

**MINUTES OF THE  
TRANSPORTATION INTERIM COMMITTEE**

Wednesday, September 19, 2007 – 2:00 p.m. – Room W015 House Building

**Members Present:**

Rep. Todd E. Kiser, House Chair  
Sen. Scott K. Jenkins  
Sen. Sheldon L. Killpack  
Sen. Ed Mayne  
Sen. Kevin T. VanTassell  
Rep. Bradley M. Daw  
Rep. Richard A. Greenwood  
Rep. Lynn N. Hemingway  
Rep. Kory M. Holdaway  
Rep. Fred R. Hunsaker  
Rep. Brad King

**Members Excused:**

Sen. Carlene M. Walker, Senate Chair  
Rep. Stephen D. Clark  
Rep. Ben C. Ferry  
Rep. Mark W. Walker

**Staff Present:**

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

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

**1. Committee Business**

Chair Kiser called the meeting to order at 2:08 p.m.

**MOTION:** Rep. Greenwood moved to approve the minutes of the July 18, 2007 meeting. The motion passed unanimously. Sen. Killpack, Sen. Mayne, and Rep. King were absent for the vote.

**2. Annual Review of New Transportation Capacity Projects**

Mr. Ahmad Jaber, Director, Systems Planning and Programming, and Mr. Carlos Braceras, Deputy Director, UDOT (Utah Department of Transportation), distributed and reviewed "Project Prioritization Process" and "Utah's Unified Transportation Plan: 2007 – 2030."

**3. Corridor Preservation Appropriations Report**

Mr. Lyle McMillan, Director, Right-of-Way, UDOT, distributed and presented "Corridor Preservation in Utah." Mr. McMillan discussed resources for purchasing properties within a transportation corridor and responded to questions from the Committee.

**4. Criminal Penalties in Administrative Rule**

Ms. Halverson distributed and discussed a "Review of Statutes Granting Authority to Determine Criminal Penalties."

Mr. Braceras distributed "Response to the Letter of the Administrative Rules Review Committee Regarding Criminal Penalty Statutes," and noted that UDOT does not impose criminal penalties by rule. He commented on some of the provisions listed and recommendations being offered by UDOT and responded to committee questions.

**MOTION:** Rep. Holdaway moved that the Committee direct staff to draft a bill containing the recommendations as presented by UDOT and set forth in UDOT's "Response to the Letter of the

Administrative Rules Review Committee Regarding Criminal Penalty Statutes." The motion passed unanimously. Sen. Jenkins, Sen. Killpack, Rep. Hemingway and Rep. King were absent for the vote.

#### **5. REAL ID Act of 2005**

Mr. Steinagel gave a brief update on the REAL ID Act of 2005, distributed "Timeline: REAL ID Implementation," and presented policy questions for consideration and discussion by the Committee.

Ms. Nannette Rolfe, Director, Driver License Division, noted that additional staff and equipment would be required if the state chooses to comply with the REAL ID Act and asked for direction from the Committee.

Discussion followed and the Committee agreed to study the issue further in the November meeting when more information will be available.

Ms. Stephanie Peterson, Legislative and Project Coordinator, American Civil Liberties Union of Utah, distributed "Real ID Act: Law Establishes National ID System for Americans" and initiated discussion about security issues of the Act.

#### **6. Other Items / Adjourn**

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

Chair Kiser adjourned the meeting at 4:13 p.m.