

**MINUTES OF THE  
PUBLIC UTILITIES AND TECHNOLOGY INTERIM COMMITTEE**

Wednesday, May 19, 2010 – 2:00 p.m. – Room 20 House Building

**Members Present:**

Sen. Stephen H. Urquhart, Senate Chair  
Rep. Michael E. Noel, House Chair  
Sen. Brent H. Goodfellow  
Sen. Mark B. Madsen  
Rep. Roger E. Barrus  
Rep. Melvin R. Brown  
Rep. Julie Fisher  
Rep. Lorie D. Fowlke  
Rep. James R. Gowans  
Rep. Richard A. Greenwood  
Rep. Lynn N. Hemingway  
Rep. Christopher N. Herrod

Rep. F. Jay Seegmiller  
Rep. Ryan D. Wilcox  
Rep. Bill Wright

**Members Absent:**

Pres. Michael G. Waddoups  
Sen. Kevin T. Van Tassell

**Staff Present:**

Mr. Richard C. North, Policy Analyst  
Mr. Christopher R. Parker, 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 Noel called the meeting to order at 2:17 p.m. and excused Chair Urquhart from the first portion of the meeting.

Mr. North distributed and commented briefly on "Open and Public Meetings Act."

**MOTION:** Rep. Seegmiller moved to approve the minutes of the October 21, 2009 and November 18, 2009 meetings. The motion passed unanimously. Sen. Urquhart, Rep. Brown, Rep. Fisher, Rep. Fowlke, Rep. Herrod, and Rep. Wright were absent for the vote.

**2. Legislative Wrap-Up / Master Study Resolution Review and Prioritization**

Mr. North distributed "Public Utilities and Technology 2010 Study Items."

The Committee discussed the items on the list of potential study items.

**MOTION:** Rep. Greenwood moved to adopt all items, which will remain on the list at the conclusion of the meeting with the intention that each of them will be addressed prior to the start of the 2011 General Session.

Due to the lack of a quorum, the Committee did not vote on the motion but chose to wait until a quorum was present.

Mr. Parker briefed committee members on significant legislation which passed during the 2010 General Session including S.B. 26, "Utah E-commerce Integrity Act," S.B. 104, "Renewable Energy Modifications," H.B. 145, "Renewable Energy Financing Provisions," H.B. 192, "Renewable Energy - Methane Gas," and H.B. 228, "Renewable Energy Source Amendments."

**3. Net Metering: 2010 Initiative - Rocky Mountain Power**

Mr. Kevin Boardman, Director, Government Affairs, and Ms. Kathryn Hymas, Controller, Rocky Mountain Power, distributed and presented "Utah Legislature Public Utility and Technology Interim Committee Meeting." Ms. Hymas reported on customer self-generation, also referred to as net metering, and responded to committee members' questions.

Mr. Ken Gardner, Member, Solar Energy Association, spoke in support of Rocky Mountain Power.

Mr. Rob Adams, Director, Economic Development, Beaver County, expressed an interest in net metering, and concern for future.

Mr. Rene Oehlerking, Marketing Director, Garbett Homes, distributed "Web-based Performance Interface." Mr. Oehlerking spoke in favor of net metering and commented briefly about the success of their pilot program which offers solar thermal water heaters as a standard feature in their homes.

Mr. Stan Lockhart, Manager, Government Affairs, IM Flash Technologies, spoke to the issue.

With a quorum present, Chair Noel asked for a restatement of the motion made following the committee discussion of Agenda Item #2.

**MOTION:** Rep. Greenwood moved to adopt all items, which will remain on the list at the conclusion of the meeting with the intention that each of them will be addressed prior to the start of the 2011 General Session. The motion passed unanimously. Rep. Gowans and Rep. Wilcox were absent for the vote.

#### **4. Decoupling: Department of Technology Services**

Rep. Craig Frank opened a discussion proposing that state agencies be allowed more flexibility in purchasing technology services from private vendors.

Mr. Steve Fletcher, Executive Director, Department of Technology Services (DTS), responded to committee members' questions.

Chair Urquhart asked staff to work with Mr. Fletcher to review several post DTS business plans to gather facts for consideration by the Committee at a future meeting.

Mr. Tim Osterstock, Audit Manager, Office of the Legislative Auditor General, stated that DTS has addressed the issues presented in the audit, and that the annual follow-up to the audit will be done between August and November of this year.

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

**MOTION:** Rep. Seegmiller moved to adjourn the meeting. The motion passed unanimously. Sen. Madsen, Rep. Herrod, and Rep. Wilcox were absent for the vote.

Chair Noel adjourned the meeting at 4:37 p.m.