



# MINUTES

## HOUSE LAW ENFORCEMENT AND CRIMINAL JUSTICE

### STANDING COMMITTEE

LEGISLATURE

Monday, January 31, 2022 | 2:00 p.m. | 30 House Building

**Members Present:**

Rep. Ryan D. Wilcox, Chair  
Rep. Jefferson S. Burton, Vice Chair  
Rep. Joel Ferry  
Rep. Matthew H. Gwynn  
Rep. Sandra Hollins  
Rep. Marsha Judkins  
Rep. Kelly B. Miles  
Rep. Angela Romero

Rep. Andrew Stoddard  
Rep. Stephen L. Whyte

**Members Absent:**

Rep. Mike Schultz

**Staff Present:**

John Feinauer, Managing Policy Analyst  
An Bradshaw, Committee Secretary

Note: A copy of related materials and an audio recording of the meeting can be found at [www.le.utah.gov](http://www.le.utah.gov).

Chair Wilcox called the meeting to order at 2:06 p.m.

**MOTION:** Rep. Stoddard moved to approve the minutes of the January 26, 2022 meeting. The motion passed with a vote of 6 - 0 - 5.

Yeas - 6

Rep. J. Burton  
Rep. J. Ferry  
Rep. M. Judkins  
Rep. K. Miles  
Rep. A. Stoddard  
Rep. R. Wilcox

Nays - 0

Absent - 5

Rep. M. Gwynn  
Rep. S. Hollins  
Rep. A. Romero  
Rep. M. Schultz  
Rep. S. Whyte

**1. H.B. 170 Student Resource Officer Funding (*Winder, M.*)**

**MOTION:** Rep. Burton moved to refer H.B. 170 to the House Revenue and Taxation Committee. The motion passed with a vote of 6 - 0 - 5.

Yeas - 6

Rep. J. Burton  
Rep. J. Ferry  
Rep. M. Judkins  
Rep. K. Miles  
Rep. A. Stoddard  
Rep. R. Wilcox

Nays - 0

Absent - 5

Rep. M. Gwynn  
Rep. S. Hollins  
Rep. A. Romero  
Rep. M. Schultz  
Rep. S. Whyte

Rep. Burton assumed the chair.

**2. H.B. 23 First Responder Mental Health Services Amendments (*Wilcox, R.*)**

Rep. Wilcox presented the bill to the committee.

Hannah Gorski, Utah Public Employees Association, spoke in support of the bill.

John Park, Utah League of Cities and Towns, spoke in support of the bill.

Randy Watt, representing Ogden City, Utah Chiefs of Police Association, and the Utah Law Enforcement Legislative Committee, spoke in support of the bill.

**MOTION:** Rep. Miles moved to replace H.B. 23 with 1st Substitute H.B. 23. The motion passed with a vote of 10 - 0 - 1.

Yeas - 10

Nays - 0

Absent - 1

Rep. J. Burton  
Rep. J. Ferry  
Rep. M. Gwynn  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. K. Miles  
Rep. A. Romero  
Rep. A. Stoddard  
Rep. S. Whyte  
Rep. R. Wilcox

Rep. M. Schultz

**MOTION:** Rep. Stoddard moved to amend 1st Substitute H.B. 23 with Amendment #1. The motion passed with a vote of 10 - 0 - 1.

Amendment 1  
1st Sub. H.B. 23

1. Page 2, Lines 48 through 52:

48 (vi) a dispatcher, as defined in Section 53-6-102;

49 (vii) a correctional officer, as defined in Section 53-13-104;

(viii) a special function officer, as defined in Section 53-13-105, employed by a local sheriff;

50 {~~(viii)~~} (ix) a search and rescue worker under the supervision of a local sheriff; or

51 {~~(ix)~~} (x) a credentialed criminal justice system victim advocate as defined in Section

52 77-38-403 who responds to incidents with a law enforcement officer .

Yeas - 10

Nays - 0

Absent - 1

Rep. J. Burton  
Rep. J. Ferry  
Rep. M. Gwynn  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. K. Miles  
Rep. A. Romero  
Rep. A. Stoddard  
Rep. S. Whyte  
Rep. R. Wilcox

Rep. M. Schultz

**MOTION:** Rep. Miles moved to pass 1st Substitute H.B. 23 out favorably as amended.

The motion passed with a vote of 10 - 0 - 1.

Yeas - 10

Rep. J. Burton  
Rep. J. Ferry  
Rep. M. Gwynn  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. K. Miles  
Rep. A. Romero  
Rep. A. Stoddard  
Rep. S. Whyte  
Rep. R. Wilcox

Nays - 0

Absent - 1

Rep. M. Schultz

### **3. H.B. 29 Driving Offenses Amendments (Acton, C.K.)**

Rep. Wilcox resumed the chair.

Rep. Cheryl Atkins presented the bill to the committee with the assistance of Will Carlson, Salt Lake County District Attorney's Office.

Jeff Buhman, Statewide Association of Prosecutors, spoke in support of the bill.

Daniel Strong, Sentencing Commission Director, spoke in support of the bill.

Elizabeth Klc, Utah Substance Use and Mental Health Advisory Council Director, spoke in support of the bill.

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

Robert Brown, MADD, spoke in support of the bill.

**MOTION:** Rep. Judkins moved to replace H.B. 29 with 2nd Substitute H.B. 29. The motion passed with a vote of 10 - 0 - 1.

Yeas - 10

Rep. J. Burton  
Rep. J. Ferry  
Rep. M. Gwynn  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. K. Miles  
Rep. A. Romero  
Rep. A. Stoddard  
Rep. S. Whyte  
Rep. R. Wilcox

Nays - 0

Absent - 1

Rep. M. Schultz

**MOTION:** Rep. Judkins moved to pass 2nd Substitute H.B. 29 out favorably. The motion passed with a vote of 10 - 0 - 1.

Yeas - 10

Rep. J. Burton  
Rep. J. Ferry  
Rep. M. Gwynn  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. K. Miles  
Rep. A. Romero  
Rep. A. Stoddard  
Rep. S. Whyte  
Rep. R. Wilcox

Nays - 0

Absent - 1

Rep. M. Schultz

#### **4. H.B. 194 Department of Corrections Education Services (*Ballard, M.G.*)**

Rep. Melissa Ballard presented the bill with the assistance of Daniel Powers, Davis Applied Technical College (DATC).

Chris Hughes, former inmate, graduate of DATC, and now a successful, contributing citizen, was invited by Rep. Ballard to share his story.

Brian Nielson, Utah Department of Corrections (UDC) Executive Director, answered questions from the committee and spoke in support of the bill.

Darin Brush, DATC President, spoke in support of the bill.

Jean Hill, Utah Catholic Diocese, spoke in support of the bill.

David Bokovoy, Salt Lake Community College Prisoner Education Director, spoke in support of the bill.

**MOTION:** Rep. Romero moved to amend H.B. 194 with Amendment #1. The motion passed with a vote of 10 - 0 - 1.

Amendment 1  
H.B. 0194

1. Page 2, Lines 44 through 47:

44 (1) The department shall, in accordance with Subsection 64-13-6(1)(c), ensure that  
45 appropriate evidence-based and evidence-informed educational or career-readiness programs  
46 are made available to an inmate as soon as practicable after the {~~completion~~} creation of the inmate's case  
47 action plan.

Yeas - 10

Rep. J. Burton  
Rep. J. Ferry  
Rep. M. Gwynn  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. K. Miles  
Rep. A. Romero  
Rep. A. Stoddard  
Rep. S. Whyte  
Rep. R. Wilcox

Nays - 0

Absent - 1

Rep. M. Schultz

**MOTION:** Chair Wilcox moved to pass H.B. 194 out favorably as amended. The motion passed with a vote of 10 - 0 - 1.

Yeas - 10

Nays - 0

Absent - 1

Rep. J. Burton  
Rep. J. Ferry  
Rep. M. Gwynn  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. K. Miles  
Rep. A. Romero  
Rep. A. Stoddard  
Rep. S. Whyte  
Rep. R. Wilcox

Rep. M. Schultz

### **5. H.B. 207 Inmate Treatment Amendments (*Watkins, C.*)**

The bill was not heard.

**MOTION:** Rep. Miles moved to saunter. The motion passed with a vote of 10 - 0 - 1.

Yeas - 10

Nays - 0

Absent - 1

Rep. J. Burton  
Rep. J. Ferry  
Rep. M. Gwynn  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. K. Miles  
Rep. A. Romero  
Rep. A. Stoddard  
Rep. S. Whyte  
Rep. R. Wilcox

Rep. M. Schultz

Chair Wilcox called the meeting back to order.

### **6. 2nd Sub. S.B. 65 Asset Forfeiture Amendments (*Weiler, T.*)**

Sen. Todd Weiler presented the bill to the committee with the assistance of Howard Headlee, Utah Bankers Association, who expressed support for the bill.

**MOTION:** Rep. Ferry moved to pass 2nd Substitute S.B. 65 out favorably. The motion passed with a vote of 10 - 0 - 1.

Yeas - 10

Nays - 0

Absent - 1

Rep. J. Burton  
Rep. J. Ferry  
Rep. M. Gwynn  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. K. Miles  
Rep. A. Romero  
Rep. A. Stoddard  
Rep. S. Whyte  
Rep. R. Wilcox

Rep. M. Schultz

### **7. S.B. 96 Correctional Officer Eligibility Amendments (*Iwamoto, J.*)**

Sen. Jani Iwamoto presented the bill with the assistance of Rosie Rivera, Salt Lake County Sheriff. Dianna Cervantes, Salt Lake County Sheriff's Deputy, was invited to talk about her experience of becoming a correctional officer at age nineteen.

Spencer Turley, UDC Prison Operations Director, discussed the challenges of hiring sufficient officers for the state prison and spoke in support of the bill.

Chad Jensen, Utah Sheriffs' Association, spoke in support of the bill.

Spencer Turley was invited to answer questions from the committee.

Kara Cope, resident, commented on the bill.

Nancy Sorenson, resident, commented on the bill.

**MOTION:** Rep. Romero moved to replace S.B. 96 with 2nd Substitute S.B. 96. The motion passed with a vote of 9 - 0 - 2.

Yeas - 9

Rep. J. Burton  
Rep. M. Gwynn  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. K. Miles  
Rep. A. Romero  
Rep. A. Stoddard  
Rep. S. Whyte  
Rep. R. Wilcox

Nays - 0

Absent - 2

Rep. J. Ferry  
Rep. M. Schultz

**MOTION:** Rep. Gwynn moved to pass 2nd Substitute S.B. 96 out favorably. The motion passed with a vote of 9 - 0 - 2.

Yeas - 9

Rep. J. Burton  
Rep. M. Gwynn  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. K. Miles  
Rep. A. Romero  
Rep. A. Stoddard  
Rep. S. Whyte  
Rep. R. Wilcox

Nays - 0

Absent - 2

Rep. J. Ferry  
Rep. M. Schultz

**MOTION:** Rep. Stoddard moved to adjourn. The motion passed with a vote of 9 - 0 - 2.

Yeas - 9

Rep. J. Burton  
Rep. M. Gwynn  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. K. Miles  
Rep. A. Romero  
Rep. A. Stoddard  
Rep. S. Whyte  
Rep. R. Wilcox

Nays - 0

Absent - 2

Rep. J. Ferry  
Rep. M. Schultz

Chair Wilcox adjourned the meeting at 3:55 p.m.