



MINUTES

HOUSE JUDICIARY STANDING COMMITTEE

Monday, January 23, 2023 | 2:00 p.m. | 110 Senate Building

Members Present:

Rep. Jon Hawkins, Chair
Rep. Nelson T. Abbott, Vice Chair
Rep. Cheryl K. Acton
Rep. Kera Birkeland
Rep. Tyler Clancy
Rep. James Cobb
Rep. Karianne Lisonbee
Rep. Judy Weeks Rohner

Rep. Rex P. Shipp
Rep. Christine F. Watkins
Rep. Mark A. Wheatley

Members Absent:

Rep. Brian S. King

Staff Present:

Jonathan Adams, Policy Analyst
Shay Berger, Committee Secretary

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

Chair Abbott called the meeting to order at 2:04 p.m.

MOTION: Rep. Birkeland moved to approve the minutes. The motion passed with a vote of 10 - 0 - 2.

Yeas - 10

Rep. N. Abbott
Rep. C. Acton
Rep. K. Birkeland
Rep. T. Clancy
Rep. J. Cobb
Rep. J. Hawkins
Rep. J. Rohner
Rep. R. Shipp
Rep. C. Watkins
Rep. M. Wheatley

Nays - 0

Absent - 2

Rep. B. King
Rep. K. Lisonbee

1. H.B. 146 Sex Offender Restricted Area Amendments (Maloy, A. Cory)

Rep. Maloy introduced the bill with Darren Paul, Chief of Police at Lehi Police Department.

Will Carlson, Chief Policy Advisor at Salt Lake District Attorney's Office, spoke in favor of the bill.

Mark Moffat, criminal defense lawyer, spoke against the bill.

Jeff Buhman, Executive Director of Statewide Association of Prosecutors and Public Attorneys, spoke in favor of the bill.

Faye Jenkins, citizen, spoke against the bill.

Ashley Hemmingway, citizen, spoke in favor of the bill.

Rhonda Feuz, Lehi citizen, spoke in favor of the bill.

Megan Stewart, Lehi citizen, spoke in favor of the bill.

Patrea Marolf, real estate agent, spoke in favor of the bill.

Leah Hansen, citizen, spoke against the bill.

Te Anu Tona, citizen, spoke against the bill.

Wendy Parmley, citizen, spoke against the bill.

MOTION: Rep. Birkeland moved to replace H.B. 146 with 2nd Substitute H.B. 146. The motion passed with a vote of 11 - 0 - 1.

Yeas - 11

Nays - 0

Absent - 1

Rep. N. Abbott
Rep. C. Acton
Rep. K. Birkeland
Rep. T. Clancy
Rep. J. Cobb
Rep. J. Hawkins
Rep. K. Lisonbee
Rep. J. Rohner
Rep. R. Shipp
Rep. C. Watkins
Rep. M. Wheatley

Rep. B. King

MOTION: Rep. Birkeland moved to pass 2nd Substitute H.B. 146 out favorably. The motion passed with a vote of 10 - 0 - 2.

Yeas - 10

Nays - 0

Absent - 2

Rep. N. Abbott
Rep. C. Acton
Rep. K. Birkeland
Rep. T. Clancy
Rep. J. Cobb
Rep. J. Hawkins
Rep. K. Lisonbee
Rep. R. Shipp
Rep. C. Watkins
Rep. M. Wheatley

Rep. B. King
Rep. J. Rohner

2. H.B. 174 Conviction Reduction Amendments (*Teuscher, J.*)

Rep. Teuscher introduced the bill.

[Handout for HB174](#)

Jeff Buhman, Executive Director of the Statewide Association of Prosecutors and Public Attorneys, spoke in favor of the bill.

Mark Moffat, criminal defense lawyer, spoke in favor of the bill.

Will Carlson, Salt Lake County District Attorney's Office, spoke in favor of the bill.

Ben Aldana, public defender in Utah County, spoke in favor of the bill.

Katie Stahl, Utah State Director for Right on Crime, spoke in favor of the bill.

MOTION: Rep. Clancy moved to replace H.B. 174 with 1st Substitute H.B. 174. The motion passed with a vote of 10 - 0 - 2.

Yeas - 10

Rep. N. Abbott
Rep. C. Acton
Rep. K. Birkeland
Rep. T. Clancy
Rep. J. Cobb
Rep. J. Hawkins
Rep. K. Lisonbee
Rep. R. Shipp
Rep. C. Watkins
Rep. M. Wheatley

Nays - 0

Absent - 2

Rep. B. King
Rep. J. Rohner

MOTION: Rep. Shipp moved to pass 1st Substitute H.B. 174 out favorably. The motion passed with a vote of 10 - 0 - 2.

Yeas - 10

Rep. N. Abbott
Rep. C. Acton
Rep. K. Birkeland
Rep. T. Clancy
Rep. J. Cobb
Rep. J. Hawkins
Rep. K. Lisonbee
Rep. R. Shipp
Rep. C. Watkins
Rep. M. Wheatley

Nays - 0

Absent - 2

Rep. B. King
Rep. J. Rohner

MOTION: Rep. Shipp moved to send HB 174 to the consent calendar, motion was withdrawn.

3. H.B. 192 Traffic Violation Amendments (*Teuscher, J.*)

Rep. Teuscher introduced the bill.

[Handout for HB192](#)

Ryan Robinson, Prosecutor for West Valley City, spoke in favor of the bill.

Mark Moffat, criminal defense lawyer, spoke in favor of the bill.

MOTION: Rep. Watkins moved to replace H.B. 192 with 1st Substitute H.B. 192. The motion passed with a vote of 9 - 0 - 3.

Yeas - 9

Rep. N. Abbott
Rep. C. Acton
Rep. K. Birkeland
Rep. T. Clancy
Rep. J. Cobb
Rep. J. Hawkins
Rep. R. Shipp
Rep. C. Watkins
Rep. M. Wheatley

Nays - 0

Absent - 3

Rep. B. King
Rep. K. Lisonbee
Rep. J. Rohner

MOTION: Rep. Hawkins moved to pass 1st Substitute H.B. 192 out favorably. The motion passed with a vote of 9 - 0 - 3.

Yeas - 9

Rep. N. Abbott
Rep. C. Acton
Rep. K. Birkeland
Rep. T. Clancy
Rep. J. Cobb
Rep. J. Hawkins
Rep. R. Shipp
Rep. C. Watkins
Rep. M. Wheatley

Nays - 0

Absent - 3

Rep. B. King
Rep. K. Lisonbee
Rep. J. Rohner

MOTION: Rep. Shipp moved to adjourn at 3:08 p.m. The motion passed with a vote of 9 - 0 - 3.

Yeas - 9

Rep. N. Abbott
Rep. C. Acton
Rep. K. Birkeland
Rep. T. Clancy
Rep. J. Cobb
Rep. J. Hawkins
Rep. R. Shipp
Rep. C. Watkins
Rep. M. Wheatley

Nays - 0

Absent - 3

Rep. B. King
Rep. K. Lisonbee
Rep. J. Rohner