



DRAFT MINUTES

HOUSE JUDICIARY STANDING COMMITTEE

LEGISLATURE

Wednesday, February 14, 2024 | 4:00 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

Rep. Anthony E. Loubet
Rep. Judy Weeks Rohner
Rep. Rex P. Shipp
Rep. Christine F. Watkins
Rep. Mark A. Wheatley

Staff Present:

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 Hawkins called the meeting to order at 4:13 p.m.

MOTION: Rep. Shipp moved to approve the February 13, 2024 minutes. The motion passed with a vote of 8 - 0 - 4.

Yeas - 8

Rep. N. Abbott
Rep. C. Acton
Rep. K. Birkeland
Rep. J. Hawkins
Rep. J. Rohner
Rep. R. Shipp
Rep. C. Watkins
Rep. M. Wheatley

Nays - 0

Absent - 4

Rep. T. Clancy
Rep. B. King
Rep. K. Lisonbee
Rep. A. Loubet

1. H.B. 464 Social Media Regulation Act Amendments (Teuscher, J.)

Rep. Jordan Teuscher presented the bill with the assistance of Liddy Johnson, Karl and Britney Obray, Dr. Michelle Hofmann, Ben Horsley, and Dr. Kelly Adams.

Liddy Johnson, student at Northridge High School.

Karl and Britney Obray, parents.

Dr. Michelle Hofmann, Executive Medical Director, Utah Department of Health and Human Services.

Ben Horsley, Chief of Staff, Granite School District.

Dr. Kelly Adams, pediatrician, and in behalf of the Utah Parent Teacher Association.

[RECORDING - U.S. Attorney General, Vice Admiral Vivek H. Murthy](#)

Holly Rawlings, mother, and in behalf of Gabb Wireless, spoke in favor of the bill.

Rep. Abbott assumed the chair.

Maryann Martindale, CEO, Utah Academy of Family Physicians, spoke in favor of the bill.

Nicholeen Peck, President, Worldwide Organization for Women, spoke in favor of the bill.

Tina Seastrand, Digital Wellness Specialist, Utah Parent Teacher Association, spoke in favor of the bill.

Maryann Christensen, Executive Director, Utah Legislative Watch, spoke in favor of the bill.

Daniel Cochran, Senior Research Associate, Tech Policy Center at the Heritage Foundation, spoke against the bill.

Carrie Butler, Utah Public Health Association, spoke in favor of the bill.

Zach Lilly, Deputy Director of State and Federal Affairs, NetChoice, spoke against the bill.

MOTION: Rep. Watkins moved to amend H.B. 464 with Amendment #1. The motion passed with a vote of 10 - 0 - 2.

Amendment 1
H.B. 464

1. Page 4, Lines 110 through 115:

- 110 (ii) permits an individual to register as an account holder, establish an account, or
- 111 create a profile that is made visible to the general public or a set of other users defined by the
- 112 account holder for the primary purpose of allowing account holders to create, share, and view
- 113 user-generated content through such an account or profile;
- 114 (iii) primarily allows account holders to post content and interact with content generated by other
- 115 account holders; and

2. Page 7, Line 211 through Page 8, Line 214:

- 211 account. ~~{; and~~
- 212 ~~—(e)}{ displays content on a Utah minor account holder's account in the order it was~~
- 213 ~~posted, showing newer posts after older posts in a first posted, first shown manner, rather than~~
- 214 ~~using algorithms or user interactions to determine order.}~~

Yeas - 10

Rep. N. Abbott
Rep. C. Acton
Rep. K. Birkeland
Rep. T. Clancy
Rep. B. King
Rep. A. Loubet
Rep. J. Rohner
Rep. R. Shipp
Rep. C. Watkins
Rep. M. Wheatley

Nays - 0

Absent - 2

Rep. J. Hawkins
Rep. K. Lisonbee

MOTION: Rep. Acton moved to pass H.B. 464 out favorably as amended. The motion passed with a vote of 11 - 0 - 1.

Yeas - 11

Nays - 0

Absent - 1

Rep. N. Abbott
Rep. C. Acton
Rep. K. Birkeland
Rep. T. Clancy
Rep. J. Hawkins
Rep. B. King
Rep. A. Loubet
Rep. J. Rohner
Rep. R. Shipp
Rep. C. Watkins
Rep. M. Wheatley

Rep. K. Lisonbee

Rep. Hawkins resumed the chair.

2. H.J.R. 13 Joint Resolution Amending Court Rules of Procedure and Evidence Regarding Preliminary Hearings (Clancy, T.)

Rep. Clancy presented the resolution.

Mark Moffat, Criminal Defense Lawyers Association, spoke to the resolution.

Marlesse Jones, Director, Victim Services Commission, spoke in favor of the resolution.

Rabbi Avremi Zippel, Chair, Utah Sexual Violence Conference, spoke in favor of the resolution.

Jeff Gray, Utah County Attorney, spoke in favor of the resolution.

Steve Burton, Director, Utah Defense Attorney Association, spoke to the resolution.

Will Carlson, Salt Lake County District Attorney's Office, spoke in favor of the resolution.

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

Rep. Abbott resumed the chair.

Steven Jones, Utah Deputy County Attorney, spoke to the resolution.

Danica Baird, in behalf of Utah Sexual Violence Policy Alliance and the Utah Coalition Against Sexual Assault, spoke in favor of the resolution.

MOTION: Rep. Watkins moved to amend H.J.R. 13 with Amendment #1. The motion passed with a vote of 8 - 0 - 4.

Amendment 1
H.J.R. 13

1. Page 2, Lines 41 through 44:

41 committed it, the magistrate must order that the defendant be bound over for trial. The findings
42 of probable cause may be based {~~on hearsay, but may not be based solely~~} [on hearsay evidence
43 admitted under Rule 1102(b)(8) of the Utah Rules of Evidence], in whole or in part, on reliable
44 hearsay. Objections to evidence on the ground that it was acquired by unlawful means are not

Yeas - 8

Rep. N. Abbott
Rep. C. Acton
Rep. T. Clancy
Rep. B. King
Rep. A. Loubet
Rep. J. Rohner
Rep. R. Shipp
Rep. C. Watkins

Nays - 0

Absent - 4

Rep. K. Birkeland
Rep. J. Hawkins
Rep. K. Lisonbee
Rep. M. Wheatley

MOTION: Rep. Watkins moved to pass H.J.R. 13 out favorably as amended. The motion passed with a vote of 7 - 3 - 2.

Yeas - 7

Rep. C. Acton
Rep. K. Birkeland
Rep. T. Clancy
Rep. J. Hawkins
Rep. J. Rohner
Rep. R. Shipp
Rep. C. Watkins

Nays - 3

Rep. N. Abbott
Rep. B. King
Rep. A. Loubet

Absent - 2

Rep. K. Lisonbee
Rep. M. Wheatley

Rep. Hawkins resumed the chair.

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

Yeas - 10

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

Nays - 0

Absent - 2

Rep. K. Lisonbee
Rep. M. Wheatley

Chair Hawkins adjourned the meeting at 6:08 p.m.