

**MINUTES OF THE HOUSE BUSINESS AND LABOR  
STANDING COMMITTEE  
Room 450, State Capitol  
February 28, 2012**

**Members Present:** Rep. Jim Dunnigan, Chair  
Rep. Dixon Pitcher, Vice Chair  
Rep. Jim Bird  
Rep. Brian Doughty  
Rep. Gage Froerer  
Rep. Don Ipson  
Rep. Todd Kiser  
Rep. Brad Last  
Rep. Michael Morley  
Rep. Curt Webb  
Rep. Larry Wiley  
Rep. Brad Wilson

**Members Absent:** Rep. Derek Brown  
Rep. Susan Duckworth

**Staff Present:** Mr. Bryant Howe, Assistant Director  
Ms. Rosemary Young, Committee Secretary

**Note:** List of visitors and a copy of handouts are filed with committee minutes.

Vice Chair Pitcher called the meeting to order at 8:12 a.m.

**MOTION:** Rep. Kiser moved to approve the minutes of the February 24, 2012 meeting. The motion passed unanimously with Rep. Froerer, Rep. Morley, Rep. Webb, and Rep. Dunnigan absent for the vote.

**H.B. 56      Condominium Amendments (*Rep. D. Litvack*)**

**MOTION:** Rep. Wiley moved to replace H.B. 56 with 1st Substitute H.B. 56. The motion passed unanimously with Rep. Morley and Rep. Webb absent for the vote.

Rep. Litvack explained the bill to the committee.

Spoke to the bill:                      Brent Bateman, Property Rights Ombudsman

Spoke for the bill:                      Glenna Tibbetts, Condo Owners Coalition (handout)  
Dane Smith, Condo Owners Coalition

Spoke against the bill:                      John Morris, Community Association Institute Utah  
Derek Peterson, Community Association Institute Utah

**MOTION:** Rep. Wiley moved to transmit 1st Substitute H.B. 56 with a favorable recommendation. The motion failed with Rep. Doughty, Rep. Wiley, and Rep. Pitcher voting in favor and Rep. Morley and Rep. Wilson absent for the vote.

**S.B. 88 Pharmacy Distribution Amendments (Sen. C. Bramble)**

This bill was not heard.

**1st Sub. S.B. 101 Acupuncture Licensing Act Amendments (Sen. D. Hinkins)**

This bill was not heard.

**S.B. 192 Bond Validation Act Amendments (Sen. B. McAdams)**

This bill was not heard.

**H.B. 362 Food Handler Training Amendments (Rep. J. Anderson)**

**MOTION:** Rep. Bird moved to replace H.B. 362 with 2nd Substitute H.B. 362. The motion passed unanimously with Rep. Froerer, Rep. Morley, and Rep. Wilson absent for the vote.

Rep. Anderson explained the bill to the committee assisted by Melva Sine, Utah Restaurant Association who distributed two handouts.

Spoke for the bill: Travis Wood, Odyssey House  
Dave Davis, Utah Food Industry Association

Spoke against the bill: Lewis Garrett, Davis County Health Department  
Gary Edwards, Salt Lake Valley Health Department  
Bryan Chapman, Above Training Inc.

**MOTION:** Rep. Dunnigan moved to amend 2nd Substitute H.B. 362 as follows:

1. Page 3, Lines 61 through 65:

- 61 (5) (a) A person serving as a food handler for a food service establishment shall  
62 obtain  
63 a food handler permit:  
64 (i) within 30 days of initial employment with a food service establishment **or**  
**prior to handling any food** ;  
64 (ii) immediately upon expiration of the person's food handler permit; and

65           (iii) every three years thereafter.

The motion passed unanimously with Rep. Froerer absent for the vote.

**MOTION:** Rep. Dunnigan moved to amend 2nd Substitute H.B. 362 as follows:

1. *Page 2, Lines 33 through 36:*

33           (1) As used in this section:

34           (a) "Approved training provider" means an entity:

35           (i) using a training program accredited by the American National Standards  
Institute under ANSI ASTM

36           International E2659-09 Standard Practice for Certificate Programs; and

The motion passed unanimously with Rep. Froerer absent for the vote.

**MOTION:** Rep. Webb moved to amend 2nd Substitute H.B. 362 as follows:

1. *Page 2, Lines 33 through 38:*

33           (1) As used in this section:

34           (a) "Approved training provider" means an entity:

35           (i) accredited by the American National Standards Institute under ANSI ASTM

36           International E2659-09 Standard Practice for Certificate Programs; { ~~and~~ or

37           (ii) approved by the department under Subsection (7) to provide a food handler  
training

38           certificate course and test.

The motion passed unanimously.

**MOTION:** Rep. Last moved to adjourn. The motion passed with Rep. Bird, Rep. Kiser, and Rep. Webb voting in opposition.

Vice Chair Pitcher adjourned the meeting at 9:46 a.m.