



MINUTES

HOUSE HEALTH AND HUMAN SERVICES STANDING COMMITTEE

LEGISLATURE

Thursday, March 5, 2020 | 4:10 p.m. | 210 Senate Building

Members Present:

Rep. Brad M. Daw, Chair
Rep. Kelly B. Miles, Vice Chair
Rep. Stewart E. Barlow
Rep. Jennifer Dailey-Provost
Rep. Steve Eliason
Rep. Sandra Hollins
Rep. Marsha Judkins
Rep. Candice B. Pierucci
Rep. Paul Ray

Rep. Rex P. Shipp
Rep. Norman K. Thurston
Rep. Raymond P. Ward

Members Absent:

Rep. Robert M. Spendlove

Staff Present:

Mark D. Andrews, Policy Analyst
Brodi Ashton, Committee Secretary

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

Chair Miles called the meeting to order at 4:29 p.m.

MOTION: Rep. Hollins moved to approve the minutes of the March 4, 2002, meeting and the revised minutes of the March 2, 2002, meeting. The motion passed with a vote of 8 - 0 - 5.

Yeas-8

Rep. B. Daw
Rep. S. Eliason
Rep. S. Hollins
Rep. M. Judkins
Rep. K. Miles
Rep. R. Shipp
Rep. N. Thurston
Rep. R. Ward

Nays-0

Absent-5

Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. C. Pierucci
Rep. P. Ray
Rep. R. Spendlove

1 . H.B. 449 Study of Hormonal Medications Used in Transgender Procedures for Minors (Daw, B.)

[Sources on Lupron \(Submitted by Rep. Daw\)](#)

[HB 449 and the Dangers of Lupron \(submitted by Rep. Daw\)](#)

Chair Daw presented the bill with the assistance of Dr. Erin Brewer.

Dr. Erin Brewer spoke to the bill.

Lucas Fowler spoke against the bill.

Nicole Mihalopoulos, adolescent physician, spoke in favor of the bill.

Dr. Erica Johnstone, specialist in reproductive endocrinology and reproductive infertility, spoke to the bill.

Gayle Ruzicka, Utah Eagle Forum, spoke in the favor of the bill.

Hayley McLoughlin, parent of a transgender person, spoke to the bill.

Troy Williams, Director, Equality Utah, spoke to the bill.

[Equality Utah HB 449 Fact Sheet \(distributed by Equality Utah\)](#)

Dr. Nikki Mihalopoulos spoke to the bill.

Maryann Christensen, Citizens for Strong Families and Executive Director, Utah Eagle Forum, spoke in favor of the bill.

Ken Moss, resident, father of transgender person, spoke to the bill.

Candice Metzler, Director, Transgender Education Advocates of Utah, spoke to the bill.

MOTION: Rep. Thurston moved to replace H.B. 449 with 1st Substitute H.B. 449. The motion passed with a vote of 9 - 0 - 4.

Yeas-9

Rep. J. Dailey-Provost
Rep. B. Daw
Rep. S. Eliason
Rep. S. Hollins
Rep. M. Judkins
Rep. K. Miles
Rep. C. Pierucci
Rep. N. Thurston
Rep. R. Ward

Nays-0

Absent-4

Rep. S. Barlow
Rep. P. Ray
Rep. R. Shipp
Rep. R. Spendlove

MOTION: Rep. Dailey-Provost moved to amend 1st Substitute H.B. 449 line 39 to read "(c) conduct a review of scientifically valid, peer reviewed research and relevant proceedings regarding:"

Amendment 1
1st Sub. H.B. 449

1. Page 2, Lines 33 through 42:

- 33 (1) Within legislative appropriations, the department shall issue a request for
34 applications for at least three qualified individuals to conduct the study described in Subsection
35 (2)(c).
36 (2) The recipients of a grant under this section shall:
37 (a) be selected by the department;
38 (b) possess a doctoral degree in medicine, pharmacology, or a related field;
39 (c) conduct a review of scientifically valid, **peer reviewed** research and relevant proceedings regarding:
40 (i) the diagnosis, treatment, and care of minors who are transgender; and
41 (ii) the benefits and side effects of administering a gonadotropin releasing hormone
42 agent which is used to facilitate the minor's gender transition; and

MOTION: Rep. Thurston made a substitute motion to amend 1st Substitute H.B. 449 line 39 to read: "(c) conduct a review of scientifically valid research as defined in 42 U.S. Code Section 12511 and relevant proceedings regarding:"

Amendment 2
1st Sub. H.B. 449

1. Page 2, Lines 36 through 43:

- 36 (2) The recipients of a grant under this section shall:
37 (a) be selected by the department;
38 (b) possess a doctoral degree in medicine, pharmacology, or a related field;
39 (c) conduct a review of scientifically valid research **as defined in 42 U.S. Code 12511** and relevant
40 proceedings regarding:
41 (i) the diagnosis, treatment, and care of minors who are transgender; and
42 (ii) the benefits and side effects of administering a gonadotropin releasing hormone
43 agent which is used to facilitate the minor's gender transition; and
44 (d) report the information described in Subsection (2)(c) to the department.

Rep. Thurston withdrew his substitute motion.

SUBSTITUTE MOTION: Rep. Ward moved to amend 1st Substitute H.B. 449 line 39 to read "(c) conduct a review of scientifically valid research, peer reviewed research, and relevant proceedings regarding:" The substitute motion passed with a vote of 9 - 0 - 4.

Amendment 3
1st Sub. H.B. 449

1. Page 2, Lines 36 through 43:

36 (2) The recipients of a grant under this section shall:

37 (a) be selected by the department;

38 (b) possess a doctoral degree in medicine, pharmacology, or a related field;

39 (c) conduct a review of scientifically valid research, peer reviewed research, and relevant proceedings regarding:

40 (i) the diagnosis, treatment, and care of minors who are transgender; and

41 (ii) the benefits and side effects of administering a gonadotropin releasing hormone

42 agent which is used to facilitate the minor's gender transition; and

43 (d) report the information described in Subsection (2)(c) to the department.

Yeas-9

Rep. J. Dailey-Provost
Rep. B. Daw
Rep. S. Eliason
Rep. S. Hollins
Rep. M. Judkins
Rep. K. Miles
Rep. C. Pierucci
Rep. N. Thurston
Rep. R. Ward

Nays-0

Absent-4

Rep. S. Barlow
Rep. P. Ray
Rep. R. Shipp
Rep. R. Spendlove

MOTION: Rep. Thurston moved to pass 1st Substitute H.B. 449 out favorably. The motion passed with a vote of 9 - 0 - 4.

Yeas-9

Rep. J. Dailey-Provost
Rep. B. Daw
Rep. S. Eliason
Rep. S. Hollins
Rep. M. Judkins
Rep. K. Miles
Rep. C. Pierucci
Rep. N. Thurston
Rep. R. Ward

Nays-0

Absent-4

Rep. S. Barlow
Rep. P. Ray
Rep. R. Shipp
Rep. R. Spendlove

2 . H.B. 443 Prohibition on Age Based Testing for Physicians (Stratton, K.)

Rep. Stratton presented the bill.

Kelly Davis Garrett, neuropsychologist, Intermountain Health Care, spoke in opposition to the bill.

Maryann Martindale, Utah Academy of Family Physicians, spoke in favor of the bill.

Mark Brinton, General Counsel and Director of Government Affairs, Utah Medical Association, spoke in favor of the bill.

MOTION: Rep. Ward moved to pass H.B. 443 out favorably.

MOTION: Rep. Dailey-Provost moved to send back to rules and recommend for interim study.

Chair Miles ruled Rep. Dailey-Provost's motion out of order.

SUBSTITUTE MOTION: Rep. Hollins moved to send H.B. 443 to the House Rules Committee and request that the Health and Human Services Standing Committee chair recommend the bill to interim study. The substitute motion passed with a vote of 8 - 0 - 5.

Yeas-8

Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Hollins
Rep. M. Judkins
Rep. K. Miles
Rep. C. Pierucci
Rep. P. Ray
Rep. R. Ward

Nays-0

Absent-5

Rep. S. Barlow
Rep. B. Daw
Rep. R. Shipp
Rep. R. Spendlove
Rep. N. Thurston

MOTION: Rep. Ray moved that the committee move to agenda item #5, H.B. 440 The motion passed with a vote of 8 - 0 - 5.

Yeas-8

Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Hollins
Rep. M. Judkins
Rep. K. Miles
Rep. C. Pierucci
Rep. P. Ray
Rep. R. Ward

Nays-0

Absent-5

Rep. S. Barlow
Rep. B. Daw
Rep. R. Shipp
Rep. R. Spendlove
Rep. N. Thurston

3 . H.B. 440 Homeless Services Funding Amendments (*Eliason, S.*)

[Salt Lake Tribune article about the shortfall for the new homeless resource centers \(distributed by Rep. Eliason\)](#)

Rep. Eliason presented the bill.

Michelle Flynn, The Road Home, spoke in favor of the bill.

MOTION: Rep. Ward moved to replace H.B. 440 with 1st Substitute H.B. 440. The motion passed with a vote of 8 - 0 - 5.

Yeas-8

Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Hollins
Rep. M. Judkins
Rep. K. Miles
Rep. C. Pierucci
Rep. P. Ray
Rep. R. Ward

Nays-0

Absent-5

Rep. S. Barlow
Rep. B. Daw
Rep. R. Shipp
Rep. R. Spendlove
Rep. N. Thurston

MOTION: Rep. Judkins moved to replace "Ken" with "Kem" on lines 206 and 208. The motion passed with a vote of 8 - 0 - 5.

Amendment 1

1st Sub. H.B. 440

1. Page 7, Line 202 through Page 8, Line 214:

202 ITEM 1

203 To University of Utah – Education and General

204 From General Fund, One-time

\$75,000

205 Schedule of Programs:

206 {~~Ken~~} **Kem** C. Gardner Policy Institute \$75,000

207 The Legislature intends that the appropriation under Subsection (3)(b) of this bill be
 208 used by the {~~Ken~~} **Kem** C. Gardner Policy Institute to study the current decision-making framework
 209 and governance structure for the provision of services to homeless individuals in the state and
 210 to provide a written report by October 1, 2020, to the Executive Appropriations Committee, the
 211 Social Services Interim Committee, and the Homeless Coordinating Committee containing
 212 recommendations for improving the provision of services to homeless individuals in the state,
 213 including a potential realignment of the decision-making framework and governance structure
 214 related to the provision of those services.

Yeas-8

Rep. J. Dailey-Provost
 Rep. S. Eliason
 Rep. S. Hollins
 Rep. M. Judkins
 Rep. K. Miles
 Rep. C. Pierucci
 Rep. P. Ray
 Rep. R. Ward

Nays-0

Absent-5

Rep. S. Barlow
 Rep. B. Daw
 Rep. R. Shipp
 Rep. R. Spendlove
 Rep. N. Thurston

MOTION: Rep. Dailey-Provost moved to pass 1st Substitute H.B. 440 out favorably. The motion passed with a vote of 7 - 0 - 6.

Yeas-7

Rep. J. Dailey-Provost
 Rep. S. Eliason
 Rep. S. Hollins
 Rep. M. Judkins
 Rep. K. Miles
 Rep. P. Ray
 Rep. R. Ward

Nays-0

Absent-6

Rep. S. Barlow
 Rep. B. Daw
 Rep. C. Pierucci
 Rep. R. Shipp
 Rep. R. Spendlove
 Rep. N. Thurston

MOTION: Rep. Ray moved to adjourn at time certain 6:15 p.m. The motion passed with a vote of 8 - 0 - 5.

Yeas-8

Rep. J. Dailey-Provost
 Rep. S. Eliason
 Rep. S. Hollins
 Rep. M. Judkins
 Rep. K. Miles
 Rep. C. Pierucci
 Rep. P. Ray
 Rep. R. Ward

Nays-0

Absent-5

Rep. S. Barlow
 Rep. B. Daw
 Rep. R. Shipp
 Rep. R. Spendlove
 Rep. N. Thurston

4 . H.B. 378 Disability Act Compliance Requirements (Dailey-Provost, J.)

Rep. Dailey-Provost presented the bill.

Andy Curry, Director, Roads to Independence, spoke in favor of the bill.

Jennifer Miller-Smith, Legislative Coalition for People With Disabilities, spoke in favor of the bill.

MOTION: Rep. Ward moved to replace H.B. 378 with 1st Substitute H.B. 378. The motion passed with a vote of 7 - 0 - 6.

Yeas-7

Rep. J. Dailey-Provost
Rep. S. Hollins
Rep. M. Judkins
Rep. K. Miles
Rep. C. Pierucci
Rep. P. Ray
Rep. R. Ward

Nays-0

Absent-6

Rep. S. Barlow
Rep. B. Daw
Rep. S. Eliason
Rep. R. Shipp
Rep. R. Spendlove
Rep. N. Thurston

MOTION: Rep. Judkins moved to pass 1st Substitute H.B. 378 out favorably. The motion passed with a vote of 8 - 0 - 5.

Yeas-8

Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Hollins
Rep. M. Judkins
Rep. K. Miles
Rep. C. Pierucci
Rep. P. Ray
Rep. R. Ward

Nays-0

Absent-5

Rep. S. Barlow
Rep. B. Daw
Rep. R. Shipp
Rep. R. Spendlove
Rep. N. Thurston

5 . H.J.R. 22 Joint Resolution Opposing Forced Organ Harvesting (*Christiansen, S.*)

Rep. Christiansen presented the bill.

MOTION: Rep. Pierucci moved to extend the time for time certain adjournment by 4 and a half minutes.

Chair miles determined that a vote would not be taken on the motion.

MOTION: Rep. Judkins moved to pass H.J.R. 22 out favorably. The motion passed with a vote of 8 - 0 - 5.

Yeas-8

Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Hollins
Rep. M. Judkins
Rep. K. Miles
Rep. C. Pierucci
Rep. P. Ray
Rep. R. Ward

Nays-0

Absent-5

Rep. S. Barlow
Rep. B. Daw
Rep. R. Shipp
Rep. R. Spendlove
Rep. N. Thurston

MOTION: Rep. Pierucci moved to adjourn. The motion passed with a vote of 8 - 0 - 5.



Yeas-8

Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Hollins
Rep. M. Judkins
Rep. K. Miles
Rep. C. Pierucci
Rep. P. Ray
Rep. R. Ward

Nays-0

Absent-5

Rep. S. Barlow
Rep. B. Daw
Rep. R. Shipp
Rep. R. Spendlove
Rep. N. Thurston

Chair Miles adjourned the meeting at 6:14.