

**MINUTES OF THE
BUSINESS AND LABOR INTERIM COMMITTEE**
Wednesday, September 16, 2009 – 9:00 a.m. – Room 210 Senate Building

Members Present:

Sen. John L. Valentine, Senate Chair
Rep. James A. Dunnigan, House Chair
Sen. Gene Davis
Sen. Daniel R. Liljenquist
Sen. Karen Mayne
Sen. Wayne L. Niederhauser
Rep. Jackie Biskupski
Rep. Stephen D. Clark
Rep. Jack R. Draxler
Rep. Susan Duckworth
Rep. Gage Froerer
Rep. Francis D. Gibson
Rep. Neil A. Hansen

Rep. Todd E. Kiser
Rep. David Litvack
Rep. Steven R. Mascaro
Rep. Michael T. Morley
Rep. C. Brent Wallis

Members Absent:

Rep. Patrick Painter

Staff Present:

Mr. Bryant R. Howe, Assistant Director
Ms. Patricia Owen, Associate General Counsel
Ms. Phalin L. Flowers, 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.

1. Committee Business

Chair Dunnigan called the meeting to order at 9:03 a.m.

MOTION: Rep. Draxler moved to approve the minutes of the August 19, 2009 meeting. The motion passed unanimously with Sen. Valentine, Rep. Clark, Rep. Duckworth, Rep. Litvack, and Rep. Morley absent for the vote.

Mr. Howe discussed a letter supporting congressional action related to automobile franchisees that was sent to each member of Utah's Congressional Delegation. The letter was included in the mailing packet.

2. Reports to Committee Required by Statute

Mr. Howe distributed and discussed "2009 Required Reports from Executive Branch Agencies."

3. State Construction Code and State Fire Code

A. 2010 General Session draft legislation, "Construction and Fire Code Related Amendments"

Ms. Owen distributed and discussed 2010 General Session draft legislation, "Construction and Fire Code Related Amendments."

Mr. Peter Cannon, Davis County 9/12 Project, recommended that the adoption of a state fire code and state construction code be delayed by a year to avoid confusion for architects and builders, and to give them additional time to implement the new codes into their building plans.

Chair Dunnigan passed the chair to Sen. Valentine.

Mr. Ted Black, Chair, Utah Fire Prevention Board, explained that a builder does not have to implement changes reflected in the adoption of a new fire code or building code if the building plans have been accepted.

Mr. Mark Steinagel, Director, Division of Occupational and Professional Licensing, explained that the public may comment during building code adoption hearings. He recommended that the Division not be required to hold two public hearings if the hearings are not necessary. Mr. Steinagel also noted that stakeholders in the construction industry support a July 1st effective date for a newly adopted fire or building code.

B. Report and recommendations regarding adopting a State Fire Code

Mr. Black discussed "2009 International Fire Code Synopsis" and "R710-9 Rules Pursuant to the Utah Fire Prevention Law (Final Draft)," which were included in the mailing packet. He recommended that the Legislature adopt the 2009 edition of the International Fire Code with additions as the Utah State Fire Code.

C. Progress report and recommendations regarding the State Construction Code

Mr. Gilbert Gonzales, Chair, Uniform Building Code Commission, recommended that the Legislature adopt the 2009 edition of the International Construction Code with amendments as the State Construction Code.

Mr. Steinagel, Director, Division of Occupational and Professional Licensing, distributed and discussed "Summary of Recommended Building Code and Amendment Changes Under Uniform Building Standards Act (Construction Codes)."

4. Alcoholic Beverage Control Related Issues

Ms. Owen distributed and discussed "New Title 32B, Alcoholic Beverage Control Act."

Mr. Howe introduced a required report by the Department of Alcoholic Beverage Control on penalties for alcohol violations related to minors.

Ms. Margaret Hardie, Licensing and Compliance Specialist, Department of Alcoholic Beverage Control, distributed and discussed "Study of Penalties for Violations Related to Minors." She gave an overview of the current penalties related to minors in Utah and the purpose and effectiveness of the penalties.

5. Reinsurance Risk Pool

Rep. Biskupski introduced this item.

Ms. Elizabeth Garbe, Utah Health Policy Project, distributed and discussed "Health Reform is Key to Economic Recovery," "Expanding the Risk Adjuster," and "Report: Utah Small Business Health Care Survey." She recommended that the reinsurance mechanism within the risk adjuster be expanded to include the entire small group market.

6. Impact of Residential Foreclosures on Renters

Rep. Litvack gave an introduction and overview of this issue.

Rep. Wayne Harper discussed 2010 General Session draft legislation, "Foreclosure Processes on Residential Rental Properties," which was mailed prior to the meeting.

Mr. Shaun Teigen, Community Action Partnership of Utah, answered committee questions about the draft legislation.

7. Other Items / Adjourn

MOTION: Rep. Gibson moved to adjourn the meeting. The motion passed unanimously with Sen. Liljenquist, Rep. Duckworth, and Rep. Mascaro absent for the vote.

Chair Valentine adjourned the meeting at 11:49 a.m.