



# MINUTES

## HOUSE LAW ENFORCEMENT AND CRIMINAL JUSTICE STANDING COMMITTEE

LEGISLATURE

Tuesday, March 3, 2020 | 8:00 a.m. | 450 State Capitol

**Members Present:**

Rep. Lee B. Perry, Chair  
Rep. Kim F. Coleman, Vice Chair  
Rep. Sandra Hollins  
Rep. Kelly B. Miles  
Rep. Val K. Potter  
Rep. Paul Ray  
Rep. Angela Romero  
Rep. Andrew Stoddard

Rep. Mark A. Strong

**Members Absent:**

Rep. Mike Schultz  
Rep. Casey Snider

**Staff Present:**

John Feinauer, Policy Analyst  
An Bradshaw, 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).

Chair Perry called the meeting to order at 8:09 a.m.

Chair Perry announced that H.B. 390 and H.B. 406 would not be heard at the request of the sponsors.

**MOTION:** Rep. Miles moved to approve the minutes of February 28, 2020. The motion passed with a vote of 7 - 0 - 4.

Yeas-7

Rep. S. Hollins  
Rep. K. Miles  
Rep. L. Perry  
Rep. V. Potter  
Rep. P. Ray  
Rep. A. Stoddard  
Rep. M. Strong

Nays-0

Absent-4

Rep. K. Coleman  
Rep. A. Romero  
Rep. M. Schultz  
Rep. C. Snider

**1 . H.B. 411 Assault Against Health Providers Amendments (Stoddard, A.)**

Rep. Stoddard presented the bill.

Diane Forster-Burke, Utah Nurses Association, spoke in support of the bill.

Alan Dayton, Intermountain Healthcare, spoke in support of the bill.

Jennifer Miller-Smith, Legislative Coalition for People with Disabilities, spoke in opposition to the bill.

Will Carlson, Chief Policy Adviser, Salt Lake County District Attorney's Office, answered questions from the committee.

Shawn Guzman, St. George City Attorney and representing the Utah League of Cities and Towns, spoke in support of the bill.

Will Carlson was invited to respond to additional questions from the committee.

Ginger Phillips, mental health advocate, spoke in opposition to the bill.

Andrew Riggle, Disability Law Center, spoke in opposition to the bill.

Sherri Whittwer, mental health advocate, spoke in opposition to the bill.

**MOTION:** Rep. Ray moved to amend H.B. 411 with Amendment #1. The motion passed with a vote of 7 - 0 - 4.

Amendment 1  
H.B. 411

1. Page 2, Lines 39 through 42:

39 ~~{(f) "Threat of violence" means the same as that term is defined in Section 76-5-107.}~~  
40 ~~[(1)] (2) [A person] An individual~~ who commits an assault ~~{ or threat of violence }~~ against  
41 a ~~[health-care-provider-or-emergency-medical-service-worker] medical service worker~~ is guilty  
42 of a class A misdemeanor if:

Yeas-7

Rep. K. Coleman  
Rep. S. Hollins  
Rep. K. Miles  
Rep. L. Perry  
Rep. P. Ray  
Rep. A. Stoddard  
Rep. M. Strong

Nays-0

Absent-4

Rep. V. Potter  
Rep. A. Romero  
Rep. M. Schultz  
Rep. C. Snider

**MOTION:** Rep. Ray moved to pass H.B. 411 out favorably.

**MOTION:** Rep. Miles moved to table H.B. 411.

Rep. Miles' substitute motion to table H.B. 411 passed with a vote of 5 - 3 - 3.

Yeas-5

Rep. K. Coleman  
Rep. S. Hollins  
Rep. K. Miles  
Rep. V. Potter  
Rep. M. Strong

Nays-3

Rep. L. Perry  
Rep. P. Ray  
Rep. A. Stoddard

Absent-3

Rep. A. Romero  
Rep. M. Schultz  
Rep. C. Snider

## **2 . H.B. 403 Protective Order and Stalking Injunction Amendments (Snow, V. L.)**

Rep. Val Snow presented the bill with the assistance of Will Carlson, Chief Policy Adviser, Salt Lake County District Attorney's Office. A handout was provided.

### [HB 403 Summary](#)

Tracey Tabet, Administrator, Children's Justice Center Program, Office of the Attorney General, spoke in support of the bill.

Rebecca Nelson, citizen, spoke in support of the bill.

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

**MOTION:** Rep. Ray moved to replace H.B. 403 with 1st Substitute H.B. 403. The motion passed with a vote of 8 - 0 - 3.

Yeas-8

Rep. K. Coleman  
Rep. K. Miles  
Rep. L. Perry  
Rep. V. Potter  
Rep. P. Ray  
Rep. A. Romero  
Rep. A. Stoddard  
Rep. M. Strong

Nays-0

Absent-3

Rep. S. Hollins  
Rep. M. Schultz  
Rep. C. Snider

**MOTION:** Rep. Ray moved to pass 1st Substitute H.B. 403 out favorably. The motion passed with a vote of 8 - 0 - 3.

Yeas-8

Rep. K. Coleman  
Rep. K. Miles  
Rep. L. Perry  
Rep. V. Potter  
Rep. P. Ray  
Rep. A. Romero  
Rep. A. Stoddard  
Rep. M. Strong

Nays-0

Absent-3

Rep. S. Hollins  
Rep. M. Schultz  
Rep. C. Snider

**MOTION:** Rep. Potter moved to adjourn. The motion passed with a vote of 8 - 0 - 3.

Yeas-8

Rep. K. Coleman  
Rep. K. Miles  
Rep. L. Perry  
Rep. V. Potter  
Rep. P. Ray  
Rep. A. Romero  
Rep. A. Stoddard  
Rep. M. Strong

Nays-0

Absent-3

Rep. S. Hollins  
Rep. M. Schultz  
Rep. C. Snider

Chair Perry adjourned the meeting at 9:22 a.m.