



MINUTES

SENATE JUDICIARY, LAW ENFORCEMENT, AND CRIMINAL JUSTICE STANDING COMMITTEE

LEGISLATURE

Wednesday, January 17, 2024 | 2:00 p.m. | 210 Senate Building

Members Present:

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

Members Absent:

Sen. Jerry W Stevenson
Sen. Daniel W. Thatcher

Staff Present:

Lacey Johnson, 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 2:10 p.m.

1. S.B. 89 Social Media Modifications (Cullimore, K. A.)

Sen. Culimore presented the bill.

MOTION: Sen. Kennedy moved to pass S.B. 89 out favorably. The motion passed with a vote of 4 - 0 - 2.

Yeas - 4

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

Nays - 0

Absent - 2

Sen. J. Stevenson
Sen. D. Thatcher

2. S.B. 50 Aggravated Assault Modifications (Kennedy, M.)

Sen. Kennedy presented the bill with the assistance of Will Carlson, Deputy District Attorney, Salt Lake County District Attorney's Office.

Mark Moffat, Criminal Defense Lawyer, Brown, Bradshaw & Moffat, spoke in opposition to the bill.

Richard Mauro, Executive Director, Salt Lake Legal Defenders Association, spoke in opposition to the bill.

Adam Pomeroy, Assistant Attorney General, Attorney General's Office, spoke in favor of the bill.

Lindsay Burrows, citizen, spoke in favor of the bill.

Steve Burton, Criminal Defense Attorney, Defense Criminal Association, spoke in opposition to the bill.

Marlesse Jones, Director, Victim Services Commission, spoke in favor of the bill.

MOTION: Sen. Kennedy moved to hold the bill. 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. S.B. 48 County Correctional Facility Reimbursement Amendments (Owens, D.R.)

Sen. Owens presented the bill with the assistance of Tom Ross, Executive Director, Commission on Criminal and Juvenile Justice.

Sheriff Chad Jensen, President, Utah Sheriffs Association, spoke in favor of the bill.

Spencer Turley, Correctional Administrator, Department of Corrections, spoke in favor of the bill.

Zeke Lee, Legislative Affairs Manager, Utah Association of Counties, spoke in favor of the bill.

MOTION: Sen. Kennedy moved to pass S.B. 48 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. S.B. 62 Dog Related Liability Amendments (Fillmore, L.)

Sen. Fillmore presented the bill with the assistance of Jake Lee, Attorney, Utah Association for Justice.

MOTION: Sen. Kennedy moved to pass S.B. 62 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. S.J.R. 4 Proposal to Amend Utah Constitution – Effective Dates of Legislation (Fillmore, L.)

Sen. Fillmore presented the bill.

MOTION: Sen. Kennedy moved to pass S.J.R. 4 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

6. S.B. 66 Criminal Offense Amendments (Kwan, K.)

Sen. Kwan presented the bill.

MOTION: Sen. Kennedy moved to pass S.B. 66 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

7. S.B. 76 Evidence Retention Amendments (Harper, W.)

Sen. Harper presented the bill.

Nate Mutter, Assistant Chief Investigator, Attorney General's Office, spoke in favor of the bill.

Tom Ross, Executive Director, Commission on Criminal and Juvenile Justice, spoke in favor of the bill.

Brady Cottam, Police Chief, Taylorsville, spoke in favor of the bill.

MOTION: Sen. Kennedy moved to pass S.B. 76 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

8. S.B. 88 Juvenile Justice Amendments (*Pitcher, S.*)

Sen. Pitcher presented the bill.

Tom Ross, Executive Director, Commission on Criminal and Juvenile Justice, spoke in favor of the bill.

Pamela Vickrey, Executive Director, Utah Juvenile Defender Attorneys, spoke in favor of the bill.

MOTION: Sen. Kennedy moved to pass S.B. 88 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.

9. S.B. 70 Judiciary Amendments (*Weiler, T.*)

Sen. Weiler presented the bill with the assistance of Michael Drexel, Administrative Office of the Courts.

MOTION: Acting Chair Kennedy moved to pass S.B. 70 out favorably. The motion passed with a vote of 4 - 0 - 2.

Yeas - 4

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

Nays - 0

Absent - 2

Sen. J. Stevenson
Sen. D. Thatcher

10. S.B. 79 Estate Planning Recodification (*Weiler, T.*)

Sen. Weiler presented the bill with the assistance of Jacqueline Carlton, Associate General Counsel, Office of Legislative Research and General Counsel.

Charles Livsey, Attorney, Ray Quinney & Nebeker, spoke in opposition to the bill.

Langdon Owen, Attorney, Cohn Kinghorn PC, spoke in opposition to the bill.

MOTION: Sen. Escamilla moved to pass S.B. 79 out favorably. The motion passed with a vote of 4 - 0 - 2.

Yeas - 4

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

Nays - 0

Absent - 2

Sen. J. Stevenson
Sen. D. Thatcher

11. S.R. 1 Senate Rules Resolution - Senate Judicial Confirmation Committee (Weiler, T.)

Sen. Weiler presented the bill.

MOTION: Acting Chair Kennedy moved to pass S.R. 1 out favorably. The motion passed with a vote of 4 - 0 - 2.

Yeas - 4

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

Nays - 0

Absent - 2

Sen. J. Stevenson
Sen. D. Thatcher

MOTION: Sen. Weiler moved to approve the minutes of the February 2, 2023 meeting. The motion passed with a vote of 4 - 0 - 2.

Yeas - 4

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

Nays - 0

Absent - 2

Sen. J. Stevenson
Sen. D. Thatcher

MOTION: Sen. Weiler moved to adjourn. The motion passed with a vote of 4 - 0 - 2.

Yeas - 4

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

Nays - 0

Absent - 2

Sen. J. Stevenson
Sen. D. Thatcher

Acting Chair Kennedy adjourned the meeting at 3:51 p.m.