



# DRAFT MINUTES

## HOUSE BUSINESS, LABOR, AND COMMERCE STANDING

### COMMITTEE

LEGISLATURE

Wednesday, February 4, 2026 | 3:40 p.m. | 445 State Capitol

#### Members Present:

Rep. A. Cory Maloy, Chair  
Rep. Jason B. Kyle, Vice Chair  
Rep. Melissa G. Ballard  
Rep. Jefferson S. Burton  
Rep. James A. Dunnigan  
Rep. Hoang Nguyen  
Rep. Thomas W. Peterson  
Rep. Calvin Roberts  
Rep. Jake Sawyer  
Rep. Norman K Thurston

Rep. Stephen L. Whyte  
Rep. Ryan D. Wilcox

#### Members Absent:

Rep. Ken Ivory  
Rep. Ashlee Matthews  
Speaker Mike Schultz  
Rep. Jordan D. Teuscher

#### Staff Present:

Rohnin Randles, Policy Analyst  
Alyssa Castor, Administrative Assistant

Note: 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).

Cochair Kyle called the meeting to order at 3:41 p.m.

**MOTION:** Rep. Nguyen moved to approve the minutes of the January 30, 2026, meeting. The motion passed with a vote of 10 - 0 - 6.

#### Yeas - 10

Rep. M. Ballard  
Rep. J. Burton  
Rep. J. Dunnigan  
Rep. J. Kyle  
Rep. A. Maloy  
Rep. H. Nguyen  
Rep. C. Roberts  
Rep. J. Sawyer  
Rep. N. Thurston  
Rep. S. Whyte

#### Nays - 0

#### Absent - 6

Rep. K. Ivory  
Rep. A. Matthews  
Rep. T. Peterson  
Rep. M. Schultz  
Rep. J. Teuscher  
Rep. R. Wilcox

#### **1. H.B. 269 Ambulance Provider Payment Amendments (Maloy, A. Cory)**

Chair Maloy presented the bill and answered questions from the committee.

Kim Frost, Director of Government Relations and Public Affairs, Regence Blue Cross Blue Shield, spoke in favor of the bill.

Mike Mathieu, Government Affairs, Gold Cross Ambulance Services, spoke in favor of the bill.

Clint Smith, Fire Chief, Draper City Fire Department, spoke in favor of the bill.

Ben Armstrong, President, Rural EMS Directors Association of Utah, spoke in favor of the bill.

**MOTION:** Rep. Burton moved to replace H.B. 269 with 2nd Substitute H.B. 269. The motion passed with a vote of 11 - 0 - 5.

Yeas - 11  
Rep. M. Ballard  
Rep. J. Burton  
Rep. J. Dunnigan  
Rep. J. Kyle  
Rep. A. Maloy  
Rep. H. Nguyen  
Rep. T. Peterson  
Rep. C. Roberts  
Rep. J. Sawyer  
Rep. N. Thurston  
Rep. S. Whyte

Nays - 0

Absent - 5  
Rep. K. Ivory  
Rep. A. Matthews  
Rep. M. Schultz  
Rep. J. Teuscher  
Rep. R. Wilcox

**MOTION:** Rep. Burton moved to pass 2nd Substitute H.B. 269 out favorably. The motion passed with a vote of 11 - 0 - 5.

Yeas - 11  
Rep. M. Ballard  
Rep. J. Burton  
Rep. J. Dunnigan  
Rep. J. Kyle  
Rep. A. Maloy  
Rep. H. Nguyen  
Rep. T. Peterson  
Rep. C. Roberts  
Rep. J. Sawyer  
Rep. N. Thurston  
Rep. S. Whyte

Nays - 0

Absent - 5  
Rep. K. Ivory  
Rep. A. Matthews  
Rep. M. Schultz  
Rep. J. Teuscher  
Rep. R. Wilcox

## **2. 2nd Sub. S.B. 117 Occupational and Professional Licensing Amendments(*Sandall, S.*)**

Sen. Scott Sandall presented the bill.

**MOTION:** Rep. Dunnigan moved to pass 2nd Substitute S.B. 117 out favorably. The motion passed with a vote of 10 - 0 - 6.

Yeas - 10  
Rep. M. Ballard  
Rep. J. Burton  
Rep. J. Dunnigan  
Rep. J. Kyle  
Rep. A. Maloy  
Rep. H. Nguyen  
Rep. C. Roberts  
Rep. J. Sawyer  
Rep. N. Thurston  
Rep. S. Whyte

Nays - 0

Absent - 6  
Rep. K. Ivory  
Rep. A. Matthews  
Rep. T. Peterson  
Rep. M. Schultz  
Rep. J. Teuscher  
Rep. R. Wilcox

## **3. H.B. 343 Nursing Care Facility Program Amendments(*Bolinder, B.*)**

Rep. Bridger Bolinder and Allison Spangler, President and CEO, Utah Health Care Association, presented the bill.

**MOTION:** Chair Maloy moved to pass H.B. 343 out favorably. The motion passed with a vote of 10 - 0 - 6.

Yeas - 10

Rep. M. Ballard  
Rep. J. Burton  
Rep. J. Dunnigan  
Rep. J. Kyle  
Rep. A. Maloy  
Rep. H. Nguyen  
Rep. C. Roberts  
Rep. J. Sawyer  
Rep. N. Thurston  
Rep. S. Whyte

Nays - 0

Absent - 6

Rep. K. Ivory  
Rep. A. Matthews  
Rep. T. Peterson  
Rep. M. Schultz  
Rep. J. Teuscher  
Rep. R. Wilcox

#### **4. H.B. 130 Employment Medical Examination Expense Amendments(Gwynn, M.)**

Rep. Matthew Gwynn presented the bill and answered questions from the committee.

David Kitchen, HR Director, Lehi City, spoke against the bill.

**MOTION:** Rep. Burton moved to amend H.B. 130 with Amendment #2. The motion passed with a vote of 10 - 0 - 6.

##### Amendment 2

1. Line 40:

40 (5)(a)"Medical examination" means a physical examination an employer requires as a  
41 condition of pre-employment, employment, or continued employment.

42 (b)"Medical examination" includes drug testing.

(c)"Medical examination" does not include an appointment conducted to obtain clearance for an employee to return to work following an injury or illness that occurs outside the course and scope of employment.

2. Line 55 through 62:

55 any employee or person applying for employment to submit to or obtain a physical  
56 examination, unless such employer shall pay all costs of such physical examination.]  
57 (1)An employer may not:

58 (a)charge an individual a fee for a medical examination;{ or}

59 (b)require an individual to obtain a medical examination unless the employer pays the  
60 costs the health care provider charges the individual{;};

(c)require an employee to receive a medical exam that the employer requires outside of the employee's shift without pay; or

(d)require an employee to use leave to receive a medical exam that the employer requires.

61 (2) An employer may not require an individual to pay for a medical examination even if  
62 the employer reimburses the individual.

3. Line 85 through 93:

85 (ii)the penalty for a period not to exceed 20 days.

86 (d)The division shall:

87 (i)retain 50% of the money the division receives from a penalty payment under  
88 Subsection (3)(b) for the costs of administering this chapter; and

89 {(ii)pay the sum the division retains under Subsection (3)(d)(i) to the state treasurer;}  
90 {and}

91 {(iii)(ii)pay the 50% not retained under Subsection (3)(d)(i) to the individual.

92 (4)The commission may make rules in accordance with Title 63G, Chapter 3, Utah  
93 Administrative Rulemaking Act, to enforce this chapter.

Years - 10

Rep. M. Ballard  
Rep. J. Burton  
Rep. J. Dunnigan  
Rep. J. Kyle  
Rep. A. Maloy  
Rep. H. Nguyen  
Rep. T. Peterson  
Rep. J. Sawyer  
Rep. N. Thurston  
Rep. S. Whyte

Nays - 0

### Absent - 6

Rep. K. Ivory  
Rep. A. Matthews  
Rep. C. Roberts  
Rep. M. Schultz  
Rep. J. Teuscher  
Rep. R. Wilcox

## **MOTION:**

Rep. Burton moved to pass H.B. 130 out favorably, as amended. The motion passed with a vote of 10 - 0 - 6.

Years - 10

Rep. M. Ballard  
Rep. J. Burton  
Rep. J. Dunnigan  
Rep. J. Kyle  
Rep. A. Maloy  
Rep. H. Nguyen  
Rep. T. Peterson  
Rep. J. Sawyer  
Rep. N. Thurston  
Rep. S. Whyte

Nays - 0

Absent - 6

Rep. K. Ivory  
Rep. A. Matthews  
Rep. C. Roberts  
Rep. M. Schultz  
Rep. J. Teuscher  
Rep. R. Wilcox

## 5. 1st Sub. H.B. 171 Physician Assistant Amendments(Whyte, S.)

Rep. Whyte presented the bill.

## MOTION:

Rep. Ballard moved to pass 1st Substitute H.B. 171 out favorably. The motion passed with a vote of 10 - 0 - 6.

Years - 10

Rep. M. Ballard  
Rep. J. Burton  
Rep. J. Dunnigan  
Rep. J. Kyle  
Rep. A. Maloy  
Rep. H. Nguyen  
Rep. T. Peterson  
Rep. J. Sawyer  
Rep. N. Thurston  
Rep. S. Whyte

Nays - 0

Absent - 6

Rep. K. Ivory  
Rep. A. Matthews  
Rep. C. Roberts  
Rep. M. Schultz  
Rep. J. Teuscher  
Rep. R. Wilcox

## MOTION:

Rep. Ballard moved to add 1st Substitute H.B. 171 to the consent calendar. The motion passed with a vote of 10 - 0 - 6.

Yeas - 10

Rep. M. Ballard  
Rep. J. Burton  
Rep. J. Dunnigan  
Rep. J. Kyle  
Rep. A. Maloy  
Rep. H. Nguyen  
Rep. T. Peterson  
Rep. J. Sawyer  
Rep. N. Thurston  
Rep. S. Whyte

Nays - 0

Absent - 6

Rep. K. Ivory  
Rep. A. Matthews  
Rep. C. Roberts  
Rep. M. Schultz  
Rep. J. Teuscher  
Rep. R. Wilcox

## **6. H.B. 313 Landscaper Certification Amendments(Arthur, J.)**

### 6 - H.B. 313 Handout

Rep. John Arthur and Mark Steinagel, Director, Division of Professional Licensing, presented the bill and answered questions from the committee.

Eric Marble, Utah Nursery and Landscaping Association, spoke in favor of the bill.

Gavin Gilbert, Director of Government Affairs, Associated General Contractors of Utah, spoke against the bill.

**MOTION:** Rep. Thurston moved to amend H.B. 313 with Amendment #2. The motion failed with a vote of 5 - 5 - 6.

### Amendment 2

1 . Line 5 through 14:

5     This bill amends provisions relating to landscape work.

6  
7     This Bill:  
8       →{requires that the Division of Professional Licensing (division) define landscape work;  
9       →requires that the division specify the licensees that may engage in landscape work;  
10      →provides continuing education requirements for a licensee that engages in landscape  
11     work}expands the list of who may provide continuing education for contractor licenses; and  
12      →makes technical changes.

13  
14     None

2 . Line 44 through 51:

44     (viii) the Utah Mechanical Contractors Association;  
45     (ix) the Sheet Metal Contractors Association;  
46     (x) the Intermountain Electrical Association;  
47     (xi) the American Subcontractors Association, Utah Chapter; {or}  
48     (xii) Utah Roofing Contractors Association{;} or  
49       (xiii)the Utah Nursery and Landscape Association.  
50     (c) An approved continuing education program for a contractor licensee may include a  
51     course approved by an entity described in Subsections (2)(b)(i) through (2)(b)(iii).  
51     (d) (i) Except as provided in Subsections (2)(d)(ii) and (iii), an entity listed in

3 . Line 73 through 94:

73     HVAC contractor, at least three of the six hours described in Subsection (1) shall  
74     include continuing education directly related to the installation, repair, or

75 replacement of a heating, ventilation, or air conditioning system.  
76 {3}(a)The division shall, by rule:  
77 (i)define landscape work; and  
78 (ii)identify the licensees that may engage in landscape work.  
79 (b)In addition to the six hours of continuing education described in Subsection (1).  
80 during each two-year renewal cycle, a licensee described in Subsection (3)(a)(ii) shall  
81 complete at least three hours of additional continuing education that cover the  
82 following topics:  
83 (i)water conservation landscaping principles, including:  
84 (A)understanding water scarcity in this state;  
85 (B)selecting drought tolerant plants that are native to this state;  
86 (C)efficient irrigation design; and  
87 (D)soil amendment techniques for soil retention; and  
88 (ii)fire risk management landscaping principles, including:  
89 (A)designing a landscape to prevent the spread of fire; and  
90 (B)incorporating rocks, concrete, and other materials to prevent the spread of fire.  
91 [(3)]{4}(3) The division may contract with a person to establish and maintain a continuing  
92 education registry to include:  
93 (a) a list of courses that the division has approved for inclusion in the program of  
94 approved continuing education; and

4 . Line 97 through 101:

97 education; and  
98 (ii) the licensee may access to monitor the licensee's compliance with the continuing  
99 education requirement established under Subsection (1).  
100 [(4)]{5}(4) The division may charge a fee, as established by the division under Section  
101 63J-1-504, to administer the requirements of this section.

Yeas - 5  
Rep. M. Ballard  
Rep. J. Burton  
Rep. J. Kyle  
Rep. J. Sawyer  
Rep. N. Thurston

Nays - 5  
Rep. J. Dunnigan  
Rep. A. Maloy  
Rep. H. Nguyen  
Rep. T. Peterson  
Rep. S. Whyte

Absent - 6  
Rep. K. Ivory  
Rep. A. Matthews  
Rep. C. Roberts  
Rep. M. Schultz  
Rep. J. Teuscher  
Rep. R. Wilcox

**MOTION:** Rep. Nguyen moved to hold H.B. 313. The motion passed with a vote of 10 - 0 - 6.

Yeas - 10  
Rep. M. Ballard  
Rep. J. Burton  
Rep. J. Dunnigan  
Rep. J. Kyle  
Rep. A. Maloy  
Rep. H. Nguyen  
Rep. T. Peterson  
Rep. J. Sawyer  
Rep. N. Thurston  
Rep. S. Whyte

Nays - 0

Absent - 6  
Rep. K. Ivory  
Rep. A. Matthews  
Rep. C. Roberts  
Rep. M. Schultz  
Rep. J. Teuscher  
Rep. R. Wilcox

## **7. S.B. 24 Health Care Providers Immunity Amendments(Pitcher, S.)**

Chair Maloy presented the bill.

**MOTION:** Rep. Thurston moved to pass S.B. 24 out favorably. The motion passed with a vote of 9 - 0 - 7.

<u>Yeas - 9</u>	<u>Nays - 0</u>	<u>Absent - 7</u>
Rep. J. Burton		Rep. M. Ballard
Rep. J. Dunnigan		Rep. K. Ivory
Rep. J. Kyle		Rep. A. Matthews
Rep. A. Maloy		Rep. C. Roberts
Rep. H. Nguyen		Rep. M. Schultz
Rep. T. Peterson		Rep. J. Teuscher
Rep. J. Sawyer		Rep. R. Wilcox
Rep. N. Thurston		
Rep. S. Whyte		

**8. S.B. 84 Department of Commerce Amendments(*Vickers, E.*)**

Sen. Evan Vickers and Jacob Hart, Deputy Director, Department of Commerce, presented the bill and answered questions from the committee.

**MOTION:** Rep. Burton moved to pass S.B. 84 out favorably. The motion passed with a vote of 10 - 0 - 6.

<u>Yeas - 10</u>	<u>Nays - 0</u>	<u>Absent - 6</u>
Rep. M. Ballard		Rep. K. Ivory
Rep. J. Burton		Rep. A. Matthews
Rep. J. Dunnigan		Rep. C. Roberts
Rep. J. Kyle		Rep. M. Schultz
Rep. A. Maloy		Rep. J. Teuscher
Rep. H. Nguyen		Rep. R. Wilcox
Rep. T. Peterson		
Rep. J. Sawyer		
Rep. N. Thurston		
Rep. S. Whyte		

**9. 2nd Sub. S.B. 40 Business Entity Amendments(*Vickers, E.*)**

Sen. Vickers, Rep. Shallenberger, and Scott Whittaker, Director, Division of Corporations, presented the bill.

**MOTION:** Rep. Thurston moved to replace 2nd Substitute S.B. 40 with 3rd Substitute S.B. 40. The motion passed with a vote of 11 - 0 - 5.

<u>Yeas - 11</u>	<u>Nays - 0</u>	<u>Absent - 5</u>
Rep. M. Ballard		Rep. K. Ivory
Rep. J. Burton		Rep. A. Matthews
Rep. J. Dunnigan		Rep. C. Roberts
Rep. J. Kyle		Rep. M. Schultz
Rep. A. Maloy		Rep. J. Teuscher
Rep. H. Nguyen		
Rep. T. Peterson		
Rep. J. Sawyer		
Rep. N. Thurston		
Rep. S. Whyte		
Rep. R. Wilcox		

**MOTION:** Rep. Thurston moved to pass 3rd Substitute S.B. 40 out favorably. The motion passed with a vote of 11 - 0 - 5.

Yeas - 11  
Rep. M. Ballard  
Rep. J. Burton  
Rep. J. Dunnigan  
Rep. J. Kyle  
Rep. A. Maloy  
Rep. H. Nguyen  
Rep. T. Peterson  
Rep. J. Sawyer  
Rep. N. Thurston  
Rep. S. Whyte  
Rep. R. Wilcox  
Nays - 0

Absent - 5  
Rep. K. Ivory  
Rep. A. Matthews  
Rep. C. Roberts  
Rep. M. Schultz  
Rep. J. Teuscher

## 10. 1st Sub. S.B. 41 Business Entity Technical Amendments(*Vickers, E.*)

Sen. Vickers, Rep. Shallenberger, and Scott Whittaker presented the bill.

**MOTION:** Rep. Whyte moved to replace 1st Substitute S.B. 41 with 2nd Substitute S.B. 41. The motion passed with a vote of 11 - 0 - 5.

Yeas - 11  
Rep. M. Ballard  
Rep. J. Burton  
Rep. J. Dunnigan  
Rep. J. Kyle  
Rep. A. Maloy  
Rep. H. Nguyen  
Rep. T. Peterson  
Rep. J. Sawyer  
Rep. N. Thurston  
Rep. S. Whyte  
Rep. R. Wilcox

### Nays - 0

Absent - 5  
Rep. K. Ivory  
Rep. A. Matthews  
Rep. C. Roberts  
Rep. M. Schultz  
Rep. J. Teuscher

**MOTION:** Rep. Whyte moved to pass 2nd Substitute S.B. 41 out favorably. The motion passed with a vote of 11 - 0 - 5.

Yeas - 11  
Rep. M. Ballard  
Rep. J. Burton  
Rep. J. Dunnigan  
Rep. J. Kyle  
Rep. A. Maloy  
Rep. H. Nguyen  
Rep. T. Peterson  
Rep. J. Sawyer  
Rep. N. Thurston  
Rep. S. Whyte  
Rep. R. Wilcox

Nays - 0

Absent - 5  
Rep. K. Ivory  
Rep. A. Matthews  
Rep. C. Roberts  
Rep. M. Schultz  
Rep. J. Teuscher

**MOTION:** Rep. Sawyer moved to adjourn. The motion passed with a vote of 11 - 0 - 5.

Yeas - 11

Rep. M. Ballard  
Rep. J. Burton  
Rep. J. Dunnigan  
Rep. J. Kyle  
Rep. A. Maloy  
Rep. H. Nguyen  
Rep. T. Peterson  
Rep. J. Sawyer  
Rep. N. Thurston  
Rep. S. Whyte  
Rep. R. Wilcox

Nays - 0

Absent - 5

Rep. K. Ivory  
Rep. A. Matthews  
Rep. C. Roberts  
Rep. M. Schultz  
Rep. J. Teuscher

Cochair Kyle adjourned the meeting at 5:14 p.m.

NOTE: H.B. 0176 was not discussed in the meeting.