



MINUTES

SENATE JUDICIARY, LAW ENFORCEMENT, AND CRIMINAL JUSTICE STANDING COMMITTEE

LEGISLATURE

Tuesday, February 14, 2023 | 4:00 p.m. | 210 Senate Building

Members Present:

Sen. Todd D. Weiler, Chair
Sen. Luz Escamilla
Sen. Michael S. Kennedy

Sen. Kirk A. Cullimore
Sen. Jerry W. Stevenson
Sen. Daniel W. Thatcher

Members Absent:

Staff Present:
Sarah Flanigan, Policy Analyst
Nancy Skidmore, Committee Secretary

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

Chair Weiler called the meeting to order at 4:16 p.m.

MOTION: Sen. Kennedy moved to approve the minutes of the February 13, 2023, meeting. The motion passed with a vote of 3 - 0 - 3.

Yeas - 3

Sen. L. Escamilla
Sen. M. Kennedy
Sen. T. Weiler

Nays - 0

Absent - 3

Sen. K. Cullimore
Sen. J. Stevenson
Sen. D. Thatcher

1. S.B. 57 Reproduction of Child Pornography Prohibition (Wilson, C.)

Sen. Wilson presented the bill with the assistance of Cynthia Poulson, Assistant Attorney General, Office of the Attorney General.

Nate Affleck, citizen, spoke in opposition to the bill.

Karina Barker, The Howell Group, spoke in favor of the bill.

MOTION: Sen. Escamilla moved to replace S.B. 57 with 2nd Substitute S.B. 57. The motion passed with a vote of 3 - 0 - 3.

Yeas - 3

Sen. L. Escamilla
Sen. M. Kennedy
Sen. T. Weiler

Nays - 0

Absent - 3

Sen. K. Cullimore
Sen. J. Stevenson
Sen. D. Thatcher

MOTION: Sen. Escamilla moved to pass 2nd Substitute S.B. 57 out favorably. The motion passed with a vote of 3 - 0 - 3.

Yeas - 3

Sen. L. Escamilla
Sen. M. Kennedy
Sen. T. Weiler

Nays - 0

Absent - 3

Sen. K. Cullimore
Sen. J. Stevenson
Sen. D. Thatcher

2. H.B. 47 Criminal Code Evaluation Task Force Sunset Extension (Gwynn, M.)

Rep. Gwynn presented the bill.

MOTION: Sen. Kennedy moved to amend H.B. 47 with Amendment #1. The motion passed with a vote of 3 - 0 - 3.

Amendment 1
H.B. 47

1. Page 3, Line 79:
79 (9) The task force is repealed July 1, [2023] {~~2027~~} 2033.

2. Page 3, Lines 86 through 87:
86 (4) Section 36-29-108, Criminal Code Evaluation Task Force, is repealed July 1,
87 [2023] {~~2027~~} 2033.

Yeas - 3

Sen. L. Escamilla
Sen. M. Kennedy
Sen. T. Weiler

Nays - 0

Absent - 3

Sen. K. Cullimore
Sen. J. Stevenson
Sen. D. Thatcher

MOTION: Sen. Kennedy moved to pass H.B. 47 out favorably. The motion passed with a vote of 3 - 0 - 3.

Yeas - 3

Sen. L. Escamilla
Sen. M. Kennedy
Sen. T. Weiler

Nays - 0

Absent - 3

Sen. K. Cullimore
Sen. J. Stevenson
Sen. D. Thatcher

3. H.B. 86 Firearm Reporting Requirements (*King, Brian S.*)

Barbara Gentry, Board Member, Gun Violence Prevention Center of Utah, spoke in favor of the bill.

Clark Aposhian, Chair, Utah Shooting Sports Council, spoke in favor of the bill.

MOTION: Sen. Kennedy moved to pass H.B. 86 out favorably. The motion passed with a vote of 3 - 0 - 3.

Yeas - 3

Sen. L. Escamilla
Sen. M. Kennedy
Sen. T. Weiler

Nays - 0

Absent - 3

Sen. K. Cullimore
Sen. J. Stevenson
Sen. D. Thatcher

4. 3rd Sub. H.B. 210 Justice Court Changes (*Hawkins, J.*)

Rep. Hawkins presented the bill.

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

Justin Lee, Director of Government Relations, Utah League of Cities and Towns, spoke in favor of the bill.

Robert Van Dyke, Kane County Attorney, spoke in opposition to the bill.

MOTION: Sen. Kennedy moved to pass 3rd Substitute H.B. 210 out favorably. The motion passed with a vote of 3 - 0 - 3.

Yeas - 3

Sen. L. Escamilla
Sen. M. Kennedy
Sen. T. Weiler

Nays - 0

Absent - 3

Sen. K. Cullimore
Sen. J. Stevenson
Sen. D. Thatcher

5. H.B. 107 Concealed Weapons Permit Fee Amendments (*Lisonbee, K.*)

Rep. Lisonbee presented the bill.

Clark Aposhian, Chair, Utah Shooting Sports Council, spoke in favor of the bill.

Barbara Gentry, Board Member, Gun Violence Prevention Center of Utah, spoke in opposition to the bill.

Skyler Burnside, citizen, spoke in favor of the bill.

Ethan Rawlins, student, Utah Valley University, spoke in favor of the bill.

MOTION: Sen. Kennedy moved to pass H.B. 107 out favorably. The motion passed with a vote of 2 - 1 - 3.

Yeas - 2

Sen. M. Kennedy
Sen. T. Weiler

Nays - 1

Sen. L. Escamilla

Absent - 3

Sen. K. Cullimore
Sen. J. Stevenson
Sen. D. Thatcher

6. 1st Sub. H.B. 246 Board of Pardons and Parole Amendments (*Rohner, J.*)

Rep. Rohner presented the bill with the assistance of Jared Jensen, Sergeant, Kaysville Police Department.

Brandon Merrill, Executive Director, Utah Homicide Survivors, spoke in favor of the bill.

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

Mark Moffat, Criminal Defense Attorney, spoke to the bill.

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

MOTION: Sen. Kennedy moved to pass 1st Substitute H.B. 246 out favorably. The motion passed with a vote of 3 - 0 - 3.

Yeas - 3

Sen. L. Escamilla
Sen. M. Kennedy
Sen. T. Weiler

Nays - 0

Absent - 3

Sen. K. Cullimore
Sen. J. Stevenson
Sen. D. Thatcher

Sen. Kennedy assumed the chair.

7. H.B. 259 Suicide Prevention in Correctional Facilities (*Moss, C.*)

Sen. Weiler presented the bill.

Arnold Butcher, citizen, spoke in opposition to the bill.

Mark Allen, citizen, spoke to the bill.

MOTION: Sen. Kennedy moved to replace H.B. 259 with 1st Substitute H.B. 259. The motion passed with a vote of 3 - 0 - 3.



Yeas - 3

Sen. L. Escamilla
Sen. M. Kennedy
Sen. T. Weiler

Nays - 0

Absent - 3

Sen. K. Cullimore
Sen. J. Stevenson
Sen. D. Thatcher

MOTION: Sen. Escamilla moved to pass 1st Substitute H.B. 259 out favorably. The motion passed with a vote of 3 - 0 - 3.

Yeas - 3

Sen. L. Escamilla
Sen. M. Kennedy
Sen. T. Weiler

Nays - 0

Absent - 3

Sen. K. Cullimore
Sen. J. Stevenson
Sen. D. Thatcher

MOTION: Sen. Weiler moved to adjourn. The motion passed with a vote of 3 - 0 - 3.

Yeas - 3

Sen. L. Escamilla
Sen. M. Kennedy
Sen. T. Weiler

Nays - 0

Absent - 3

Sen. K. Cullimore
Sen. J. Stevenson
Sen. D. Thatcher

Acting Chair Kennedy adjourned the meeting at 5:35 p.m.