



MINUTES

HOUSE JUDICIARY STANDING COMMITTEE

Tuesday, February 14, 2023 | 8:00 a.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
Lorna Wells, 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 8:12 a.m.

1. H.B. 328 Asbestos Litigation Amendments (*Brammer, B.*)

Chair Abbott stated that H.B. 328 would not be heard today.

2. H.B. 405 School Bus Owner Requirements (*Brammer, B.*)

Rep. Brady Brammer presented the bill.

Chair Abbott announced a few minutes recess while waiting for a Quorum.

Chair Abbott called the meeting back to order.

MOTION: Rep. Watkins moved to pass H.B. 405 out favorably. The motion passed with a vote of 7 - 0 - 5.

Yeas - 7

Rep. N. Abbott
Rep. C. Acton
Rep. J. Cobb
Rep. K. Lisonbee
Rep. J. Rohner
Rep. R. Shipp
Rep. C. Watkins

Nays - 0

Absent - 5

Rep. K. Birkeland
Rep. T. Clancy
Rep. J. Hawkins
Rep. B. King
Rep. M. Wheatley

MOTION: Rep. Lisonbee moved to place H.B. 405 on the Consent Calendar. The motion passed with a vote of 7 - 0 - 5.

Yeas - 7

Rep. N. Abbott
Rep. C. Acton
Rep. J. Cobb
Rep. K. Lisonbee
Rep. J. Rohner
Rep. R. Shipp
Rep. C. Watkins

Nays - 0

Absent - 5

Rep. K. Birkeland
Rep. T. Clancy
Rep. J. Hawkins
Rep. B. King
Rep. M. Wheatley

3. 1st Sub. H.B. 380 Competency to Stand Trial Amendments (*Watkins, C.*)

Rep. Watkins presented the bill.

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

Sam Knight, Defense Attorney's Association, spoke in favor of the bill.

MOTION: Rep. Lisonbee moved to replace 1st Substitute H.B. 380 with 3rd Substitute H.B. 380. The motion passed with a vote of 9 - 0 - 3.

Yeas - 9

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

Nays - 0

Absent - 3

Rep. T. Clancy
Rep. J. Hawkins
Rep. M. Wheatley

MOTION: Rep. Lisonbee moved to pass 3rd Substitute H.B. 380 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. B. King
Rep. K. Lisonbee
Rep. J. Rohner
Rep. R. Shipp
Rep. C. Watkins
Rep. M. Wheatley

Nays - 0

Absent - 2

Rep. T. Clancy
Rep. J. Hawkins

4. H.B. 383 Indigent Defense Amendments (*Wilcox, R.*)

Rep. Ryan Wilcox presented the bill.

MOTION: Rep. Cobb moved to pass H.B. 383 out favorably. The motion passed with a vote of 9 - 0 - 3.

Yeas - 9

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

Nays - 0

Absent - 3

Rep. T. Clancy
Rep. J. Hawkins
Rep. K. Lisonbee

MOTION: Rep. Birkeland moved to approve the minutes of the February 10, 2023 meeting. The motion passed with a vote of 9 - 0 - 3.

Yeas - 9

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

Nays - 0

Absent - 3

Rep. T. Clancy
Rep. J. Hawkins
Rep. K. Lisonbee

Chair Hawkins assumed the chair.

5. H.B. 385 Mentally Ill Offenders Amendments (*Abbott, N.*)

Rep. Abbott presented the bill.

Mark Moffat, Defense Attorney's Association, spoke in favor of the bill.

Will Carlson, Salt Lake County District Attorney's Office and representing the Statewide Association of Prosecutors and Public Attorneys, spoke in favor of the bill.

Nate Crippes, Public Affairs Supervising Attorney, Disability Law Center, spoke in favor of the bill.

MOTION: Rep. Birkeland moved to replace H.B. 385 with 1st Substitute H.B. 385. The motion passed with a vote of 11 - 0 - 1.

Yeas - 11

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

Nays - 0

Absent - 1

Rep. K. Lisonbee

MOTION: Rep. Birkeland moved to pass 1st Substitute H.B. 385 out favorably. The motion passed with a vote of 11 - 0 - 1.

Yeas - 11

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

Nays - 0

Absent - 1

Rep. K. Lisonbee

MOTION: Rep. Cobb moved to adjourn. The motion passed with a vote of 11 - 0 - 1.

Yeas - 11

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

Nays - 0

Absent - 1

Rep. K. Lisonbee

Chair Hawkins adjourned the meeting at 8:45 a.m.