



MINUTES

HOUSE LAW ENFORCEMENT AND CRIMINAL JUSTICE

STANDING COMMITTEE

LEGISLATURE

Monday, February 27, 2023 | 8:10 a.m. | 30 House Building

Members Present:

Rep. Ryan D. Wilcox, Chair
Rep. Matthew H. Gwynn, Vice Chair
Rep. Melissa G. Ballard
Rep. Jefferson S. Burton
Rep. Sahara Hayes
Rep. Sandra Hollins
Rep. Trevor Lee
Rep. Karianne Lisonbee
Rep. Andrew Stoddard

Rep. Stephen L. Whyte

Members Absent:

Rep. Katy Hall
Rep. Val L. Peterson
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.

Chair Gwynn called the meeting to order at 8:12 a.m.

MOTION: Rep. Ballard moved to approve the minutes of February 23, 2023. The motion passed with a vote of 7 - 0 - 6.

Yeas - 7

Rep. M. Ballard
Rep. J. Burton
Rep. M. Gwynn
Rep. S. Hayes
Rep. S. Hollins
Rep. T. Lee
Rep. S. Whyte

Nays - 0

Absent - 6

Rep. K. Hall
Rep. K. Lisonbee
Rep. V. Peterson
Rep. M. Schultz
Rep. A. Stoddard
Rep. R. Wilcox

1. H.B. 536 Student Drug Possession Amendments (Welton, D.)

Rep. Douglas Welton presented the bill.

Chase Clyde, Utah Education Association, spoke to the bill.

MOTION: Rep. Burton moved to pass H.B. 536 out favorably. The motion passed with a vote of 7 - 1 - 5.

Yeas - 7

Rep. M. Ballard
Rep. J. Burton
Rep. M. Gwynn
Rep. S. Hayes
Rep. T. Lee
Rep. K. Lisonbee
Rep. S. Whyte

Nays - 1

Rep. S. Hollins

Absent - 5

Rep. K. Hall
Rep. V. Peterson
Rep. M. Schultz
Rep. A. Stoddard
Rep. R. Wilcox

2. H.B. 517 Inmate Program Amendments (Ballard, M.G.)

Rep. Ballard presented the bill.

Virginia Robertson, Utah Prisoner Advocate Network (UPAN) and parent, spoke in support of the bill.

Dan Strong, Chair, Sentencing Commission, spoke to the bill.

Brian Nielson, Executive Director, Department of Corrections, spoke to the bill.

MOTION: Rep. Lee moved to hold H.B. 517. The motion failed with a vote of 2 - 6 - 5.

Yeas - 2
Rep. M. Gwynn
Rep. T. Lee

Nays - 6
Rep. M. Ballard
Rep. J. Burton
Rep. S. Hayes
Rep. S. Hollins
Rep. K. Lisonbee
Rep. S. Whyte

Absent - 5
Rep. K. Hall
Rep. V. Peterson
Rep. M. Schultz
Rep. A. Stoddard
Rep. R. Wilcox

MOTION: Rep. Burton moved to pass H.B. 517 out favorably. The motion passed with a vote of 6 - 2 - 5.

Yeas - 6
Rep. M. Ballard
Rep. J. Burton
Rep. S. Hayes
Rep. S. Hollins
Rep. K. Lisonbee
Rep. S. Whyte

Nays - 2
Rep. M. Gwynn
Rep. T. Lee

Absent - 5
Rep. K. Hall
Rep. V. Peterson
Rep. M. Schultz
Rep. A. Stoddard
Rep. R. Wilcox

3. 1st Sub. S.B. 212 Utah Communications Authority Amendments (*Harper, W.*)

Sen. Wayne Harper presented the bill.

Brian Gwilliam, Chief of Police, Lone Peak Police Department and representing the Chiefs of Police Association, spoke in support of the bill.

Colonel Michael Rapich, Department of Public Safety Deputy Commissioner, spoke in support of the bill.

David Spatafore, representing the Utah State Fire Chiefs Association (USFCA), spoke in support of the bill.

Clint Smith, Fire Chief, Draper City Fire Department and representing USFCA, spoke in support of the bill.

MOTION: Rep. Burton moved to pass 1st Substitute S.B. 212 out favorably. The motion passed with a vote of 8 - 0 - 5.

Yeas - 8
Rep. M. Ballard
Rep. J. Burton
Rep. M. Gwynn
Rep. S. Hayes
Rep. S. Hollins
Rep. T. Lee
Rep. K. Lisonbee
Rep. S. Whyte

Nays - 0

Absent - 5
Rep. K. Hall
Rep. V. Peterson
Rep. M. Schultz
Rep. A. Stoddard
Rep. R. Wilcox

Chair Gwynn recessed the meeting to give presenters time to arrive.

Chair Gwynn called the meeting back to order.

4. H.B. 503 Shooting Range Requirements (*Owens, D.*)

Rep. Doug Owens presented the bill.

MOTION: Rep. Lee moved to replace H.B. 503 with 1st Substitute H.B. 503. The motion passed with a vote of 7 - 0 - 6.

Yeas - 7

Rep. J. Burton
Rep. M. Gwynn
Rep. S. Hayes
Rep. S. Hollins
Rep. T. Lee
Rep. A. Stoddard
Rep. S. Whyte

Nays - 0

Absent - 6

Rep. M. Ballard
Rep. K. Hall
Rep. K. Lisonbee
Rep. V. Peterson
Rep. M. Schultz
Rep. R. Wilcox

MOTION: Rep. Lee moved to pass 1st Substitute H.B. 503 out favorably. The motion passed with a vote of 7 - 0 - 6.

Yeas - 7

Rep. J. Burton
Rep. M. Gwynn
Rep. S. Hayes
Rep. S. Hollins
Rep. T. Lee
Rep. A. Stoddard
Rep. S. Whyte

Nays - 0

Absent - 6

Rep. M. Ballard
Rep. K. Hall
Rep. K. Lisonbee
Rep. V. Peterson
Rep. M. Schultz
Rep. R. Wilcox

5. 1st Sub. S.B. 188 Inmate Amendments (Escamilla, L.)

Sen. Luz Escamilla presented the bill.

Wendy Parmley, UPAN, spoke in support of the bill.

Virginia Robertson spoke in support of the bill.

MOTION: Rep. Burton moved to replace 1st Substitute S.B. 188 with 2nd Substitute S.B. 188. The motion passed with a vote of 7 - 0 - 6.

Yeas - 7

Rep. J. Burton
Rep. M. Gwynn
Rep. S. Hayes
Rep. S. Hollins
Rep. T. Lee
Rep. A. Stoddard
Rep. S. Whyte

Nays - 0

Absent - 6

Rep. M. Ballard
Rep. K. Hall
Rep. K. Lisonbee
Rep. V. Peterson
Rep. M. Schultz
Rep. R. Wilcox

MOTION: Rep. Burton moved to pass 2nd Substitute S.B. 188 out favorably. The motion passed with a vote of 7 - 0 - 6.

Yeas - 7

Rep. J. Burton
Rep. M. Gwynn
Rep. S. Hayes
Rep. S. Hollins
Rep. T. Lee
Rep. A. Stoddard
Rep. S. Whyte

Nays - 0

Absent - 6

Rep. M. Ballard
Rep. K. Hall
Rep. K. Lisonbee
Rep. V. Peterson
Rep. M. Schultz
Rep. R. Wilcox

6. 1st Sub. S.B. 58 Background Check Amendments (*Fillmore, L.*)

Rep. Stoddard presented the bill.

David Spatafore, representing the Chiefs of Police Association and the Law Enforcement Legislative Committee, spoke in opposition to the bill.

Lt. Gordon Worsencroft, Salt Lake City Police Department, spoke in opposition to the bill.

Steve Burton, Utah Association of Criminal Defense Attorneys, spoke in support of the bill.

MOTION: Rep. Lee moved to hold 1st Substitute S.B. 58.

SUBSTITUTE MOTION: Rep. Stoddard moved to pass 1st Substitute S.B. 58 out favorably. The substitute motion failed with a vote of 4 - 4 - 5.

Yeas - 4

Rep. S. Hayes
Rep. S. Hollins
Rep. A. Stoddard
Rep. R. Wilcox

Nays - 4

Rep. J. Burton
Rep. M. Gwynn
Rep. T. Lee
Rep. S. Whyte

Absent - 5

Rep. M. Ballard
Rep. K. Hall
Rep. K. Lisonbee
Rep. V. Peterson
Rep. M. Schultz

7. 3rd Sub. S.B. 156 Investigative Genetic Genealogy Modifications (*Weiler, T.*)

Sen. Todd Weiler presented the bill with the assistance of Erin Ryan, Sherry Black Foundation.

Maryann Christensen, Utah Eagle Forum, spoke in support of the bill.

Ben Pender, detective, Unified Police Department, spoke in support of the bill.

Connor Boyack, Libertas Institute, spoke in opposition to the bill.

William Hains, Assistant Solicitor General, Utah Attorney General's Office, spoke in support of the bill.

Steve Burton spoke to the bill.

Heather Anderson, Utah Association of Special Districts, spoke to the bill.

MOTION: Rep. Burton moved to pass 3rd Substitute S.B. 156 out favorably. The motion passed with a vote of 8 - 0 - 5.

Yeas - 8

Rep. J. Burton
Rep. M. Gwynn
Rep. S. Hayes
Rep. S. Hollins
Rep. T. Lee
Rep. A. Stoddard
Rep. S. Whyte
Rep. R. Wilcox

Nays - 0

Absent - 5

Rep. M. Ballard
Rep. K. Hall
Rep. K. Lisonbee
Rep. V. Peterson
Rep. M. Schultz

8. S.B. 226 Electronic Information or Data Privacy Act Amendments (*Weiler, T.*)

Sen. Weiler presented the bill.

MOTION: Rep. Stoddard moved to pass S.B. 226 out favorably. The motion passed with a vote of 8 - 0 - 5.

Yeas - 8

Rep. J. Burton
Rep. M. Gwynn
Rep. S. Hayes
Rep. S. Hollins
Rep. T. Lee
Rep. A. Stoddard
Rep. S. Whyte
Rep. R. Wilcox

Nays - 0

Absent - 5

Rep. M. Ballard
Rep. K. Hall
Rep. K. Lisonbee
Rep. V. Peterson
Rep. M. Schultz

9. H.B. 502 Social Work Licensure Compact Amendments (*Hollins, S.*)

H.B. 502 was not heard at the request of the sponsor.

10. H.B. 540 Employment of Minors Requirements (*Petersen, M.*)

H.B. 540 was not heard at the request of the sponsor.

MOTION: Chair Wilcox moved to adjourn. The motion passed with a vote of 8 - 0 - 5.

Yeas - 8

Rep. J. Burton
Rep. M. Gwynn
Rep. S. Hayes
Rep. S. Hollins
Rep. T. Lee
Rep. A. Stoddard
Rep. S. Whyte
Rep. R. Wilcox

Nays - 0

Absent - 5

Rep. M. Ballard
Rep. K. Hall
Rep. K. Lisonbee
Rep. V. Peterson
Rep. M. Schultz

Chair Gwynn adjourned the meeting at 9:57 a.m.