



MINUTES

HOUSE JUDICIARY STANDING COMMITTEE

LEGISLATURE

Tuesday, February 5, 2019 | 2:00 p.m. | 20 House Building

Members Present:

Rep. Karianne Lisonbee, Chair
Rep. Craig Hall, Vice Chair
Rep. Cheryl K. Acton
Rep. Brady Brammer
Rep. Jon Hawkins
Rep. Eric K. Hutchings
Rep. Brian S. King

Rep. Stephanie Pitcher
Rep. Travis M. Seegmiller
Rep. V. Lowry Snow
Rep. Steve Waldrip
Rep. Mark A. Wheatley

Staff Present:

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

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

Chair Lisonbee called the meeting to order at 2:05 p.m.

1 . H.B. 68 Court Commissioner Amendments (Miles, K.)

Rep. Kelly B. Miles explained the bill.

MOTION: Rep. Brammer moved to report a favorable recommendation on H.B. 68. The motion passed with a vote of 10 - 0 - 2.

Yeas-10

Rep. C. Acton
Rep. B. Brammer
Rep. C. Hall
Rep. J. Hawkins
Rep. K. Lisonbee
Rep. S. Pitcher
Rep. T. Seegmiller
Rep. V. Snow
Rep. S. Waldrip
Rep. M. Wheatley

Nays-0

Absent-2

Rep. E. Hutchings
Rep. B. King

2 . H.B. 194 Uninsured Motorist Amendments (Miles, K.)

Rep. Kelly B. Miles explained the bill with the assistance of Mr. Brook Millard, Utah Association for Justice.

MOTION: Rep. Snow moved to amend H.B. 194 with Amendment #1. The motion passed with a vote of 10 - 0 - 2.

Amendment 1
H.B. 194

1. Page 1, Lines 12 through 14:

12 This bill:
13 ▸ specifies the statute of limitations {as three years} for an action under a contract for
14 uninsured motorist coverage.

2. Page 16, Lines 466 through 468:

466 (11) Notwithstanding Section 31A-21-313, an action on a written policy or contract for
467 uninsured motorist coverage shall be commenced within {three years} one year after the date the

468 uninsured motorist carrier denies the claim of the covered person , or four years from the date of the injury, whichever is later .

Yeas-10

Rep. C. Acton
Rep. B. Brammer
Rep. C. Hall
Rep. J. Hawkins
Rep. K. Lisonbee
Rep. S. Pitcher
Rep. T. Seegmiller
Rep. V. Snow
Rep. S. Waldrip
Rep. M. Wheatley

Nays-0

Absent-2

Rep. E. Hutchings
Rep. B. King

MOTION: Rep. Hall moved to amend H.B. 194 with Amendment #2, which on line 468 replaces the word "injury" with the word "loss". The motion passed with a vote of 10 - 0 - 2.

Amendment 2
H.B. 194

1. Page 16, Line 468:

468 uninsured motorist carrier denies the claim of the covered person , or four years from the date of the loss, whichever is later .

Yeas-10

Rep. C. Acton
Rep. B. Brammer
Rep. C. Hall
Rep. J. Hawkins
Rep. K. Lisonbee
Rep. S. Pitcher
Rep. T. Seegmiller
Rep. V. Snow
Rep. S. Waldrip
Rep. M. Wheatley

Nays-0

Absent-2

Rep. E. Hutchings
Rep. B. King

MOTION: Rep. Snow moved to report a favorable recommendation on H.B. 194, as amended. The motion passed with a vote of 10 - 0 - 2.

Yeas-10

Rep. C. Acton
Rep. B. Brammer
Rep. C. Hall
Rep. J. Hawkins
Rep. K. Lisonbee
Rep. S. Pitcher
Rep. T. Seegmiller
Rep. V. Snow
Rep. S. Waldrip
Rep. M. Wheatley

Nays-0

Absent-2

Rep. E. Hutchings
Rep. B. King

3 . H.B. 83 Statute of Limitations Modifications (Snow, V. L.)

Rep. V. Lowry Snow explained the bill.

Ms. Shelly Teuscher, American Express, spoke in favor of the bill.

Mr. Scott Simpson, Utah Credit Union Association, spoke in favor of the bill.

MOTION: Rep. Snow moved to replace H.B. 83 with 1st Sub. H.B. 83. The motion passed with a vote of 11 - 0 - 1.

Yeas-11

Rep. C. Acton
Rep. B. Brammer
Rep. C. Hall
Rep. J. Hawkins
Rep. E. Hutchings
Rep. K. Lisonbee
Rep. S. Pitcher
Rep. T. Seegmiller
Rep. V. Snow
Rep. S. Waldrip
Rep. M. Wheatley

Nays-0

Absent-1

Rep. B. King

MOTION: Rep. Waldrip moved to report a favorable recommendation on 1st Sub. H.B. 83. The motion passed with a vote of 11 - 0 - 1.

Yeas-11

Rep. C. Acton
Rep. B. Brammer
Rep. C. Hall
Rep. J. Hawkins
Rep. E. Hutchings
Rep. K. Lisonbee
Rep. S. Pitcher
Rep. T. Seegmiller
Rep. V. Snow
Rep. S. Waldrip
Rep. M. Wheatley

Nays-0

Absent-1

Rep. B. King

4 . H.B. 192 Statute of Limitations Amendments (Arent, P.)

Rep. Patrice Arent explained the bill with the assistance of Will Carlson, Salt Lake County District Attorney's Office.

Ms. Kim Cordova, Executive Director, Commission on Criminal Juvenile Justice, spoke in favor of the bill.

Ms. Krystal Hazlett, Sexual Assault Initiative Coordinator at the Commission on Criminal and Juvenile Justice, spoke in favor of the bill.

MOTION: Rep. Snow moved to report a favorable recommendation on H.B. 192. The motion passed with a vote of 10 - 0 - 2.

Yeas-10

Rep. C. Acton
Rep. B. Brammer
Rep. J. Hawkins
Rep. E. Hutchings
Rep. B. King
Rep. K. Lisonbee
Rep. T. Seegmiller
Rep. V. Snow
Rep. S. Waldrip
Rep. M. Wheatley

Nays-0

Absent-2

Rep. C. Hall
Rep. S. Pitcher

5 . S.B. 51 Hospital Lien Law Amendments (*Hillyard, L.*)

Sen. Lyle W. Hillyard explained the bill with the assistance of Rep. Johnson.

MOTION: Rep. King moved to report a favorable recommendation on S.B. 51. The motion passed with a vote of 10 - 0 - 2.

Yeas-10

Rep. C. Acton
Rep. B. Brammer
Rep. J. Hawkins
Rep. E. Hutchings
Rep. B. King
Rep. K. Lisonbee
Rep. T. Seegmiller
Rep. V. Snow
Rep. S. Waldrip
Rep. M. Wheatley

Nays-0

Absent-2

Rep. C. Hall
Rep. S. Pitcher

6 . H.J.R. 8 Proposal to Amend Utah Constitution - Slavery and Involuntary Servitude Prohibition (*Hollins, S.*)

Rep. Sandra Hollins explained the bill with the assistance of Scott Howell, James M. Evans, and Pastor France Davis of Calvary Baptist Church.

Ms. Jean Hill of the Catholic Diocese of Salt Lake City, spoke in favor of the bill.

Ms. Ashley Cleveland, spoke in favor of the bill.

Ms. Jeanetta Williams, NAACP, spoke in favor of the bill.

Ms. Lex Scott, Black Lives Matter Utah, spoke in favor of the bill.

Mr. Earl Al Kalishnicoff spoke in favor of the bill.

MOTION: Rep. Seegmiller moved to report a favorable recommendation on H.J.R. 8. The motion passed with a vote of 11 - 0 - 1.

Yeas-11

Rep. C. Acton
Rep. B. Brammer
Rep. J. Hawkins
Rep. E. Hutchings
Rep. B. King
Rep. K. Lisonbee
Rep. S. Pitcher
Rep. T. Seegmiller
Rep. V. Snow
Rep. S. Waldrip
Rep. M. Wheatley

Nays-0

Absent-1

Rep. C. Hall

MOTION: Rep. Brammer moved to adjourn. The motion passed with a vote of 11 - 0 - 1.

Yeas-11

Rep. C. Acton
Rep. B. Brammer
Rep. J. Hawkins
Rep. E. Hutchings
Rep. B. King
Rep. K. Lisonbee
Rep. S. Pitcher
Rep. T. Seegmiller
Rep. V. Snow
Rep. S. Waldrip
Rep. M. Wheatley

Nays-0

Absent-1

Rep. C. Hall

Chair Lisonbee adjourned the meeting at 3:20 p.m.