

**MINUTES OF THE  
HOUSE JUDICIARY  
STANDING COMMITTEE**

Friday, February 3, 2017 • 2:00 pm • 20 House Building

**Members Present:**

Rep. Mike K. McKell, Chair  
Rep. V. Lowry Snow, Vice Chair  
Rep. Kim F. Coleman  
Rep. Bruce R. Cutler  
Rep. Brian M. Greene  
Rep. Ken Ivory  
Rep. Brian S. King  
Rep. Karianne Lisonbee

Rep. Dixon M. Pitcher  
Rep. Susan Pulsipher  
Rep. Tim Quinn  
Rep. Mark A. Wheatley

**Staff Present:**

Mr. Joseph T. Wade, Policy Analyst  
Mr. Steve Benard, Committee Secretary

**Note:** A list of others present, a copy of related materials, and an audio recording of the meeting can be found at [le.utah.gov](http://le.utah.gov).

Chair McKell called the meeting to order at 2:02 p.m.

**MOTION:** Rep. Cutler moved to approve the minutes of January 31 and February 1, 2017, meetings. The motion passed with a vote of 7-0-5.

Yeas:

Rep. K. Coleman  
Rep. B. Cutler  
Rep. B. Greene  
Rep. K. Lisonbee  
Rep. M. McKell  
Rep. T. Quinn  
Rep. M. Wheatley

Nays:

Abs:

Rep. K. Ivory  
Rep. B. King  
Rep. D. Pitcher  
Rep. S. Pulsipher  
Rep. V. Snow

**1. H.B. 19 Civil Asset Forfeiture Reform Amendments (*Greene, B.*)**

Rep. Brian M. Greene presented the bill.

Rep. Snow assumed the chair.

Scott Carver, Salt Lake County Sheriff's Office and Unified Police Department of Greater Salt Lake, spoke against the bill.

Tom Ross, Bountiful City Police Chief, representing Utah Chiefs of Police Association, spoke to the bill.

Marina Lowe, Legislative and Policy Counsel, ACLU of Utah, spoke in favor of the bill.

William Carlson, Salt Lake County District Attorney's Office, representing Statewide Association of Prosecutors, spoke in opposition to the bill.

Diane Anderson spoke in favor of the bill.

Connor Boyack, Libertas Institute, spoke in favor of the bill.

Nelson Abbott, Utah Association for Justice, spoke in favor of the bill.

Christopher Crockett, Deputy County Attorney, Weber County, spoke against the bill.

**MOTION:** Rep. McKell moved to replace H.B. 19 with 1st Substitute H.B. 19. The motion passed with a vote of 12-0-0.

Yeas:

Nays:

Abs:

Rep. K. Coleman  
Rep. B. Cutler  
Rep. B. Greene  
Rep. K. Ivory  
Rep. B. King  
Rep. K. Lisonbee  
Rep. M. McKell  
Rep. D. Pitcher  
Rep. S. Pulsipher  
Rep. T. Quinn  
Rep. V. Snow  
Rep. M. Wheatley

**MOTION:** Rep. Lisonbee moved to report a favorable recommendation on 1st Substitute H.B. 19.

**SUBSTITUTE MOTION:** Rep. Ivory moved to hold 1st Substitute H.B. 19.

Rep. Lisonbee withdrew her motion.

Rep. Ivory's motion to hold 1st Substitute H.B. 19 failed with a vote of 4-8-0.

Yeas:

Rep. K. Ivory  
Rep. M. McKell  
Rep. S. Pulsipher  
Rep. M. Wheatley

Nays:

Rep. K. Coleman  
Rep. B. Cutler  
Rep. B. Greene  
Rep. B. King  
Rep. K. Lisonbee  
Rep. D. Pitcher  
Rep. T. Quinn  
Rep. V. Snow

Abs:

**MOTION:** Rep. Pitcher moved to report a favorable recommendation on 1st Substitute H.B. 19. The motion passed with a vote of 11-1-0.

Yeas:

Rep. K. Coleman  
Rep. B. Greene  
Rep. K. Ivory  
Rep. B. King  
Rep. K. Lisonbee  
Rep. M. McKell  
Rep. D. Pitcher  
Rep. S. Pulsipher  
Rep. T. Quinn  
Rep. V. Snow  
Rep. M. Wheatley

Nays:

Rep. B. Cutler

Abs:

**2. H.B. 170 Small Claims Amendments (*Kwan, K.*)**

Rep. Karen Kwan presented the bill with the assistance of Ken Christensen, Utah Association of Justice.

**MOTION:** Chair McKell moved to pass H.B. 170 out favorably. The motion passed with a vote of 12-0-0.

Yeas:

Nays:

Abs:

Rep. K. Coleman  
Rep. B. Cutler  
Rep. B. Greene  
Rep. K. Ivory  
Rep. B. King  
Rep. K. Lisonbee  
Rep. M. McKell  
Rep. D. Pitcher  
Rep. S. Pulsipher  
Rep. T. Quinn  
Rep. V. Snow  
Rep. M. Wheatley

**MOTION:** Rep. Lisonbee moved to place H.B. 170 on the Consent Calendar. The motion passed with a vote of 12-0-0.

Yeas:

Nays:

Abs:

Rep. K. Coleman  
Rep. B. Cutler  
Rep. B. Greene  
Rep. K. Ivory  
Rep. B. King  
Rep. K. Lisonbee  
Rep. M. McKell  
Rep. D. Pitcher  
Rep. S. Pulsipher  
Rep. T. Quinn  
Rep. V. Snow  
Rep. M. Wheatley

**MOTION:** Chair McKell moved to adjourn. The motion passed with a vote of 12-0-0.

Yeas:

Nays:

Abs:

Rep. K. Coleman  
Rep. B. Cutler  
Rep. B. Greene  
Rep. K. Ivory  
Rep. B. King  
Rep. K. Lisonbee  
Rep. M. McKell  
Rep. D. Pitcher  
Rep. S. Pulsipher  
Rep. T. Quinn  
Rep. V. Snow  
Rep. M. Wheatley

Vice Chair Snow adjourned the meeting at 3:58 p.m.

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Michael McKell, chair