

**MINUTES OF THE HOUSE**  
**NATURAL RESOURCES, AGRICULTURE, & ENVIRONMENT**  
**STANDING COMMITTEE**  
Room 445, State Capitol  
February 13, 2015

**Members Present:** Rep. Lee B. Perry, Chair  
Rep. Douglas V. Sagers, Vice Chair  
Rep. Joel K. Briscoe  
Rep. Melvin R. Brown  
Rep. Scott H. Chew  
Rep. Jack R. Draxler  
Rep. Susan Duckworth  
Rep. Steve G. Handy  
Rep. Timothy D. Hawkes  
Rep. Mike K. McKell  
Rep. Michael E. Noel  
Rep. Kraig Powell  
Rep. Scott D. Sandall  
Rep. Mike Schultz

**Staff Present:** Mr. J Brian Allred, Policy Analyst  
Ms. An Bradshaw, Committee Secretary

**NOTE:** A list of visitors and handouts are filed with committee minutes

Vice Chair Sagers called the meeting to order at 3:38 p.m.

**MOTION:** Rep. Perry moved to approve the minutes of the February, 10, 2015, meeting. The motion passed unanimously with Rep. Draxler, Rep. Duckworth, Rep. Hawkes, Rep. McKell, Rep. Powell, and Rep. Sandall absent for the vote.

**H.B. 229      Air Quality Modifications (*Rep. R. Edwards*)**

Rep. Edwards explained the bill to the committee with the assistance of Bryce Bird, Director, Division of Air Quality. "Line-by-line Cleanup of 19-2 (HB 229 Introduced and Amendment 1, 2/13/15)" was distributed to the committee.

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

1. *Page 2, Line 57 through Page 3, Line 64:*

57            (1) "Air pollutant" means ~~{~~

58            ~~(a) a physical, chemical, biological, or radioactive substance that, if emitted~~  
~~into or~~

59            ~~otherwise enters the ambient air in high enough concentrations and for long enough~~  
~~duration.~~

- 60 causes:  
61 ~~—(i) harm, discomfort, disease, or death to humans, animals, or vegetation; or~~  
62 ~~—(ii) damage to materials or property;~~  
63 ~~—(b) a precursor to the formation of a substance described under Subsection~~  
~~(1)(a); or~~  
64 ~~—(c)}~~ a substance that qualifies as an air pollutant as defined in 42 U.S.C. Sec.  
7602.

2. *Page 3, Lines 74 through 77:*

- 74 (5) "Asbestos" means the asbestiform varieties of serpentine (chrysotile), riebeckite  
75 (crocidolite), cummingtonite-grunerite, anthophyllite, ~~[and] actinolite-tremolite, and libby~~  
76 ~~amphibole~~ {, including asbestiform, winchite, richterite, tremolite, and  
magnesioriebeckite found  
77 in vermiculite products} .

3. *Page 9, Lines 256 through 258:*

- 256 ~~designers, asbestos abatement contractors and supervisors, or asbestos abatement~~  
~~workers] an~~  
257 inspector, management planner, abatement project designer, asbestos abatement  
contractor and  
258 supervisor, or an asbestos abatement worker {, renovator, or dust sampling  
technician} ;

The motion passed unanimously with Rep. Draxler, Rep. Duckworth, Rep. Hawkes, Rep. McKell, Rep. Powell, and Rep. Sandall absent for the vote.

**MOTION:** Rep. Briscoe moved to pass the bill out favorably as amended. The motion passed unanimously with Rep. Draxler, Rep. Duckworth, Rep. Hawkes, Rep. McKell, and Rep. Sandall absent for the vote.

**H.B. 226 Air Quality Revisions (Rep. R. Edwards)**

Rep. Edwards explained the bill to the committee, assisted by Robert Grow, President, Envision Utah, and Stephen Sands, Chair, Air Quality Board. Bryce Bird, Director, Division of Air Quality, answered questions from the committee. "Envision Utah", "Division of Air Quality Board", and "Op-ed: Give Utah regulators the flexibility to fix our air" were distributed to the committee.

Spoke for the bill: Alicia Connell, Communities for Clean Air  
Carrie Butler, citizen  
Anna Hoffmann, citizen  
Ella Udell, citizen  
Abigail Van B., citizen  
Cherise Udell, Utah Moms for Clean Air  
John Loveless, citizen  
Peter Brownstein, Utah Physicians for Clean Air  
Emily Gray, Utah Moms for Clean Air

Spoke against the bill: Redge Johnson, citizen

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

1. *Page 2, Lines 35 through 37:*

- 35        (2) The findings described in Subsection (1)(b) shall be:  
36        (a) in writing; and  
37        (b) based on evidence, studies, or other information contained in the record **that**  
**relates to the state of Utah and type of source involved** .

The motion passed unanimously.

**MOTION:** Rep. Hawkes moved to pass the bill out favorably as amended.

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

1. *Page 1, Line 12:*

- 12        ▶ authorizes the Division of Air Quality to create rules that are {~~more~~  
~~stringent~~} different than

2. *Page 2, Line 29:*

- 29        program under the federal Clean Air Act [~~may be~~] {~~more stringent~~} different  
than the corresponding

3. *Page 2, Line 33:*

- 33        (b) the board finds that the {~~more stringent~~} different rule will provide  
reasonable added

The motion passed with Rep. Briscoe and Rep. Handy voting in opposition.

**MOTION:** Rep. Hawkes moved to pass the bill out favorably as amended. The motion passed unanimously.

**H.B. 254 Livestock Branding Amendments (*Rep. M. Noel*)**

Rep. Noel explained the bill to the committee with the assistance of Cody James, Director, Animal Industry Division.

**MOTION:** Rep. Noel moved to amend the bill

**SUBSTITUTE MOTION:** Rep. Brown moved to hold H.B. 254. The motion passed unanimously with Rep. Draxler absent for the vote.

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

Vice Chair Sagers adjourned the meeting at 6:13 p.m.

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**Lee B. Perry, Chair**