	SB 108 (P)
Restrictions on Telephone Solicitation, Morgan, K.	HB 260 (F)
Truth in Advertising Amendments, Daniels, S.	HB 90 (F)
Utah Construction Contracts Prompt Payment Act, Waddoups, M.	SB 19 (F)
Utah Consumer Credit Reporting Act, Davis, G.	SB 60 (F)

COMMITTEES, LEGISLATIVE

House Rules Amendments Resolution, Hatch, T.	HR 3 (P)
House Rules Resolution – Rules Committee Power, Bennion, C.	HR 4 (F)
Interim Committee Membership, Stephens, M.	HB 199 (P)
Joint and Interim Rules Revisions Resolution, Waddoups, M.	SJR 9 (P)
Joint Rules Resolution – Appropriations Subcommittee Names, Hendrickson, N.	HJR 7 (P)
Joint Rules Resolution – Legislative Review Notes on Bills, Ure, D.	HJR 16 (F)
Legislative Committee Names Revisions, Knudson, P.	SB 38 (P)
Reports to Health and Human Services, Spencer, T.	SB 4 (F)
Resolution Changing House Committee Names, Hutchings, E.	HR 1 (P)
Resolution Changing Senate Committee Names, Knudson, P.	SR 1 (P)

- Rules Resolution – Committee Notes on Bills, Bigelow, R. HJR 2 (P)
 Senate Rules Amendments Resolution, Waddoups, M. SR 2 (P)

COMMUNITY DEVELOPMENT

- Funding a Community Legal Center, Hillyard, L. SB 44 (F)
 Oil and Gas Severance Tax – Board, Restricted Account,
 and Use of Revenues, Seitz, J. HB 152 (P)
 Resolution Calling for Support of the Principles of the
 Alliance for Unity, Bigelow, R. HJR 5 (P)
 Utah Housing Corporation Amendments, Bigelow, R. HB 255 (P)

CONSTITUTION

- Creation of Redistricting Commission Resolution, Morgan, K. HJR 3 (F)
 Joint Resolution – Debt Limits for Political
 Subdivisions, Harper, W. HJR 14 (P)
 Resolution Amending Revenue and Taxation Provisions
 of Utah Constitution, Valentine, J. SJR 10 (P)
 Resolution Authorizing the Calling of Special Sessions
 by the Legislature, Hickman, J. SJR 5 (F)
 Resolution on Special Sessions of the Legislature, Bennion, C. . . . HJR 13 (F)
 Resolution Requiring Public Notice Prior to
 Special Sessions, Urquhart, S. HJR 11 (P)
 Resolution to Expand the Government Property
 Tax Exemption, Clark, D. HJR 30 (P)

CONSTRUCTION INDUSTRIES

- Amendments to Construction Contracts Regarding
 Unreasonable Delays, Jenkins, S. SB 78 (F)
 Amendments to Utah Uniform Building Standards Act, Hellewell, P. SB 55 (P)
 Bid Requirements on County or Municipal
 Construction Projects, Stephenson, H. SB 102 (F)
 Construction Services Commission, Clark, S. HB 205 (P)
 Natural Gas Technician Certification, Snow, G. HB 133 (P)
 Resolution Approving Landfill for Construction and
 Demolition Debris, Hatch, T. HCR 7 (P)
 Utah Construction Contracts Prompt Payment Act, Waddoups, M. . . SB 19 (F)

CONSUMER PROTECTION

- Consumer Protection Amendments, Bradshaw, A. HB 64 (P)
 Consumer Protection Amendments –
 Rental Motor Vehicles, Biskupski, J. HB 108 (F)

Personal Information Protection, Aagard, D.	HB 141 (F)
Restrictions on Sexually Explicit Email, Winn, B.	HB 143 (P)
State Responsibility for Regulation of Postsecondary	
Proprietary Schools, Bradshaw, A.	HB 111 (P)
Unsolicited Commercial Email, Arent, P.	HB 80 (P)
Utah Consumer Credit Reporting Act, Davis, G.	SB 60 (F)
Venue for Consumer Transactions, Valentine, J.	SB 123 (P)

CONTRACTS

Personal Information Protection, Aagard, D.	HB 141 (F)
Venue for Consumer Transactions, Valentine, J.	SB 123 (P)

CONTROLLED SUBSTANCES

Control of Precursor Chemicals, Tyler, A. L.	HB 220 (F)
Controlled Substances Act Amendments, Anderson, E.	HB 128 (P)
Endangerment of Child or Elder Person with Controlle	
Substance or Precursor, Beck, T.	HB 125 (P)
Expungement of Driving Under the Influence	
Convictions, Tyler, A. L.	HB 303 (P)
Funding of the Controlled Substances Database, Valentine, J.	SB 86 (P)
Insurance Coverage of Contraceptives, Poulton, L. S.	SB 112 (F)
Medical Recommendations for Children, Bryson, K.	HB 123 (P)
Multiple Driving Under the Influence Offenses, Tyler, A. L.	HB 17 (P)
Pharmaceutical Access and Drug Policy	
Advisory Subcommittee, Hogue, D.	HB 106 (F)
Pharmacist Licensing Amendments, Knudson, P.	SB 100 (P)
Standards for Illegal Drug Lab Decontamination, Tyler, A. L.	HB 153 (F)
Women's Health Care Parity, Julander, P.	SB 54 (F)

CORPORATE TAX

Corporate Franchise and Income Taxes –	
Treatment of Certain Cooperatives, Valentine, J.	SB 57 (P)
Historic Building Rehabilitation Tax Credits, Bennion, C.	HB 285 (F)
Tax Credits – Removal of Tax Credit from Tax Form and	
Prohibition on Claiming or Carrying Forward	
Tax Credit, Bramble, C.	SB 28 (P)
Tax Credits for Donated Textbooks, Thompson, M.	HB 302 (F)
Tax Credits for Manufacturing Capital Investments, Hansen, N.	HB 149 (F)
Tuition Tax Credits, Buttars, D. C.	SB 69 (F)

CORPORATIONS

Business Entity Amendments, Valentine, J.	SB 146 (P)
---	------------

Registration and Protection of Trademarks and Service Marks, Hillyard, L.	SB 150 (P)
Utah Revised Nonprofit Corporation Act Amendments, Hillyard, L.	SB 176 (P)

COUNTIES

Access to Fluoridated Water, Hogue, D.	HB 43 (P)
Adjustments of County Boundaries, Walker, C.	SB 80 (P)
Agricultural Protection Act Amendments, Blackham, L.	SB 94 (P)
Annexations in Counties of the First Class, Poulton, L. S.	SB 201 (F)
Basic Human Needs Referendum Act, Dmitrich, M.	SB 198 (F)
Bid Requirements on County or Municipal Construction Projects, Stephenson, H.	SB 102 (F)
County and Municipal Campaign Finance Amendments, Beck, T.	HB 334 (P)
County Ballot Questions, Butters, C.	HB 127 (P)
County Health Departments – Operational Structure, Garn, K.	HB 241 (P)
County Law Revisions, Gladwell, D.	SB 65 (P)
County Personnel Management Act Amendments, Evans, B.	SB 82 (P)
Firemen’s Civil Service Council Amendments, Philpot, J. M.	HB 254 (P)
Fluoridation of Public Water Systems in an Emergency, Tyler, A. L.	HB 42 (P)
Impounded Livestock – Sale by County, Hatch, T.	HB 83 (P)
Joint Resolution on Changes to County Boundaries, Walker, C.	SJR 4 (P)
Justice Court Judges, Evans, B.	SB 148 (F)
License Plate Requirements, King, B.	HB 31 (P)
Local Government Officials Amendments, Thompson, M.	HB 116 (F)
Obscenity and Pornography Complaints Ombudsman Duties, Harper, W.	HB 107 (P)
Optional County Affordable Housing Funds Act, Hale, K.	SB 126 (F)
Outdoor Advertising Sign Proximity to Utility Lines, Spencer, T.	SB 145 (P)
Payment for Bailiff and Other Services in Courts of Record, Seitz, J.	HB 69 (F)
Planetarium Board Amendments, Newbold, M.	HB 280 (F)
Planetarium Board of Directors Amendments, Davis, G.	SB 129 (P)
Prohibiting Residential Lots from Crossing County Lines, Hogue, D.	HB 20 (F)
Protection of Unincorporated Areas in Counties of the First Class, Tyler, A. L.	HB 324 (F)
Reporting of Data to the Automated Geographic Reference Center, Pace, L.	HB 131 (P)
Resolution Providing for Changing County Lines, Peterson, M.	SJR 3 (F)
Subdivision of Agricultural Land, Parker, B.	HB 68 (F)
Technical Corrections to County Code, Cox, D.	HB 26 (P)
Transfer of Development Rights, Parker, B.	HB 216 (F)

- Unincorporated County Amendments, Allen, R. SB 95 (P)
- Use of County General Fund Expenses, Hutchings, E. HB 330 (P)
- Voter Residence Where Lot Is Divided by
 - County Boundary Line, Walker, C. SB 35 (P)
- Workforce Services Amendments, Evans, B. SB 23 (P)

COUNTY GOVERNMENT

- Planetarium Board Amendments, Newbold, M. HB 280 (F)

COURT PROCEDURE

- Attempted Murder Amendments, Gladwell, D. SB 22 (P)
- Capital Felony Sentencing Procedures, Snow, G. HB 73 (P)
- Consecutive Sentencing, McCartney, T. HB 99 (P)

COURTS

- Amendments to Guilty and Mentally Ill, Gladwell, D. SB 27 (P)
- Competency to Stand Trial Amendments, Daniels, S. HB 288 (F)
- Court Ordered Counseling, Thompson, M. HB 265 (F)
- Court Records of Driving Under the Influence Cases, Tyler, A. L. . . HB 18 (P)
- Criminal Action – Defense to Civil Action
 - for Damages, Hellewell, P. SB 74 (P)
- Expungement of Driving Under the Influence
 - Convictions, Tyler, A. L. HB 303 (P)
- Expungement of Juvenile Records, Daniels, S. HB 35 (P)
- Extension of Sunset Dates on Office of Court
 - Administrator and Alternative Dispute Resolution, Way, G. HB 47 (P)
- Judicial Conduct Commission Amendments, Bryson, K. HB 136 (P)
- Justice Court Judges, Evans, B. SB 148 (F)
- Payment for Bailiff and Other Services in Courts of Record, Seitz, J. HB 69 (F)
- Punitive Damage Awards, Hillyard, L. SB 141 (P)
- Reallocation of Judges, Hickman, J. SB 140 (P)
- Resolution Closing Court Facility, Bennion, C. HJR 17 (P)
- Rights of a Defendant in a Criminal Trial, Donnelson, G. HB 170 (F)
- Statutory Revisions for State Funding Adjustments, Blackham, L. . . SB 200 (P)
- Storage of Firearms on Facilities with Secure Areas, Swallow, J. . . . HB 82 (P)
- Structured Settlement Agreements, Hillyard, L. SB 163 (P)
- Traffic Offense Adjudication, Knudson, P. SB 16 (F)

CREDIT

- Utah Consumer Credit Reporting Act, Davis, G. SB 60 (F)

CRIMINAL CODE

- Agricultural Protection Act Amendments, Blackham, L. SB 94 (P)
- Antiterrorism Amendments, Ray, P. HB 283 (P)
- Attempted Murder Amendments, Gladwell, D. SB 22 (P)
- Blood and Breath Alcohol Testing, Ray, P. HB 16 (P)
- Capital Felony Sentencing Procedures, Snow, G. HB 73 (P)
- Cigarette Marketing Agreement Prohibitions, Hogue, D. HB 354 (F)
- Consecutive Sentencing, McCartney, T. HB 99 (P)
- Consumer Protection Amendments, Bradshaw, A. HB 64 (P)
- Costs Assessed for Wrongfully Enjoining a
 State Project, Spencer, T. SB 183 (P)
- Criminal Code Amendments, Suazo, A. SB 64 (F)
- Criminal Code Definition Amendment, Adair, G. HB 100 (P)
- Criminal History Background Information, Bourdeaux, D. HB 102 (F)
- Criminal Sentencing – Mitigation Amendments, Hogue, D. HB 77 (P)
- Damage Caused by Stray Livestock, Clark, S. HB 163 (F)
- DNA Evidence – Removing Statute of Limitations, Hillyard, L. . . SB 139 (F)
- Domestic Violence in Presence of Child Amendments, Steele, D. . . SB 76 (P)
- Electronic Monitoring of Probationers
 Criminal Interference, Bryson, K. HB 227 (F)
- Endangerment of Child or Elder Person with Controlled
 Substance or Precursor, Beck, T. HB 125 (P)
- Firearm Fee Amendments, Philpot, J. M. HB 219 (F)
- Giving False Information to Police Officer, Morgan, K. HB 224 (P)
- Gun Show Background Check, Daniels, S. HB 78 (F)
- Hate Crimes Amendments, Litvack, D. HB 151 (F)
- Indecent Public Display Amendments, Wallace, P. HB 236 (P)
- Law Enforcement Revolving Account, Knudson, P. SB 191 (P)
- Pawnbroker Industry Revisions, Waddoups, M. SB 165 (F)
- Penalty for Misuse of Lawful Substances, Hogue, D. HB 72 (P)
- Prisoner Escape Amendment, Morgan, K. HB 45 (P)
- Prohibiting Intimacy with Youth Receiving
 State Services, Julander, P. SB 11 (P)
- Protecting the Unborn Child, Poulton, L. S. SB 178 (P)
- Protection of Sports Officials from Violent Abuse, Hogue, D. . . . HB 195 (F)
- Punitive Damage Awards, Hillyard, L. SB 141 (P)
- Repeal of Weapons Law, Daniels, S. HB 211 (F)
- Resolution Opposing Increased Violence in Sports
 Against Sports Officials, Hogue, D. HJR 22 (P)
- Statute of Limitations Amendments, Bryson, K. HB 39 (P)
- Underage Possession of Tobacco Amendments, Saunders, C. HB 55 (P)

Use of Force, Including Deadly Force, in Defense
of Property, Thompson, M. HB 336 (P)

CRIMINAL IDENTIFICATION

Firearm Criminal Background Check Amendments, Philpot, J. M. . HB 183 (F)
Firearm Fee Amendments, Philpot, J. M. HB 219 (F)

DEATH

Birth Certificate for Stillborn Child, Allen, R. SB 45 (P)
Criminal Sentencing – Mitigation Amendments, Hogue, D. HB 77 (P)
Protecting the Unborn Child, Poulton, L. S. SB 178 (P)
Use of Force, Including Deadly Force, in
Defense of Property, Thompson, M. HB 336 (P)
Workers’ Compensation – Death Benefit, Clark, D. HB 229 (F)

DEPARTMENT OF ADMINISTRATIVE SERVICES

Child Welfare Parental Defense Act, Throckmorton, M. HB 304 (F)
State Fleet Operations Amendments, Adair, G. HB 323 (F)
Wildlife Remediation on Private Property, Styler, M. HB 164 (P)

DEPARTMENT OF AGRICULTURE AND FOOD

Insect Control on Federal Lands, Urquhart, S. HB 113 (P)

DEPARTMENT OF COMMUNITY AND ECONOMIC

Appropriation to Department of Community and
Economic Development, Holdaway, K. HB 353 (F)

DEPARTMENT OF CORRECTIONS

Jail Reimbursement Amendments, Curtis, G. HB 319 (P)

DEPARTMENT OF ENVIRONMENTAL QUALITY

Environmental Self-evaluation Act Amendments, Wright, B. SB 88 (P)
Pawnbroker Industry Revisions, Waddoups, M. SB 165 (F)
Resolution Approving Landfill for Construction
and Demolition Debris, Hatch, T. HCR 7 (P)
Solid and Hazardous Waste, Ure, D. HB 293 (F)
Uranium Mill Tailings Oversight, Wright, B. SB 96 (P)
Waste Amendments, Walker, C. SB 196 (F)

DEPARTMENT OF HEALTH

Department of Health Collection of Information, Hogue, D. HB 215 (F)

- Health Care Access Reform, Buttars, D. C. SB 58 (F)
 Health Care Workforce Loan Repayment Assistance, Knudson, P. SB 113 (P)
 Health Insurance Benefit Design, Lockhart, R. HB 122 (P)
 Pharmaceutical Access and Drug Policy
 Advisory Subcommittee, Hogue, D. HB 106 (F)
 Public Health Authority Amendments, Allen, S. HB 231 (P)
 Resolution Encouraging Cultural Competency in
 the Delivery of Health Care, Buffmire, J. HJR 4 (P)
 Restructuring Medicaid Spend down, Beck, T. HB 117 (F)
 Tobacco Settlement Restricted Account, Steele, D. SB 135 (P)

DEPARTMENT OF HUMAN RESOURCE MANAGEMENT

Department of Human Resource Management –

- Report of Funded Vacant Positions, Blackham, L. SB 162 (P)
 Leave of Absence for Disabled Employees, Bennion, C. HB 176 (P)
 Personnel Management Act Revision, Peterson, D. HB 267 (F)
 Repeal of Human Resource Advisory Committee, Bowman, D. HB 13 (P)

DEPARTMENT OF HUMAN SERVICES

Environmental Compliance for Minerals Regulatory

- Program, Knudson, P. SB 159 (P)
 Prohibiting Intimacy with Youth Receiving
 State Services, Julander, P. SB 11 (P)
 Wildlife Remediation on Private Property, Styler, M. HB 164 (P)

DEPARTMENT OF NATURAL RESOURCES

- Bear River Development Projects, Waddoups, M. SB 92 (P)
 Bow Hunter Safety, Hansen, N. HB 294 (F)
 Coal Mining and Reclamation Amendments, Dmitrich, M. SB 72 (P)
 Division and Board of Water Resources
 Name Change, Buffmire, J. HB 120 (F)
 Division of Water Rights Funding and Notification
 Amendments, Styler, M. HB 340 (P)
 Hunting License Fee Refund, Styler, M. HB 223 (P)
 Utah Energy Office Amendments, Urquhart, S. HB 145 (P)
 Water Commissioner Assessment Amendments, Ure, D. HB 269 (P)
 Wildlife Resources and Wildlife Board Amendments, Gladwell, D. SB 134 (F)
 Youth Fishing License Amendments, Fife, F. HB 81 (P)

DEPARTMENT OF PUBLIC SAFETY

- Criminal History Background Information, Bourdeaux, D. HB 102 (F)

- Public Safety Bureau Name Change, Bowman, D. HB 6 (P)
- Public Safety Communications Network, Ure, D. HB 142 (F)
- Racial Profiling, Bourdeaux, D. HB 101 (P)
- Vehicle History Information, Eastman, D. SB 151 (F)

DEPARTMENT OF TRANSPORTATION

- Manual on Uniform Traffic Control Devices
 - for Streets, Holdaway, K. HB 198 (P)
- Over Weight Vehicle Amendments, Hatch, T. HB 218 (P)

DEPARTMENT OF WORKFORCE SERVICES

- Workforce Services Amendments, Evans, B. SB 23 (P)

DISABILITIES

- Division of Services for People with Disabilities, Lockhart, R. HB 339 (P)
- Driver License Reporting, Peterson, M. SB 14 (F)
- Education of Persons with a Disability, Mayne, E. SB 81 (P)
- Election Law Amendments – Disabled Voters, Siddoway, R. HB 284 (P)
- Mobility Assistance Fund, Hutchings, E. HB 310 (P)
- Reauthorization of Individual Income Tax Credit –
 - Tutoring Disabled Dependents, Buffimire, J. HB 185 (P)

DISEASES

- Department of Health Collection of Information, Hogue, D. HB 215 (F)

DIVISION OF CHILD AND FAMILY SERVICES

- Child Welfare Enhanced Training, Litvack, D. HB 298 (F)
- DCFS Management Information System
 - Amendments, Buttars, D. C. SB 17 (P)
- Division of Child and Family Services Treatment
 - Plans and Reunification Services, Lockhart, R. HB 286 (F)
- Jury Trial for Termination of Parental Rights Cases, Wright, B. SB 177 (F)
- Medical Recommendations for Children, Bryson, K. HB 123 (P)
- Office of Recovery Services Amendments, Allen, D. E. SB 25 (P)
- Release of Custodial or Noncustodial Parent’s Address, Allen, D. E. SB 24 (P)
- Responsibility of Attorney General to Represent Division
 - of Child and Family Services, Throckmorton, M. HB 204 (P)
- Taking Minor into Protective Custody Without Warrant, Hatch, T. HB 295 (P)
- Termination of Parental Rights Amendments, Throckmorton, M. HB 226 (P)

DOMESTIC VIOLENCE

- Domestic Violence in Presence of Child Amendments, Steele, D. SB 76 (P)

Spouse Abuse Amendments, Adair, G. HB 237 (P)

DRIVER LICENSE

Application for Driver License Amendments, Wright, B. SB 133 (F)
 Driver License Fraud Amendments, Holdaway, K. HB 187 (P)
 Driver License Reporting, Peterson, M. SB 14 (F)
 Driver License Restrictions, Throckmorton, M. HB 350 (F)
 Mobility Assistance Fund, Hutchings, E. HB 310 (P)
 Organ Donation Checkoff, Hale, K. SB 15 (P)
 Racial Profiling, Bourdeaux, D. HB 101 (P)

DRIVING UNDER THE INFLUENCE (DUI)

Amendments to Driving Under the Influence, Walker, C. SB 9 (P)
 Blood and Breath Alcohol Testing, Ray, P. HB 16 (P)
 Court Records of Driving Under the Influence Cases, Tyler, A. L. . . HB 18 (P)
 Expungement of Driving Under the Influence
 Convictions, Tyler, A. L. HB 303 (P)
 Governmental Immunity – Exception for Perjury, Throckmorton, M. HB 318 (F)
 Governmental Immunity Amendments, Harper, W. HB 28 (P)
 Motorboating and Boating Under the Influence Provisions, Pace, L. . HB 4 (P)
 Multiple Driving Under the Influence Offenses, Tyler, A. L. HB 17 (P)

ECONOMIC DEVELOPMENT

Agricultural Sustainability Task Force, Buttars, C. HB 299 (F)
 Appropriation for Nature Center in Ogden, Adair, G. HB 277 (F)
 Limited Purpose Local Government Agencies
 Amendments, Peterson, D. HB 137 (P)
 Oil and Gas Severance Tax – Board, Restricted Account,
 and Use of Revenues, Seitz, J. HB 152 (P)
 Resolution Promoting Cooperative Regulatory Environment
 and Economic Development in Utah, Bennion, C. HJR 26 (P)
 Tourism Amendments, Allen, S. HB 34 (P)
 Utah Housing Corporation Amendments, Bigelow, R. HB 255 (P)

EDUCATION

Admission Policies for Higher Education, Dayton, M. HB 343 (F)
 Adult Lifelong Learning and Literacy Resolution, Steele, D. SCR 1 (F)
 Annual Report on State School Fund, Ferrin, J. HB 177 (P)
 Annual Reports Given to the Legislature, Dillree, M. HB 46 (P)
 Appropriation for Long Distance Graduate Program, Evans, B. SB 73 (F)

- Appropriation for School Districts Impacted by
 Fee Waivers, Shurtliff, L. HB 271 (F)
- Appropriation for Teacher Mentoring Programs, Moss, C. HB 328 (F)
- Approval of Education Association Leave, Allen, S. HB 278 (F)
- Authority of the State Board of Education, Cox, D. HB 338 (F)
- Bid Requirements on County or Municipal
 Construction Projects, Stephenson, H. SB 102 (F)
- Charter Schools Amendments, Stephenson, H. SB 138 (P)
- Child Immunization Amendments, Lockhart, R. HB 243 (F)
- Classroom Amplification, Hogue, D. HB 213 (F)
- Core Curriculum Amendments, Gladwell, D. SB 99 (P)
- Credit Allowed in Teacher Transfer, Thompson, M. HB 244 (F)
- Education Association Leave, Wright, B. SB 132 (P)
- Education Budget Reserve Account, Blackham, L. SB 155 (F)
- Education Curriculum Amendments, Wright, B. SB 71 (F)
- Education Law Amendments, Bourdeaux, D. HB 346 (F)
- Education of Persons with a Disability, Mayne, E. SB 81 (P)
- Exemption from Nonresident Tuition, Ure, D. HB 144 (P)
- Health Care Workforce Loan Repayment Assistance, Knudson, P. SB 113 (P)
- Higher Education Budget Authority, Hillyard, L. SB 142 (P)
- Higher Education Savings Incentive Program
 Amendments, Bryson, K. HB 52 (P)
- Higher Education Technology Amendments, Hillyard, L. SB 181 (P)
- Licenses for Educators, Allen, S. HB 207 (P)
- Local School Board Employer Powers, Wright, B. SB 157 (F)
- Mental Health Professional Financial Assistance
 Grants – Technical Amendments, Buffmire, J. HB 225 (P)
- Minimum School Program Act Amendments, Stephenson, H. SB 3 (P)
- New Century Scholarship Program Amendments, Bradshaw, A. HB 206 (P)
- Nonresident Tuition for Higher Education, Alexander, J. HB 331 (P)
- Nutritional Food in Schools, Jones, P. HB 200 (F)
- Parental Involvement in Public Education, Walker, C. SB 85 (F)
- Process for Creation of New School Districts, Cox, D. HB 76 (F)
- Public Education – Alternative Language Programs, Bourdeaux, D. HB 150 (F)
- Public Education Capital Outlay Act Amendments, Cox, D. HB 240 (F)
- Public Education Vending Contracts, Jones, P. HB 228 (F)
- Reauthorization of Individual Income Tax Credit –
 Tutoring Disabled Dependents, Buffmire, J. HB 185 (P)
- Repeal of Education Mandates and Programs, Stephenson, H. SB 105 (P)
- Resolution on Adult Lifelong Learning and Literacy, Steele, D. SR 4 (P)

Resolution on Investment of State School Fund and Uniform School Fund, Hillyard, L.	SJR 2 (P)
Resolution Promoting Character and Citizenship Education, Morgan, K.	HJR 23 (F)
Resolution Promoting Financial Literacy for Utah Students, Hogue, D.	HJR 15 (P)
Retention of Educator Licenses, Throckmorton, M.	HB 189 (F)
Revenues from Federal Land Exchange Parcels, Dmitrich, M.	SB 66 (P)
Rural Schools – Equity in Education, Johnson, B.	HB 253 (P)
School and School District Size Task Force, Cox, D.	HB 222 (F)
School Community Councils, Wright, B.	SB 167 (P)
School Display of Motto of the United States, Siddoway, R.	HB 79 (P)
School Emergency Response Plans for Sports Injuries, Valentine, J.	SB 156 (P)
School Uniform Amendments, Morgan, K.	HB 5 (P)
Secure Facilities Amendments, Gladwell, D.	SB 164 (P)
State Board of Education Budget Authority, Dillree, M.	HB 275 (P)
State Board of Education Rules and Reports, Dayton, M.	HB 221 (P)
State Responsibility for Regulation of Postsecondary Proprietary Schools, Bradshaw, A.	HB 111 (P)
Student Education Plans, Newbold, M.	HB 262 (P)
Supplemental Adult Teacher, Biskupski, J.	HB 348 (F)
Supplemental Minimum School Program Act Amendments, Dillree, M.	HB 274 (P)
Tax Credits for Donated Textbooks, Thompson, M.	HB 302 (F)
Truancy Amendments, Bourdeaux, D.	HB 209 (F)
Tuition Tax Credits, Buttars, D. C.	SB 69 (F)
Utah Education Network Amendments, Hatch, T.	HB 272 (F)

ELDERLY

Adult Protective Services Amendments, Jones, P.	HB 25 (P)
Age Discrimination in Employment, Mayne, E.	SB 56 (F)
Criminal Background Checks for Licensed Providers of Human Services, Blackham, L.	SB 101 (P)
Driver License Reporting, Peterson, M.	SB 14 (F)
Endangerment of Child or Elder Person with Controlled Substance or Precursor, Beck, T.	HB 125 (P)
Mobility Assistance Fund, Hutchings, E.	HB 310 (P)

ELECTIONS

Certification and Testing of Voting Equipment, Buttars, C.	HB 33 (P)
County and Municipal Campaign Finance Amendments, Beck, T.	HB 334 (P)

County Ballot Questions, Buttars, C.	HB 127 (P)
Election Campaign Fund Checkoff Amendments, Buttars, C.	HB 19 (P)
Election Law Amendments – Disabled Voters, Siddoway, R.	HB 284 (P)
Election Law Commission, Buffmire, J.	HB 175 (F)
Election Law Revisions, Donnelson, G.	HB 306 (F)
Election Process Amendments, Curtis, G.	HB 351 (P)
Eliminate Straight Party Voting Option, Beck, T.	HB 71 (F)
Judicial Conduct Commission Amendments, Bryson, K.	HB 136 (P)
Midterm Vacancies in the Legislature, Becker, R.	HB 169 (F)
Overseas and Military Voters Amendments, Bush, D.	HB 32 (P)
Personal Use of Campaign Funds, Hale, K.	SB 131 (F)
Provisional Ballot, Hickman, J.	SB 36 (P)
Publication Notice of Constitutional Amendments, Arent, P.	HB 86 (P)
Technical Changes to Election Law, Pace, L.	HB 115 (P)
Voter Identification Requirements, Lockhart, R.	HB 258 (F)
Voter Residence Where Lot Is Divided by County	
Boundary Line, Walker, C.	SB 35 (P)

ELECTRICITY

Electric Energy Efficiency and Conservation Tariff, Blackham, L.	SB 152 (P)
Electric Power Facilities Amendments, Blackham, L.	SB 32 (F)
Interlocal Cooperation Act and Electric Power	
Facilities Amendments, Blackham, L.	SB 29 (P)
Net Metering of Electricity, Snow, G.	HB 7 (P)
Renewable Energy Amendments, Gowans, J.	HB 308 (F)
Sale of Municipal Power Systems, Hickman, J.	SB 104 (P)

ELECTRONIC APPLICATIONS

Electronic Monitoring of Probationers –	
Criminal Interference, Bryson, K.	HB 227 (F)

ELECTRONIC DATABASES

Expansion of DNA Database, Way, G.	HB 154 (P)
Pawnbroker Industry Revisions, Waddoups, M.	SB 165 (F)
Private Records Amendments, Steele, D.	SB 34 (P)
Racial Profiling, Bourdeaux, D.	HB 101 (P)

ELECTRONIC INFORMATION

Electronic Government Services Amendments –	
Agriculture, Siddoway, R.	HB 21 (P)

- Electronic Government Services Amendments –
 Transportation, Siddoway, R. HB 22 (P)
 Reporting of Data to the Automated Geographic
 Reference Center, Pace, L. HB 131 (P)
 Restrictions on Sexually Explicit Email, Winn, B. HB 143 (P)
 Unsolicited Commercial Email, Arent, P. HB 80 (P)

EMERGENCY MANAGEMENT

- Emergency Responder Priority, Holdaway, K. HB 180 (F)
 Public Safety – Division Name Change, Bowman, D. HB 40 (P)
 Utah 911 Committee, McCartney, T. HB 313 (P)

EMINENT DOMAIN (GOVERNMENT LAND TAKE OVER)

- Mitigation of Damages in Condemnation Proceedings, Curtis, G. . . HB 233 (P)

EMISSIONS CONTROL

- Low-speed Electric Vehicles on Certain Highways, Bush, D. HB 171 (P)

EMPLOYEES AND COMPENSATION, LEGISLATURE

- Amendments to Legislative Salary Process, Newbold, M. HB 135 (F)
 Joint Resolution – Rejecting Recommended Salary
 Increase for Legislators, Way, G. HJR 9 (P)
 Joint Resolution Rejecting Salary Recommendations
 of Legislative Compensation Commission, King, B. HJR 12 (F)
 Resolution on Compensation of In-session Employees, Evans, B. . . SJR 7 (P)

ENERGY

- Electric Power Facilities Amendments, Blackham, L. SB 32 (F)
 Interlocal Cooperation Act and Electric Power
 Facilities Amendments, Blackham, L. SB 29 (P)
 Renewable Energy Amendments, Gowans, J. HB 308 (F)
 Resolution Encouraging Research and Development Grants
 for Clean Coal Alternatives, Dmitrich, M. SJR 1 (P)
 Sales and Use Taxes – Exemption for Certain Sales
 of Electricity, Shurtliff, L. HB 129 (P)
 Utah Energy Office Amendments, Urquhart, S. HB 145 (P)

ENVIRONMENT

- Access to Fluoridated Water, Hogue, D. HB 43 (P)
 Air Quality Act Amendments, Wright, B. SB 192 (F)

Drinking Water Board Loan and Grant Amendments, Wright, B. . . .	SB 90 (P)
Environmental Self–evaluation Act Amendments, Wright, B.	SB 88 (P)
Fluoridation of Public Water Systems in an Emergency, Tyler, A. L. . .	HB 42 (P)
Public Water Systems Amendments, Barrus, R.	HB 309 (F)
Repeal of Environmental Quality Coordinating Committee, Bigelow, R.	HB 15 (P)
Resolution Authorizing Bear River Migratory Bird Refuge Settlement, Ferry, B.	HJR 27 (P)
Resolution Encouraging Research and Development Grants for Clean Coal Alternatives, Dmitrich, M.	SJR 1 (P)
Resolution Promoting Cooperative Regulatory Environment and Economic Development in Utah, Bennion, C.	HJR 26 (P)
Resolution Urging Federal Government Review of Alternatives for Atlas Mill Tailings, Dmitrich, M.	SJR 12 (P)
Safe Drinking Water Act – Administrative Procedure Amendments, Wright, B.	SB 89 (P)
Safe Drinking Water Act Amendments, Donnelson, G.	HB 158 (F)
Smoke–free Workplace Law, Daniels, S.	HB 168 (F)
Solid and Hazardous Waste, Ure, D.	HB 293 (F)
Standards for Illegal Drug Lab Decontamination, Tyler, A. L. . . .	HB 153 (F)
Use of Bear River Bird Refuge Settlement Monies, Ferry, B.	HB 162 (P)
Waste Amendments, Walker, C.	SB 196 (F)

ETHICS

Ethics Amendments, Poulton, L. S.	SB 149 (P)
Personal Use of Campaign Funds, Hale, K.	SB 131 (F)

EXECUTIVE BRANCH

Attorney General Amendments, Wright, B.	SB 63 (F)
Governor and Legislatures Power to Cut State Budget, Holdaway, K.	HB 109 (F)
Political Fundraising Restrictions on Governor, Hansen, N.	HB 70 (F)
Reauthorization of Administrative Rules, Stephenson, H.	SB 170 (P)
Resolution on Special Sessions of the Legislature, Bennion, C. . . .	HJR 13 (F)
Resolution Requiring Public Notice Prior to Special Sessions, Urquhart, S.	HJR 11 (P)

FAMILY

Divorce and Parent–time Revisions, Bennion, C.	HB 196 (P)
Jury Trial for Termination of Parental Rights Cases, Wright, B. . . .	SB 177 (F)
Parent–time Amendments, Ferrin, J.	HB 37 (F)

- Social Worker Licensing Act Amendments, Julander, P. SB 91 (F)
 Visitation Rights of Grandparents, Spencer, T. SB 87 (P)

FAMILY EMPLOYMENT PROGRAM–CASH ASSISTANCE

- Employment Support Provisions, Litvack, D. HB 139 (F)

FEDERAL GOVERNMENT

- Federal Government Acquisition of Real
 Property in the State, Johnson, B. HB 208 (P)
 Resolution Encouraging Congressional Approval
 of Farm Bill, Butters, C. HJR 21 (F)
 Resolution on Yucca Mountain as Nuclear Waste
 Repository, Davis, G. SJR 14 (F)
 Resolution Recognizing Contributions of
 Congressman James V. Hansen, Dillree, M. HCR 4 (P)
 Resolution Urging Federal Government Review
 of Alternatives for Atlas Mill Tailings, Dmitrich, M. SJR 12 (P)
 Resolution Urging Vegetation Management
 Practices on BLM Ground, Blackham, L. SCR 2 (P)
 Taxes or Charges on Telecommunications Service, Bramble, C. SB 153 (P)

FEES

- Pete Suazo Professional Athletic Commission
 Amendments, Mayne, E. SB 108 (P)

FINANCIAL INSTITUTIONS

- Obligations Related to Mortgage Loan
 Reserve Accounts, Swallow, J. HB 291 (P)
 Treatment of Dishonored Checks, Bennion, C. HB 307 (P)
 Unauthorized Electronic Transactions, Tyler, A. L. HB 134 (F)

FIRE PROTECTION

- Fire Prevention and Safety Amendments, Beshear, C. HB 247 (F)
 Fire Prevention and Safety Revisions, Beshear, C. HB 316 (F)
 Firemen's Civil Service Council Amendments, Philpot, J. M. HB 254 (P)
 Utah Fire Prevention and Safety Act Amendments, Beshear, C. HB 315 (F)
 Workers' Compensation – Fire Department Employees, Murray, J. HB 174 (F)
 Workers' Compensation Benefits for Volunteer
 Safety Officers, Hansen, N. HB 192 (P)

FISH AND GAME

- Bow Hunter Safety, Hansen, N. HB 294 (F)

- Highway and Freeway Underpasses for Wildlife, Styler, M. HB 312 (F)
- Hunting License Fee Refund, Styler, M. HB 223 (P)
- Indian Affairs Related Amendments, Evans, B. SB 46 (P)
- Wildlife Remediation on Private Property, Styler, M. HB 164 (P)
- Wildlife Resources and Wildlife Board Amendments, Gladwell, D. SB 134 (F)
- Youth Fishing License Amendments, Fife, F. HB 81 (P)

FOSTER CARE

- Child Placement Determinations, Eastman, D. SB 110 (P)

FRAUD

- Driver License Fraud Amendments, Holdaway, K. HB 187 (P)
- Unemployment Insurance Fraud Amendments, McCartney, T. . . . HB 232 (F)

GOVERNMENT OPERATIONS (STATE ISSUES)

2002 General Obligation Bond and Capital

- Facilities Authorizations, Adair, G. HB 2 (P)
- 2002 Special Highway General Obligation Bonds, Harper, W. . . . HB 296 (P)
- Amendments to Settlement Agreements Requirements, Dayton, M. HB 173 (P)
- Appropriation for State Fair Park, Suazo, A. SB 197 (F)
- Appropriations Act, Blackham, L. SB 1 (P)
- Approval Required for Federal Assistance Programs, Bramble, C. . SB 174 (F)
- Attorney General Amendments, Wright, B. SB 63 (F)
- Ban on Gifts, Becker, R. HB 89 (F)
- Capitol Arts Placement Commission Amendments, Siddoway, R. . HB 321 (F)
- Certification and Testing of Voting Equipment, Buttars, C. HB 33 (P)
- Constitutional Defense Council Amendments, Urquhart, S. HB 256 (P)
- Constitutional Rights of State Employees, Thompson, M. HB 287 (P)
- County Ballot Questions, Buttars, C. HB 127 (P)
- Debt Collection Amendments, Allen, S. HB 124 (P)
- Debt Service and Rainy Day Fund Amendments, Hellewell, P. . . . SB 154 (P)
- Department of Human Resource Management –
 - Report of Funded Vacant Positions, Blackham, L. SB 162 (P)
- Designation of State Building, Way, G. HB 179 (F)
- Election Law Amendments – Disabled Voters, Siddoway, R. HB 284 (P)
- Election Law Commission, Buffmire, J. HB 175 (F)
- Election Law Revisions, Donnelson, G. HB 306 (F)
- Election Process Amendments, Curtis, G. HB 351 (P)
- Eliminate Straight Party Voting Option, Beck, T. HB 71 (F)
- Essential Services Amendments, Valentine, J. SB 189 (F)
- Ethics Amendments, Poulton, L. S. SB 149 (P)

- Federal Government Acquisition of Real Property
in the State, Johnson, B. HB 208 (P)
- Fiscal Accountability Standards, Litvack, D. HB 147 (F)
- Funds Consolidation, Alexander, J. HB 61 (P)
- Funds Consolidation, Budget Procedures, and
Fund Reclassification Amendments, Bigelow, R. HB 264 (P)
- General Obligation Bonds for Engineering Buildings, Adair, G. HB 252 (P)
- Government Law Changes, Biskupski, J. HB 347 (F)
- Government Law Revisions, King, B. HB 341 (F)
- Government Records Access & Management Act –
Technical Revisions, Suazo, A. SB 137 (P)
- Government Records Access and Management –
Records Related to Explosives, Wright, B. SB 61 (P)
- Governmental Functions – Amendments, Arent, P. HB 344 (F)
- Governmental Immunity – Exception for Perjury,
Throckmorton, M. HB 318 (F)
- Governor and Legislatures Power to
Cut State Budget, Holdaway, K. HB 109 (F)
- Leave of Absence for Disabled Employees, Bennion, C. HB 176 (P)
- Lobbyist and Public Officials Ethics Amendments, Becker, R. HB 335 (F)
- Memorial Plaque of George E. Wahlen in the Capitol, Adair, G. HB 178 (F)
- Open and Public Meetings Revisions, Davis, G. SB 128 (P)
- Organ Donor Leave for State Employees, Hale, K. SB 125 (P)
- Overseas and Military Voters Amendments, Bush, D. HB 32 (P)
- Personnel Management Act Revision, Peterson, D. HB 267 (F)
- Political Fundraising Restrictions on Governor, Hansen, N. HB 70 (F)
- Private Records Amendments, Steele, D. SB 34 (P)
- Private Records Amendments Under Government
Records Access and Management Act, Waddoups, M. SB 143 (P)
- Procurement Code Amendments, Gladwell, D. SB 47 (P)
- Prohibiting Gifts to Legislators, Holdaway, K. HB 161 (F)
- Provisional Ballot, Hickman, J. SB 36 (P)
- Publication Notice of Constitutional Amendments, Arent, P. HB 86 (P)
- Redistricting Procedures, Siddoway, R. HB 104 (F)
- Repeal of Environmental Quality Coordinating
Committee, Bigelow, R. HB 15 (P)
- Repeal of Human Resource Advisory Committee, Bowman, D. HB 13 (P)
- Repeal of Investment Advisory Committee, Winn, B. HB 10 (P)
- Repeal of National Guard Advisory Board, Peterson, M. SB 8 (P)
- Repeal of State Advisory Planning Committee, Wallace, P. HB 14 (P)
- Resolution Recommending Changes to State Government, King, B. HJR 28 (F)

Restriction of Funding on State Entity whose Policy, Rule, or Action is Contrary to Law, Waddoups, M.	SB 147 (F)
Restrictions on Public Officials Becoming Lobbyists, Daniels, S. . .	HB 121 (F)
Revisions to Senate Advise and Consent Powers, Allen, R.	SB 10 (P)
Sale of State Lands At Developmental Center, Dayton, M.	HB 132 (P)
Special 2002 Highway General Obligation Bonds, Eastman, D. . . .	SB 190 (F)
State Fair Park Amendments, Bourdeaux, D.	HB 345 (F)
State Fleet Operations Amendments, Adair, G.	HB 323 (F)
State Vegetable and Historic State Vegetable, Wright, B.	SB 136 (P)
Statutory Annual Report Requirement, Julander, P.	SB 75 (F)
Supplemental Appropriations Act, Alexander, J.	HB 1 (P)
Supplemental Appropriations II, Alexander, J.	HB 3 (P)
Technical Changes to Election Law, Pace, L.	HB 115 (P)
Utah Procurement Code Amendments, Dmitrich, M.	SB 68 (P)
Utah Substance Abuse and Anti–violence Coordinating Council Amendments, Hendrickson, N.	HB 41 (P)
Veterans’ Homes, Adair, G.	HB 130 (F)
Voter Identification Requirements, Lockhart, R.	HB 258 (F)

GOVERNMENT PURCHASING

Procurement Code Amendments, Gladwell, D.	SB 47 (P)
Utah Procurement Code Amendments, Dmitrich, M.	SB 68 (P)

GOVERNMENT RECORDS

Classification of Certain Legislative Records, Knudson, P.	SB 93 (P)
Government Records Access & Management Act – Technical Revisions, Suazo, A.	SB 137 (P)
Government Records Access and Management – Records Related to Explosives, Wright, B.	SB 61 (P)
Privacy Protections in Divorce Proceedings, Davis, G.	SB 199 (F)
Private Records Amendments, Steele, D.	SB 34 (P)
Private Records Amendments Under Government Records Access and Management Act, Waddoups, M.	SB 143 (P)

GOVERNMENTAL IMMUNITY

Expansion of Governmental Immunity, Barrus, R.	HB 203 (F)
Governmental Immunity – Exception for Perjury, Throckmorton, M.	HB 318 (F)
Governmental Immunity Amendments, Harper, W.	HB 28 (P)

HAZARDOUS MATERIALS TRANSPORTATION

- Resolution Urging Hazardous Materials Not Be Transported
by Train During the Olympics, Fife, F. HJR 20 (F)

HAZARDOUS SUBSTANCES

- Resolution on Yucca Mountain as Nuclear
Waste Repository, Davis, G. SJR 14 (F)
Solid and Hazardous Waste, Ure, D. HB 293 (F)
Uranium Mill Tailings Oversight, Wright, B. SB 96 (P)
Waste Amendments, Walker, C. SB 196 (F)

HEALTH

- Access to Health Care and Coverage Task Force, Knudson, P. SB 33 (P)
Appointments to City and County Health Boards, Davis, G. SB 127 (F)
Birth Certificate for Stillborn Child, Allen, R. SB 45 (P)
Cigarette and Tobacco Tax Amendments, Saunders, C. HB 238 (P)
Cigarette Tax Stamp and Contraband Amendments, Allen, D. E. SB 7 (P)
County Health Departments – Operational Structure, Garn, K. HB 241 (P)
Department of Health Collection of Information, Hogue, D. HB 215 (F)
Emergency Responder Priority, Holdaway, K. HB 180 (F)
Essential Hospital Services, Lockhart, R. HB 320 (F)
Extension of Sunset on Telehealth Commission, Hogue, D. HB 214 (P)
Funding of State and County Health and Human Services
Legislative Task Force, Seitz, J. HB 251 (P)
Genetic Privacy and Discrimination, Ray, P. HB 56 (P)
Health Care Access Reform, Buttars, D. C. SB 58 (F)
Health Care Malpractice Act Amendments, Garn, K. HB 112 (P)
Health Care Workforce Loan Repayment Assistance, Knudson, P. SB 113 (P)
Health Insurance Benefit Design, Lockhart, R. HB 122 (P)
Hearing Instrument Specialist Amendments, Bradshaw, A. HB 266 (P)
Insurance Coverage of Contraceptives, Poulton, L. S. SB 112 (F)
Nurse Practice Act Amendments, Julander, P. SB 51 (P)
Nutritional Food in Schools, Jones, P. HB 200 (F)
Oral Health Task Force, Knudson, P. SB 158 (F)
Organ Donation Checkoff, Hale, K. SB 15 (P)
Organ Donor Leave for State Employees, Hale, K. SB 125 (P)
Pharmaceutical Access and Drug Policy Advisory
Subcommittee, Hogue, D. HB 106 (F)
Pharmacist Licensing Amendments, Knudson, P. SB 100 (P)
Practice of Radiology Technology Licensure
Amendments, Philpot, J. M. HB 242 (F)

Public Health Authority Amendments, Allen, S.	HB 231 (P)
Regulation of Restraint Therapy, Thompson, M.	HB 261 (F)
Repeal of Medical Examiner Committee, Hansen, N.	HB 9 (P)
Reports to Health and Human Services, Spencer, T.	SB 4 (F)
Restructuring Medicaid Spend down, Beck, T.	HB 117 (F)
Technical Amendments to Tobacco Settlement	
Trust Fund, Morgan, K.	HB 53 (P)
Tobacco Amendments, Saunders, C.	HB 54 (P)
Tobacco Settlement Restricted Account, Steele, D.	SB 135 (P)
Use of Tobacco Settlement Interest Proceeds, Morgan, K.	HB 12 (F)
Utah Medical Practice Act Amendments, Allen, D. E.	SB 50 (P)
Women’s Health Care Parity, Julander, P.	SB 54 (F)

HEALTH CARE

Access to Health Care and Coverage Task Force, Knudson, P.	SB 33 (P)
Genetic Privacy and Discrimination, Ray, P.	HB 56 (P)
Health Care Access Reform, Buttars, D. C.	SB 58 (F)
Health Care Malpractice Act Amendments, Garn, K.	HB 112 (P)
Health Care Workforce Loan Repayment Assistance, Knudson, P.	SB 113 (P)
Oral Health Task Force, Knudson, P.	SB 158 (F)
Resolution Encouraging Cultural Competency in the	
Delivery of Health Care, Buffmire, J.	HJR 4 (P)
Women’s Health Care Parity, Julander, P.	SB 54 (F)

HEALTH CARE FACILITIES

Health Care Malpractice Act Amendments, Garn, K.	HB 112 (P)
Health Insurance Prompt Pay Amendments, Knudson, P.	SB 172 (F)
Utah Labor Commission Amendments, Mayne, E.	SB 107 (P)
Veterans’ Homes, Adair, G.	HB 130 (F)

HEALTH CARE PROVIDERS

Allocation of State Hospital Beds, Seitz, J.	HB 181 (P)
Direct–entry Midwife Licensing Act, Hellewell, P.	SB 53 (F)
Emergency Responder Priority, Holdaway, K.	HB 180 (F)
Health Insurance Prompt Pay Amendments, Knudson, P.	SB 172 (F)
Hearing Instrument Specialist Amendments, Bradshaw, A.	HB 266 (P)
Nurse Practice Act Amendments, Julander, P.	SB 51 (P)
Public Health Authority Amendments, Allen, S.	HB 231 (P)
Resolution Honoring Service of Pamela Atkinson, Stephens, M.	HCR 3 (P)
Utah Medical Practice Act Amendments, Allen, D. E.	SB 50 (P)

HIGHER EDUCATION

- Admission Policies for Higher Education, Dayton, M. HB 343 (F)
 Adult Lifelong Learning and Literacy Resolution, Steele, D. SCR 1 (F)
 Amendments to Sex Offender Registry, Bradshaw, A. HB 245 (P)
 Annual Reports Given to the Legislature, Dillree, M. HB 46 (P)
 Appropriation for Long Distance Graduate Program, Evans, B. SB 73 (F)
 Exemption from Nonresident Tuition, Ure, D. HB 144 (P)
 General Obligation Bonds for Engineering Buildings, Adair, G. HB 252 (P)
 Higher Education Budget Authority, Hillyard, L. SB 142 (P)
 Higher Education Savings Incentive Program
 Amendments, Bryson, K. HB 52 (P)
 Higher Education Technology Amendments, Hillyard, L. SB 181 (P)
 New Century Scholarship Program Amendments, Bradshaw, A. HB 206 (P)
 Nonresident Tuition for Higher Education, Alexander, J. HB 331 (P)
 Secure Facilities Amendments, Gladwell, D. SB 164 (P)
 Special 2002 Highway General Obligation Bonds, Eastman, D. SB 190 (F)
 State Responsibility for Regulation of Postsecondary
 Proprietary Schools, Bradshaw, A. HB 111 (P)
 Tuition Assistance Appropriation for National Guard, Knudson, P. SB 40 (F)
 Utah Education Network Amendments, Hatch, T. HB 272 (F)

HIGHWAYS

- 2002 Special Highway General Obligation Bonds, Harper, W. HB 296 (P)
 Designation of I-80, Bush, D. HB 273 (P)
 Designation of Memorial Highway, Ure, D. HB 217 (P)
 Funding for Highways, Hickman, J. SB 2 (P)
 Highway and Freeway Underpasses for Wildlife, Styler, M. HB 312 (F)
 Highway Designation, Knudson, P. SB 39 (P)
 Left Lane Restriction Amendments, Eastman, D. SB 52 (P)
 Low-speed Electric Vehicles on Certain Highways, Bush, D. HB 171 (P)
 Master State Highway Amendments, Murray, J. HB 30 (P)
 State Park Access Highways Amendments, Bowman, D. HB 65 (P)

HOMELESS PERSONS

- Affidavit of Impecuniosity Amendments, Swallow, J. HB 290 (P)
 Basic Human Needs Referendum Act, Dmitrich, M. SB 198 (F)

HOUSING

- Historic Building Rehabilitation Tax Credits, Bennion, C. HB 285 (F)
 Mobile Home Park Residency Act Amendments, Harper, W. HB 263 (P)

Mobile Home Park Residency Technical Revisions, Eastman, D. . . SB 115 (P)
 Municipal Plan for Moderate Income Housing, Ray, P. HB 49 (F)
 Optional County Affordable Housing Funds Act, Hale, K. SB 126 (F)
 Utah Housing Corporation Amendments, Bigelow, R. HB 255 (P)

HUMAN SERVICES

Adult Protective Services Amendments, Jones, P. HB 25 (P)
 Allocation of State Hospital Beds, Seitz, J. HB 181 (P)
 Amendments to Guardian Ad Litem Statutes, Throckmorton, M. . . HB 300 (P)
 Charitable Solicitations Act Amendments, Hellewell, P. SB 175 (F)
 Child Placement Determinations, Eastman, D. SB 110 (P)
 Child Welfare Enhanced Training, Litvack, D. HB 298 (F)
 Child Welfare Parental Defense Act, Throckmorton, M. HB 304 (F)
 Combining Divisions of Substance Abuse and
 Mental Health, Seitz, J. HB 314 (F)
 Criminal Background Checks for Licensed Providers
 of Human Services, Blackham, L. SB 101 (P)
 Division of Child and Family Services Treatment
 Plans and Reunification Services, Lockhart, R. HB 286 (F)
 Division of Services for People with Disabilities, Lockhart, R. . . . HB 339 (P)
 Divorce and Parent–time Revisions, Bennion, C. HB 196 (P)
 Domestic Violence in Presence of Child Amendments, Steele, D. . . SB 76 (P)
 Forensic Mental Health Coordinating Council, Hale, K. SB 97 (P)
 Funding of State and County Health and Human Services
 Legislative Task Force, Seitz, J. HB 251 (P)
 Governmental Immunity Amendments, Harper, W. HB 28 (P)
 Jury Trial for Termination of Parental Rights Cases, Wright, B. . . . SB 177 (F)
 Limitation on Alimony, Spencer, T. SB 161 (F)
 Mental Health Practitioner in Parental
 Rights Action, Thompson, M. HB 270 (P)
 Office of Recovery Services Amendments, Allen, D. E. SB 25 (P)
 Parent Visitation Office, Allen, D. E. SB 168 (F)
 Parental Consent to Interview a Child, Ferrin, J. HB 159 (F)
 Prohibition of Restraint Practices, Thompson, M. HB 356 (F)
 Protecting the Unborn Child, Poulton, L. S. SB 178 (P)
 Release of Custodial or Noncustodial Parent’s Address, Allen, D. E. . SB 24 (P)
 Reports to Health and Human Services, Spencer, T. SB 4 (F)
 Responsibility of Attorney General to Represent
 Division of Child and Family Services, Throckmorton, M. HB 204 (P)
 Social Worker Licensing Act Amendments, Julander, P. SB 91 (F)
 Taking Minor into Protective Custody Without Warrant, Hatch, T. . . HB 295 (P)

- Task Force on Involuntary Commitment of the
 Mentally Ill, Blackham, L. SB 77 (P)
 Termination of Parental Rights Amendments, Throckmorton, M. . . HB 226 (P)
 Transfer of Youth Services Oversight, Buttar, D. C. SB 12 (P)
 Visitation Rights of Grandparents, Spencer, T. SB 87 (P)

INCOME TAX

- Corporate Franchise and Income Taxes – Treatment
 of Certain Cooperatives, Valentine, J. SB 57 (P)
 Election Campaign Fund Checkoff Amendments, Buttar, C. HB 19 (P)
 Historic Building Rehabilitation Tax Credits, Bennion, C. HB 285 (F)
 Individual Income Tax – Bracket Adjustments, Bramble, C. SB 31 (F)
 Individual Income Tax – State Earned Income Tax Credit, Hatch, T. HB 60 (F)
 Individual Income Tax – Treatment of Certain
 Military Income, Bramble, C. SB 166 (F)
 Individual Income Tax Deduction for Net Capital Gain, Ferrin, J. . HB 103 (F)
 Individual Income Tax Personal Retirement Exemption
 and Deduction for Retirement Income – Eliminating
 Marriage Tax Penalties, Harper, W. HB 50(F)
 Reauthorization of Individual Income Tax Credit –
 Tutoring Disabled Dependents, Buffmire, J. HB 185 (P)
 Tax Credits – Removal of Tax Credit from Tax Form and
 Prohibition on Claiming or Carrying Forward
 Tax Credit, Bramble, C. SB 28 (P)
 Tax Credits for Donated Textbooks, Thompson, M. HB 302 (F)
 Tax Credits for Manufacturing Capital Investments, Hansen, N. . . HB 149 (F)
 Tuition Tax Credits, Buttar, D. C. SB 69 (F)

INDIAN AFFAIRS

- Indian Affairs Related Amendments, Evans, B. SB 46 (P)
 Resolution Recognizing Discover Navajo – People of the
 Fourth World Day, Dmitrich, M. SR 3 (P)

INFORMATION TECHNOLOGY

- Electronic Government Services Amendments –
 Agriculture, Siddoway, R. HB 21 (P)
 Electronic Government Services Amendments –
 Transportation, Siddoway, R. HB 22 (P)
 Fiscal Accountability Standards, Litvack, D. HB 147 (F)
 Higher Education Technology Amendments, Hillyard, L. SB 181 (P)
 Network Marketing, Hellewell, P. SB 193 (F)

- No Telephone Solicitation List, Allen, D. E. SB 67 (F)
- Private Records Amendments, Steele, D. SB 34 (P)
- Repeal of Local Government Information Technology
 - Review Committee, Hendrickson, N. HB 8 (P)
- Restrictions on Sexually Explicit Email, Winn, B. HB 143 (P)
- Unsolicited Commercial Email, Arent, P. HB 80 (P)

INMATES

- Jail Reimbursement Amendments, Curtis, G. HB 319 (P)
- Prisoner Escape Amendment, Morgan, K. HB 45 (P)

INSURANCE

- Health Insurance Prompt Pay Amendments, Knudson, P. SB 172 (F)
- Insurance Law Amendments, Poulton, L. S. SB 122 (P)
- Motor Vehicle Insurance and Credit Information, Wallace, P. HB 110 (P)
- Nonprofit Insurers, Bradshaw, A. HB 148 (F)
- Public Agency Insurance Mutual Amendments, Hickman, J. SB 48 (P)
- Repeal of Health Benefit Plan Committee, Bush, D. HB 38 (P)
- Timely Payments of Insurance Claims, Valentine, J. SB 124 (P)
- Workers' Compensation Insurance Related
 - Amendments, Poulton, L. S. SB 119 (P)

INSURANCE DEPARTMENT

- Assessment on Title Insurers and Title Insurance
 - Agencies, Hatch, T. HB 276 (P)

INSURANCE, HEALTH

- Classification of State Employees for Insurance Purposes, Seitz, J. HB 248 (P)
- Health Insurance Benefit Design, Lockhart, R. HB 122 (P)
- Health Insurance Mandates Program, Lockhart, R. HB 105 (P)
- Health Insurance Prompt Pay Amendments, Knudson, P. SB 172 (F)
- Insurance Coverage of Contraceptives, Poulton, L. S. SB 112 (F)
- Repeal of Health Benefit Plan Committee, Bush, D. HB 38 (P)
- Women's Health Care Parity, Julander, P. SB 54 (F)

INTERLOCAL COOPERATION ENTITIES

- Interlocal Cooperation Act and Electric Power
 - Facilities Amendments, Blackham, L. SB 29 (P)

JUDICIARY

- Amendments to Guardian Ad Litem Statutes, Throckmorton, M. . . HB 300 (P)

- Amendments to Guilty and Mentally Ill, Gladwell, D. SB 27 (P)
- Amendments to Sex Offender Registry, Bradshaw, A. HB 245 (P)
- Arrest Authority of Peace Officers, Donnelson, G. HB 188 (F)
- Attempted Murder Amendments, Gladwell, D. SB 22 (P)
- Child Placement Determinations, Eastman, D. SB 110 (P)
- Child Support Guidelines, Fife, F. HB 355 (F)
- Child Support Modifications, Hutchings, E. HB 332 (F)
- Child Support Reductions, Swallow, J. HB 282 (F)
- Child Welfare Parental Defense Act, Throckmorton, M. HB 304 (F)
- Competency to Stand Trial Amendments, Daniels, S. HB 288 (F)
- Concealed Firearm Permit Amendments, Jenkins, S. SB 121 (F)
- Costs Assessed for Wrongfully Enjoining a
 State Project, Spencer, T. SB 183 (P)
- Court Ordered Counseling, Thompson, M. HB 265 (F)
- Criminal Action – Defense to Civil Action
 for Damages, Hellewell, P. SB 74 (P)
- Criminal Restitution Amendments, Allen, S. HB 190 (P)
- DCFS Management Information System
 Amendments, Buttars, D. C. SB 17 (P)
- Debt Collection Amendments, Allen, S. HB 124 (P)
- Division of Child and Family Services Treatment
 Plans and Reunification Services, Lockhart, R. HB 286 (F)
- Division of Home in a Divorce, Spencer, T. SB 111 (F)
- Divorce – Children’s Testimony Limited, Spencer, T. SB 106 (P)
- DNA Evidence – Removing Statute of Limitations, Hillyard, L. SB 139 (F)
- Expungement of Juvenile Records, Daniels, S. HB 35 (P)
- Firearm Fee Amendments, Philpot, J. M. HB 219 (F)
- Funding a Community Legal Center, Hillyard, L. SB 44 (F)
- Gun Show Background Check, Daniels, S. HB 78 (F)
- Judicial Conduct Commission Amendments, Bryson, K. HB 136 (P)
- Judiciary Amendments, Arent, P. HB 66 (P)
- Jury Trial for Termination of Parental Rights Cases, Wright, B. SB 177 (F)
- Justice Court Judges, Evans, B. SB 148 (F)
- Limitation on Alimony, Spencer, T. SB 161 (F)
- Medical Recommendations for Children, Bryson, K. HB 123 (P)
- Mental Health Practitioner in Parental Rights
 Action, Thompson, M. HB 270 (P)
- Mitigation of Damages in Condemnation Proceedings, Curtis, G. HB 233 (P)
- Parent–time Amendments, Ferrin, J. HB 37 (F)
- Payment for Bailiff and Other Services in Courts of Record, Seitz, J. HB 69 (F)
- Power of Attorney for Trust, Newbold, M. HB 292 (F)

Privacy Protections in Divorce Proceedings, Davis, G.	SB 199 (F)
Punitive Damage Awards, Hillyard, L.	SB 141 (P)
Reallocation of Judges, Hickman, J.	SB 140 (P)
Repeal of Weapons Law, Daniels, S.	HB 211 (F)
Resolution Closing Court Facility, Bennion, C.	HJR 17 (P)
Rights of a Defendant in a Criminal Trial, Donnelson, G.	HB 170 (F)
Rights of Creditors Against Trust Property, Newbold, M.	HB 138 (P)
Serious Youth Offender Amendments, Hillyard, L.	SB 26 (P)
Spouse Abuse Amendments, Adair, G.	HB 237 (P)
Storage of Firearms on Facilities with Secure Areas, Swallow, J.	HB 82 (P)
Structured Settlement Agreements, Hillyard, L.	SB 163 (P)
Taking Minor into Protective Custody Without Warrant, Hatch, T.	HB 295 (P)
Termination of Parental Rights Amendments, Throckmorton, M.	HB 226 (P)
Traffic Offense Adjudication, Knudson, P.	SB 16 (F)
Truancy Amendments, Bourdeaux, D.	HB 209 (F)
Trust Amendments, Valentine, J.	SB 117 (P)
Uniform Arbitration Act, Hillyard, L.	SB 171 (P)
Uniform Trust Act, Hillyard, L.	SB 43 (F)
Utah Exemption Act Amendments, Gladwell, D.	SB 49 (P)
Venue for Consumer Transactions, Valentine, J.	SB 123 (P)
Youth Court Amendments, Gladwell, D.	SB 130 (P)

JUVENILES

Court Ordered Counseling, Thompson, M.	HB 265 (F)
Expungement of Juvenile Records, Daniels, S.	HB 35 (P)
Serious Youth Offender Amendments, Hillyard, L.	SB 26 (P)

LABOR

Age Discrimination in Employment, Mayne, E.	SB 56 (F)
Costs Assessed for Wrongfully Enjoining	
a State Project, Spencer, T.	SB 183 (P)
Genetic Privacy and Discrimination, Ray, P.	HB 56 (P)
Labor Code Revisions, Spencer, T.	SB 188 (F)
Public Agency Insurance Mutual Amendments, Hickman, J.	SB 48 (P)
Structured Settlement Agreements, Hillyard, L.	SB 163 (P)
Utah Labor Commission Amendments, Mayne, E.	SB 107 (P)
Utah Occupational Safety and Health Advisory	
Council Amendments, Bush, D.	HB 11 (P)
Workers' Compensation – Death Benefit, Clark, D.	HB 229 (F)
Workers' Compensation – Fire Department Employees, Murray, J.	HB 174 (F)
Workers' Compensation Benefits for Volunteer	
Safety Officers, Hansen, N.	HB 192 (P)

LABOR ORGANIZATIONS

Labor Code Revisions, Spencer, T. SB 188 (F)

LAW ENFORCEMENT AND CRIMINAL JUSTICE

Affidavit of Impecuniosity Amendments, Swallow, J. HB 290 (P)
 Antiterrorism Amendments, Ray, P. HB 283 (P)
 Appropriation for Sexual Violence Victim
 Assistance Programs, Spencer, T. SB 5 (F)
 Capital Felony Sentencing Procedures, Snow, G. HB 73 (P)
 Concealed Firearm Permit Amendments, Jenkins, S. SB 121 (F)
 Consecutive Sentencing, McCartney, T. HB 99 (P)
 Control of Precursor Chemicals, Tyler, A. L. HB 220 (F)
 Controlled Substances Act Amendments, Anderson, E. HB 128 (P)
 Criminal Code Amendments, Suazo, A. SB 64 (F)
 Criminal Code Definition Amendment, Adair, G. HB 100 (P)
 Criminal History Background Information, Bourdeaux, D. HB 102 (F)
 Criminal Sentencing – Mitigation Amendments, Hogue, D. HB 77 (P)
 DCFS Management Information System
 Amendments, Buttar, D. C. SB 17 (P)
 Electronic Monitoring of Probationers –
 Criminal Interference, Bryson, K. HB 227 (F)
 Endangerment of Child or Elder Person with
 Controlled Substance or Precursor, Beck, T. HB 125 (P)
 Expansion of DNA Database, Way, G. HB 154 (P)
 Fire Prevention and Safety Amendments, Beshear, C. HB 247 (F)
 Fire Prevention and Safety Revisions, Beshear, C. HB 316 (F)
 Firearm Criminal Background Check Amendments, Philpot, J. M. . HB 183 (F)
 Giving False Information to Police Officer, Morgan, K. HB 224 (P)
 Hate Crimes Amendments, Litvack, D. HB 151 (F)
 Indecent Public Display Amendments, Wallace, P. HB 236 (P)
 Jail Reimbursement Amendments, Curtis, G. HB 319 (P)
 Law Enforcement Revolving Account, Knudson, P. SB 191 (P)
 Licensing Amendments Regarding Background
 Checks, Bradshaw, A. HB 63 (P)
 Local Substance Abuse Authority Amendments, Ray, P. HB 48 (P)
 Pawnbroker Industry Revisions, Waddoups, M. SB 165 (F)
 Peace Officer Arrest Quotas, Bennion, C. HB 194 (F)
 Penalty for Misuse of Lawful Substances, Hogue, D. HB 72 (P)
 Penalty for Stealing Motor Fuel, Saunders, C. HB 114 (F)
 Prisoner Escape Amendment, Morgan, K. HB 45 (P)

Prohibiting Intimacy with Youth Receiving

- State Services, Julander, P. SB 11 (P)
- Protection of Sports Officials from Violent Abuse, Hogue, D. HB 195 (F)
- Public Safety – Division Name Change, Bowman, D. HB 40 (P)
- Public Safety Bureau Name Change, Bowman, D. HB 6 (P)
- Racial Profiling, Bourdeaux, D. HB 101 (P)
- Resolution Opposing Increased Violence in Sports
 - Against Sports Officials, Hogue, D. HJR 22 (P)
- Retirement Cost–of–living Adjustment for Public Safety, Ray, P. HB 97 (F)
- Retirement of Public Safety Officials, Bigelow, R. HB 230 (P)
- Statute of Limitations Amendments, Bryson, K. HB 39 (P)
- Tax Commission Criminal Investigators Designation
 - as Special Function Officers, Bramble, C. SB 62 (P)
- Transfer of Youth Services Oversight, Buttar, D. C. SB 12 (P)
- Underage Possession of Tobacco Amendments, Saunders, C. HB 55 (P)
- Use of Force, Including Deadly Force, in Defense
 - of Property, Thompson, M. HB 336 (P)
- Utah 911 Committee, McCartney, T. HB 313 (P)
- Utah Fire Prevention and Safety Act Amendments, Beshear, C. HB 315 (F)

LEGISLATIVE AFFAIRS

- Amendments to Legislative Salary Process, Newbold, M. HB 135 (F)
- Classification of Certain Legislative Records, Knudson, P. SB 93 (P)
- Creation of Redistricting Commission Resolution, Morgan, K. HJR 3 (F)
- House Rules Amendments Resolution, Hatch, T. HR 3 (P)
- House Rules Resolution – Process Revisions, Harper, W. HR 2 (P)
- House Rules Resolution – Rules Committee Power, Bennion, C. HR 4 (F)
- Interim Committee Membership, Stephens, M. HB 199 (P)
- Joint and Interim Rules Revisions Resolution, Waddoups, M. SJR 9 (P)
- Joint Resolution – Rejecting Recommended Salary Increase
 - for Legislators, Way, G. HJR 9 (P)
- Joint Resolution Authorizing Appointment of Attorney
 - for State Officers, Valentine, J. SJR 13 (F)
- Joint Resolution Rejecting Salary Recommendations
 - of Legislative Compensation Commission, King, B. HJR 12 (F)
- Joint Rules Resolution – Establishing a Ways
 - and Means Committee, Ure, D. HJR 31 (F)
- Joint Rules Resolution – Legislative Review Notes
 - on Bills, Ure, D. HJR 16 (F)
- Joint Rules Resolution Requiring Certain Special
 - Session Procedures, Bennion, C. HJR 19 (F)

- Legislative Area of State Capitol, Stephens, M. HB 62 (P)
- Legislative Committee Names Revisions, Knudson, P. SB 38 (P)
- Legislative Task Force Amendments, Buttars, C. HB 317 (P)
- Master Study Resolution, Poulton, L. S. SJR 15 (P)
- Personal Use of Campaign Funds, Hale, K. SB 131 (F)
- Resolution Approving Landfill for Construction and
Demolition Debris, Hatch, T. HCR 7 (P)
- Resolution Asserting Water Rights Issued Under the Authority
of the State Are Subject to State Law, Young, M. HJR 29 (F)
- Resolution Calling for Support of the Principles of the
Alliance for Unity, Bigelow, R. HJR 5 (P)
- Resolution Changing House Committee Names, Hutchings, E. HR 1 (P)
- Resolution Changing Senate Committee Names, Knudson, P. SR 1 (P)
- Resolution Encouraging Congressional Approval
of Farm Bill, Buttars, C. HJR 21 (F)
- Resolution Encouraging Cultural Competency in the
Delivery of Health Care, Buffmire, J. HJR 4 (P)
- Resolution Honoring Gold and Blue Star Mothers, Philpot, J. M. HCR 8 (P)
- Resolution Honoring Princess Aisha Bint Al Hussein, Allen, S. HJR 24 (P)
- Resolution Honoring Service of Pamela Atkinson, Stephens, M. HCR 3 (P)
- Resolution on Adult Lifelong Learning and Literacy, Steele, D. SR 4 (P)
- Resolution on Compensation of In-session Employees, Evans, B. SJR 7 (P)
- Resolution on Special Sessions of the Legislature, Bennion, C. HJR 13 (F)
- Resolution on Yucca Mountain as Nuclear
Waste Repository, Davis, G. SJR 14 (F)
- Resolution Opposing Increased Violence in Sports
Against Sports Officials, Hogue, D. HJR 22 (P)
- Resolution Promoting Character and Citizenship
Education, Morgan, K. HJR 23 (F)
- Resolution Promoting Cooperative Regulatory Environment
and Economic Development in Utah, Bennion, C. HJR 26 (P)
- Resolution Promoting Financial Literacy
for Utah Students, Hogue, D. HJR 15 (P)
- Resolution Reappointing Legislative
Auditor General, Stephens, M. HJR 1 (P)
- Resolution Recognizing Contributions of
Congressman James V. Hansen, Dillree, M. HCR 4 (P)
- Resolution Recognizing Discover Navajo –
People of the Fourth World Day, Dmitrich, M. SR 3 (P)
- Resolution Recognizing Military, President, and
Congress' Role in War on Terrorism, Swallow, J. HCR 5 (P)

Resolution Recognizing Public Safety Workers for Olympics, Mansell, L. A.	SJR 16 (P)
Resolution Recognizing the Life and Contributions of Ronald Reagan, Throckmorton, M.	HJR 18 (F)
Resolution Recognizing Utah Shakespearean Festival Distinguished Service Award, Bowman, D.	HCR 10 (P)
Resolution Regarding United States Minting of the Utah Quarter, Hansen, N.	HCR 1 (F)
Resolution Supporting America's Domestic Steel Industry, Mayne, E.	SJR 11 (P)
Resolution Supporting Businesses, Curtis, G.	HCR 2 (P)
Resolution Supporting Designation of San Rafael Swell as National Monument, Johnson, B.	HCR 9 (F)
Resolution Supporting Utah Quality Growth Commission, Allen, R.	SJR 8 (F)
Resolution Urging an End to the Persecution of Falun Gong Practitioners, Throckmorton, M.	HJR 6 (F)
Resolution Urging Federal Constitutional Amendment to Protect the Life of the Unborn, Way, G.	HJR 10 (F)
Resolution Urging Federal Government Review of Alternatives for Atlas Mill Tailings, Dmitrich, M.	SJR 12 (P)
Resolution Urging Hazardous Materials Not Be Transported by Train During the Olympics, Fife, F.	HJR 20 (F)
Resolution Welcoming the World to Utah – 2002 Olympic Winter Games, Ferry, B.	HCR 6 (P)
Revisions to Senate Advise and Consent Powers, Allen, R.	SB 10 (P)
Senate Rules Amendments Resolution, Waddoups, M.	SR 2 (P)
State Capitol Preservation Board – Chair, Adair, G.	HB 311 (P)
Sunset Act Reauthorizations, Mascaro, S.	HB 246 (P)

LEGISLATURE

Amendments to Settlement Agreements Requirements, Dayton, M.	HB 173 (P)
Annual Reports Given to the Legislature, Dillree, M.	HB 46 (P)
Ban on Gifts, Becker, R.	HB 89 (F)
Governor and Legislatures Power to Cut State Budget, Holdaway, K.	HB 109 (F)
House Rules Amendments Resolution, Hatch, T.	HR 3 (P)
Joint Resolution – Rejecting Recommended Salary Increase for Legislators, Way, G.	HJR 9 (P)
Joint Resolution Rejecting Salary Recommendations of Legislative Compensation Commission, King, B.	HJR 12 (F)
Midterm Vacancies in the Legislature, Becker, R.	HB 169 (F)

- Resolution Authorizing the Calling of Special Sessions
by the Legislature, Hickman, J. SJR 5 (F)
- Resolution Requiring Public Notice Prior to
Special Sessions, Urquhart, S. HJR 11 (P)
- Sale of State Lands At Developmental Center, Dayton, M. HB 132 (P)

LICENSURE, HUMAN SERVICES PROGRAMS

- Licensing of Genetic Counselors Technical Amendments,
Julander, P. SB 109 (P)
- Mental Health Professional Financial Assistance
Grants – Technical Amendments, Buffmire, J. HB 225 (P)
- Social Worker Licensing Act Amendments, Julander, P. SB 91 (F)

LIENS

- Division of Home in a Divorce, Spencer, T. SB 111 (F)
- Mechanics’ Lien Amendments, Garn, K. HB 234 (P)

LIMITED LIABILITY COMPANY

- Business Entity Amendments, Valentine, J. SB 146 (P)

LIMITED PURPOSE LOCAL GOVERNMENT ENTITIES

- Revisions to Redevelopment Agency Laws, Harper, W. HB 24 (P)
- Uniform Withdrawal Procedures for Special Districts, Gladwell, D. SB 18 (P)

LIVESTOCK

- Damage Caused by Stray Livestock, Clark, S. HB 163 (F)
- Impounded Livestock – Sale by County, Hatch, T. HB 83 (P)

LOBBYING

- Ban on Gifts, Becker, R. HB 89 (F)
- Ethics Amendments, Poulton, L. S. SB 149 (P)
- Political Fundraising Restrictions on Governor, Hansen, N. HB 70 (F)
- Restrictions on Public Officials Becoming Lobbyists, Daniels, S. HB 121 (F)

LOCAL BOARDS OF EDUCATION

- Approval of Education Association Leave, Allen, S. HB 278 (F)
- Education Association Leave, Wright, B. SB 132 (P)
- Local School Board Employer Powers, Wright, B. SB 157 (F)
- Process for Creation of New School Districts, Cox, D. HB 76 (F)

Public Education Vending Contracts, Jones, P. HB 228 (F)
School Emergency Response Plans for Sports Injuries, Valentine, J. SB 156 (P)

LOCAL HEALTH DEPARTMENTS

Appointments to City and County Health Boards, Davis, G. SB 127 (F)
Child Immunization Amendments, Lockhart, R. HB 243 (F)
County Health Departments – Operational Structure, Garn, K. HB 241 (P)

LOCAL TAXATION OF UTILITIES

Taxes or Charges on Telecommunications Service, Bramble, C. SB 153 (P)

MARRIAGE / DIVORCE

Division of Home in a Divorce, Spencer, T. SB 111 (F)
Divorce – Children’s Testimony Limited, Spencer, T. SB 106 (P)
Divorce and Parent–time Revisions, Bennion, C. HB 196 (P)
Limitation on Alimony, Spencer, T. SB 161 (F)
Parent Visitation Office, Allen, D. E. SB 168 (F)
Parent–time Amendments, Ferrin, J. HB 37 (F)
Privacy Protections in Divorce Proceedings, Davis, G. SB 199 (F)
Release of Custodial or Noncustodial Parent’s Address, Allen, D. E. SB 24 (P)

MEDICAID

Health Insurance Benefit Design, Lockhart, R. HB 122 (P)
Pharmaceutical Access and Drug Policy Advisory
 Subcommittee, Hogue, D. HB 106 (F)
Restructuring Medicaid Spend down, Beck, T. HB 117 (F)

MENTAL HEALTH

Allocation of State Hospital Beds, Seitz, J. HB 181 (P)
Amendments to Guilty and Mentally Ill, Gladwell, D. SB 27 (P)
Combining Divisions of Substance Abuse and
 Mental Health, Seitz, J. HB 314 (F)
Criminal Sentencing – Mitigation Amendments, Hogue, D. HB 77 (P)
Forensic Mental Health Coordinating Council, Hale, K. SB 97 (P)
Mental Health Practitioner in Parental Rights Action, Thompson, M. HB 270
 (P)
Mental Health Professional Financial Assistance Grants–
 Technical Amendments, Buffmire, J. HB 225 (P)
Prohibition of Restraint Practices, Thompson, M. HB 356 (F)
Regulation of Restraint Therapy, Thompson, M. HB 261 (F)

- Task Force on Involuntary Commitment of the
Mentally Ill, Blackham, L. SB 77 (P)

MILITARY SERVICES

- Designation of I-80, Bush, D. HB 273 (P)
Designation of Memorial Highway, Ure, D. HB 217 (P)
Individual Income Tax – Treatment of Certain
Military Income, Bramble, C. SB 166 (F)
Overseas and Military Voters Amendments, Bush, D. HB 32 (P)
Repeal of National Guard Advisory Board, Peterson, M. SB 8 (P)
Resolution Honoring Gold and Blue Star Mothers, Philpot, J. M. HCR 8 (P)
Resolution Recognizing Military, President, and Congress’
Role in War on Terrorism, Swallow, J. HCR 5 (P)
Tuition Assistance Appropriation for National Guard, Knudson, P. SB 40 (F)
Use of State Armories, Beshear, C. HB 259 (P)
Veterans – Parks and Recreation Benefit, Adair, G. HB 333 (F)
Veterans’ Homes, Adair, G. HB 130 (F)
Veterans Service Organizations Special License Plates, Mascaro, S. HB 337 (P)

MINERAL LEASE FUNDS

- Revenues from Federal Land Exchange Parcels, Dmitrich, M. SB 66 (P)

MINES AND MINING

- Coal Mining and Reclamation Amendments, Dmitrich, M. SB 72 (P)
Environmental Compliance for Minerals Regulatory
Program, Knudson, P. SB 159 (P)
Mineral Production Tax Withholding Amendments, Snow, G. HB 91 (P)
Resolution Urging Federal Government Review of Alternatives
for Atlas Mill Tailings, Dmitrich, M. SJR 12 (P)
Uranium Mill Tailings Oversight, Wright, B. SB 96 (P)

MINORS

- Indecent Public Display Amendments, Wallace, P. HB 236 (P)
Judiciary Amendments, Arent, P. HB 66 (P)
Medical Recommendations for Children, Bryson, K. HB 123 (P)
Proof of Age Under the Alcoholic Beverage Code, Bourdeaux, D. HB 257 (P)
Taking Minor into Protective Custody Without Warrant, Hatch, T. HB 295 (P)
Tobacco Amendments, Saunders, C. HB 54 (P)
Underage Possession of Tobacco Amendments, Saunders, C. HB 55 (P)

MORTGAGE

- Assessment on Title Insurers and Title
Insurance Agencies, Hatch, T. HB 276 (P)

- Mortgage Lending Disclosures, Ray, P. HB 191 (F)
- Mortgage Practices Act Revisions, Adair, G. HB 23 (P)
- Obligations Related to Mortgage Loan Reserve
 - Accounts, Swallow, J. HB 291 (P)
- Reconveyance of Trust Deed or Release of Mortgage, Hatch, T. . . . HB 202 (P)

MOTOR FUEL AND SPECIAL FUEL TAXES

- Joint Resolution Amending Highway User and
 - Motor Fuel Funds, Daniels, S. HJR 8 (F)
- Special Fuel Tax Amendments, Ferry, B. HB 94 (P)

MOTOR VEHICLE INSURANCE

- Motor Vehicle Insurance and Credit Information, Wallace, P. HB 110 (P)
- Motor Vehicle Insurance Coverage –
 - Arbitration Requirements, Waddoups, M. SB 120 (P)
- Recovery of Administrative Fee for Damages
 - Sustained to a Rental Motor Vehicle, Curtis, G. HB 342 (P)
- Timely Payment of Motor Vehicle Insurance Claims, Waddoups, M. SB 179 (F)

MOTOR VEHICLE SAFETY INSPECTION

- Regulation of Personal Motorized Mobility Devices, Curtis, G. . . . HB 281 (P)
- Safety Inspections Regarding Window Tinting, Bowman, D. HB 74 (P)
- Vehicle Safety Inspection Amendments, Harper, W. HB 172 (P)

MOTOR VEHICLES

- Amendments to Driving Under the Influence, Walker, C. SB 9 (P)
- Application for Vehicle Title Amendments, Eastman, D. SB 6 (P)
- Blood and Breath Alcohol Testing, Ray, P. HB 16 (P)
- Child Restraint Violations, Moss, C. HB 29 (P)
- Consumer Protection Amendments – Rental
 - Motor Vehicles, Biskupski, J. HB 108 (F)
- Court Records of Driving Under the Influence Cases, Tyler, A. L. . . HB 18 (P)
- Emergency Vehicle Amendments, Ray, P. HB 235 (P)
- Left Lane Restriction Amendments, Eastman, D. SB 52 (P)
- License Plate Requirements, King, B. HB 31 (P)
- Low-speed Electric Vehicles on Certain Highways, Bush, D. HB 171 (P)
- Manual on Uniform Traffic Control Devices
 - for Streets, Holdaway, K. HB 198 (P)
- Motor Vehicle Insurance and Credit Information, Wallace, P. HB 110 (P)
- Motor Vehicle Registration Amendments, Steele, D. SB 21 (P)

Motor Vehicle Registration for Fleets, Eastman, D.	SB 173 (P)
Motorboating and Boating Under the Influence Provisions, Pace, L. . .	HB 4 (P)
Multiple Driving Under the Influence Offenses, Tyler, A. L.	HB 17 (P)
New Automobile Franchise Act Amendments, Eastman, D.	SB 42 (P)
Organ Donation Checkoff, Hale, K.	SB 15 (P)
Over Weight Vehicle Amendments, Hatch, T.	HB 218 (P)
Peace Officer Arrest Quotas, Bennion, C.	HB 194 (F)
Penalty for Distracted Driving, Holdaway, K.	HB 67 (F)
Penalty for Stealing Motor Fuel, Saunders, C.	HB 114 (F)
Powersport Vehicle Franchise Act, Curtis, G.	HB 167 (P)
Recreational Vehicle – Length and Width Amendments, Bush, D. . .	HB 210 (P)
Regulation of Personal Motorized Mobility Devices, Curtis, G. . . .	HB 281 (P)
Safety Inspections Regarding Window Tinting, Bowman, D.	HB 74 (P)
Salvage Vehicle Amendments, Hogue, D.	HB 239 (F)
Seat Belt Requirements, Moss, C.	HB 92 (F)
Special License Plate, Bowman, D.	HB 326 (F)
Special License Plates for Search and Rescue Teams, Ferry, B. . . .	HB 118 (P)
State Fleet Operations Amendments, Adair, G.	HB 323 (F)
Traffic Offense Adjudication, Knudson, P.	SB 16 (F)
Unmarked Vehicle Amendments, Bowman, D.	HB 87 (F)
Utah Exemption Act Amendments, Gladwell, D.	SB 49 (P)
Vehicle History Information, Eastman, D.	SB 151 (F)
Veterans Service Organizations Special License Plates, Mascaro, S.	HB 337 (P)

NATURAL GAS

Natural Gas Technician Certification, Snow, G.	HB 133 (P)
Utah Energy Office Amendments, Urquhart, S.	HB 145 (P)

NATURAL RESOURCES

Appropriation for Archery and Nature Park in Tooele, Bennion, C.	HB 322 (F)
Appropriation for Nature Center in Ogden, Adair, G.	HB 277 (F)
Bear River Development Projects, Waddoups, M.	SB 92 (P)
Bow Hunter Safety, Hansen, N.	HB 294 (F)
Coal Mining and Reclamation Amendments, Dmitrich, M.	SB 72 (P)
Environmental Compliance for Minerals	
Regulatory Program, Knudson, P.	SB 159 (P)
Forfeited Water Right Allocation, Peterson, D.	HB 57 (P)
Hunting License Fee Refund, Styler, M.	HB 223 (P)
Licensure of Geologists, Becker, R.	HB 96 (P)
Mutual Water Company Change Applications, Blackham, L.	SB 37 (P)
Resolution Authorizing Bear River Migratory	
Bird Refuge Settlement, Ferry, B.	HJR 27 (P)

Resolution Urging Vegetation Management Practices

- on BLM Ground, Blackham, L. SCR 2 (P)
- Use of Bear River Bird Refuge Settlement Monies, Ferry, B. HB 162 (P)
- Utah Energy Office Amendments, Urquhart, S. HB 145 (P)
- Water Commissioner Assessment Amendments, Ure, D. HB 269 (P)
- Water Development and Conservation Task Force, Way, G. HB 85 (F)
- Water Forfeiture Amendments, Styler, M. HB 58 (P)
- Wildlife Remediation on Private Property, Styler, M. HB 164 (P)
- Wildlife Resources and Wildlife Board Amendments, Gladwell, D. SB 134 (F)

OCCUPATIONAL LICENSING

- Direct-entry Midwife Licensing Act, Hellewell, P. SB 53 (F)
- Fire Prevention and Safety Amendments, Beshear, C. HB 247 (F)
- Hearing Instrument Specialist Amendments, Bradshaw, A. HB 266 (P)
- Land Surveyor Amendments, Davis, G. SB 79 (F)
- Licensing Amendments Regarding Background
 - Checks, Bradshaw, A. HB 63 (P)
- Licensing of Genetic Counselors Technical
 - Amendments, Julander, P. SB 109 (P)
- Licensure of Geologists, Becker, R. HB 96 (P)
- Natural Gas Technician Certification, Snow, G. HB 133 (P)
- Pharmacist Licensing Amendments, Knudson, P. SB 100 (P)
- Practice of Radiology Technology Licensure
 - Amendments, Philpot, J. M. HB 242 (F)
- Professional Employer Organization Licensing
 - Act Amendments, Curtis, G. HB 279 (P)
 - Prohibition of Restraint Practices, Thompson, M. HB 356 (F)
 - Regulation of Restraint Therapy, Thompson, M. HB 261 (F)
 - Regulation of Termite Inspectors, Walker, C. SB 83 (F)
 - Utah Medical Practice Act Amendments, Allen, D. E. SB 50 (P)

OCCUPATIONAL SAFETY AND HEALTH (OSHA)

- Utah Occupational Safety and Health Advisory
 - Council Amendments, Bush, D. HB 11 (P)

OCCUPATIONS AND PROFESSIONS

- Amendments to Utah Uniform Building Standards Act, Hellewell, P. SB 55 (P)
- Construction Services Commission, Clark, S. HB 205 (P)
- Nurse Practice Act Amendments, Julander, P. SB 51 (P)

OFFENSES

- Attempted Murder Amendments, Gladwell, D. SB 22 (P)

- Criminal Code Amendments, Suazo, A. SB 64 (F)
 Hate Crimes Amendments, Litvack, D. HB 151 (F)
 Protection of Sports Officials from Violent Abuse, Hogue, D. HB 195 (F)
 Resolution Opposing Increased Violence in
 Sports Against Sports Officials, Hogue, D. HJR 22 (P)
 Traffic Offense Adjudication, Knudson, P. SB 16 (F)

OFF-HIGHWAY VEHICLES

- Off-highway Vehicle Amendments, Goodfellow, B. HB 197 (P)

OLYMPICS

- Concurrent Resolution Recognizing the Salt Lake
 Olympic Organizing Committee, Mitt Romney, Olympic
 Volunteers, and Public Safety, Evans, B. SCR 3 (P)
 Distribution of Olympic Special Revenue
 Fund Monies, Waddoups, M. SB 118 (F)
 Resolution on Utah Athletic Foundation, Ure, D. HJR 25 (P)
 Resolution Recognizing Public Safety Workers fo
 Olympics, Mansell, L. A. SJR 16 (P)
 Resolution Urging Hazardous Materials Not Be Transported
 by Train During the Olympics, Fife, F. HJR 20 (F)
 Resolution Welcoming the World to Utah –
 2002 Olympic Winter Games, Ferry, B. HCR 6 (P)

PARKS

- Appropriation for Archery and Nature Park in Tooele, Bennion, C. HB 322 (F)
 State Park Access Highways Amendments, Bowman, D. HB 65 (P)
 Veterans – Parks and Recreation Benefit, Adair, G. HB 333 (F)

PARTNERSHIPS

- Business Entity Amendments, Valentine, J. SB 146 (P)

PEACE OFFICER

- Arrest Authority of Peace Officers, Donnelson, G. HB 188 (F)
 Giving False Information to Police Officer, Morgan, K. HB 224 (P)
 Peace Officer Arrest Quotas, Bennion, C. HB 194 (F)

PHARMACIES

- Pharmacist Licensing Amendments, Knudson, P. SB 100 (P)

POLITICAL SUBDIVISIONS (LOCAL ISSUES)

- Adjustments of County Boundaries, Walker, C. SB 80 (P)

Advisory Council on Intergovernmental Relations

- Amendments, Peterson, M. SB 41 (P)
- Amendments to Utah Uniform Building Standards Act, Hellewell, P. SB 55 (P)
- Amendments to Whistle Blowers Statute, Hansen, N. HB 98 (F)
- Annexations in Counties of the First Class, Poulton, L. S. SB 201 (F)
- Annexations Involving Townships, Duckworth, C. HB 126 (P)
- Basic Human Needs Referendum Act, Dmitrich, M. SB 198 (F)
- Bid Requirements on County or Municipal Construction
 - Projects, Stephenson, H. SB 102 (F)
- Bonding Authority for Irrigation Districts, Gladwell, D. SB 20 (P)
- Cemetery Maintenance District Amendments, Anderson, E. HB 75 (P)
- County and Municipal Campaign Finance Amendments, Beck, T. . HB 334 (P)
- County Clerk Responsibilities – Building Lot of Record, Ure, D. . . HB 325 (F)
- County Law Revisions, Gladwell, D. SB 65 (P)
- County Personnel Management Act Amendments, Evans, B. SB 82 (P)
- Expansion of Governmental Immunity, Barrus, R. HB 203 (F)
- Expansion of Special Service District Purposes, Buttars, C. HB 165 (F)
- Firemen’s Civil Service Council Amendments, Philpot, J. M. HB 254 (P)
- Funding Formula for Alcohol Related Activities of
 - Local Governments, Waddoups, M. SB 30 (P)
- Impact Fees Act Amendments, Way, G. HB 184 (P)
- Interlocal Cooperation Act and Electric Power
 - Facilities Amendments, Blackham, L. SB 29 (P)
- Jail Reimbursement Amendments, Curtis, G. HB 319 (P)
- Joint Resolution – Debt Limits for Political Subdivisions, Harper, W.HJR 14 (P)
- Joint Resolution on Changes to County Boundaries, Walker, C. SJR 4 (P)
- Limited Purpose Local Government Agencies
 - Amendments, Peterson, D. HB 137 (P)
- Local Government Officials Amendments, Thompson, M. HB 116 (F)
- Local Government Variable Rate Bonding Authority, Buttars, D. C. SB 116 (P)
- Municipal Annexation Amendments, Peterson, D. HB 93 (P)
- Municipal Plan for Moderate Income Housing, Ray, P. HB 49 (F)
- Planetarium Board Amendments, Newbold, M. HB 280 (F)
- Planetarium Board of Directors Amendments, Davis, G. SB 129 (P)
- Prohibiting Residential Lots from Crossing
 - County Lines, Hogue, D. HB 20 (F)
- Protection of Unincorporated Areas in Counties of the
 - First Class, Tyler, A. L. HB 324 (F)
- Public Agency Insurance Mutual Amendments, Hickman, J. SB 48 (P)
- Public Review of Municipal Appropriations and
 - Resources, Barrus, R. HB 166 (P)

- Redevelopment Agencies Notice Requirements, Stephens, M. HB 193 (P)
 Resolution Providing for Changing County Lines, Peterson, M. SJR 3 (F)
 Resolution Supporting Utah Quality Growth Commission, Allen, R. SJR 8 (F)
 Revisions to Redevelopment Agency Laws, Harper, W. HB 24 (P)
 Sale of Municipal Power Systems, Hickman, J. SB 104 (P)
 Special Service District Amendments, Anderson, E. HB 212 (P)
 Standards for Illegal Drug Lab Decontamination, Tyler, A. L. HB 153 (F)
 Subdivision of Agricultural Land, Parker, B. HB 68 (F)
 Technical Corrections to County Code, Cox, D. HB 26 (P)
 Technical Corrections to Municipal Code, Cox, D. HB 27 (P)
 Transfer of Development Rights, Parker, B. HB 216 (F)
 Uniform Withdrawal Procedures for Special Districts, Gladwell, D. SB 18 (P)
 Unincorporated County Amendments, Allen, R. SB 95 (P)
 Use of County General Fund Expenses, Hutchings, E. HB 330 (P)
 Voter Residence Where Lot Is Divided by County
 Boundary Line, Walker, C. SB 35 (P)

PORNOGRAPHY

- Indecent Public Display Amendments, Wallace, P. HB 236 (P)
 Obscenity and Pornography Complaints
 Ombudsman Duties, Harper, W. HB 107 (P)
 Restrictions on Sexually Explicit Email, Winn, B. HB 143 (P)

PROPERTY TAX

- Assessment of Property Subject to a Minimum
 Parcel Size, Murray, J. HB 119 (P)
 Farmland Assessment Act – Rollback Taxes, Ure, D. HB 301 (F)
 Property Tax – Judgment Levy, Harper, W. HB 201 (P)
 Property Tax – Truth in Taxation Amendments, Young, M. HB 146 (F)
 Property Tax Amendments, Harper, W. HB 305 (P)
 Property Tax Assessments – Effect of Conservation
 Easement, Becker, R. HB 84 (P)
 Property Tax Modifications, Bramble, C. SB 169 (P)
 Property Taxes – Farmland Assessment Act, Hatch, T. HB 155 (P)
 Property Taxes – Notice of Delinquency, Dillree, M. HB 95 (P)
 Resolution to Expand the Government Property
 Tax Exemption, Clark, D. HJR 30 (P)

PUBLIC DEBT – CONSTITUTION

- Joint Resolution – Debt Limits for Political
 Subdivisions, Harper, W. HJR 14 (P)

PUBLIC EDUCATION

- Annual Reports Given to the Legislature, Dillree, M. HB 46 (P)
- Appropriation for School Districts Impacted by
 Fee Waivers, Shurtliff, L. HB 271 (F)
- Approval of Education Association Leave, Allen, S. HB 278 (F)
- Charter Schools Amendments, Stephenson, H. SB 138 (P)
- Child Immunization Amendments, Lockhart, R. HB 243 (F)
- Classroom Amplification, Hogue, D. HB 213 (F)
- Core Curriculum Amendments, Gladwell, D. SB 99 (P)
- Credit Allowed in Teacher Transfer, Thompson, M. HB 244 (F)
- Education Association Leave, Wright, B. SB 132 (P)
- Education Budget Reserve Account, Blackham, L. SB 155 (F)
- Education of Persons with a Disability, Mayne, E. SB 81 (P)
- Health Care Access Reform, Butters, D. C. SB 58 (F)
- Licenses for Educators, Allen, S. HB 207 (P)
- Local School Board Employer Powers, Wright, B. SB 157 (F)
- Medical Recommendations for Children, Bryson, K. HB 123 (P)
- Minimum School Program Act Amendments, Stephenson, H. SB 3 (P)
- Nutritional Food in Schools, Jones, P. HB 200 (F)
- Parental Involvement in Public Education, Walker, C. SB 85 (F)
- Process for Creation of New School Districts, Cox, D. HB 76 (F)
- Public Education – Alternative Language Programs, Bourdeaux, D. HB 150 (F)
- Public Education Capital Outlay Act Amendments, Cox, D. HB 240 (F)
- Public Education Vending Contracts, Jones, P. HB 228 (F)
- Repeal of Education Mandates and Programs, Stephenson, H. SB 105 (P)
- Resolution on Investment of State School Fund and
 Uniform School Fund, Hillyard, L. SJR 2 (P)
- Retention of Educator Licenses, Throckmorton, M. HB 189 (F)
- Rural Schools – Equity in Education, Johnson, B. HB 253 (P)
- School and School District Size Task Force, Cox, D. HB 222 (F)
- School Community Councils, Wright, B. SB 167 (P)
- School Display of Motto of the United States, Siddoway, R. HB 79 (P)
- School Uniform Amendments, Morgan, K. HB 5 (P)
- State Board of Education Budget Authority, Dillree, M. HB 275 (P)
- State Board of Education Rules and Reports, Dayton, M. HB 221 (P)
- Student Education Plans, Newbold, M. HB 262 (P)
- Supplemental Minimum School Program Act
 Amendments, Dillree, M. HB 274 (P)
- Truancy Amendments, Bourdeaux, D. HB 209 (F)
- Youth Court Amendments, Gladwell, D. SB 130 (P)

PUBLIC FUNDS AND ACCOUNTS

- Aeronautics Construction Revolving Loan Fund, Hickman, J. SB 160 (P)
 Amendments to Settlement Agreements Requirements, Dayton, M. HB 173 (P)
 Annual Report on State School Fund, Ferrin, J. HB 177 (P)
 Debt Service and Rainy Day Fund Amendments, Hellewell, P. SB 154 (P)
 Distribution of Olympic Special Revenue
 Fund Monies, Waddoups, M. SB 118 (F)
 Education Budget Reserve Account, Blackham, L. SB 155 (F)
 Funding Formula for Alcohol Related Activities
 of Local Governments, Waddoups, M. SB 30 (P)
 Funding of the Controlled Substances Database, Valentine, J. SB 86 (P)
 Funds Consolidation, Alexander, J. HB 61 (P)
 Funds Consolidation, Budget Procedures, and
 Fund Reclassification Amendments, Bigelow, R. HB 264 (P)
 Repeal of Investment Advisory Committee, Winn, B. HB 10 (P)
 State Board of Education Budget Authority, Dillree, M. HB 275 (P)
 Technical Amendments to Tobacco Settlement
 Trust Fund, Morgan, K. HB 53 (P)
 Tobacco Settlement Restricted Account, Steele, D. SB 135 (P)
 Use of County General Fund Expenses, Hutchings, E. HB 330 (P)
 Use of Tobacco Settlement Interest Proceeds, Morgan, K. HB 12 (F)

PUBLIC OFFICERS

- Open and Public Meetings Revisions, Davis, G. SB 128 (P)

PUBLIC SAFETY

- Antiterrorism Amendments, Ray, P. HB 283 (P)
 Application for Driver License Amendments, Wright, B. SB 133 (F)
 Driver License Fraud Amendments, Holdaway, K. HB 187 (P)
 Driver License Reporting, Peterson, M. SB 14 (F)
 Driver License Restrictions, Throckmorton, M. HB 350 (F)
 Emergency Responder Priority, Holdaway, K. HB 180 (F)
 Expansion of DNA Database, Way, G. HB 154 (P)
 Fire Prevention and Safety Amendments, Beshear, C. HB 247 (F)
 Fire Prevention and Safety Revisions, Beshear, C. HB 316 (F)
 Motorboating and Boating Under the Influence Provisions, Pace, L. . HB 4 (P)
 Public Safety – Division Name Change, Bowman, D. HB 40 (P)
 Public Safety Bureau Name Change, Bowman, D. HB 6 (P)
 Resolution Recognizing Public Safety Workers
 for Olympics, Mansell, L. A. SJR 16 (P)
 Retirement Cost-of-living Adjustment for Public Safety, Ray, P. . . . HB 97 (F)

- Retirement of Public Safety Officials, Bigelow, R. HB 230 (P)
- Secure Facilities Amendments, Gladwell, D. SB 164 (P)
- Tax Commission Criminal Investigators Designation as
Special Function Officers, Bramble, C. SB 62 (P)
- Unmarked Vehicle Amendments, Bowman, D. HB 87 (F)
- Utah 911 Committee, McCartney, T. HB 313 (P)
- Utah Fire Prevention and Safety Act Amendments, Beshear, C. . . . HB 315 (F)
- Vehicle Safety Inspection Amendments, Harper, W. HB 172 (P)

PUBLIC SERVICE COMMISSION

- Electric Energy Efficiency and Conservation Tariff, Blackham, L. . . SB 152 (P)
- Renewable Energy Amendments, Gowans, J. HB 308 (F)

PUBLIC TRANSIT DISTRICTS

- Sales and Use Tax Amendments, Hickman, J. SB 195 (P)

PUBLIC UTILITIES

- Cable TV Regulation, Bramble, C. SB 194 (F)
- Competition in Telecommunications Industry Legislative
Task Force, Garn, K. HB 140 (P)
- Electric Energy Efficiency and Conservation Tariff, Blackham, L. . . SB 152 (P)
- Electric Power Facilities Amendments, Blackham, L. SB 32 (F)
- Information Required to the Division of Public
Utilities, McCartney, T. HB 327 (F)
- Interlocal Cooperation Act and Electric Power
Facilities Amendments, Blackham, L. SB 29 (P)
- Municipal Telephone Utilities Amendments, Cox, D. HB 59 (F)
- Natural Gas Technician Certification, Snow, G. HB 133 (P)
- Net Metering of Electricity, Snow, G. HB 7 (P)
- Renewable Energy Amendments, Gowans, J. HB 308 (F)
- Sale of Municipal Power Systems, Hickman, J. SB 104 (P)
- Taxes or Charges on Telecommunications Service, Bramble, C. . . . SB 153 (P)

PUBLICATIONS

- Property Tax – Truth in Taxation Amendments, Young, M. HB 146 (F)

QUASI GOVERNMENTAL ENTITY/ORGANIZATIONS

- Independent Entity Privatization Amendments, Stephens, M. HB 289 (P)
- Public Safety Communications Network, Ure, D. HB 142 (F)
- Retirement Law Recodification, Bigelow, R. HB 250 (P)

- Utah Housing Corporation Amendments, Bigelow, R. HB 255 (P)
 Workers' Compensation Insurance Related
 Amendments, Poulton, L. S. SB 119 (P)

RADIATION

- Practice of Radiology Technology Licensure
 Amendments, Philpot, J. M. HB 242 (F)
 Uranium Mill Tailings Oversight, Wright, B. SB 96 (P)

REAL ESTATE

- Mobile Home Park Residency Act Amendments, Harper, W. HB 263 (P)
 Mobile Home Park Residency Technical Revisions, Eastman, D. SB 115 (P)
 Mortgage Lending Disclosures, Ray, P. HB 191 (F)
 Mortgage Practices Act Revisions, Adair, G. HB 23 (P)
 Real Estate Valuation Tax Appeal, Bramble, C. SB 84 (F)
 Reconveyance of Trust Deed or Release of Mortgage, Hatch, T. HB 202 (P)
 Termination of Joint Tenancy in Real Property, Hillyard, L. SB 103 (P)
 Trust Deeds Amendments, Clark, D. HB 44 (P)

RECODIFICATION

- Retirement Law Recodification, Bigelow, R. HB 250 (P)

RECREATION

- Appropriation for Archery and Nature Park in Tooele, Bennion, C. HB 322 (F)
 Off-highway Vehicle Amendments, Goodfellow, B. HB 197 (P)
 Powersport Vehicle Franchise Act, Curtis, G. HB 167 (P)
 Resolution on Utah Athletic Foundation, Ure, D. HJR 25 (P)
 Veterans – Parks and Recreation Benefit, Adair, G. HB 333 (F)

REDEVELOPMENT AGENCIES

- Limited Purpose Local Government Agencies
 Amendments, Peterson, D. HB 137 (P)
 Redevelopment Agencies Notice Requirements, Stephens, M. HB 193 (P)
 Revisions to Redevelopment Agency Laws, Harper, W. HB 24 (P)

REDISTRICTING

- Creation of Redistricting Commission Resolution, Morgan, K. HJR 3 (F)
 Redistricting Procedures, Siddoway, R. HB 104 (F)

REGISTRATION AND REGISTRATION FEES

- Motor Vehicle Registration Amendments, Steele, D. SB 21 (P)

Motor Vehicle Registration for Fleets, Eastman, D. SB 173 (P)
 Organ Donation Checkoff, Hale, K. SB 15 (P)
 Special License Plate, Bowman, D. HB 326 (F)
 Special License Plates for Search and Rescue Teams, Ferry, B. . . . HB 118 (P)
 Veterans Service Organizations Special License Plates, Mascaro, S. HB 337 (P)

RESOLUTIONS

Adult Lifelong Learning and Literacy Resolution, Steele, D. SCR 1 (F)
 Concurrent Resolution Recognizing the Salt Lake
 Olympic Organizing Committee, Mitt Romney, Olympic
 Volunteers, and Public Safety, Evans, B. SCR 3 (P)
 Creation of Redistricting Commission Resolution, Morgan, K. HJR 3 (F)
 House Rules Resolution – Process Revisions, Harper, W. HR 2 (P)
 House Rules Resolution – Rules Committee Power, Bennion, C. HR 4 (F)
 Joint and Interim Rules Revisions Resolution, Waddoups, M. SJR 9 (P)
 Joint Resolution – Debt Limits for Political
 Subdivisions, Harper, W. HJR 14 (P)
 Joint Resolution – Rejecting Recommended Salary Increase
 for Legislators, Way, G. HJR 9 (P)
 Joint Resolution Amending Highway User and Motor
 Fuel Funds, Daniels, S. HJR 8 (F)
 Joint Resolution Authorizing Appointment of Attorney
 for State Officers, Valentine, J. SJR 13 (F)
 Joint Resolution on Changes to County Boundaries, Walker, C. SJR 4 (P)
 Joint Resolution Rejecting Salary Recommendations
 of Legislative Compensation Commission, King, B. HJR 12 (F)
 Joint Resolution Urging a Study of Certain
 Exemptions, Waddoups, M. SJR 6 (P)
 Joint Rules Resolution – Appropriations Subcommittee
 Names, Hendrickson, N. HJR 7 (P)
 Joint Rules Resolution – Establishing a Ways and Means
 Committee, Ure, D. HJR 31 (F)
 Joint Rules Resolution – Legislative Review Notes on Bills, Ure, D. HJR 16 (F)
 Joint Rules Resolution Requiring Certain Special Session
 Procedures, Bennion, C. HJR 19 (F)
 Master Study Resolution, Poulton, L. S. SJR 15 (P)
 Resolution Amending Revenue and Taxation Provisions
 of Utah Constitution, Valentine, J. SJR 10 (P)
 Resolution Approving Landfill for Construction and
 Demolition Debris, Hatch, T. HCR 7 (P)

- Resolution Asserting Water Rights Issued Under the Authority
of the State Are Subject to State Law, Young, M. HJR 29 (F)
- Resolution Authorizing Bear River Migratory Bird
Refuge Settlement, Ferry, B. HJR 27 (P)
- Resolution Authorizing the Calling of Special Sessions
by the Legislature, Hickman, J. SJR 5 (F)
- Resolution Calling for Support of the Principles of the
Alliance for Unity, Bigelow, R. HJR 5 (P)
- Resolution Changing House Committee Names, Hutchings, E. HR 1 (P)
- Resolution Changing Senate Committee Names, Knudson, P. SR 1 (P)
- Resolution Closing Court Facility, Bennion, C. HJR 17 (P)
- Resolution Encouraging Congressional Approval of
Farm Bill, Butters, C. HJR 21 (F)
- Resolution Encouraging Cultural Competency in the
Delivery of Health Care, Buffmire, J. HJR 4 (P)
- Resolution Encouraging Research and Development
Grants for Clean Coal Alternatives, Dmitrich, M. SJR 1 (P)
- Resolution Honoring Gold and Blue Star Mothers, Philpot, J. M. HCR 8 (P)
- Resolution Honoring Princess Aisha Bint Al Hussein, Allen, S. HJR 24 (P)
- Resolution Honoring Service of Pamela Atkinson, Stephens, M. HCR 3 (P)
- Resolution on Adult Lifelong Learning and Literacy, Steele, D. SR 4 (P)
- Resolution on Compensation of In-session Employees, Evans, B. SJR 7 (P)
- Resolution on Investment of State School Fund and
Uniform School Fund, Hillyard, L. SJR 2 (P)
- Resolution on Special Sessions of the Legislature, Bennion, C. HJR 13 (F)
- Resolution on Utah Athletic Foundation, Ure, D. HJR 25 (P)
- Resolution on Yucca Mountain as Nuclear
Waste Repository, Davis, G. SJR 14 (F)
- Resolution Opposing Increased Violence in Sports
Against Sports Officials, Hogue, D. HJR 22 (P)
- Resolution Promoting Character and Citizenship
Education, Morgan, K. HJR 23 (F)
- Resolution Promoting Cooperative Regulatory
Environment and Economic Development in Utah, Bennion, C. HJR 26 (P)
- Resolution Promoting Financial Literacy for
Utah Students, Hogue, D. HJR 15 (P)
- Resolution Providing for Changing County Lines, Peterson, M. SJR 3 (F)
- Resolution Reappointing Legislative Auditor General, Stephens, M. HJR 1 (P)
- Resolution Recognizing Contributions of
Congressman James V. Hansen, Dillree, M. HCR 4 (P)

- Resolution Recognizing Discover Navajo – People of the
Fourth World Day, Dmitrich, M. SR 3 (P)
- Resolution Recognizing Military, President, and Congress’
Role in War on Terrorism, Swallow, J. HCR 5 (P)
- Resolution Recognizing Public Safety Workers fo
Olympics, Mansell, L. A. SJR 16 (P)
- Resolution Recognizing the Life and Contributions
of Ronald Reagan, Throckmorton, M. HJR 18 (F)
- Resolution Recognizing Utah Shakespearean Festival
Distinguished Service Award, Bowman, D. HCR 10 (P)
- Resolution Regarding United States Minting
of the Utah Quarter, Hansen, N. HCR 1 (F)
- Resolution Requiring Public Notice Prior to
Special Sessions, Urquhart, S. HJR 11 (P)
- Resolution Supporting America’s Domestic
Steel Industry, Mayne, E. SJR 11 (P)
- Resolution Supporting Businesses, Curtis, G. HCR 2 (P)
- Resolution Supporting Designation of San Rafael
Swell as National Monument, Johnson, B. HCR 9 (F)
- Resolution Supporting Utah Quality Growth Commission, Allen, R. SJR 8 (F)
- Resolution to Expand the Government Property
Tax Exemption, Clark, D. HJR 30 (P)
- Resolution Urging an End to the Persecution of
Falun Gong Practitioners, Throckmorton, M. HJR 6 (F)
- Resolution Urging Federal Constitutional Amendment
to Protect the Life of the Unborn, Way, G. HJR 10 (F)
- Resolution Urging Federal Government Review of Alternatives
for Atlas Mill Tailings, Dmitrich, M. SJR 12 (P)
- Resolution Urging Hazardous Materials Not Be
Transported by Train During the Olympics, Fife, F. HJR 20 (F)
- Resolution Urging Vegetation Management Practices
on BLM Ground, Blackham, L. SCR 2 (P)
- Resolution Welcoming the World to Utah – 2002
Olympic Winter Games, Ferry, B. HCR 6 (P)
- Rules Resolution – Committee Notes on Bills, Bigelow, R. HJR 2 (P)
- Senate Rules Amendments Resolution, Waddoups, M. SR 2 (P)

RESOLUTIONS, CONSTITUTIONAL

- Creation of Redistricting Commission Resolution, Morgan, K. HJR 3 (F)
- Joint Resolution – Debt Limits for Political
Subdivisions, Harper, W. HJR 14 (P)

Joint Resolution Amending Highway User and Motor Fuel Funds, Daniels, S.	HJR 8 (F)
Joint Resolution on Changes to County Boundaries, Walker, C.	SJR 4 (P)
Resolution Amending Revenue and Taxation Provisions of Utah Constitution, Valentine, J.	SJR 10 (P)
Resolution Authorizing the Calling of Special Sessions by the Legislature, Hickman, J.	SJR 5 (F)
Resolution on Investment of State School Fund and Uniform School Fund, Hillyard, L.	SJR 2 (P)
Resolution on Special Sessions of the Legislature, Bennion, C.	HJR 13 (F)
Resolution Providing for Changing County Lines, Peterson, M.	SJR 3 (F)
Resolution Requiring Public Notice Prior to Special Sessions, Urquhart, S.	HJR 11 (P)
Resolution to Expand the Government Property Tax Exemption, Clark, D.	HJR 30 (P)

RESOLUTIONS, RULES

House Rules Amendments Resolution, Hatch, T.	HR 3 (P)
House Rules Resolution – Process Revisions, Harper, W.	HR 2 (P)
House Rules Resolution – Rules Committee Power, Bennion, C.	HR 4 (F)
Joint and Interim Rules Revisions Resolution, Waddoups, M.	SJR 9 (P)
Joint Rules Resolution – Appropriations Subcommittee Names, Hendrickson, N.	HJR 7 (P)
Joint Rules Resolution – Legislative Review Notes on Bills, Ure, D.	HJR 16 (F)
Joint Rules Resolution Requiring Certain Special Session Procedures, Bennion, C.	HJR 19 (F)
Resolution Changing House Committee Names, Hutchings, E.	HR 1 (P)
Resolution Changing Senate Committee Names, Knudson, P.	SR 1 (P)
Rules Resolution – Committee Notes on Bills, Bigelow, R.	HJR 2 (P)
Senate Rules Amendments Resolution, Waddoups, M.	SR 2 (P)

RESTITUTION

Criminal Restitution Amendments, Allen, S.	HB 190 (P)
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RETIREMENT

Additional State Retirement Benefit, Shurtliff, L.	HB 268 (F)
Classification of State Employees for Insurance Purposes, Seitz, J.	HB 248 (P)
Firefighters Retirement, Davis, G.	SB 180 (F)
Health Insurance Mandates Program, Lockhart, R.	HB 105 (P)

Individual Income Tax Personal Retirement Exemption and Deduction for Retirement Income – Eliminating Marriage Tax Penalties, Harper, W.	HB 50(F)
Retirement Cost-of-living Adjustment for Public Safety, Ray, P. . . .	HB 97 (F)
Retirement Law Recodification, Bigelow, R.	HB 250 (P)
Retirement of Public Safety Officials, Bigelow, R.	HB 230 (P)
Retirement Office Amendments, Bigelow, R.	HB 297 (P)
State Retirement Conversion Window, King, B.	HB 186 (F)

REVENUE AND TAXATION

Assessment of Property Subject to a Minimum Parcel Size, Murray, J.	HB 119 (P)
Basic Human Needs Referendum Act, Dmitrich, M.	SB 198 (F)
Cigarette Tax Stamp and Contraband Amendments, Allen, D. E.	SB 7 (P)
Corporate Franchise and Income Taxes – Treatment of Certain Cooperatives, Valentine, J.	SB 57 (P)
Distribution of Olympic Special Revenue Fund Monies, Waddoups, M.	SB 118 (F)
Election Campaign Fund Checkoff Amendments, Buttars, C.	HB 19 (P)
Farmland Assessment Act – Rollback Taxes, Ure, D.	HB 301 (F)
Higher Education Savings Incentive Program Amendments, Bryson, K.	HB 52 (P)
Historic Building Rehabilitation Tax Credits, Bennion, C.	HB 285 (F)
Individual Income Tax – Bracket Adjustments, Bramble, C.	SB 31 (F)
Individual Income Tax – State Earned Income Tax Credit, Hatch, T. . . .	HB 60 (F)
Individual Income Tax – Treatment of Certain Military Income, Bramble, C.	SB 166 (F)
Individual Income Tax Deduction for Net Capital Gain, Ferrin, J.	HB 103 (F)
Individual Income Tax Personal Retirement Exemption and Deduction for Retirement Income – Eliminating Marriage Tax Penalties, Harper, W.	HB 50(F)
Joint Resolution Urging a Study of Certain Exemptions, Waddoups, M.	SJR 6 (P)
Mineral Production Tax Withholding Amendments, Snow, G.	HB 91 (P)
Oil and Gas Severance Tax – Board, Restricted Account, and Use of Revenues, Seitz, J.	HB 152 (P)
Penalty and Interest Modifications, Bramble, C.	SB 182 (F)
Property Tax – Judgment Levy, Harper, W.	HB 201 (P)
Property Tax – Truth in Taxation Amendments, Young, M.	HB 146 (F)
Property Tax Amendments, Harper, W.	HB 305 (P)

- Property Tax Assessments – Effect of Conservation
- Easement, Becker, R. HB 84 (P)
 - Property Tax Modifications, Bramble, C. SB 169 (P)
 - Property Taxes – Farmland Assessment Act, Hatch, T. HB 155 (P)
 - Property Taxes – Notice of Delinquency, Dillree, M. HB 95 (P)
 - Public Agency Insurance Mutual Amendments, Hickman, J. SB 48 (P)
 - RDA – for Parking Structure, Stephenson, H. SB 187 (F)
 - Real Estate Valuation Tax Appeal, Bramble, C. SB 84 (F)
 - Reauthorization of Individual Income Tax Credit –
 - Tutoring Disabled Dependents, Buffimire, J. HB 185 (P)
 - Repeal of Sales and Use Tax on Food, Biskupski, J. HB 157 (F)
 - Residential Property Tax Exemptions, Mayne, E. SB 70 (F)
 - Revisions to General Government – Tobacco
 - Amendments, Hogue, D. HB 352 (P)
 - Sales and Use Tax – Agricultural Exemption, Anderson, E. HB 88 (P)
 - Sales and Use Tax – Definition of Regularly Rented, Waddoups, M. SB 144 (P)
 - Sales and Use Tax – Exemption for Certain Coupons, Peterson, M. SB 185 (F)
 - Sales and Use Tax – Location of Transactions, Harper, W. HB 249 (P)
 - Sales and Use Tax – Taxation of Amounts Paid to a Telephone
 - Service Provider or Telegraph Corporation, Bramble, C. SB 59 (P)
 - Sales and Use Tax Amendments, Hickman, J. SB 195 (P)
 - Sales and Use Tax Modifications, Harper, W. HB 51 (P)
 - Sales and Use Taxes – Exemption for Certain Sales of
 - Electricity, Shurtliff, L. HB 129 (P)
 - Special Fuel Tax Amendments, Ferry, B. HB 94 (P)
 - State and Education Voluntary Contribution Fund, Philpot, J. M. . . HB 329 (F)
 - Statutory Revisions for State Funding Adjustments, Blackham, L. . . SB 200 (P)
 - Tax Credits – Removal of Tax Credit from Tax Form and
 - Prohibition on Claiming or Carrying Forward
 - Tax Credit, Bramble, C. SB 28 (P)
 - Tax Credits for Donated Textbooks, Thompson, M. HB 302 (F)
 - Tax Credits for Manufacturing Capital Investments, Hansen, N. . . . HB 149 (F)
 - Tax Review Commission Amendments, Bennion, C. HB 182 (P)
 - Taxes or Charges on Telecommunications Service, Bramble, C. . . . SB 153 (P)
 - Tourism Amendments, Allen, S. HB 34 (P)
 - Tuition Tax Credits, Buttars, D. C. SB 69 (F)

REVENUE AND TAXATION – CONSTITUTION

- Joint Resolution Amending Highway User and Motor
- Fuel Funds, Daniels, S. HJR 8 (F)

- Resolution Amending Revenue and Taxation Provisions of
Utah Constitution, Valentine, J. SJR 10 (P)
- Resolution to Expand the Government Property
Tax Exemption, Clark, D. HJR 30 (P)

REVISOR LEGISLATION

- Revisor’s Statute, Waddoups, M. SB 114 (P)

SALES AND USE TAX

- Basic Human Needs Referendum Act, Dmitrich, M. SB 198 (F)
- Revisions to General Government – Tobacco
 - Amendments, Hogue, D. HB 352 (P)
- Sales and Use Tax – Agricultural Exemption, Anderson, E. HB 88 (P)
- Sales and Use Tax – Definition of Regularly Rented, Waddoups, M. SB 144 (P)
- Sales and Use Tax – Exemption for Certain Coupons, Peterson, M. SB 185 (F)
- Sales and Use Tax – Location of Transactions, Harper, W. HB 249 (P)
- Sales and Use Tax – Taxation of Amounts Paid to a Telephone
 - Service Provider or Telegraph Corporation, Bramble, C. SB 59 (P)
- Sales and Use Tax Amendments, Hickman, J. SB 195 (P)
- Sales and Use Tax Modifications, Harper, W. HB 51 (P)
- Sales and Use Taxes – Exemption for Certain Sales of
 - Electricity, Shurtliff, L. HB 129 (P)
- Statutory Revisions for State Funding Adjustments, Blackham, L. . SB 200 (P)
- Taxes or Charges on Telecommunications Service, Bramble, C. . . . SB 153 (P)

SCHOOL FINANCE

- Appropriation for School Districts Impacted by
 - Fee Waivers, Shurtliff, L. HB 271 (F)
- Appropriation for Teacher Mentoring Programs, Moss, C. HB 328 (F)
- Education Budget Reserve Account, Blackham, L. SB 155 (F)
- Minimum School Program Act Amendments, Stephenson, H. SB 3 (P)
- Public Education Capital Outlay Act Amendments, Cox, D. HB 240 (F)
- Supplemental Minimum School Program Act
 - Amendments, Dillree, M. HB 274 (P)

SCHOOL PERSONNEL

- Approval of Education Association Leave, Allen, S. HB 278 (F)
- Credit Allowed in Teacher Transfer, Thompson, M. HB 244 (F)
- Licenses for Educators, Allen, S. HB 207 (P)
- Retention of Educator Licenses, Throckmorton, M. HB 189 (F)

SCHOOL SAFETY

School Emergency Response Plans for Sports Injuries, Valentine, J. SB 156 (P)

SEAT BELT LAWS

Child Restraint Violations, Moss, C. HB 29 (P)

Seat Belt Requirements, Moss, C. HB 92 (F)

SECURITY LICENSING

Licensing Amendments Regarding Background

Checks, Bradshaw, A. HB 63 (P)

SEVERANCE TAX

Oil and Gas Severance Tax – Board, Restricted Account,

and Use of Revenues, Seitz, J. HB 152 (P)

SEXUAL OFFENSES

Amendments to Sex Offender Registry, Bradshaw, A. HB 245 (P)

Appropriation for Sexual Violence Victim Assistance

Programs, Spencer, T. SB 5 (F)

Prohibiting Intimacy with Youth Receiving

State Services, Julander, P. SB 11 (P)

SIGNS

Outdoor Advertising Amendments, Waddoups, M. SB 98 (P)

Outdoor Advertising Sign Proximity to Utility Lines, Spencer, T. . . SB 145 (P)

SIZE LIMITS, MOTOR VEHICLES

Over Weight Vehicle Amendments, Hatch, T. HB 218 (P)

Recreational Vehicle – Length and Width Amendments, Bush, D. . HB 210 (P)

SOLID WASTE

Resolution Approving Landfill for Construction and

Demolition Debris, Hatch, T. HCR 7 (P)

Solid and Hazardous Waste, Ure, D. HB 293 (F)

Waste Amendments, Walker, C. SB 196 (F)

SPECIAL DISTRICTS

Bonding Authority for Irrigation Districts, Gladwell, D. SB 20 (P)

Cemetery Maintenance District Amendments, Anderson, E. HB 75 (P)
 Expansion of Special Service District Purposes, Buttars, C. HB 165 (F)
 Local Government Variable Rate Bonding Authority, Buttars, D. C. SB 116 (P)
 Local Substance Abuse Authority Amendments, Ray, P. HB 48 (P)
 Public Water Systems Amendments, Barrus, R. HB 309 (F)
 Special Service District Amendments, Anderson, E. HB 212 (P)
 Uniform Withdrawal Procedures for Special Districts, Gladwell, D. . SB 18 (P)

SPECIAL SESSION

Joint Rules Resolution Requiring Certain Special Session
 Procedures, Bennion, C. HJR 19 (F)
 Resolution Authorizing the Calling of Special Sessions
 by the Legislature, Hickman, J. SJR 5 (F)
 Resolution on Special Sessions of the Legislature, Bennion, C. . . . HJR 13 (F)
 Resolution Requiring Public Notice Prior to
 Special Sessions, Urquhart, S. HJR 11 (P)

STATE AFFAIRS IN GENERAL

Advisory Council on Intergovernmental Relations
 Amendments, Peterson, M. SB 41 (P)
 Repeal of State Advisory Planning Committee, Wallace, P. HB 14 (P)
 Revisor's Statute, Waddoups, M. SB 114 (P)
 Use of Bear River Bird Refuge Settlement Monies, Ferry, B. HB 162 (P)
 Utah Procurement Code Amendments, Dmitrich, M. SB 68 (P)
 Veterans – Parks and Recreation Benefit, Adair, G. HB 333 (F)

STATE BOARD OF EDUCATION

Appropriation for School Districts Impacted by
 Fee Waivers, Shurtliff, L. HB 271 (F)
 Appropriation for Teacher Mentoring Programs, Moss, C. HB 328 (F)
 Charter Schools Amendments, Stephenson, H. SB 138 (P)
 Classroom Amplification, Hogue, D. HB 213 (F)
 Core Curriculum Amendments, Gladwell, D. SB 99 (P)
 Process for Creation of New School Districts, Cox, D. HB 76 (F)
 Public Education – Alternative Language Programs, Bourdeaux, D. HB 150 (F)
 Repeal of Education Mandates and Programs, Stephenson, H. SB 105 (P)
 Rural Schools – Equity in Education, Johnson, B. HB 253 (P)
 School and School District Size Task Force, Cox, D. HB 222 (F)
 State Board of Education Budget Authority, Dillree, M. HB 275 (P)
 State Board of Education Rules and Reports, Dayton, M. HB 221 (P)

STATE BOARD OF REGENTS

- Drinking Water Board Loan and Grant Amendments, Wright, B. . . . SB 90 (P)
 Election Law Commission, Buffmire, J. HB 175 (F)
 Exemption from Nonresident Tuition, Ure, D. HB 144 (P)
 Higher Education Budget Authority, Hillyard, L. SB 142 (P)
 Uranium Mill Tailings Oversight, Wright, B. SB 96 (P)

STATE BOARDS, COMMISSIONS, AND COUNCILS

- Constitutional Defense Council Amendments, Urquhart, S. HB 256 (P)
 Creation of Redistricting Commission Resolution, Morgan, K. HJR 3 (F)
 Division of Services for People with Disabilities, Lockhart, R. . . . HB 339 (P)
 Employment Support Provisions, Litvack, D. HB 139 (F)
 Extension of Sunset on Telehealth Commission, Hogue, D. HB 214 (P)
 Forensic Mental Health Coordinating Council, Hale, K. SB 97 (P)
 Judicial Conduct Commission Amendments, Bryson, K. HB 136 (P)
 Memorial Plaque of George E. Wahlen in the Capitol, Adair, G. . . HB 178 (F)
 Repeal of Environmental Quality Coordinating
 Committee, Bigelow, R. HB 15 (P)
 Repeal of Health Benefit Plan Committee, Bush, D. HB 38 (P)
 Repeal of Human Resource Advisory Committee, Bowman, D. . . . HB 13 (P)
 Repeal of Investment Advisory Committee, Winn, B. HB 10 (P)
 Repeal of Local Government Information Technology
 Review Committee, Hendrickson, N. HB 8 (P)
 Repeal of Medical Examiner Committee, Hansen, N. HB 9 (P)
 Repeal of National Guard Advisory Board, Peterson, M. SB 8 (P)
 Repeal of State Advisory Planning Committee, Wallace, P. HB 14 (P)
 Revisions to Senate Advise and Consent Powers, Allen, R. SB 10 (P)
 State Capitol Preservation Board – Chair, Adair, G. HB 311 (P)
 Tax Review Commission Amendments, Bennion, C. HB 182 (P)
 Utah Occupational Safety and Health Advisory
 Council Amendments, Bush, D. HB 11 (P)
 Utah Substance Abuse and Anti–violence Coordinating
 Council Amendments, Hendrickson, N. HB 41 (P)
 Wildlife Resources and Wildlife Board Amendments, Gladwell, D. SB 134 (F)

STATE BUILDINGS

- Designation of State Building, Way, G. HB 179 (F)
 Resolution Recognizing the Life and Contributions of
 Ronald Reagan, Throckmorton, M. HJR 18 (F)

STATE LANDS

- Federal Government Acquisition of Real Property
 - in the State, Johnson, B. HB 208 (P)
- Sale of State Lands At Developmental Center, Dayton, M. HB 132 (P)

STATE OFFICERS AND EMPLOYEES

- Additional State Retirement Benefit, Shurtliff, L. HB 268 (F)
- Amendments to Whistle Blowers Statute, Hansen, N. HB 98 (F)
- Classification of State Employees for Insurance Purposes, Seitz, J. HB 248 (P)
- Department of Human Resource Management –
 - Report of Funded Vacant Positions, Blackham, L. SB 162 (P)
- Federal Government Acquisition of Real Property
 - in the State, Johnson, B. HB 208 (P)
- Law Enforcement Revolving Account, Knudson, P. SB 191 (P)
- Leave of Absence for Disabled Employees, Bennion, C. HB 176 (P)
- Midterm Vacancies in the Legislature, Becker, R. HB 169 (F)
- Obscenity and Pornography Complaints
 - Ombudsman Duties, Harper, W. HB 107 (P)
- Organ Donor Leave for State Employees, Hale, K. SB 125 (P)
- Personnel Management Act Revision, Peterson, D. HB 267 (F)
- Resolution Reappointing Legislative Auditor General, Stephens, M. HJR 1 (P)
- Responsibility of Attorney General to Represent Division
 - of Child and Family Services, Throckmorton, M. HB 204 (P)
- Restrictions on Public Officials Becoming Lobbyists, Daniels, S. . . HB 121 (F)
- Retirement Office Amendments, Bigelow, R. HB 297 (P)
- State Retirement Conversion Window, King, B. HB 186 (F)

STATE SYMBOLS

- Resolution Regarding United States Minting
 - of the Utah Quarter, Hansen, N. HCR 1 (F)
- State Vegetable and Historic State Vegetable, Wright, B. SB 136 (P)

STATE TAX COMMISSION

- Individual Income Tax – Bracket Adjustments, Bramble, C. SB 31 (F)
- Individual Income Tax – State Earned Income Tax Credit, Hatch, T. HB 60 (F)
- Penalty and Interest Modifications, Bramble, C. SB 182 (F)
- Property Tax Modifications, Bramble, C. SB 169 (P)
- Reporting of Data to the Automated Geographic
 - Reference Center, Pace, L. HB 131 (P)
- Tax Commission Criminal Investigators Designation as
 - Special Function Officers, Bramble, C. SB 62 (P)

Tax Credits – Removal of Tax Credit from Tax Form and Prohibition
on Claiming or Carrying Forward Tax Credit, Bramble, C. SB 28 (P)

STATISTICS

Birth Certificate for Stillborn Child, Allen, R. SB 45 (P)

STATUTES (TITLE 68)

Statutory Annual Report Requirement, Julander, P. SB 75 (F)

SUBSTANCE ABUSE

Combining Divisions of Substance Abuse and
Mental Health, Seitz, J. HB 314 (F)
Local Substance Abuse Authority Amendments, Ray, P. HB 48 (P)
Penalty for Misuse of Lawful Substances, Hogue, D. HB 72 (P)
Utah Substance Abuse and Anti–violence Coordinating
Council Amendments, Hendrickson, N. HB 41 (P)

SUNSET LEGISLATION

Classroom Amplification, Hogue, D. HB 213 (F)
Extension of Sunset Dates on Office of Court Administrator
and Alternative Dispute Resolution, Way, G. HB 47 (P)
Extension of Sunset on Telehealth Commission, Hogue, D. HB 214 (P)
Municipal Telephone Utilities Amendments, Cox, D. HB 59 (F)
Sunset Act Reauthorizations, Mascaro, S. HB 246 (P)

TASK FORCE / COMMITTEES

Access to Health Care and Coverage Task Force, Knudson, P. SB 33 (P)
Agricultural Sustainability Task Force, Buttars, C. HB 299 (F)
Competition in Telecommunications Industry Legislative
Task Force, Garn, K. HB 140 (P)
Funding of State and County Health and Human Services
Legislative Task Force, Seitz, J. HB 251 (P)
Legislative Task Force Amendments, Buttars, C. HB 317 (P)
Oral Health Task Force, Knudson, P. SB 158 (F)
School and School District Size Task Force, Cox, D. HB 222 (F)
Task Force on Involuntary Commitment of the
Mentally Ill, Blackham, L. SB 77 (P)
Water Development and Conservation Task Force, Way, G. HB 85 (F)

TELECOMMUNICATIONS

Competition in Telecommunications Industry Legislative
Task Force, Garn, K. HB 140 (P)

- Municipal Telephone Utilities Amendments, Cox, D. HB 59 (F)
- Public Safety Communications Network, Ure, D. HB 142 (F)
- Taxes or Charges on Telecommunications Service, Bramble, C. SB 153 (P)
- Utah Education Network Amendments, Hatch, T. HB 272 (F)

TELEPHONE

- Consumer Protection Amendments, Bradshaw, A. HB 64 (P)
- Municipal Telephone Utilities Amendments, Cox, D. HB 59 (F)
- No Telephone Solicitation List, Allen, D. E. SB 67 (F)
- Restrictions on Telephone Solicitation, Morgan, K. HB 260 (F)
- Sales and Use Tax – Taxation of Amounts Paid to a Telephone
 Service Provider or Telegraph Corporation, Bramble, C. SB 59 (P)

TOBACCO

- Cigarette Marketing Agreement Prohibitions, Hogue, D. HB 354 (F)
- Revisions to General Government – Tobacco
 Amendments, Hogue, D. HB 352 (P)
- Smoke-free Workplace Law, Daniels, S. HB 168 (F)
- Technical Amendments to Tobacco Settlement
 Trust Fund, Morgan, K. HB 53 (P)
- Tobacco Amendments, Saunders, C. HB 54 (P)
- Tobacco Settlement Restricted Account, Steele, D. SB 135 (P)
- Underage Possession of Tobacco Amendments, Saunders, C. HB 55 (P)
- Use of Tobacco Settlement Interest Proceeds, Morgan, K. HB 12 (F)

TOBACCO TAX

- Cigarette and Tobacco Tax Amendments, Saunders, C. HB 238 (P)
- Cigarette Tax Stamp and Contraband Amendments, Allen, D. E. SB 7 (P)

TOWNSHIPS

- Annexations Involving Townships, Duckworth, C. HB 126 (P)

TRADEMARKS

- Registration and Protection of Trademarks and
 Service Marks, Hillyard, L. SB 150 (P)

TRANSPORTATION

- Aeronautics Construction Revolving Loan Fund, Hickman, J. SB 160 (P)
- Amendments to Driving Under the Influence, Walker, C. SB 9 (P)
- Application for Driver License Amendments, Wright, B. SB 133 (F)

- Application for Vehicle Title Amendments, Eastman, D. SB 6 (P)
- Blood and Breath Alcohol Testing, Ray, P. HB 16 (P)
- Child Restraint Violations, Moss, C. HB 29 (P)
- Court Records of Driving Under the Influence Cases, Tyler, A. L. . . HB 18 (P)
- Designation of I-80, Bush, D. HB 273 (P)
- Designation of Memorial Highway, Ure, D. HB 217 (P)
- Driver License Fraud Amendments, Holdaway, K. HB 187 (P)
- Driver License Reporting, Peterson, M. SB 14 (F)
- Driver License Restrictions, Throckmorton, M. HB 350 (F)
- Electronic Government Services Amendments –
- Transportation, Siddoway, R. HB 22 (P)
- Emergency Vehicle Amendments, Ray, P. HB 235 (P)
- Expungement of Driving Under the Influence
- Convictions, Tyler, A. L. HB 303 (P)
- Funding for Highways, Hickman, J. SB 2 (P)
- Highway and Freeway Underpasses for Wildlife, Styler, M. HB 312 (F)
- Highway Designation, Knudson, P. SB 39 (P)
- Left Lane Restriction Amendments, Eastman, D. SB 52 (P)
- License Plate Requirements, King, B. HB 31 (P)
- Low-speed Electric Vehicles on Certain Highways, Bush, D. HB 171 (P)
- Manual on Uniform Traffic Control Devices
- for Streets, Holdaway, K. HB 198 (P)
- Master State Highway Amendments, Murray, J. HB 30 (P)
- Mobility Assistance Fund, Hutchings, E. HB 310 (P)
- Motor Vehicle Registration Amendments, Steele, D. SB 21 (P)
- Motor Vehicle Registration for Fleets, Eastman, D. SB 173 (P)
- Motorboating and Boating Under the Influence Provisions, Pace, L. . HB 4 (P)
- Multiple Driving Under the Influence Offenses, Tyler, A. L. HB 17 (P)
- Off-highway Vehicle Amendments, Goodfellow, B. HB 197 (P)
- Organ Donation Checkoff, Hale, K. SB 15 (P)
- Outdoor Advertising Amendments, Waddoups, M. SB 98 (P)
- Outdoor Advertising Sign Proximity to Utility Lines, Spencer, T. . . SB 145 (P)
- Over Weight Vehicle Amendments, Hatch, T. HB 218 (P)
- Penalty for Distracted Driving, Holdaway, K. HB 67 (F)
- Powersport Vehicle Franchise Act, Curtis, G. HB 167 (P)
- Recovery of Administrative Fee for Damages Sustained
- to a Rental Motor Vehicle, Curtis, G. HB 342 (P)
- Recreational Vehicle – Length and Width Amendments, Bush, D. . HB 210 (P)
- Regulation of Personal Motorized Mobility Devices, Curtis, G. . . . HB 281 (P)
- Safety Inspections Regarding Window Tinting, Bowman, D. HB 74 (P)
- Salvage Vehicle Amendments, Hogue, D. HB 239 (F)

Seat Belt Requirements, Moss, C. HB 92 (F)
 Special Fuel Tax Amendments, Ferry, B. HB 94 (P)
 Special License Plate, Bowman, D. HB 326 (F)
 Special License Plates for Search and Rescue Teams, Ferry, B. . . . HB 118 (P)
 State Park Access Highways Amendments, Bowman, D. HB 65 (P)
 Traffic Offense Adjudication, Knudson, P. SB 16 (F)
 Unmarked Vehicle Amendments, Bowman, D. HB 87 (F)
 Utah Transportation Amendments, Bennion, C. HB 160 (F)
 Vehicle History Information, Eastman, D. SB 151 (F)
 Vehicle Registration Renewal, Swallow, J. HB 156 (F)
 Vehicle Safety Inspection Amendments, Harper, W. HB 172 (P)
 Veterans Service Organizations Special License Plates, Mascaro, S. HB 337 (P)

TRAVEL AND TOURISM

Tourism Amendments, Allen, S. HB 34 (P)

TRUST LANDS

Revenues from Federal Land Exchange Parcels, Dmitrich, M. SB 66 (P)

TRUSTS

Rights of Creditors Against Trust Property, Newbold, M. HB 138 (P)
 Trust Amendments, Valentine, J. SB 117 (P)
 Trust Deeds Amendments, Clark, D. HB 44 (P)
 Uniform Trust Act, Hillyard, L. SB 43 (F)

TRUSTS AND ESTATES

Power of Attorney for Trust, Newbold, M. HB 292 (F)

UNEMPLOYMENT COMPENSATION

Unemployment Benefits – Exemption for Corporate
 Officers, Hellewell, P. SB 186 (F)
 Unemployment Insurance Fraud Amendments, McCartney, T. HB 232 (F)

UNIFORM COMMERCIAL CODE

Unauthorized Electronic Transactions, Tyler, A. L. HB 134 (F)

UNIFORM LAWS

Uniform Arbitration Act, Hillyard, L. SB 171 (P)
 Uniform Trust Act, Hillyard, L. SB 43 (F)

UNIFORM PROBATE CODE

- Power of Attorney for Trust, Newbold, M. HB 292 (F)
 Rights of Creditors Against Trust Property, Newbold, M. HB 138 (P)
 Trust Amendments, Valentine, J. SB 117 (P)
 Uniform Trust Act, Hillyard, L. SB 43 (F)

UTAH HIGHWAY PATROL

- Unmarked Vehicle Amendments, Bowman, D. HB 87 (F)

UTAH MUNICIPAL CODE

- Annexations in Counties of the First Class, Poulton, L. S. SB 201 (F)
 Annexations Involving Townships, Duckworth, C. HB 126 (P)
 Arrest Authority of Peace Officers, Donnelson, G. HB 188 (F)
 Bid Requirements on County or Municipal Construction
 Projects, Stephenson, H. SB 102 (F)
 County and Municipal Campaign Finance Amendments, Beck, T. . HB 334 (P)
 Local Government Officials Amendments, Thompson, M. HB 116 (F)
 Municipal Annexation Amendments, Peterson, D. HB 93 (P)
 Municipal Plan for Moderate Income Housing, Ray, P. HB 49 (F)
 Municipal Telephone Utilities Amendments, Cox, D. HB 59 (F)
 Obscenity and Pornography Complaints
 Ombudsman Duties, Harper, W. HB 107 (P)
 Outdoor Advertising Sign Proximity to Utility Lines, Spencer, T. . . SB 145 (P)
 Prohibiting Residential Lots from Crossin
 County Lines, Hogue, D. HB 20 (F)
 Protection of Unincorporated Areas in Counties
 of the First Class, Tyler, A. L. HB 324 (F)
 Public Review of Municipal Appropriations
 and Resources, Barrus, R. HB 166 (P)
 Sale of Municipal Power Systems, Hickman, J. SB 104 (P)
 Sales and Use Taxes – Exemption for Certain Sales
 of Electricity, Shurtliff, L. HB 129 (P)
 Technical Corrections to Municipal Code, Cox, D. HB 27 (P)
 Transfer of Development Rights, Parker, B. HB 216 (F)

VICTIMS' RIGHTS

- Appropriation for Sexual Violence Victim
 Assistance Programs, Spencer, T. SB 5 (F)

VOLUNTEER WORKERS

- Concurrent Resolution Recognizing the Salt Lake
 Olympic Organizing Committee, Mitt Romney,
 Olympic Volunteers, and Public Safety, Evans, B. SCR 3 (P)
- Workers' Compensation Benefits for Volunteer
 Safety Officers, Hansen, N. HB 192 (P)

WATER AND IRRIGATION

- Bear River Development Projects, Waddoups, M. SB 92 (P)
- Bonding Authority for Irrigation Districts, Gladwell, D. SB 20 (P)
- Division and Board of Water Resources
 Name Change, Buffmire, J. HB 120 (F)
- Division of Water Rights Funding and Notification
 Amendments, Styler, M. HB 340 (P)
- Drinking Water Board Loan and Grant Amendments, Wright, B. . . . SB 90 (P)
- Forfeited Water Right Allocation, Peterson, D. HB 57 (P)
- Motorboating and Boating Under the Influence Provisions, Pace, L. . . HB 4 (P)
- Mutual Water Company Change Applications, Blackham, L. SB 37 (P)
- Resolution Asserting Water Rights Issued Under the
 Authority of the State Are Subject to State Law, Young, M. . . . HJR 29 (F)
- Water Commissioner Assessment Amendments, Ure, D. HB 269 (P)
- Water Development and Conservation Task Force, Way, G. HB 85 (F)
- Water Forfeiture Amendments, Styler, M. HB 58 (P)

WATER QUALITY

- Access to Fluoridated Water, Hogue, D. HB 43 (P)
- Fluoridation of Public Water Systems in an Emergency, Tyler, A. L. . . . HB 42 (P)
- Public Water Systems Amendments, Barrus, R. HB 309 (F)
- Safe Drinking Water Act – Administrative
 Procedure Amendments, Wright, B. SB 89 (P)
- Safe Drinking Water Act Amendments, Donnelson, G. HB 158 (F)

WEAPONS

- Antiterrorism Amendments, Ray, P. HB 283 (P)
- Concealed Firearm Permit Amendments, Jenkins, S. SB 121 (F)
- Firearm Criminal Background Check Amendments, Philpot, J. M. . . . HB 183 (F)
- Firearm Fee Amendments, Philpot, J. M. HB 219 (F)
- Gun Show Background Check, Daniels, S. HB 78 (F)
- Repeal of Weapons Law, Daniels, S. HB 211 (F)
- Storage of Firearms on Facilities with Secure Areas, Swallow, J. . . . HB 82 (P)

Use of Force, Including Deadly Force, in Defense
of Property, Thompson, M. HB 336 (P)

WORKERS' COMPENSATION

Utah Labor Commission Amendments, Mayne, E. SB 107 (P)
Workers' Compensation – Death Benefit, Clark, D. HB 229 (F)
Workers' Compensation – Fire Department Employees, Murray, J. HB 174 (F)
Workers' Compensation Benefits for Volunteer
Safety Officers, Hansen, N. HB 192 (P)
Workers' Compensation Insurance Related
Amendments, Poulton, L. S. SB 119 (P)

WORKFORCE SERVICES CODE

Child Care Amendments, Siddoway, R. HB 36 (F)
Employment Support Provisions, Litvack, D. HB 139 (F)
Unemployment Benefits – Exemption for Corporate
Officers, Hellewell, P. SB 186 (F)
Unemployment Insurance Fraud Amendments, McCartney, T. . . . HB 232 (F)
Workforce Services Amendments, Evans, B. SB 23 (P)

WORKING CONDITIONS

Smoke-free Workplace Law, Daniels, S. HB 168 (F)

YOUTH CORRECTIONS

Prohibiting Intimacy with Youth Receiving
State Services, Julander, P. SB 11 (P)
Serious Youth Offender Amendments, Hillyard, L. SB 26 (P)
Transfer of Youth Services Oversight, Buttars, D. C. SB 12 (P)
Youth Court Amendments, Gladwell, D. SB 130 (P)

ZONING

Subdivision of Agricultural Land, Parker, B. HB 68 (F)