



MINUTES

HOUSE JUDICIARY STANDING COMMITTEE

LEGISLATURE

Wednesday, March 4, 2020 | 4:00 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:

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.

Vice Chair Hall called the meeting to order at 4:13 p.m.

MOTION: Rep. Lisonbee moved to approve the minutes of the February 26, February 28, and March 3, 2020, meetings. The motion passed with a vote of 8 - 0 - 4.

Yeas-8

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

Nays-0

Absent-4

Rep. B. Brammer
Rep. E. Hutchings
Rep. T. Seegmiller
Rep. M. Wheatley

1 . H.B. 384 Juvenile Justice Amendments (Snow, V. L.)

[1a\) HB 384 Handout](#)

Rep. Snow presented the bill with support from Kim Cordova, Executive Director of the Commission on Criminal & Juvenile Justice, and Brett Peterson, Juvenile Justice Services, and Chyleen Richey, Deputy Director of the Department of Corrections.

Jeff Buhman, Executive Director of the Statewide Association of Prosecutors and Public Attorneys, spoke in favor of the bill.

Sheri Mattle, Utah Parent Teacher Association, spoke in favor of the bill.

Brian Hexly, resident, spoke in favor of the bill.

MOTION: Rep. Waldrip moved to replace H.B. 384 with 1st Substitute H.B. 384. The motion passed with a vote of 8 - 0 - 4.

Yeas-8

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

Nays-0

Absent-4

Rep. B. Brammer
Rep. J. Hawkins
Rep. E. Hutchings
Rep. B. King

MOTION: Rep. Waldrip moved to favorably recommend 1st Substitute H.B. 384. The motion passed with a vote of 9 - 0 - 3.

Yeas-9

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

Nays-0

Absent-3

Rep. B. Brammer
Rep. J. Hawkins
Rep. E. Hutchings

2 . H.B. 361 Personal Injury Amendments (*Handy, S.*)

Rep. Handy presented the bill with support from David Head, Utah Association of Justice.

Mike Sonntag, American Property and Casualty Association, spoke in favor of the bill.

MOTION: Rep. King moved to amend H.B. 361 with Amendment #1. The motion passed with a vote of 10 - 0 - 2.

Amendment 1
H.B. 361

1. Page 4, Lines 106 through 118:

106 31A-22-309. Limitations, exclusions, and conditions to personal injury
107 protection.
108 (1) (a) A person who has or is required to have direct benefit coverage under a policy
109 which includes personal injury protection may not maintain a cause of action for general
110 damages arising out of personal injuries alleged to have been caused by an automobile
111 accident, except where the person {~~presents prima facie evidence that the person~~} has sustained
112 one or more of the following:
113 (i) death;
114 (ii) dismemberment;
115 (iii) permanent disability or permanent impairment based upon objective findings;
116 (iv) permanent disfigurement; [or]
117 (v) a bone fracture; or
118 [(v)] (vi) medical expenses to a person in excess of \$3,000.

Yeas-10

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

Nays-0

Absent-2

Rep. J. Hawkins
Rep. E. Hutchings

MOTION: Rep. Brammer moved to favorably recommend H.B. 361, as amended. The motion passed with a vote of 9 - 1 - 2.

Yeas-9

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

Nays-1

Rep. T. Seegmiller

Absent-2

Rep. J. Hawkins
Rep. E. Hutchings

3 . H.B. 367 Criminal Nonsupport Amendments (*Lisonbee, K.*)

Rep. Lisonbee presented the bill with support from Ryan Holton, Utah Attorney General's Office.

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

MOTION: Rep. King moved to favorably recommend H.B. 367. The motion passed with a vote of 10 - 0 - 2.

Yeas-10

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

Nays-0

Absent-2

Rep. J. Hawkins
Rep. E. Hutchings

4 . H.B. 178 Limited Driver License Amendments (*Stoddard, A.*)

[5a\) HB 178 Handout](#)

Rep. Stoddard presented the bill with support from Steve Burton, Defense Attorneys Association.

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

Will Carlson, Salt Lake County District Attorney's Office, spoke against the bill.

Colonel Michael Rapich, Superintendent of the Utah Highway Patrol, spoke against the bill.

MOTION: Rep. Seegmiller moved to go to the next item on the agenda. The motion passed with a vote of 8 - 4 - 0.

Yeas-8

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

Nays-4

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

Absent-0

5 . H.B. 397 Expungement Changes (*Hutchings, E.*)

Rep. Hutchings presented the bill.

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

MOTION: Rep. Acton moved to favorably recommend H.B. 397. The motion passed with a vote of 12 - 0 - 0.

Yeas-12

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

Nays-0

Absent-0

6 . H.B. 365 Child Abuse and Endangerment Amendments (*Watkins, C.*)

Rep. Watkins presented the bill with support from Connor Boyack, President of Libertas Institute.

Jeff Buhman, Executive Director of the Statewide Association of Prosecutors and Public Attorneys, spoke to the bill.

Dani Palmer, Vice President of the Utah Eagle Forum, spoke against the bill.

[7a\) HB 365 Handout](#)

MOTION: Rep. Seegmiller moved to replace H.B. 365 with 2nd Substitute H.B. 365. The motion passed with a vote of 11 - 0 - 1.

Yeas-11

Rep. C. Acton
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

Nays-0

Absent-1

Rep. B. Brammer

MOTION: Rep. Hutchings moved to favorably recommend 2nd Substitute H.B. 365. The motion passed with a vote of 10 - 2 - 0.

Yeas-10

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

Nays-2

Rep. C. Acton
Rep. T. Seegmiller

Absent-0

7 . H.B. 65 Abortion Amendments (*Dailey-Provost, J.*)

Rep. Dailey-Provost presented the bill with support from Ashley Weitz, victim advocate and survivor.

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

Mary Taylor, President of Pro-Life Utah, spoke against the bill.

MOTION: Rep. Brammer moved to table H.B. 65. The motion passed with a vote of 9 - 3 - 0.

Yeas-9

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

Nays-3

Rep. B. King
Rep. S. Pitcher
Rep. M. Wheatley

Absent-0

MOTION: Rep. Lisonbee 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 6:34 p.m.