

**MINUTES OF THE  
TRANSPORTATION INTERIM COMMITTEE**

Wednesday, July 20, 2005 – 2:00 p.m. – Room W015 House Building

**Members Present:**

Sen. Sheldon L. Killpack, Senate Chair  
Rep. Joseph G. Murray, House Chair  
Sen. Scott K. Jenkins  
Sen. Ed Mayne  
Rep. J. Stuart Adams  
Rep. David Clark  
Rep. Bradley M. Daw  
Rep. Brad L. Dee  
Rep. John Dougall  
Rep. James A. Dunnigan  
Rep. Julie Fisher  
Rep. Kerry W. Gibson  
Rep. Neil A. Hansen

Rep. Brad King  
Rep. Aaron Tilton  
Rep. Larry B. Wiley

**Members Absent:**

Sen. Carlene M. Walker  
Rep. Jeff Alexander

**Staff Present:**

Mr. Mark B. Steinagel, Policy Analyst  
Ms. Shannon C. Halverson, Associate General Counsel  
Ms. Tracey Fredman, Legislative Secretary

**Note:** A list of others present, copy of related materials, and an audio recording of the meeting can be found at [www.leg.utah.gov](http://www.leg.utah.gov).

**1. Committee Business**

Chair Killpack called the meeting to order at 2:50 p.m.

**MOTION:** Rep. Dougall moved to approve the minutes of the June 15, 2005 meeting. The motion passed unanimously. Rep. Adams and Rep. Dunnigan were absent for the vote.

**2. Masking of Convictions for Commercial Driver Licensees**

Mr. Steinagel referred the Committee to a letter received by Governor Huntsman from the U.S. Department of Transportation, Federal Motor Carrier Safety Administration, and the handout "Prohibition on Masking of Traffic Convictions for Commercial Drivers: Applicable Federal Regulations," contained in the meeting packet. He explained that local courts would like to retain the ability to use pleas in abeyance, but a federal provision provides that the state must not mask or defer imposition of judgement for any state or local traffic law for commercial drivers. Mr. Steinagel identified the penalties for not complying with this provision and stated that a letter is currently being drafted to the federal government to address this issue nonlegislatively.

**3. Driver License Issues**

**A. REAL ID Act of 2005: Impacts on Utah**

Ms. Nannette Rolfe, Director, Driver License Division, distributed and reviewed "REAL I.D. Act." She said that the state has three years to comply with the REAL ID Act. Ms. Rolfe discussed minimum issuance standards for Driver Licenses and Identification Cards under the Act and the need to verify the

validity and completeness of documents used to apply for these cards. She discussed other impacts of the REAL ID Act.

Ms. Rolfe proposed draft legislation to shorten the length of time the Identification Card is valid to five years from the present ten-year period.

Sen. Killpack said legislation will be drafted and brought back to the Committee for support as a committee bill.

### **3. Education Issues**

#### **B. Driver Education Certification**

Ms. Rolfe proposed draft legislation to change the current statute on the certification of third-party driver license schools and instructors.

Sen. Killpack said legislation will be drafted and brought back to the Committee for support as a committee bill.

### **4. Uninsured Drivers**

Rep. Murray introduced the issue.

Ms. Halverson reviewed the handout "The Uninsured Motorist Provisions" included in the meeting packet and distributed and reviewed "Western States Survey of Uninsured Motorist Policies, Brief Overview."

Mr. David Spattafore, Lobbyist, Insure-Rite, distributed and reviewed "Uninsured Motorist Trend." He commented on the success of the Insure-Rite program in helping to reduce the number of uninsured motorists by 67 percent over the past 10 years. Mr. Spattafore said he would obtain further information for the Committee on the number of fines issued to people driving without insurance from the courts.

Mr. Ross Marchant, Farmer's Insurance Group, responded to questions from the Committee about minimum insurance requirements. Mr. Marchant commented that if the Legislature decides to increase the minimum insurance requirement, the result will be more uninsured drivers who cannot afford the additional costs.

### **5. Other Items / Adjourn**

**MOTION:** Sen. Jenkins moved to adjourn the meeting. The motion passed unanimously. Sen. Killpack, Rep. Adams, Rep. Dougall, and Rep. King were absent for the vote.

Chair Murray adjourned the meeting at 3:50 p.m.

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