



UTAH STATE

LEGISLATURE

# DRAFT MINUTES

## SENATE GOVERNMENT OPERATIONS AND POLITICAL SUBDIVISIONS STANDING COMMITTEE

Tuesday, February 27, 2024 | 4:02 p.m. | 220 Senate Building

**Members Present:**

Sen. Daniel W. Thatcher, Chair  
Sen. Ronald M. Winterton, Vice Chair  
Sen. David G. Buxton  
Sen. John D. Johnson  
Sen. Stephanie Pitcher  
Sen. Jen Plumb

**Members Absent:**

President J. Stuart Adams  
Sen. Evan J. Vickers

**Staff Present:**

Nathan W. Brady, 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](http://www.le.utah.gov).

Chair Thatcher called the meeting to order at 4:03 p.m.

**MOTION:** Sen. Winterton moved to approve the minutes of the February 26, 2024 meeting. The motion passed with a vote of 5 - 0 - 3.

Yeas - 5  
Sen. D. Buxton  
Sen. J. Johnson  
Sen. J. Plumb  
Sen. D. Thatcher  
Sen. R. Winterton

Nays - 0

Absent - 3  
Sen. J. Adams  
Sen. S. Pitcher  
Sen. E. Vickers

### 1. 1st Sub. H.B. 404 Public Entity Restrictions (*Pierucci, C.*)

**MOTION:** Sen. Johnson moved to replace 1st Substitute H.B. 404 with 2nd Substitute H.B. 404. The motion passed with a vote of 5 - 0 - 3.

Yeas - 5  
Sen. D. Buxton  
Sen. J. Johnson  
Sen. J. Plumb  
Sen. D. Thatcher  
Sen. R. Winterton

Nays - 0

Absent - 3  
Sen. J. Adams  
Sen. S. Pitcher  
Sen. E. Vickers

Rep. Candice Pierucci presented the bill.

Whit Cook, Vice Chair Utah Republican Veterans Caucus spoke in favor of the bill.

Michael Lucci, State Armor Action, spoke in favor of the bill.

**MOTION:** Sen. Johnson moved to pass 2nd Substitute H.B. 404 out favorably. The motion passed with a vote of 6 - 0 - 2.

Yeas - 6  
Sen. D. Buxton  
Sen. J. Johnson  
Sen. S. Pitcher  
Sen. J. Plumb  
Sen. D. Thatcher  
Sen. R. Winterton

Nays - 0

Absent - 2  
Sen. J. Adams  
Sen. E. Vickers

**2. 1st Sub. H.B. 538 Protection of State Official or Employee Personal Information (Birkeland, K.)**

**MOTION:** Sen. Johnson moved to replace 1st Substitute H.B. 538 with 2nd Substitute H.B. 538. The motion passed with a vote of 6 - 0 - 2.

Yeas - 6  
Sen. D. Buxton  
Sen. J. Johnson  
Sen. S. Pitcher  
Sen. J. Plumb  
Sen. D. Thatcher  
Sen. R. Winterton

Nays - 0

Absent - 2  
Sen. J. Adams  
Sen. E. Vickers

**MOTION:** Sen. Winterton moved to amend 2nd Substitute H.B. 538 with Amendment #1. The motion passed with a vote of 6 - 0 - 2.

**Amendment 1**  
**2nd Sub. H.B. 538**

1. Page 6, Line 174 through Page 7, Line 186:
- 174 (b) ~~{(i)}~~ "Personal identifying information" means ~~{information that}~~ the following:
- 175 ~~{(A) identifies, or can be used to identify, an individual;~~
- 176 ~~—(B) distinguishes an individual from one or more other individuals; or~~
- 177 ~~—(C) is, or can be, logically associated with other information or data, through~~
- 178 ~~technology or otherwise, to identify an individual or distinguish an individual from one or more~~
- 179 ~~other individuals.~~
- 180 ~~—(ii) "Personal identifying information" includes the following:~~
- 181 ~~—(A) current name, former names, nicknames, and aliases;~~
- 182 ~~—(B) date of birth;~~
- 183 ~~{(C)}~~ (i) physical home address and personal email address;
- 184 ~~{(D)}~~ (ii) home telephone number and personal mobile telephone number;
- 185 ~~{(E)}~~ (iii) driver license or other government-issued identification; or
- 186 ~~{(F)}~~ (iv) social security number.

Yeas - 6  
Sen. D. Buxton  
Sen. J. Johnson  
Sen. S. Pitcher  
Sen. J. Plumb  
Sen. D. Thatcher  
Sen. R. Winterton

Nays - 0

Absent - 2  
Sen. J. Adams  
Sen. E. Vickers

Rep. Kera Birkeland presented the bill with the assistance of Nick Mecham, Legislative Liaison, Division of Technology Services.

Michael Judd, Attorney, Parsons Behle & Latimer, spoke to the bill.

**MOTION:** Sen. Pitcher moved to pass 2nd Substitute H.B. 538 as amended out favorably. The motion passed with a vote of 6 - 0 - 2.



Yeas - 6

Sen. D. Buxton  
Sen. J. Johnson  
Sen. S. Pitcher  
Sen. J. Plumb  
Sen. D. Thatcher  
Sen. R. Winterton

Nays - 0

Absent - 2

Sen. J. Adams  
Sen. E. Vickers

**MOTION:** Sen. Plumb moved to adjourn. The motion passed with a vote of 6 - 0 - 2.

Yeas - 6

Sen. D. Buxton  
Sen. J. Johnson  
Sen. S. Pitcher  
Sen. J. Plumb  
Sen. D. Thatcher  
Sen. R. Winterton

Nays - 0

Absent - 2

Sen. J. Adams  
Sen. E. Vickers

Chair Thatcher adjourned the meeting at 4:22 p.m.