

**MINUTES OF THE  
HOUSE POLITICAL SUBDIVISIONS  
STANDING COMMITTEE  
Room 450 State Capitol  
February 24, 2012**

MEMBERS PRESENT:     Rep. R. Curt Webb, Chair  
                            Rep. Becky Edwards, Vice Chair  
                            Rep. Johnny Anderson  
                            Rep. Jack R. Draxler  
                            Rep. James A. Dunnigan  
                            Rep. Jeremy A. Peterson  
                            Rep. Dixon M. Pitcher  
                            Rep. Marie H. Poulson  
                            Rep. Stephen E. Sandstrom  
                            Rep. Jennifer M. Seelig  
                            Rep. Larry B. Wiley

MEMBER ABSENT:     Rep. Michael T. Morley

STAFF PRESENT:     Mr. Joseph Wade, Policy Analyst  
                            Ms. Karen Mitchell, Committee Secretary

**Note:**     A list of visitors and a copy of handouts are filed with the committee minutes.

Vice Chair Edwards called the meeting to order at 9:08 a.m.

**MOTION:**     Rep. Poulson moved to approve the minutes of the February 22, 2012 meeting. The motion passed unanimously with Rep. Anderson, Rep. Draxler, Rep. Dunnigan, Rep. Morley, Rep. Sandstrom, and Rep. Seelig absent for the vote.

**H.B. 429     Property Rights Modifications (*Rep. G. Froerer*)**

Rep. Froerer introduced the bill to the committee assisted by Jodi Hoffman, Utah League of Cities and Towns.

**MOTION:**     Rep. Wiley moved to adopt 1st Substitute H.B. 429. The motion passed with Rep. Anderson, Rep. Draxler, Rep. Dunnigan, Rep. Morley, and Rep. Sandstrom absent for the vote.

**MOTION:**     Rep. Wiley moved to amend the bill as follows:

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

33           (a) after consultation with the property owner, the municipality has determined on  
              the

34 record that the segment of a trail, path, or other way is essential to connect or complete a  
35 discrete portion of the municipality's master planned urban trail system, the acquisition of  
36 which is at least { ~~70%~~ 85% complete;

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

Spoke for the bill: Mr. Mike Ostermiller, Utah Property Rights Coalition  
Mr. Lincoln Shurtz, Utah League of Cities and Towns

Spoke against the bill: Mr. Sterling Brown, Utah Farm Bureau

**MOTION:** Rep. Pitcher moved to pass 1st Substitute H.B. 429 out favorably as amended. The motion passed with Rep. Anderson, Rep. Draxler, Rep. Dunnigan, Rep. Sandstrom, and Rep. Webb voting in opposition. Rep. Morley was absent for the vote.

**H.B. 491 Midterm Vacancy Amendments (Rep. J. Dougall)**

Rep. Dougall introduced the bill to the committee.

**MOTION:** Rep. Wiley moved to pass H.B. 491 out favorably. The motion passed unanimously. Rep. Morley was absent for the vote.

**H.B. 216 Political Subdivision Residential Rental Amendments (Rep. K. Sumsion)**

Rep. Sumsion introduced the bill to the committee.

**MOTION:** Rep. Dunnigan moved to adopt 1st Substitute H.B. 216 with the following amendment:

1. Page 9, Lines 251 through 253:

251 (ii) require an owner of multiple rental dwellings or multiple buildings containing  
252 rental dwellings { ~~other than an owner described in Subsection (2)(b)(i)~~ to  
obtain more than one  
253 regulatory business license for the operation and maintenance of those rental dwellings.

The motion passed unanimously with Rep. Morley and Rep. Seelig absent for the vote.

Rep. Anderson moved to amend the bill as follows:

1. Page 5, Lines 143 through 145:

143 (aa) a landlord training program that { has been offered live by any  
municipality, and the  
144 program,} at a minimum, incorporates material set forth in a national landlord training  
program  
145 as detailed in the municipality's ordinances;

The motion passed unanimously. Rep. Morley was absent for the vote.

**MOTION:** Rep. Dunnigan moved to amend the bill as follows:

1. Page 9, Lines 248 through 250:

248 (i) require the owner of a rental dwelling of { ~~two~~ four units or less to  
obtain a business  
249 license in accordance with Subsection (2)(a)(i) or a regulatory business license in  
accordance  
250 with Subsection (2)(a)(ii); or

Spoke to the bill: Ms. Karen Silver, Salt Lake Community Action Program

Spoke for the bill: Mike Ostermiller, Utah Property Rights Coalition  
Lincoln Shurtz, Utah League of Cities and Towns

Spoke against the bill: Mr. Sterling Brown, Utah Farm Bureau

**SUBSTITUTE**

**MOTION:** Rep. Peterson moved to hold 1st Substitute H.B. 216. The motion passed with Rep. Sandstrom voting in opposition. Rep. Morley was absent for the vote.

**H.B. 279 Utah Schools Seismic Hazard Inventory (Rep. L. Wiley)**

Rep. Wiley introduced the bill to the committee.

**MOTION:** Rep. Sandstrom moved to amend the bill as follows:

1. Page 3, Lines 61 through 68:

- 61           (2) (a) The governor shall appoint { ~~three~~ two members who are licensed  
structural engineers and one member who is a licensed architect .
- 62 including:
- 63           (i) one member from the public or private sector appointed from a list of at least two  
64 names submitted by the Utah Seismic Safety Commission;
- 65           (ii) one member from the public or private sector appointed from a list of at least  
two  
66 names submitted by the state superintendent of public instruction; and
- 67           (iii) one member from the public or private sector, after considering  
recommendations
- 68 from professional associations representing structural engineers.

The motion passed with Rep. Anderson voting in opposition. Rep. Morley was absent for the vote.

**MOTION:** Rep. Poulson moved to pass H.B. 279 out favorably as amended. The motion failed with Rep. Pitcher, Rep. Poulson, Rep. Sandstrom, Rep. Seelig, and Rep. Wiley voting in favor of the bill. Rep. Morley was absent for the vote.

**MOTION:** Rep. Poulson moved to adjourn the meeting. The motion passed unanimously with Rep. Morley absent for the vote.

Vice Chair Edwards adjourned the meeting at 9:58 a.m.

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Rep. R. Curt Webb, Chair