

**MINUTES OF THE  
SENATE BUSINESS AND LABOR STANDING COMMITTEE**

215 Senate Building, Utah State Capitol Complex

February 12, 2014

**Members Present:** Sen. Curtis S. Bramble, Chair  
Sen. Deidre Henderson  
Sen. David P. Hinkins  
Sen. Karen Mayne  
Sen. John L. Valentine  
Sen. Todd Weiler

**Members Excused:** Sen. Gene Davis

**Staff Present:** Mr. Bryant Howe, Policy Analyst  
Ms. Karen Allred, Committee Secretary

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

Chair Bramble called the meeting to order at 2:09 p.m.

**MOTION:** Sen. Mayne moved to approve the minutes of the February 10, 2014 meeting. The motion passed unanimously with Sen. Weiler absent for the vote.

**S.J.R. 13 Joint Rules Resolution Modifying Eligibility Requirements for Independent Legislative Ethics Commission Members (*J. Valentine*)**

Sen. Valentine explained the bill to the committee:

**MOTION:** Sen. Valentine moved to pass the resolution out favorably. The motion passed unanimously with Sen. Hinkins absent for the vote.

**S.B. 163 Employee Meal Periods (*L. Robles*)**

**MOTION:** Sen. Weiler moved to adopt **1<sup>st</sup> Sub. S.B. 163**. The motion passed unanimously.

**MOTION:** Sen. Weiler moved to adopt the following amendments:

1. *Page 3, Lines 74 through 80:*

74 (ii) a jail, prison, correctional facility, or other place of involuntary incarceration .

75 **including a juvenile detention facility ;**

76 (d) a classified school employee;

77 (e) an employee of a utility owned and operated by a political subdivision of the state;

(f) a juvenile justice services employee who provides direct

- 78 supervision of minors in custody or in a juvenile justice services  
79 program;  
80 (f) (g) an employee covered by a collective bargaining agreement  
that includes meal period  
requirements.

The motion passed unanimously.

Sen. Robles explained the bill to the members of the committee and answered questions from the committee.

**MOTION:** Sen. Valentine moved to proceed to the next item on the agenda. The motion passed unanimously.

**S.B. 162 Secondhand Sales Amendments (D. Thatcher)**

Sen. Thatcher explained the bill to the committee.

**MOTION:** Sen. Valentine moved to adopt the following amendments:

1. *Page 1, Line 14:*

14 that is ~~{valued less than \$50}~~ a retail media item, including recorded music, a movie,  
or a video game . ~~{and}~~ that that is paid for as specified, and that does not contain:

2. *Page 2, Lines 41 through 42:*

41 (ii) any ~~{item valued at less than \$50 and}~~ retail media item, including recorded  
music, a movie, or a video game, that is produced and distributed in hard copy format  
for retail sale and that is the subject of a transaction with the retail establishment that  
involves only a credit for future purchases and that does not involve cash, credit or  
debit cards, or a retail establishment gift card, and that does not  
~~{include}~~ contain ;  
42 (A) ~~{a serial number or other}~~ identifying numbers ~~{or}~~ marks or any  
indication of ownership ; or

The motion passed unanimously.

Spoke to the bill: George Chapman, citizen

Spoke against the bill: Mike Katsanevas, Crown Jewelers & Pawn  
Michael Millard, Salt Lake Police Detective

**MOTION:** Sen. Valentine moved to pass the bill out favorably as amended. The motion passed unanimously with Sen. Mayne voting in opposition.

**1<sup>st</sup> Sub. H.B. 26 Association Lien Amendment (J. Stanard)**

Rep. Stanard explained the bill to the committee.

Spoke against the bill: Keven Dwyer, Attorney, Home Owner Associations

**MOTION:** Sen. Henderson moved to pass the bill out favorably. The motion passed unanimously.

**H.J.R. 5 Uniform Building Code Commission Review of Proposed Building Code Changes Joint Resolution (J. Nielson)**

Rep. Nielson explained the bill to the committee.

Spoke for the bill: Michael Ostermiller, American Institute of Architects, further clarified the bill

**MOTION:** Sen. Hinkins moved to pass the bill out favorably. The motion passed unanimously with Sen. Valentine absent for the vote.

**H.B. 40 Beer Excise Tax Revenue Amendments (J. Draxler)**

Rep. Draxler explained the bill to the committee.

Mary Lou Emerson, Director, Utah Substance Abuse Advisory Council distributed a handout and further explained the bill.

Spoke to the bill: Roger Tew, Attorney, Utah League of Cities and Towns

Spoke for the bill: Brent Kelsey, Assistant Director Utah Substance Abuse Prevention and Mental Health  
Dave Davis, Utah Retail Merchants Association, Utah Food Industry Association  
Mike Sonntag, Lobbyist, Utah Beer Wholesalers

**MOTION:** Sen. Henderson moved to adjourn. The motion passed with Sen. Hinkins and Sen. Valentine absent for the vote.

Chair Bramble adjourned the meeting at 4:00 p.m.