



MINUTES

HOUSE JUDICIARY STANDING COMMITTEE

LEGISLATURE

Thursday, January 26, 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 F. Cobb
Rep. Brian S. King

Rep. Karianne Lisonbee
Rep. Judy Weeks Rohner
Rep. Rex P. Shipp
Rep. Christine F. Watkins
Rep. Mark A. Wheatley

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 Hawkins called the meeting to order.

MOTION: Rep. Shipp moved to approve the minutes. The motion passed with a vote of 8 - 0 - 4.

Yeas - 8

Rep. N. Abbott
Rep. T. Clancy
Rep. J. Cobb
Rep. J. Hawkins
Rep. B. King
Rep. R. Shipp
Rep. C. Watkins
Rep. M. Wheatley

Nays - 0

Absent - 4

Rep. C. Acton
Rep. K. Birkeland
Rep. K. Lisonbee
Rep. J. Rohner

1. H.B. 216 Business and Chancery Court Amendments (*Brammer, B.*)

Rep. Brammer presented the bill with Wade Budge, Snell and Wilmer Law Firm, and Frank Pignanelli, lobbyist.

Michael Drechsel, Assistant State Court Administrator, spoke in favor of the bill.

MOTION: Rep. Abbott moved to replace H.B. 216 with 1st Substitute H.B. 216. The motion passed with a vote of 9 - 0 - 3.

Yeas - 9

Rep. N. Abbott
Rep. C. Acton
Rep. J. Cobb
Rep. J. Hawkins
Rep. B. King
Rep. K. Lisonbee
Rep. R. Shipp
Rep. C. Watkins
Rep. M. Wheatley

Nays - 0

Absent - 3

Rep. K. Birkeland
Rep. T. Clancy
Rep. J. Rohner

[Presentation for HB216](#)

MOTION: Rep. Abbott moved to pass 1st Substitute H.B. 216 out favorably. The motion passed with a vote of 10 - 0 - 2.

Yeas - 10

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

Nays - 0

Absent - 2

Rep. T. Clancy
Rep. J. Rohner

2. H.B. 40 Indian Child Welfare Amendments (*Watkins, C.*)

Rep. Watkins introduced the bill with Dustin Jansen, Director of the Utah Division of Indian Affairs, Paul Tsosie, tribal attorney, and Lance Sorenson, Assistant Attorney General for the State of Utah.

Kayley Richards, Juvenile Justice Specialist for the Utah Board of Juvenile Justice, spoke in favor of the bill.

Martín Muñoz, Voices for Utah Children, spoke in favor of the bill.

Caleb Woody, citizen, spoke in favor of the bill.

Paul Tsosie, spoke in favor of the bill.

Carl Slater, Navajo Nation, spoke in favor of the bill.

Taylor Throne, Policy Analyst for Voices for Utah Children, spoke in favor of the bill.

Jessica Wiarda, artist, spoke in favor of the bill.

Stephanie Benally, Navajo Nation citizen, spoke in favor of the bill.

MOTION: Rep. Shipp moved to replace H.B. 40 with 1st Substitute H.B. 40. The motion passed with a vote of 12 - 0 - 0.

Yeas - 12

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

Nays - 0

Absent - 0

MOTION: Rep. King moved to pass 1st Substitute H.B. 40 out favorably.

SUBSTITUTE MOTION: Rep. Birkeland moved to move to the next item on the agenda. The substitute motion passed with a vote of 7 - 5 - 0.

Yeas - 7

Rep. N. Abbott
Rep. K. Birkeland
Rep. T. Clancy
Rep. J. Cobb
Rep. J. Hawkins
Rep. K. Lisonbee
Rep. J. Rohner

Nays - 5

Rep. C. Acton
Rep. B. King
Rep. R. Shipp
Rep. C. Watkins
Rep. M. Wheatley

Absent - 0

Sen. Weiler introduced the bill.

3. S.B. 32 Administrative Appeals Amendments (*Weiler, T.*)

MOTION: Rep. Lisonbee moved to pass S.B. 32 out favorably. The motion passed with a vote of 9 - 0 - 3.

Yeas - 9

Rep. N. Abbott
Rep. C. Acton
Rep. T. Clancy
Rep. J. Cobb
Rep. J. Hawkins
Rep. B. King
Rep. K. Lisonbee
Rep. J. Rohner
Rep. R. Shipp

Nays - 0

Absent - 3

Rep. K. Birkeland
Rep. C. Watkins
Rep. M. Wheatley

4. H.B. 143 Parental Kidnapping Amendments (*Hawkins, J.*)

Rep. Abbott assumed the chair.

Rep. Hawkins introduced the bill with Will Carlson, Salt Lake District Attorney's Office.

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

Pam Vickrey, Chair of Sentencing Commission, spoke in favor of the bill.

MOTION: Rep. Clancy moved to replace H.B. 143 with 1st Substitute H.B. 143. The motion passed with a vote of 9 - 0 - 3.

Yeas - 9

Rep. N. Abbott
Rep. C. Acton
Rep. T. Clancy
Rep. J. Cobb
Rep. J. Hawkins
Rep. B. King
Rep. K. Lisonbee
Rep. J. Rohner
Rep. R. Shipp

Nays - 0

Absent - 3

Rep. K. Birkeland
Rep. C. Watkins
Rep. M. Wheatley

MOTION: Rep. Clancy moved to pass 1st Substitute H.B. 143 out favorably. The motion passed with a vote of 10 - 0 - 2.

Yeas - 10

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

Nays - 0

Absent - 2

Rep. K. Birkeland
Rep. C. Watkins

5. S.B. 21 Retirement and Independent Entities Amendments (*Harper, W.*)

Rep. Hawkins assumed the chair.

Sen. Harper introduced the bill.

MOTION: Rep. Shipp moved to pass S.B. 21 out favorably. The motion passed with a vote of 10 - 0 - 2.

Yeas - 10

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

Nays - 0

Absent - 2

Rep. K. Birkeland
Rep. C. Watkins

MOTION: Rep. Wheatley moved to adjourn. The motion passed with a vote of 10 - 0 - 2.

Yeas - 10

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

Nays - 0

Absent - 2

Rep. K. Birkeland
Rep. C. Watkins