



MINUTES

SENATE JUDICIARY, LAW ENFORCEMENT, AND CRIMINAL JUSTICE STANDING COMMITTEE

LEGISLATURE

Friday, February 26, 2021 | 4:00 p.m. | 110 Senate Building

Members Present:

Sen. Todd D. Weiler, Chair
Sen. Luz Escamilla
Sen. Michael S. Kennedy
Sen. Derek L. Kitchen
Sen. Jerry W. Stevenson
Sen. Daniel W. Thatcher

Members Absent:

Sen. Kirk A. Cullimore

Staff Present:

Kristina King, Policy Analyst
Rachel Boe, Committee Secretary

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 4:21 p.m.

MOTION: Sen. Kennedy moved to approve the minutes. The motion passed with a vote of 4 - 0 - 3.

Yeas-4

Sen. L. Escamilla
Sen. M. Kennedy
Sen. D. Thatcher
Sen. T. Weiler

Nays-0

Absent-3

Sen. K. Cullimore
Sen. D. Kitchen
Sen. J. Stevenson

Sen. Thatcher assumed the chair.

1 . S.B. 231 Expungement Amendments (Weiler, T.)

MOTION: Chair Weiler moved to replace S.B. 231 with 1st Substitute S.B. 231. The motion passed with a vote of 4 - 0 - 3.

Yeas-4

Sen. L. Escamilla
Sen. M. Kennedy
Sen. D. Thatcher
Sen. T. Weiler

Nays-0

Absent-3

Sen. K. Cullimore
Sen. D. Kitchen
Sen. J. Stevenson

Sen. Todd Weiler explained the bill with the assistance of Jake Smith, Expungement Navigator Program Manager, Salt Lake County Mayor's Office.

William Carlson, Chief Policy Analyst, Salt Lake County District Attorney, spoke in favor of the bill.

MOTION: Chair Weiler moved to amend 1st Substitute S.B. 231 with Amendment #1. The motion passed with a vote of 6 - 0 - 1.

Amendment 1
1st Sub. S.B. 0231

1. Page 9, Lines 271 through 272:

271 (ii) a ~~{felony conviction of a}~~ first degree felony;

272 (iii) a felony conviction of a violent felony as defined in Subsection 76-3-203.5(1)(c)(i);

Yeas-6

Sen. L. Escamilla
Sen. M. Kennedy
Sen. D. Kitchen
Sen. J. Stevenson
Sen. D. Thatcher
Sen. T. Weiler

Nays-0

Absent-1

Sen. K. Cullimore

MOTION: Chair Weiler moved to pass 1st Substitute S.B. 231 out favorably as amended. The motion passed with a vote of 6 - 0 - 1.

Yeas-6

Sen. L. Escamilla
Sen. M. Kennedy
Sen. D. Kitchen
Sen. J. Stevenson
Sen. D. Thatcher
Sen. T. Weiler

Nays-0

Absent-1

Sen. K. Cullimore

Sen. Weiler resumed the chair.

2 . 3rd Sub. H.B. 237 Lethal Force Amendments (*Dailey-Provost, J.*)

Rep. Jennifer Dailey-Provost explained the bill with the assistance of Tiffany James, citizen, and Darcy Goddard, Deputy District Attorney, Policy Advisor, Salt Lake District Attorney.

George Chapman, citizen, spoke in opposition to the bill.

John Park, Senior Training Consultant, Utah League of Cities and Towns, spoke in favor of the bill.

Bret Webster, citizen, spoke in favor of the bill.

Marina Lowe, Legislative Counsel, ACLU Utah, spoke in favor of the bill.

Taryn Hiatt, Utah Chapter of the American Foundation for Suicide Prevention, spoke in favor of the bill.

MOTION: Sen. Thatcher moved to pass 3rd Substitute H.B. 237 out favorably. The motion passed with a vote of 7 - 0 - 0.

Yeas-7

Sen. K. Cullimore
Sen. L. Escamilla
Sen. M. Kennedy
Sen. D. Kitchen
Sen. J. Stevenson
Sen. D. Thatcher
Sen. T. Weiler

Nays-0

Absent-0

3 . 1st Sub. H.B. 290 Probation and Parole Amendments (*Stratton, K.*)

Rep. Keven Stratton explained the bill with the assistance of Monica Diaz, Director, Utah Sentencing Commission.

Ryan Robinson, President, Statewide Association of Prosecutors, spoke to the bill.

Craig Black, Utah Chiefs of Police Association, Utah Sheriffs Association, spoke in opposition to the bill.

Molly Davis, Libertas Institute, Policy Institute, spoke in favor of the bill.

Marina Lowe, Legislative and Policy Counsel, ACLU Utah, spoke in favor of the bill.

Steve Burton, Executive Director, Utah Association of Criminal Defense Lawyers, spoke in favor of the bill.

Steve Garside, Statewide Association of Prosecutors, spoke to the bill.

MOTION: Sen. Kitchen moved to pass 1st Substitute H.B. 290 out favorably. The motion passed with a vote of 6 - 0 - 1.

Yeas-6

Sen. K. Cullimore
Sen. L. Escamilla
Sen. M. Kennedy
Sen. D. Kitchen
Sen. D. Thatcher
Sen. T. Weiler

Nays-0

Absent-1

Sen. J. Stevenson

4 . 3rd Sub. H.B. 285 Juvenile Recodification (Snow, V. L.)

Rep. V. Lowry Snow explained the bill.

Steve Garside, Statewide Association of Prosecutors, spoke in favor of the bill.

MOTION: Sen. Kennedy moved to pass 3rd Substitute H.B. 285 out favorably. The motion passed with a vote of 4 - 0 - 3.

Yeas-4

Sen. M. Kennedy
Sen. D. Kitchen
Sen. D. Thatcher
Sen. T. Weiler

Nays-0

Absent-3

Sen. K. Cullimore
Sen. L. Escamilla
Sen. J. Stevenson

5 . 1st Sub. H.B. 286 Juvenile Code Recodification Cross References (Snow, V. L.)

Rep. V. Lowry Snow explained the bill.

MOTION: Sen. Kennedy moved to pass 1st Substitute H.B. 286 out favorably. The motion passed with a vote of 4 - 0 - 3.

Yeas-4

Sen. M. Kennedy
Sen. D. Kitchen
Sen. D. Thatcher
Sen. T. Weiler

Nays-0

Absent-3

Sen. K. Cullimore
Sen. L. Escamilla
Sen. J. Stevenson

6 . 1st Sub. H.B. 301 Domestic Violence Training Amendments (Pierucci, C.)

Rep. Candice Pierucci explained the bill.

MOTION: Sen. Kennedy moved to pass 1st Substitute H.B. 301 out favorably. The motion passed with a vote of 4 - 0 - 3.

Yeas-4

Sen. M. Kennedy
Sen. D. Kitchen
Sen. D. Thatcher
Sen. T. Weiler

Nays-0

Absent-3

Sen. K. Cullimore
Sen. L. Escamilla
Sen. J. Stevenson

7 . H.B. 334 Special Needs Training for Law Enforcement Amendments (*Eliason, S.*)

Rep. Steve Eliason explained the bill.

[Letter](#)

Andrew Riggle, Disability Law Center, spoke in favor of the bill.

Bret Webster, citizen, spoke in favor of the bill.

Olivia Dawn, Utah Eagle Forum, spoke in favor of the bill.

Shane Brooks, Mental Health Advocate, spoke in favor of the bill.

Lindsay Burrows, citizen, spoke in favor of the bill.

John Park, Senior Training Consultant, Utah League of Cities and Towns, spoke in favor of the bill.

Dave Copeland, citizen, spoke in favor of the bill.

MOTION: Sen. Thatcher moved to pass H.B. 334 out favorably. The motion passed with a vote of 4 - 0 - 3.

Yeas-4

Sen. M. Kennedy
Sen. D. Kitchen
Sen. D. Thatcher
Sen. T. Weiler

Nays-0

Absent-3

Sen. K. Cullimore
Sen. L. Escamilla
Sen. J. Stevenson

MOTION: Sen. Thatcher moved to place H.B. 334 on the Consent Calendar. The motion passed with a vote of 4 - 0 - 3.

Yeas-4

Sen. M. Kennedy
Sen. D. Kitchen
Sen. D. Thatcher
Sen. T. Weiler

Nays-0

Absent-3

Sen. K. Cullimore
Sen. L. Escamilla
Sen. J. Stevenson

MOTION: Sen. Kitchen moved to adjourn at 6:00 p.m. The motion passed with a vote of 4 - 0 - 3.

Yeas-4

Sen. M. Kennedy
Sen. D. Kitchen
Sen. D. Thatcher
Sen. T. Weiler

Nays-0

Absent-3

Sen. K. Cullimore
Sen. L. Escamilla
Sen. J. Stevenson