



MINUTES

HOUSE HEALTH AND HUMAN SERVICES STANDING COMMITTEE

LEGISLATURE

Thursday, February 8, 2024 | 2:00 p.m. | 30 House Building

Members Present:

Rep. Ken Ivory, Chair
 Rep. Cheryl K. Acton, Vice Chair
 Rep. Stewart E. Barlow
 Rep. Jennifer Dailey-Provost
 Rep. Steve Eliason
 Rep. Stephanie Gricius
 Rep. Sandra Hollins
 Rep. Tim Jimenez
 Rep. Marsha Judkins

Rep. Rosemary T. Lesser
 Rep. Raymond P. Ward

Members Absent:

Rep. Anthony E. Loubet
 Rep. Matt MacPherson
 Rep. Robert M. Spendlove

Staff Present:

Lisa Sorensen, Policy Analyst
 Karen C. Allred, Committee Secretary

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

Chair Acton called the meeting to order at 2:31 p.m.

Rep. Ivory moved to approve the minutes of the Thursday, February 5, 2024.

Rep. Ivory withdrew the motion.

1. H.B. 194 Child Placement Amendments (Watkins, C.)

Rep. Christine Watkins presented the bill.

Nicoleen Peck, President, Worldwide Organization for Women, spoke in favor of the bill.

Martin Munoz, Kids Count Director, Voices for Utah Children, spoke in favor of the bill.

MOTION: Rep. Judkins moved to replace H.B. 194 with 1st Substitute H.B. 194. The motion passed with a vote of 8 - 0 - 6.

Yeas - 8

Rep. C. Acton
 Rep. S. Barlow
 Rep. S. Eliason
 Rep. S. Hollins
 Rep. K. Ivory
 Rep. T. Jimenez
 Rep. M. Judkins
 Rep. R. Lesser

Nays - 0

Absent - 6

Rep. J. Dailey-Provost
 Rep. S. Gricius
 Rep. A. Loubet
 Rep. M. MacPherson
 Rep. R. Spendlove
 Rep. R. Ward

MOTION: Chair Ivory moved to pass 1st Substitute H.B. 194 out favorably. The motion passed with a vote of 8 - 0 - 6.

Yeas - 8

Rep. C. Acton
Rep. S. Barlow
Rep. S. Eliason
Rep. S. Hollins
Rep. K. Ivory
Rep. T. Jimenez
Rep. M. Judkins
Rep. R. Lesser

Nays - 0

Absent - 6

Rep. J. Dailey-Provost
Rep. S. Gricius
Rep. A. Loubet
Rep. M. MacPherson
Rep. R. Spendlove
Rep. R. Ward

MOTION: Chair Ivory moved to place 1st Substitute H.B. 194 on the Consent Calendar. The motion passed with a vote of 8 - 0 - 6.

Yeas - 8

Rep. C. Acton
Rep. S. Barlow
Rep. S. Eliason
Rep. S. Hollins
Rep. K. Ivory
Rep. T. Jimenez
Rep. M. Judkins
Rep. R. Lesser

Nays - 0

Absent - 6

Rep. J. Dailey-Provost
Rep. S. Gricius
Rep. A. Loubet
Rep. M. MacPherson
Rep. R. Spendlove
Rep. R. Ward

2. H.B. 422 Public Health Orders Amendments (*Barlow, S.*)

Rep. Stewart Barlow presented the bill.

MOTION: Rep. Judkins moved to pass H.B. 422 out favorably. The motion passed with a vote of 7 - 0 - 7.

Yeas - 7

Rep. C. Acton
Rep. S. Barlow
Rep. S. Eliason
Rep. S. Hollins
Rep. K. Ivory
Rep. T. Jimenez
Rep. M. Judkins

Nays - 0

Absent - 7

Rep. J. Dailey-Provost
Rep. S. Gricius
Rep. R. Lesser
Rep. A. Loubet
Rep. M. MacPherson
Rep. R. Spendlove
Rep. R. Ward

MOTION: Rep. Eliason moved to place H.B. 422 on the Consent Calendar. The motion passed with a vote of 8 - 0 - 6.

Yeas - 8

Rep. C. Acton
Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Hollins
Rep. K. Ivory
Rep. T. Jimenez
Rep. M. Judkins

Nays - 0

Absent - 6

Rep. S. Gricius
Rep. R. Lesser
Rep. A. Loubet
Rep. M. MacPherson
Rep. R. Spendlove
Rep. R. Ward

3. H.B. 390 Newborn Safe Haven Amendments (*Birkeland, K.*)

Rep. Kera Birkeland presented the bill.

MOTION: Rep. Judkins moved to replace H.B. 390 with 1st Substitute H.B. 390. The motion passed with a vote of 8 - 0 - 6.

Yeas - 8

Rep. C. Acton
Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Hollins
Rep. K. Ivory
Rep. T. Jimenez
Rep. M. Judkins

Nays - 0

Absent - 6

Rep. S. Gricius
Rep. R. Lesser
Rep. A. Loubet
Rep. M. MacPherson
Rep. R. Spendlove
Rep. R. Ward

MOTION: Rep. Judkins moved to pass 1st Substitute H.B. 390 out favorably. The motion passed with a vote of 8 - 0 - 6.

Yeas - 8

Rep. C. Acton
Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Hollins
Rep. K. Ivory
Rep. T. Jimenez
Rep. M. Judkins

Nays - 0

Absent - 6

Rep. S. Gricius
Rep. R. Lesser
Rep. A. Loubet
Rep. M. MacPherson
Rep. R. Spendlove
Rep. R. Ward

MOTION: Chair Ivory moved to place 1st Substitute H.B. 390 on the Consent Calendar. The motion passed with a vote of 8 - 0 - 6.

Yeas - 8

Rep. C. Acton
Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Hollins
Rep. K. Ivory
Rep. T. Jimenez
Rep. M. Judkins

Nays - 0

Absent - 6

Rep. S. Gricius
Rep. R. Lesser
Rep. A. Loubet
Rep. M. MacPherson
Rep. R. Spendlove
Rep. R. Ward

4. H.B. 416 Nonprofit Hospital Amendments (Dailey-Provost, J.)

Rep. Jennifer Dailey-Provost presented the bill.

Francis Gibson, President/Chief Executive Officer, Utah Hospital Association, spoke in favor of the bill.

MOTION: Chair Ivory moved to go to the next item on the agenda. The motion passed with a vote of 9 - 0 - 5.

Yeas - 9

Rep. C. Acton
Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Hollins
Rep. K. Ivory
Rep. T. Jimenez
Rep. M. Judkins
Rep. R. Lesser

Nays - 0

Absent - 5

Rep. S. Gricius
Rep. A. Loubet
Rep. M. MacPherson
Rep. R. Spendlove
Rep. R. Ward

5. H.B. 224 Medical Surgery Amendments (Judkins, M.)

Rep. Judkins presented the bill.

Nicoleen Peck, President, Worldwide Organization for Women, spoke in favor of the bill.

Michele McOmber, Chief Executive Officer, Utah Medical Association spoke to the bill.

MOTION: Rep. Lesser moved to amend H.B. 224 with Amendment #1. The motion passed with a vote of 8 - 0 - 6.

Amendment 1
H.B. 224

1. Page 5, Line 147 through Page 6, Line 159:

147 (b) "Primary sex characteristic surgical procedure" does not include:
148 (i) surgery or other procedures or treatments performed on an individual who:
149 (A) is born with external biological sex characteristics that are irresolvably ambiguous;
150 (B) is born with 46, XX chromosomes with virilization;
151 (C) is born with 46, XY chromosomes with undervirilization;
152 (D) has both ovarian and testicular tissue; or
153 (E) has been diagnosed by a physician, based on genetic or biochemical testing, with a
154 sex development disorder characterized by abnormal sex chromosome structure, sex steroid
155 hormone production, or sex steroid hormone action for a male or female; or
156 (ii) removing a body part{~~+~~
157 ~~(A)~~}because the body part is cancerous or diseased; or
158 ~~(B)~~ (iii) any medical procedure for a reason that is medically necessary, other than to effectuate or
facilitate an
159 individual's attempted sex change.

2. Page 6, Lines 166 through 178:

166 (b) "Secondary sex characteristic surgical procedure" does not include:
167 (i) surgery or other procedures or treatments performed on an individual who:
168 (A) is born with external biological sex characteristics that are irresolvably ambiguous;
169 (B) is born with 46, XX chromosomes with virilization;
170 (C) is born with 46, XY chromosomes with undervirilization;
171 (D) has both ovarian and testicular tissue; or
172 (E) has been diagnosed by a physician, based on genetic or biochemical testing, with a
173 sex development disorder characterized by abnormal sex chromosome structure, sex steroid
174 hormone production, or sex steroid hormone action for a male or female; or
175 (ii) removing a body ~~{part:~~
176 ~~(A)~~}because the body part is cancerous or diseased; or
177 ~~(B)~~ (iii) any medical procedure for a reason that is medically necessary, other than to effectuate or
facilitate an
178 individual's attempted sex change.

3. Page 11, Lines 307 through 319:

307 (b) "Primary sex characteristic surgical procedure" does not include:
308 (i) surgery or other procedures or treatments performed on an individual who:
309 (A) is born with external biological sex characteristics that are irresolvably ambiguous;
310 (B) is born with 46, XX chromosomes with virilization;
311 (C) is born with 46, XY chromosomes with undervirilization;
312 (D) has both ovarian and testicular tissue; or
313 (E) has been diagnosed by a physician, based on genetic or biochemical testing, with a
314 sex development disorder characterized by abnormal sex chromosome structure, sex steroid
315 hormone production, or sex steroid hormone action for a male or female; or
316 (ii) removing a body part{~~+~~
317 ~~(A)~~}because the body part is cancerous or diseased; or
318 ~~(B)~~ (iii) any medical procedure for a reason that is medically necessary, other than to effectuate or
facilitate an
319 individual's attempted sex change.

4. Page 11, Line 326 through Page 12, Line 338:

326 (b) "Secondary sex characteristic surgical procedure" does not include:
 327 (i) surgery or other procedures or treatments performed on an individual who:
 328 (A) is born with external biological sex characteristics that are irresolvably ambiguous;
 329 (B) is born with 46, XX chromosomes with virilization;
 330 (C) is born with 46, XY chromosomes with undervirilization;
 331 (D) has both ovarian and testicular tissue; or
 332 (E) has been diagnosed by a physician, based on genetic or biochemical testing, with a
 333 sex development disorder characterized by abnormal sex chromosome structure, sex steroid
 334 hormone production, or sex steroid hormone action for a male or female; or
 335 (ii) removing a body part{~~±~~
 336 ~~(A)~~}because the body part is cancerous or diseased; or
 337 ~~(B)~~ (iii) any medical procedure for a reason that is medically necessary, other than to effectuate or
 facilitate an
 338 individual's attempted sex change.

Yeas - 8

Nays - 0

Absent - 6

Rep. C. Acton
 Rep. S. Barlow
 Rep. S. Eliason
 Rep. S. Hollins
 Rep. K. Ivory
 Rep. T. Jimenez
 Rep. M. Judkins
 Rep. R. Lesser

Rep. J. Dailey-Provost
 Rep. S. Gricius
 Rep. A. Loubet
 Rep. M. MacPherson
 Rep. R. Spendlove
 Rep. R. Ward

MOTION: Rep. Lesser moved to amend H.B. 224 with Amendment #2. The motion passed with a vote of 8 - 0 - 6.

Amendment 2
 H.B. 224

1. Page 5, Line 147 through Page 6, Line 159:

147 (b) "Primary sex characteristic surgical procedure" does not include:
 148 (i) surgery or other procedures or treatments performed on an individual who:
 149 (A) is born with external biological sex characteristics that are irresolvably ambiguous;
 150 (B) is born with 46, XX chromosomes with virilization;
 151 (C) is born with 46, XY chromosomes with undervirilization;
 152 (D) has both ovarian and testicular tissue; or
 153 (E) has been diagnosed by a physician, based on genetic or biochemical testing, with a
 154 sex development disorder characterized by abnormal sex chromosome structure, sex steroid
 155 hormone production, or sex steroid hormone action for a male or female; or
 156 (ii) removing a body part{~~±~~
 157 ~~(A)~~}because the body part is cancerous or diseased; or
 158 ~~(B)~~ (iii) any medical procedure for a reason that is medically necessary, other than to effectuate or
 facilitate an
 159 individual's attempted sex change.

2. Page 6, Lines 166 through 178:

166 (b) "Secondary sex characteristic surgical procedure" does not include:
 167 (i) surgery or other procedures or treatments performed on an individual who:
 168 (A) is born with external biological sex characteristics that are irresolvably ambiguous;
 169 (B) is born with 46, XX chromosomes with virilization;
 170 (C) is born with 46, XY chromosomes with undervirilization;
 171 (D) has both ovarian and testicular tissue; or
 172 (E) has been diagnosed by a physician, based on genetic or biochemical testing, with a
 173 sex development disorder characterized by abnormal sex chromosome structure, sex steroid
 174 hormone production, or sex steroid hormone action for a male or female; or
 175 (ii) removing a body part{~~±~~
 176 ~~(A)~~} because the body part is cancerous or diseased; or
 177 ~~(B)~~ (iii) any medical procedure for a reason that is medically necessary, other than to effectuate or
 facilitate an

178 individual's attempted sex change.

3. Page 11, Lines 307 through 319:

307 (b) "Primary sex characteristic surgical procedure" does not include:
 308 (i) surgery or other procedures or treatments performed on an individual who:
 309 (A) is born with external biological sex characteristics that are irresolvably ambiguous;
 310 (B) is born with 46, XX chromosomes with virilization;
 311 (C) is born with 46, XY chromosomes with undervirilization;
 312 (D) has both ovarian and testicular tissue; or
 313 (E) has been diagnosed by a physician, based on genetic or biochemical testing, with a
 314 sex development disorder characterized by abnormal sex chromosome structure, sex steroid
 315 hormone production, or sex steroid hormone action for a male or female; or
 316 (ii) removing a body part{=:
 317 ~~(A)~~}because the body part is cancerous or diseased; or
 318 ~~(B)~~ (iii) any medical procedure for a reason that is medically necessary, other than to effectuate or
 facilitate an
 319 individual's attempted sex change.

4. Page 11, Line 326 through Page 12, Line 338:

326 (b) "Secondary sex characteristic surgical procedure" does not include:
 327 (i) surgery or other procedures or treatments performed on an individual who:
 328 (A) is born with external biological sex characteristics that are irresolvably ambiguous;
 329 (B) is born with 46, XX chromosomes with virilization;
 330 (C) is born with 46, XY chromosomes with undervirilization;
 331 (D) has both ovarian and testicular tissue; or
 332 (E) has been diagnosed by a physician, based on genetic or biochemical testing, with a
 333 sex development disorder characterized by abnormal sex chromosome structure, sex steroid
 334 hormone production, or sex steroid hormone action for a male or female; or
 335 (ii) removing a body part{=:
 336 ~~(A)~~}because the body part is cancerous or diseased; or
 337 ~~(B)~~ (iii) any medical procedure for a reason that is medically necessary, other than to effectuate or
 facilitate an
 338 individual's attempted sex change.

Yeas - 8

Rep. C. Acton
 Rep. S. Barlow
 Rep. S. Eliason
 Rep. S. Hollins
 Rep. K. Ivory
 Rep. T. Jimenez
 Rep. M. Judkins
 Rep. R. Lesser

Nays - 0

Absent - 6

Rep. J. Dailey-Provost
 Rep. S. Gricius
 Rep. A. Loubet
 Rep. M. MacPherson
 Rep. R. Spendlove
 Rep. R. Ward

MOTION: Rep. Lesser moved to pass H.B. 224 out favorably. The motion passed with a vote of 8 - 0 - 6.

Yeas - 8

Rep. C. Acton
 Rep. S. Barlow
 Rep. S. Eliason
 Rep. S. Hollins
 Rep. K. Ivory
 Rep. T. Jimenez
 Rep. M. Judkins
 Rep. R. Lesser

Nays - 0

Absent - 6

Rep. J. Dailey-Provost
 Rep. S. Gricius
 Rep. A. Loubet
 Rep. M. MacPherson
 Rep. R. Spendlove
 Rep. R. Ward

MOTION: Rep. Jimenez moved to saunter. The motion passed with a vote of 8 - 0 - 6.

Yeas - 8

Rep. C. Acton
Rep. S. Barlow
Rep. S. Eliason
Rep. S. Hollins
Rep. K. Ivory
Rep. T. Jimenez
Rep. M. Judkins
Rep. R. Lesser

Nays - 0

Absent - 6

Rep. J. Dailey-Provost
Rep. S. Gricius
Rep. A. Loubet
Rep. M. MacPherson
Rep. R. Spendlove
Rep. R. Ward

Chair Acton reconvened the meeting at 3:39 p.m.

6. H.B. 324 Disability Services Amendments (*Ballard, M.G.*)

Melissa G. Ballard presented the bill with the assistance of Karina Rasmussen, Director, Huntsman Mental Health Institute, and Ross Van Vranken, Executive Director, Huntsman Mental Health Institute.

Andrew Riggle, Public Policy Advocate, Disability Law Center, spoke in favor of the bill.

Paige Meek, Salt Lake City, Utah, spoke in favor of the bill.

MOTION: Rep. Eliason moved to replace H.B. 324 with 3rd Substitute H.B. 324. The motion passed with a vote of 7 - 0 - 7.

Yeas - 7

Rep. C. Acton
Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Gricius
Rep. M. Judkins
Rep. R. Ward

Nays - 0

Absent - 7

Rep. S. Hollins
Rep. K. Ivory
Rep. T. Jimenez
Rep. R. Lesser
Rep. A. Loubet
Rep. M. MacPherson
Rep. R. Spendlove

MOTION: Rep. Eliason moved to pass 3rd Substitute H.B. 324 out favorably. The motion passed with a vote of 7 - 0 - 7.

Yeas - 7

Rep. C. Acton
Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Gricius
Rep. M. Judkins
Rep. R. Ward

Nays - 0

Absent - 7

Rep. S. Hollins
Rep. K. Ivory
Rep. T. Jimenez
Rep. R. Lesser
Rep. A. Loubet
Rep. M. MacPherson
Rep. R. Spendlove

7. H.B. 451 Foster Care Amendments (*Gricius, S.*)

Rep. Stephanie Gricius presented the bill.

Nicoleen Peck, President, Worldwide Organization for Women, spoke in favor of the bill.

MOTION: Rep. Judkins moved to replace H.B. 451 with 1st Substitute H.B. 451. The motion passed with a vote of 7 - 0 - 7.

Yeas - 7

Rep. C. Acton
Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Gricius
Rep. M. Judkins
Rep. R. Ward

Nays - 0

Absent - 7

Rep. S. Hollins
Rep. K. Ivory
Rep. T. Jimenez
Rep. R. Lesser
Rep. A. Loubet
Rep. M. MacPherson
Rep. R. Spendlove

MOTION: Rep. Judkins moved to pass 1st Substitute H.B. 451 out favorably. The motion passed with a vote of 7 - 0 - 7.

Yeas - 7

Rep. C. Acton
Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Gricius
Rep. M. Judkins
Rep. R. Ward

Nays - 0

Absent - 7

Rep. S. Hollins
Rep. K. Ivory
Rep. T. Jimenez
Rep. R. Lesser
Rep. A. Loubet
Rep. M. MacPherson
Rep. R. Spendlove

MOTION: Rep. Ward moved to place 1st Substitute H.B. 451 on the Consent Calendar. The motion passed with a vote of 8 - 0 - 6.

Yeas - 8

Rep. C. Acton
Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Gricius
Rep. T. Jimenez
Rep. M. Judkins
Rep. R. Ward

Nays - 0

Absent - 6

Rep. S. Hollins
Rep. K. Ivory
Rep. R. Lesser
Rep. A. Loubet
Rep. M. MacPherson
Rep. R. Spendlove

MOTION: Rep. Judkins moved to approve the minutes of the February 5, 2024 meeting.. The motion passed with a vote of 7 - 0 - 7.

Yeas - 7

Rep. C. Acton
Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Gricius
Rep. M. Judkins
Rep. R. Ward

Nays - 0

Absent - 7

Rep. S. Hollins
Rep. K. Ivory
Rep. T. Jimenez
Rep. R. Lesser
Rep. A. Loubet
Rep. M. MacPherson
Rep. R. Spendlove

MOTION: Rep. Jimenez moved to adjourn. The motion passed with a vote of 8 - 0 - 6.

Yeas - 8

Rep. C. Acton
Rep. S. Barlow
Rep. J. Dailey-Provost
Rep. S. Eliason
Rep. S. Gricius
Rep. T. Jimenez
Rep. M. Judkins
Rep. R. Ward

Nays - 0

Absent - 6

Rep. S. Hollins
Rep. K. Ivory
Rep. R. Lesser
Rep. A. Loubet
Rep. M. MacPherson
Rep. R. Spendlove

Chair Acton adjourned the meeting at 4:12 p.m.

