



# MINUTES

## HOUSE JUDICIARY STANDING COMMITTEE

LEGISLATURE

Friday, February 21, 2020 | 8:00 a.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:**

Joseph T. Wade, Policy Analyst  
Christopher Vizcardo, Committee Secretary

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).

Vice Chair Hall called the meeting to order at 8:06 a.m.

### 1 . H.B. 146 Driver License Suspension Amendments (*Maloy, A.C.*)

Jeff Buhman, Statewide Association of Prosecutors, spoke against the bill.

Heather Andrews, State Director for Americans for Prosperity-Utah, spoke in favor of the bill.

Kim Gibb, Director of Legislative & Government Affairs, Department of Public Safety, spoke against the bill.

**MOTION:** Rep. Brammer moved to replace H.B. 146 with 2nd Substitute H.B. 146. The motion passed with a vote of 7 - 0 - 5.

Yeas-7

Rep. C. Acton  
Rep. B. Brammer  
Rep. C. Hall  
Rep. J. Hawkins  
Rep. B. King  
Rep. K. Lisonbee  
Rep. S. Waldrip

Nays-0

Absent-5

Rep. E. Hutchings  
Rep. S. Pitcher  
Rep. T. Seegmiller  
Rep. V. Snow  
Rep. M. Wheatley

**MOTION:** Rep. Waldrip moved to favorably recommend 2nd Substitute H.B. 146. The motion passed with a vote of 8 - 0 - 4.

Yeas-8

Rep. C. Acton  
Rep. B. Brammer  
Rep. C. Hall  
Rep. J. Hawkins  
Rep. B. King  
Rep. K. Lisonbee  
Rep. V. Snow  
Rep. S. Waldrip

Nays-0

Absent-4

Rep. E. Hutchings  
Rep. S. Pitcher  
Rep. T. Seegmiller  
Rep. M. Wheatley

### 2 . H.B. 247 Unlawful Sexual Activity Statute of Limitations Amendments (*Handy, S.*)

[3a\) Letter from the National Children's Alliance](#)

Rep. Handy presented the bill with support from Jenna Nelson, resident, and Craig Barlow, Director of the Justice Division, Attorney General's Office.

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

Marshall Thompson, Director of the Utah Sentencing Commission, spoke in favor of the bill.

**MOTION:** Rep. Hutchings moved to amend H.B. 247 with Amendment #1. The motion passed with a vote of 10 - 0 - 2.

Amendment 1  
H.B. 247

- 1. Page 2, Lines 28 through 32:
- 28 76-1-301.1. Statute of limitations for unlawful sexual activity with a minor.
- 29 The statute of limitations for a felony violation of Section 76-5-401 or 76-5-401.2 is the
- 30 longer of {:
- 31 ~~(1) 10 years from the time of the offense; or~~
- 32 ~~(2) eight } ten~~ years from the time the victim reaches the age of 18.

Yeas-10

- Rep. C. Acton
- Rep. B. Brammer
- Rep. C. Hall
- Rep. E. Hutchings
- Rep. B. King
- Rep. K. Lisonbee
- Rep. S. Pitcher
- Rep. V. Snow
- Rep. S. Waldrip
- Rep. M. Wheatley

Nays-0

Absent-2

- Rep. J. Hawkins
- Rep. T. Seegmiller

**MOTION:** Rep. Hutchings moved to amend H.B. 247 with Amendment #2. The motion passed with a vote of 10 - 0 - 2.

Amendment 2  
H.B. 247

- 1. Page 2, Lines 28 through 32:
- 28 76-1-301.1. Statute of limitations for unlawful sexual activity with a minor.
- 29 The statute of limitations for a felony violation of Section 76-5-401 or 76-5-401.2 is {~~the~~
- 30 longer of } {:
- 31 ~~(1) 10 years from the time of the offense; or~~
- 32 ~~(2) eight } ten~~ years from the time the victim reaches the age of 18.

Yeas-10

- Rep. C. Acton
- Rep. B. Brammer
- Rep. C. Hall
- Rep. E. Hutchings
- Rep. B. King
- Rep. K. Lisonbee
- Rep. S. Pitcher
- Rep. V. Snow
- Rep. S. Waldrip
- Rep. M. Wheatley

Nays-0

Absent-2

- Rep. J. Hawkins
- Rep. T. Seegmiller

**MOTION:** Rep. Brammer moved to favorably recommend H.B. 247, as amended. The motion passed with a vote of 11 - 0 - 1.

Yeas-11

Rep. C. Acton  
Rep. B. Brammer  
Rep. C. Hall  
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. J. Hawkins

**3 . H.B. 132 Higher Education Student Speech Rights (Coleman, K.)**

Rep. Coleman presented the bill with support from Joe Cohn, Legislative and Policy Director, Foundation for Individual Rights in Education.

Frances Floresca, former student, spoke in favor of the bill.

Geoff Landward, Board of Regents, Utah System of Higher Education, spoke against the bill.

Maryann Christiansen, Executive Director of Utah Eagle Forum, spoke in favor of the bill.

Brian Nelson, Director of the Division of Risk Management, Department of Administrative Services, spoke to the bill.

Jacob Hilbert, resident, spoke in favor of the bill.

Sheva Mozafari, Student Regent, Utah Student Association, spoke against the bill.

**MOTION:** Rep. Seegmiller moved to favorably recommend H.B. 132. The motion passed with a vote of 7 - 5 - 0.

Yeas-7

Rep. C. Acton  
Rep. B. Brammer  
Rep. J. Hawkins  
Rep. E. Hutchings  
Rep. K. Lisonbee  
Rep. T. Seegmiller  
Rep. V. Snow

Nays-5

Rep. C. Hall  
Rep. B. King  
Rep. S. Pitcher  
Rep. S. Waldrip  
Rep. M. Wheatley

Absent-0

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

Yeas-12

Nays-0

Absent-0

- Rep. C. Acton
- Rep. B. Brammer
- Rep. C. Hall
- 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

Vice Chair Hall adjourned the meeting at 10:01 a.m.