



MINUTES

JUDICIARY INTERIM COMMITTEE

Wednesday, November 18, 2020 | 8:30 a.m. | 30 House Building

Members Present:

Sen. Todd Weiler, Chair
Rep. Karianne Lisonbee, Chair
Sen. Kirk A. Cullimore
Sen. Luz Escamilla
Sen. Lyle W. Hillyard
Rep. Cheryl K. Acton
Rep. Brady Brammer
Rep. Craig Hall
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:

Kristina King, Policy Analyst
Jacqueline Carlton, Associate General Counsel
Christopher Williams, Associate General Counsel
Amy Hawkes, Administrative Assistant

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

Chair Weiler called the meeting to order at 8:37 a.m.

1 . Committee Business

MOTION: Rep. King moved to approve the minutes of the October, 21, 2020, meeting. The motion passed with a vote of 12 - 0 - 4.

Yeas- 12

Rep. C. Acton
Rep. B. Brammer
Sen. K. Cullimore
Sen. L. Escamilla
Rep. J. Hawkins
Rep. B. King
Rep. K. Lisonbee
Rep. T. Seegmiller
Rep. V. Snow
Rep. S. Waldrip
Sen. T. Weiler
Rep. M. Wheatley

Nays- 0

Absent- 4

Rep. C. Hall
Sen. L. Hillyard
Rep. E. Hutchings
Rep. S. Pitcher

2 . CCJJ Report: JRI and Corrections

Kim Cordova, Executive Director, Utah Commission on Criminal and Juvenile Justice (CCJJ), introduced Ben Peterson, Ph.D., Director of Research and Data, CCJJ, and gave a brief overview of the annual report on JRI and Corrections.

[2a JRI Update Annual Report to the Legislature](#)

Ben Peterson gave further information on the annual JRI and Corrections report and answered committee questions.

Kim Cordova gave an update on what CCJJ has done and is working to improve, based on the report findings, and answered committee questions.

Sen. Weiler announced that he will not be taking public comment on this agenda item, but he did speak to issues brought up by a member of the public, based on previous correspondence.

3 . Draft Legislation: "Grand Jury Amendments"

[3a DRAFT LEGISLATION: Grand Jury Amendments](#)

Rep. Nelson presented draft legislation "Grand Jury Amendments" and answered committee questions.

Sen. Cullimore assumed the chair.

Rep. Hollins gave some brief background information on "Grand Jury Amendments."

[3b PRESENTATION: Grand Jury Amendments](#)

Will Carlson, Deputy District Attorney and Chief Policy Advisor, Justice Division, Salt Lake County District Attorney's Office, presented information on the current Utah law and the amendments "Grand Jury Amendments" would make to it, and answered committee questions.

Rep. Lisonbee assumed the chair.

Rep. Brammer raised his concerns about "Grand Jury Amendments," related to witness privacy.

Mark Moffatt, Criminal Defense Lawyer, spoke in opposition to the bill and answered a committee question.

Ed Brass, Criminal Defense Lawyer, spoke in opposition to the bill.

Michael Dreschel, Assistant State Court Administrator, Administrative Office of the Courts, spoke to the bill.

Steve Burton, Executive Director, Utah Association of Criminal Defense Lawyers, spoke in opposition to the bill and brought up some potential changes he would like to see.

Jeff Buhman, Executive Director, Utah Association of Prosecutors, spoke in favor of the bill.

MOTION: Rep. Hutchings moved to favorably recommend "Grand Jury Amendments"(2021FL-0406/007).

SUBSTITUTE MOTION: Rep. Seegmiller moved to move on to the next agenda item and not vote on this bill. The substitute motion passed with a vote of 10 - 5 - 1.

Yeas- 10

Rep. C. Acton
Rep. B. Brammer
Sen. K. Cullimore
Sen. L. Escamilla
Rep. C. Hall
Sen. L. Hillyard
Rep. K. Lisonbee
Rep. T. Seegmiller
Rep. V. Snow
Rep. S. Waldrip

Nays- 5

Rep. E. Hutchings
Rep. B. King
Rep. S. Pitcher
Sen. T. Weiler
Rep. M. Wheatley

Absent- 1

Rep. J. Hawkins

4 . Draft Legislation: "School Technology Amendments"

[5a DRAFT LEGISLATION: School Technology Amendments](#)

Rep. Seegmiller presented draft legislation "School Technology Amendments" and answered committee questions.

Nicholeen Peck, President, The Worldwide Organization for Women and President, Utah Empowered Families Coalition, presented further information on "School Technology Amendments."

Merrilee Boyack, President, Utah Chapter, Family Watch International, spoke in favor of the bill.

James Wilson, Utah Education and Library Media Association, spoke in favor of the bill.

Daniel Mauchley, representing his personal views, spoke to concerns he has with the bill.

Peter Bromberg, Utah Library Association, spoke in opposition to the bill.

Rep. Acton shared her own experience with the issue of pornographic images on school databases and spoke in support of the bill.

MOTION: Rep. Brammer moved to recommend "School Technology Amendments" (2021FL-0604/002).The motion passed with a vote of 13 - 1 - 2.

Yeas- 13

Rep. C. Acton
Rep. B. Brammer
Sen. L. Escamilla
Rep. C. Hall
Rep. J. Hawkins
Sen. L. Hillyard
Rep. E. Hutchings
Rep. K. Lisonbee
Rep. S. Pitcher
Rep. T. Seegmiller
Rep. V. Snow
Sen. T. Weiler
Rep. M. Wheatley

Nays- 1

Rep. B. King

Absent- 2

Sen. K. Cullimore
Rep. S. Waldrip

5 . Other Items/Adjourn

MOTION: Rep. Brammer moved to adjourn.The motion passed with a vote of 14 - 0 - 2.

Yeas- 14

Rep. C. Acton
Rep. B. Brammer
Sen. L. Escamilla
Rep. C. Hall
Rep. J. Hawkins
Sen. L. Hillyard
Rep. E. Hutchings
Rep. B. King
Rep. K. Lisonbee
Rep. S. Pitcher
Rep. T. Seegmiller
Rep. V. Snow
Sen. T. Weiler
Rep. M. Wheatley

Nays- 0

Absent- 2

Sen. K. Cullimore
Rep. S. Waldrip

Chair Lisonbee adjourned the meeting at 11:34 a.m.