



MINUTES

SENATE HEALTH AND HUMAN SERVICES STANDING COMMITTEE

LEGISLATURE

Wednesday, February 24, 2021 | 4:00 p.m. | 110 Senate Building

Members Present:

Sen. Michael S. Kennedy, Chair
Sen. Jacob L. Anderegg
Sen. David G. Buxton
Sen. Luz Escamilla
Sen. Keith Grover

Sen. Jani Iwamoto
Sen. Evan J. Vickers
Sen. Chris H. Wilson

Staff Present:

Mark D. Andrews, Policy Analyst
Kristen Anderson, Committee Secretary

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

Chair Kennedy called the meeting to order at 4:10 p.m.

1 . H.B. 168 Sale of Sexual Assault Test Kits Prohibited (Romero, A.)

Rep. Romero briefly explained why the discussion was cut short at the last meeting.

Mark Andrews, Office of Legislative Research and General Counsel, made a procedural request on behalf of the committee.

Rep. Romero presented the bill.

[HB00168 Talking Points \(Source Rep. Romero\)](#)

[Public Endorsements Packet.](#)

Nate Mutter, Assistant Chief of Investigation, Attorney General's Office, representing Law Enforcement Legislative Committee and the Utah Chiefs of Police Association, assisted with the presentation of the bill.

Mark Moffat, criminal defense lawyer, assisted with the presentation of the bill.

Richard Mauro, Executive Director, Salt Lake Legal Defender's Office, assisted with the presentation of the bill.

William Carlson, Deputy District Attorney, Salt Lake County, assisted with the presentation of the bill.

Dr. James Antinori, emergency physician speaking on behalf of the Utah Medical Association, assisted with the presentation of the bill.

Dr. Julie Valentine responded to committee questions regarding the contents of the state's authorized rape evidence collection kit and the time associated with use of the kit as well as information about kits sold commercially.

Brook Holdeman spoke in opposition to the bill.

Crystal Powell, attorney, spoke in favor of the bill.

Danica Baird, Chair, Utah Sexual Violence Policy Alliance, spoke in favor of the bill.

Alexandra Mara, victim advocate, spoke in favor of the bill.



Lexi Bates, spoke in opposition to the bill.

Madison Campbell, Founder, Leda Health, MeToo Kit, spoke to the bill and presented a rape test kit that is in development.

Luke Shunk, spoke to the bill.

Jan Porter, spoke in opposition to the bill.

Lilliana, Utah Coalition Against Sexual Assault, spoke to the bill.

Sonia Martinez Ortiz, Executive Director, Rape Recovery Center, spoke in opposition to the bill.

Kristen Hall, Forensic RN, spoke in opposition to the bill.

Edgar Poloski, spoke in opposition to the bill.

Mike Smith, Utah Sherriffs' Association, spoke in favor of the bill.

Robert Van Dyke, Kane County Attorney, speaking in behalf of the Statewide Association of Prosecutors, spoke in favor of the bill.

Lauriann Thorpe, Executive Director, Prevent Child Abuse Utah, spoke in favor of the bill.

Taryn Hiatt, spoke in favor of the bill.

Gabriella Archuleta, YWCA - Utah Public Policy Analyst, spoke in favor of the bill.

Nicholeen Peck, President, World Wide Organization for Women, spoke to the bill.

Stefanie Barrett, spoke in opposition to the bill.

Chelsea Porter, spoke in opposition to the bill.

Mark Bierdz, attorney, Leda Health, spoke in opposition to the bill

Don Porter, spoke in opposition to the bill.

MOTION: Sen. Escamilla moved to pass H.B. 168 out favorably.

SUBSTITUTE MOTION: Sen. Vickers moved to go to the next item on the agenda. The substitute motion passed with a vote of 5 - 3 - 0.

Yeas-5

- Sen. J. Anderegg
- Sen. D. Buxton
- Sen. M. Kennedy
- Sen. E. Vickers
- Sen. C. Wilson

Nays-3

- Sen. L. Escamilla
- Sen. K. Grover
- Sen. J. Iwamoto

Absent-0

2 . S.B. 212 Health Departments Review Task Force (Anderegg, J.)

Sen. Anderegg presented the bill.



Heather Borski, Deputy Director, Utah Department of Health, spoke to the bill.

MOTION: Sen. Buxton moved to pass S.B. 212 out favorably. The motion passed with a vote of 8 - 0 - 0.

<u>Yeas-8</u>	<u>Nays-0</u>	<u>Absent-0</u>
Sen. J. Anderegg		
Sen. D. Buxton		
Sen. L. Escamilla		
Sen. K. Grover		
Sen. J. Iwamoto		
Sen. M. Kennedy		
Sen. E. Vickers		
Sen. C. Wilson		

3 . 2nd Sub. H.B. 192 Fertility Treatment Amendments (Ward, R.)

Rep. Ward presented the bill.

Dr. Douglas Fair, pediatric and young adult oncologist, assisted with the presentation of the bill.

Dr. Mark Lewis, Director of Gastrointestinal Oncology at Intermountain Healthcare, spoke in favor of the bill.

Dr. Joseph Letourneau, OB/GYN oncologist, spoke in favor of the bill.

Brenda Spearman, Executive Director, Utah Infertility Resource Center, spoke in favor of the bill.

Brooke Lee, spoke in favor of the bill.

MOTION: Sen. Kennedy moved to replace 2nd Substitute H.B. 192 with 3rd Substitute H.B. 192. The motion passed with a vote of 8 - 0 - 0.

<u>Yeas-8</u>	<u>Nays-0</u>	<u>Absent-0</u>
Sen. J. Anderegg		
Sen. D. Buxton		
Sen. L. Escamilla		
Sen. K. Grover		
Sen. J. Iwamoto		
Sen. M. Kennedy		
Sen. E. Vickers		
Sen. C. Wilson		

MOTION: Sen. Escamilla moved to pass 3rd Substitute H.B. 192 out favorably. The motion passed with a vote of 6 - 2 - 0.

<u>Yeas-6</u>	<u>Nays-2</u>	<u>Absent-0</u>
Sen. D. Buxton	Sen. J. Anderegg	
Sen. L. Escamilla	Sen. M. Kennedy	
Sen. K. Grover		
Sen. J. Iwamoto		
Sen. E. Vickers		
Sen. C. Wilson		

4 . 2nd Sub. H.B. 302 Preserving Sports for Female Students (Birkeland, K.)

Rep. Birkeland presented the bill.



Sue Robbins spoke in opposition to the bill.

Dr. Candice Metzler, Executive Director, Transgender Education Advocates of Utah, spoke in opposition to the bill.

Rob Durham spoke in opposition to the bill.

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

Elizabeth Converse, Silicon Slopes Commons, spoke in opposition to the bill.

Dr. Jennifer Plumb, spoke to the bill.

Vicky Smith, speaking for herself, her daughters, her family, and the Eagle Forum, spoke in favor of the bill.

Dr. Nicole Mihalopoulos, adolescent medicine doctor and Medical Director of the Gender Management and Support Center at Primary Children's Medical Center, spoke to the bill.

Clifford Rosky, Equality Utah, spoke in opposition to the bill.

Sophia Hawes-Tingey, Chair of Transgender Inclusion Project and Vice Chair of Utah Stonewall Dems, spoke to the bill.

Kate Charipar, Associated Athletics Director for NCAA Compliance, University of Utah, and speaking in behalf of the Utah State University, Salt Lake Community College, and Westminster College, spoke in opposition to the bill.

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

Jen Hollins spoke in opposition to the bill.

David Spatafore, Utah High School Activities Association, spoke to the bill.

Carrie Butler spoke in opposition to the bill.

Bruce Armstrong spoke in opposition to the bill.

Dr. Kristine Campbell, general pediatrician and child abuse pediatrician, spoke in opposition to the bill.

Lucy Hansen attempted to speak to the bill but was unable to be understood due to a technology problem.

Nicholeen Peck, Worldwide Organization for Women, spoke in favor of the bill.

Gabriella Archuleta, Public Policy Analyst, YWCA - Utah, spoke in opposition to the bill.

Katrina Moreno, spoke in opposition to the bill.

Erin Mendenhall, Mayor, Salt Lake City, spoke in opposition to the bill.

MOTION: Sen. Buxton moved to go to the next item on the agenda.

SUBSTITUTE MOTION: Sen. Iwamoto moved to adjourn. The substitute motion passed with a vote of 7 - 1 - 0.



Yeas-7

Sen. J. Anderegg
Sen. D. Buxton
Sen. L. Escamilla
Sen. K. Grover
Sen. J. Iwamoto
Sen. E. Vickers
Sen. C. Wilson

Nays-1

Sen. M. Kennedy

Absent-0

Chair Kennedy adjourned the meeting at 7:19 PM.