

## **HOUSE COMMITTEE ON ENVIRONMENT AND WATER**

**May 28, 2009  
3:00 P.M.**

**Hearing Room D**

**MEMBERS PRESENT:**           **Rep. Ben Cannon, Chair**  
   **Rep. Vic Gilliam, Vice-Chair**  
   **Rep. Jefferson Smith, Vice-Chair**  
   **Rep. Jules Bailey**  
   **Rep. Phil Barnhart**  
   **Rep. Cliff Bentz**  
   **Rep. Debbie Boone**  
   **Rep. Bob Jenson**

**STAFF PRESENT:**               **Beth Patrino, Committee Administrator**  
   **Sue Hampton, Committee Assistant**

**MEASURES HEARD:**           **SB 38 A – Work Session**  
   **SB 596 A – Work Session**  
   **SB 76 A – Work Session**

**This recording log is in compliance with Senate and House Rules. For complete contents, refer to the digital audio recording.**

**HEW****5/28/2009 3:09:18 PM**

**3:09:18 PM** Meeting Called to Order  
**3:09:22 PM** Chair Cannon  
**3:09:43 PM** SB 38 A - Work Session  
**3:09:53 PM** Beth Patrino, Committee Administrator  
**3:10:19 PM** {Exhibit} 1: Patrino  
**3:10:26 PM** {Exhibit} 2: Patrino  
**3:10:33 PM** {Exhibit} 3: Patrino  
**3:10:39 PM** Chair Cannon  
**3:11:20 PM** MOTION: Rep. Barnhart moves -9 amendments  
**3:11:27 PM** Chair Cannon  
**3:11:32 PM** Rep. Barnhart  
**3:11:43 PM** Chair Cannon  
**3:11:52 PM** Rep. Barnhart  
**3:11:54 PM** Rep. Boone  
**3:12:03 PM** Chair Cannon  
**3:12:07 PM** Patrino  
**3:12:29 PM** Chair Cannon  
**3:12:35 PM** Rep. Bentz  
**3:12:41 PM** Chair Cannon  
**3:13:22 PM** VOTE: 6-1-1  
**3:13:23 PM** Ayes: Barnhart, Bentz, Boone, Jenson, Smith J., Cannon; Nay; Gilliam; Excused: Bailey  
**3:13:38 PM** MOTION: Rep. Barnhart moves SB 38 A DO PASS as AMENDED  
**3:14:07 PM** Vice-Chair Gilliam  
**3:14:33 PM** Chair Cannon  
**3:15:44 PM** Meeting Recessed  
**3:18:50 PM** Meeting Reconvened  
**3:18:59 PM** Chair Cannon  
**3:19:43 PM** VOTE: 6-2-0  
**3:19:45 PM** Ayes: Bailey, Barnhart, Boone, Jenson, Smith J., Cannon; Nays: Bentz, Gilliam  
**3:19:48 PM** CARRIER: REP. CANNON will lead the discussion on the floor  
**3:19:52 PM** Chair Cannon  
**3:19:54 PM** SB 596 A - Work Session  
**3:19:56 PM** Chair Cannon  
**3:19:57 PM** Beth Patrino, Committee Administrator  
**3:20:13 PM** Chair Cannon  
**3:20:14 PM** {Exhibit} 4: Cannon  
**3:20:38 PM** {Exhibit} 5: Cannon

**3:21:16 PM** MOTION: Vice-Chair Smith J. moves SB 596 DO PASS and REFER to Committee on Rules

**3:21:32 PM** Vice-Chair Gilliam

**3:22:14 PM** Chair Cannon

**3:22:49 PM** Rep. Barnhart

**3:23:11 PM** Rep. Jenson

**3:24:11 PM** Chair Cannon

**3:24:34 PM** Rep. Bentz

**3:24:56 PM** Chair Cannon

**3:24:59 PM** Vote: 6-2-0

**3:25:00 PM** Ayes: Bailey, Barnhart, Boone, Jenson, Smith J., Cannon; Nays: Bentz, Gilliam

**3:25:28 PM** Chair Cannon

**3:25:38 PM** SB 76 A - Work Session

**3:25:42 PM** Chair Cannon

**3:25:56 PM** MOTION: Vice-Chair Smith J. moves - A21 amendments

**3:26:12 PM** Chair Cannon

**3:26:23 PM** Vice-Chair Smith J.

**3:29:41 PM** Chair Cannon

**3:29:42 PM** Rep. Barnhart

**3:29:58 PM** Rep. Bentz

**3:30:24 PM** Vice-Chair Smith J.

**3:32:46 PM** Rep. Bentz

**3:34:08 PM** Vice-Chair Smith J.

**3:35:26 PM** Rep. Bentz

**3:36:31 PM** Vice-Chair Smith J.

**3:37:19 PM** Rep. Barnhart

**3:38:37 PM** Rep. Bentz

**3:39:33 PM** Conflict of Interest - Rep. Bentz

**3:39:43 PM** Rep. Barnhart

**3:39:44 PM** Chair Cannon

**3:41:35 PM** Vote: 6-2-0

**3:41:35 PM** Ayes: Bailey, Barnhart, Boone, Smith J., Cannon, Gilliam; Nays: Bentz, Jenson

**3:42:07 PM** MOTION: Vice-Chair Smith J. moves SB 76 A DO PASS as AMENDED

**3:42:55 PM** Rep. Bentz

**3:43:18 PM** Chair Cannon

**3:43:27 PM** Rep. Bentz

**3:48:15 PM** Chair Cannon

**3:50:02 PM** Rep. Jenson

**3:50:45 PM** Chair Cannon

**3:51:25 PM** Mike Carrier, Natural Policy Director, Governor's Office

**3:52:56 PM** Rep. Jenson

**3:53:21 PM** Carrier

**3:53:40 PM** Rep. Jenson

**3:54:10 PM** Carrier  
**3:54:44 PM** Rep. Jenson  
**3:54:58 PM** Meeting Recessed  
**4:00:17 PM** Meeting Reconvened  
**4:00:27 PM** MOTION: Vice-Chair Smith J. moves to withdraw his motion  
**4:00:39 PM** VOTE: 8-0-0  
**4:00:41 PM** Ayes: Bailey, Barnhart, Bentz, Boone, Jenson, Smith J., Gilliam, Cannon  
**4:00:47 PM** Rep. Jenson  
**4:00:48 PM** {Exhibit} 6: Jenson  
**4:01:17 PM** MOTION: Rep. Jenson moves the -A15 amendments  
**4:01:26 PM** Chair Cannon  
**4:01:31 PM** Rep. Jenson  
**4:01:35 PM** Chair Cannon  
**4:01:56 PM** Rep. Jenson  
**4:02:46 PM** Chair Cannon  
**4:02:51 PM** Rep. Boone  
**4:03:05 PM** Chair Cannon  
**4:03:12 PM** Rep. Jenson  
**4:03:41 PM** Chair Cannon  
**4:03:49 PM** Rep. Jenson  
**4:04:10 PM** Rep. Barnhart  
**4:04:26 PM** Rep. Jenson  
**4:05:34 PM** Chair Cannon  
**4:05:35 PM** Rep. Bentz  
**4:07:36 PM** Rep. Barnhart  
**4:08:41 PM** Vice-Chair Smith J.  
**4:09:53 PM** Chair Cannon  
**4:09:59 PM** Paul Graham, Attorney-in-Charge, Regulated Utility & Business, Department of Justice  
**4:11:04 PM** Rep. Bentz  
**4:12:03 PM** Graham  
**4:12:56 PM** Carrier  
**4:14:20 PM** Chair Cannon  
**4:14:32 PM** VOTE: 2-6-0  
**4:14:57 PM** Ayes: Bentz, Jenson; Nays: Bailey, Barnhart, Boone, Smith J., Gilliam, Cannon  
**4:15:10 PM** Chair Cannon  
**4:15:11 PM** Rep. Bentz  
**4:15:32 PM** MOTION: Vice-Chair Smith J. moves SB 76 A DO PASS as AMENDED  
**4:15:37 PM** Chair Cannon  
**4:16:22 PM** Rep. Barnhart  
**4:16:46 PM** Rep. Jenson  
**4:16:59 PM** Vice-Chair Smith J.  
**4:18:18 PM** Rep. Jenson

**4:19:50 PM** Rep. Bentz  
**4:22:09 PM** Chair Cannon  
**4:23:56 PM** VOTE: 6-2-0  
**4:24:22 PM** Rep. Bentz  
**4:24:27 PM** Ayes: Bailey, Barnhart, Boone, Smith J., Cannon: Nays: Bentz, Jenson  
**4:24:28 PM** CARRIER: REP. CANNON will lead the discussion on the floor  
**4:24:39 PM** Rep. Barnhart  
**4:24:51 PM** Chair Cannon  
**4:25:02 PM** Vice-Chair Smith J.  
**4:25:05 PM** Chair Cannon  
**4:25:08 PM** Rep. Barnhart  
**4:25:27 PM** Rep. Jenson  
**4:26:16 PM** Chair Cannon  
**4:26:33 PM** Meeting Adjourned

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**HEW**

**5/28/2009 3:09:18 PM**

**3:10:19 PM** {Exhibit} 1: SB 38 A, -A6 amendments, staff, 1 p

**3:10:26 PM** {Exhibit} 2: SB 38 A, -A8 amendments, staff, 4 pp

**3:10:33 PM** {Exhibit} 3: SB 38 A, -A9 amendments, staff, 4 pp

**3:20:14 PM** {Exhibit} 4: SB 596 A, letter from James N. Westwood, Steel Rives,  
staff, 3 pp

**3:20:38 PM** {Exhibit} 5: SB 596 A, letter from Legislative Counsel, staff, 2 pp

**4:00:48 PM** {Exhibit} 6: SB 76 A, -A15 amendments, Rep. Bob Jenson, 1 p

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