Friday, February 9, 2024 2:00 p.m. 110 Senate Building

Members Present:

Rep. Jon Hawkins, Chair

Rep. Nelson T. Abbott, Vice Chair

Rep. Cheryl K. Acton Rep. Kera Birkeland Rep. Tyler Clancy Rep. Brian S. King

Rep. Karianne Lisonbee

Staff Present:

Rep. Rex P. Shipp

Rep. Anthony E. Loubet Rep. Judy Weeks Rohner

Rep. Christine F. Watkins

Rep. Mark A. Wheatley

Jonathan Adams, Policy Analyst Tisha Gibby, Committee Secretary

Note: A copy of related materials and an audio recording of the meeting can be found at www.le.utah.gov.

Chair Abbott called the meeting to order at 2:07 p.m.

MOTION: Rep. Shipp moved to approve the February 8, 2024 minutes. The motion passed with a vote of 7 - 0

Yeas - 7 Nays - 0 Absent - 5 Rep. N. Abbott Rep. C. Acton

Rep. K. Birkeland Rep. T. Clancy Rep. A. Loubet Rep. J. Hawkins Rep. J. Rohner

Rep. B. King Rep. R. Shipp Rep. K. Lisonbee

Rep. C. Watkins Rep. M. Wheatley

1. H.B. 414 Student Right to Counsel (Teuscher, J.)

HB414 handout

Rep. Jordan Teuscher presented the bill with the assistance of Tyler Coward, Lead Counsel, Government Affairs, Foundation for Individual Rights and Expression.

Geoff Landward, Interim Commissioner, Utah System of Higher Education, spoke to the bill.

MOTION: Rep. Birkeland moved to amend H.B. 414 with Amendment #1. The motion passed with a vote of 9

- 0 - 3.

Amendment 1 H.B. 414

Page 4, Lines 94 through 95:

94 (9) "Policy or rule" means a policy or rule, or a relevant section of a policy or rule, of an institution that, if violated, may result

95 in:

Page 4, Lines 100 through 101: 2.

(10) { "Proceeding" means an adjudicatory meeting, whether formal or informal, 100

101 including an appeal, that is: } "Proceeding" means an adjudicatory hearing,

including an appeal, in which evidence is presented to a hearing officer or a hearing panel, and that is:

Yeas - 9 Absent - 3 Nays - 0

Rep. N. Abbott Rep. T. Clancy Rep. C. Acton Rep. J. Hawkins

Rep. K. Birkeland Rep. K. Lisonbee

Rep. B. King Rep. A. Loubet

Rep. C. Watkins Rep. M. Wheatley

Rep. Acton moved to pass H.B. 414 out favorably as amended. The motion passed with a vote of 9 -MOTION: 0 - 3.

Yeas - 9 Nays - 0 Absent - 3 Rep. N. Abbott Rep. J. Hawkins Rep. C. Acton Rep. K. Lisonbee

Rep. K. Birkeland Rep. J. Rohner

Rep. T. Clancy

Rep. B. King Rep. A. Loubet

Rep. R. Shipp Rep. C. Watkins

Rep. J. Rohner Rep. R. Shipp

Rep. M. Wheatley

2. H.B. 432 Child Abuse and Neglect Reporting Amendments (Loubet, A.)

Rep. Loubet presented the bill with the assistance of Sergeant Rob Scott, Special Victims Unit, Unified Police Department.

Rabbi Avremi Zippel, Chair, Utah Crime Victims Council, spoke in favor of the bill.

Rep. Birkeland assumed the chair.

Goud Maragani, Chairman, Utah Gay-Straight Coalition, spoke in favor of the bill.

Crystal Young, survivor, spoke in favor of the bill.

Mark Moffat, criminal defense attorney, spoke to the bill.

Marlesse Jones, Director, Victims Services Commission, spoke in favor of the bill.

Will Carlson, Chief Policy Advisor, Salt Lake District Attorney's Office, spoke in favor of the bill.

Jeff Buhman, Executive Director, Statewide Association of Prosecutors, spoke in favor of the bill.

Rep. Shipp resumed the chair.

Steve Burton, Utah Defense Attorney Association, spoke to the bill.

Hilary Booth, advocate, spoke in favor of the bill.

Kim Brannon, survivor and advocate, spoke in favor of the bill.



MOTION:

Rep. Clancy moved to replace H.B. 432 with 1st Substitute H.B. 432. The motion passed with a

vote of 10 - 0 - 2.

Yeas - 10

<u>Nays - 0</u>

Absent - 2

Rep. K. Birkeland

Rep. J. Rohner

Rep. N. Abbott

Rep. C. Acton

Rep. T. Clancy

Rep. J. Hawkins

Rep. B. King

Rep. K. Lisonbee

Rep. A. Loubet

Rep. R. Shipp

Rep. C. Watkins

Rep. M. Wheatley

MOTION:

Rep. King moved to pass 1st Substitute H.B. 432 out favorably. The motion passed with a vote of

10 - 0 - 2.

Yeas - 10

Nays - 0

Absent - 2

Rep. N. Abbott Rep. C. Acton

Rep. J. Rohner Rep. C. Watkins

Rep. K. Birkeland

Rep. T. Clancy

Rep. J. Hawkins

Rep. B. King

Rep. K. Lisonbee

Rep. A. Loubet

Rep. R. Shipp

Rep. M. Wheatley

Rep. Hawkins assumed the chair.

3. H.B. 323 Motor Vehicle Safety Inspection Modifications (Lisonbee, K.)

Rep. Lisonbee presented the bill.

Steve Salas, Major, Utah Highway Patrol, spoke to the bill.

Brian Gwilliam, Chief of Police, Lone Peak Police Department, and President of the Utah Chiefs of Police Association, spoke against the bill.

Sam Knight, Utah Criminal Defense Association, spoke in favor of the bill.

MOTION:

Rep. King moved to amend H.B. 323 with Amendment #3. The motion passed with a vote of 8 - 0 -4.

> Amendment 3 H.B. 323

Page 3, Lines 71 through 73:

71 (10) A peace officer may only enforce Subsection (1)(b) when the peace officer has detained

the operator of a motor vehicle for a suspected violation of another section in Title 41, Motor

Vehicles, or for another offense.

(11) The Motor Vehicle Division or Driver License Division may not revoke or suspend an individual's vehicle registration or driver license for a violation or multiple violations of Subsection (1)(a) or (b).



<u>Yeas - 8</u> <u>Nays - 0</u> <u>Absent - 4</u>

Rep. N. Abbott
Rep. C. Acton
Rep. T. Clancy
Rep. J. Hawkins
Rep. K. Birkeland
Rep. A. Loubet
Rep. J. Rohner
Rep. J. Watkins

Rep. B. King Rep. K. Lisonbee Rep. R. Shipp

Rep. M. Wheatley

MOTION: Rep. Clancy moved to pass H.B. 323 out favorably as amended. The motion passed with a vote of 5

- 4 - 3.

<u>Yeas - 5</u> <u>Nays - 4</u> <u>Absent - 3</u>

Rep. N. Abbott Rep. J. Hawkins Rep. K. Birkeland Rep. C. Acton Rep. B. King Rep. J. Rohner Rep. T. Clancy Rep. Rep. Rep. C. Watkins

Rep. K. Lisonbee Rep. M. Wheatley

Rep. A. Loubet

4. H.J.R. 8 Joint Resolution Amending Rules of Civil Procedure on Disqualification of a Judge (Gricius, S.)

Rep. Stephanie Gricius presented the resolution.

Michael Drechsel, Assistant State Court Administrator, and in behalf of the Utah Judiciary, spoke against the resolution.

Erik Christiansen, President, Utah State Bar, spoke against the resolution.

Will Carlson, Salt Lake County District Attorney's Office, spoke to the resolution.

MOTION: Rep. Lisonbee moved to replace H.J.R. 8 with 1st Substitute H.J.R. 8. The motion passed with a

vote of 10 - 0 - 2.

<u>Yeas - 10</u> <u>Nays - 0</u> <u>Absent - 2</u>

Rep. N. Abbott
Rep. C. Acton
Rep. C. Watkins

Rep. C. Acton Rep. C. Wath

Rep. T. Clancy

Rep. J. Hawkins Rep. B. King

Rep. K. Lisonbee

Rep. A. Loubet

Rep. R. Shipp

Rep. M. Wheatley

MOTION: Rep. Loubet moved to amend 1st Substitute H.J.R. 8 with Amendment #1. The motion passed with a vote of 9 - 1 - 2.

Amendment 1

1st Sub. H.J.R. 8

1. Page 2, Lines 55 through 56:

55 (a) (2) (B) (ii) on the side of a defendant or respondent, { before or } within seven days after the day on which the defendant or respondent is served the complaint or petition, or at the time of the first

56 filing by the defendant or respondent with the court, whichever occurs first.



Yeas - 9

Rep. C. Acton

Rep. K. Birkeland

Rep. T. Clancy

Rep. J. Hawkins

Rep. B. King

Rep. K. Lisonbee

Rep. A. Loubet

Rep. R. Shipp

Rep. M. Wheatley

MOTION:

Rep. Lisonbee moved to pass 1st Substitute H.J.R. 8 out favorably as amended. The motion passed

Absent - 2

Absent - 2

Rep. J. Rohner

Rep. C. Watkins

Rep. J. Rohner

Rep. C. Watkins

with a vote of 7 - 3 - 2.

Yeas - 7

Rep. N. Abbott

Rep. K. Birkeland

Rep. T. Clancy Rep. J. Hawkins

Rep. K. Lisonbee

Rep. A. Loubet

Rep. R. Shipp

Nays - 3

Nays - 1

Rep. N. Abbott

Rep. C. Acton

Rep. B. King

Rep. M. Wheatley

5. S.B. 62 Dog Related Liability Amendments (Fillmore, L.)

Sen. Lincoln Fillmore presented the bill.

Jake Lee, Utah Association for Justice, spoke in favor of the bill.

MOTION:

Rep. King moved to pass S.B. 62 out favorably. The motion passed with a vote of 9 - 0 - 3.

<u>Yeas - 9</u>

Rep. N. Abbott

Rep. C. Acton

Rep. K. Birkeland

Rep. T. Clancy

Rep. J. Hawkins

Rep. B. King

Rep. A. Loubet

Rep. R. Shipp

Rep. M. Wheatley

MOTION:

Chair Hawkins moved to place S.B. 62 on the Consent Calendar. The motion passed with a vote of

9-0-3.

Yeas - 9

Nays - 0

Nays - 0

Absent - 3

Rep. K. Lisonbee

Rep. J. Rohner

Rep. C. Watkins

Absent - 3

Rep. K. Lisonbee

Rep. J. Rohner

Rep. C. Watkins

Rep. N. Abbott Rep. C. Acton

Rep. K. Birkeland

Rep. T. Clancy

Rep. J. Hawkins

Rep. B. King

Rep. A. Loubet

Rep. R. Shipp

Rep. M. Wheatley

6. H.B. 219 Divorce Imputed Income Requirements (Teuscher, J.)



HB219 and HB220 handout

Rep. Teuscher presented the bill with the assistance of Dani Palmer, Utah Eagle Forum and the Coalition for the Preservation of Family Values.

Nays - 0

Nays - 0

Sheryl Cragun Dame, citizen, spoke in favor of the bill.

Rachel Husberg, citizen, spoke in favor of the bill.

Stewart Ralphs, family law attorney, spoke to the bill.

MOTION:

Rep. Birkeland moved to replace H.B. 219 with 2nd Substitute H.B. 219. The motion passed with a vote of 9 - 0 - 3.

Absent - 3

Absent - 2

Rep. N. Abbott

Rep. C. Watkins

Rep. N. Abbott

Rep. K. Lisonbee

Rep. C. Watkins

Yeas - 9
Rep. C. Acton
Rep. K. Birkeland
Rep. T. Clancy
Rep. I. Hawkins

Rep. J. Hawkins Rep. B. King

Rep. A. Loubet Rep. J. Rohner

Rep. R. Shipp

Rep. M. Wheatley

MOTION:

Rep. Birkeland moved to pass 2nd Substitute H.B. 219 out favorably. The motion passed with a vote of 10 - 0 - 2.

Yeas - 10 Rep. C. Acton Rep. K. Birkeland

Rep. T. Clancy Rep. J. Hawkins

Rep. B. King

Rep. K. Lisonbee

Rep. A. Loubet Rep. J. Rohner

Rep. R. Shipp

Rep. M. Wheatley

7. H.B. 220 Divorce Amendments (Teuscher, J.)

HB219 and HB220 handout

Rep. Teuscher presented the bill with the assistance of Dani Palmer, Utah Eagle Forum and the Coalition for the Preservation of Family Values.

Sheryl Cragun Dame, citizen, spoke in favor of the bill.

Rachel Husberg, citizen, spoke in favor of the bill.

Stewart Ralphs, Legal Aid Society of Salt Lake, spoke to the bill.

Michael Drechsel, Assistant State Court Administrator, spoke to the bill.



MOTION:

Rep. Birkeland moved to replace H.B. 220 with 2nd Substitute H.B. 220. The motion passed with a vote of 7 - 0 - 5.

<u>Yeas - 7</u>

Nays - 0

Absent - 5

Rep. N. Abbott Rep. C. Acton

Rep. T. Clancy Rep. K. Lisonbee

Rep. K. Birkeland Rep. J. Hawkins

Rep. A. Loubet Rep. J. Rohner

Rep. B. King

Rep. C. Watkins

Rep. R. Shipp Rep. M. Wheatley

MOTION:

Rep. Birkeland moved to pass 2nd Substitute H.B. 220 out favorably. The motion passed with a

vote of 9 - 1 - 2.

<u>Yeas - 9</u>

Nays - 1

Rep. N. Abbott

Absent - 2 Rep. B. King Rep. J. Rohner

Rep. C. Acton

Rep. C. Watkins

Rep. K. Birkeland

Rep. T. Clancy

Rep. J. Hawkins

Rep. K. Lisonbee

Rep. A. Loubet

Rep. R. Shipp

Rep. M. Wheatley

MOTION:

Rep. Shipp moved to adjourn. The motion passed with a vote of 10 - 0 - 2.

Yeas - 10

Nays - 0

Absent - 2

Rep. N. Abbott Rep. C. Acton

Rep. J. Rohner Rep. C. Watkins

Rep. K. Birkeland

Rep. T. Clancy

Rep. J. Hawkins

Rep. B. King

Rep. K. Lisonbee

Rep. A. Loubet Rep. R. Shipp

Rep. M. Wheatley

Chair Hawkins adjourned the meeting at 5:12 p.m.