

Date: 3-5-21

Senate Floor

Bill: HB 308 Covid-19 Vaccine Amendments

Sponsor: Rep. Spendlove

Floor Sponsor: Sen. McCay

UASD Position: Tracking

This Bill: prohibits a governmental entity from requiring that an individual receive a vaccine for COVID-19.

Discussion: Sen. McCay introduced the bill. There was no discussion.

Yeas: 26

Nays: 0

N/V: 3

Outcome: HB 308 passed the Senate.

Bill: 1st Sub. HB 59 Intimate Image Distribution Prohibitions

Sponsor: Rep. Stoddard

Floor Sponsor: Sen. Iwamoto

UASD Position: Tracking

This Bill: provides criminal penalties for the misuse of evidence in certain types of criminal actions.

Discussion: Sen. Iwamoto introduced the bill. Sen. Weiler asked what happens if an employee at a third party vendor is printing exhibits for attorneys and shows a coworker an image. Sen. Iwamoto said they would be covered.

Yeas: 26

Nays: 0

N/V: 3

Outcome: 1st Sub. HB 59 passed the Senate.

Bill: 3rd Sub. HB 75 Municipal Alternative Voting Methods Pilot Project Amendments

Sponsor: Rep. Stenquist

Floor Sponsor: Sen. Bramble

UASD Position: Tracking

This Bill: amends provisions relating to the Municipal Alternative Voting Methods Pilot Project.

Discussion: Sen. Bramble introduced the bill. There was no discussion.

Yeas: 25

Nays: 0

N/V: 4

Outcome: 3rd Sub. HB 75 passed the Senate.

Bill: HB 84 Use of Force Reporting Requirements

Sponsor: Rep. Romero

Floor Sponsor: Sen. Anderegg

UASD Position: Support

This Bill: requires local law enforcement agencies to collect and submit data on the use of force to the Bureau of Criminal Identification.

Discussion: Sen. Anderegg introduced the bill. There was no discussion.

Yeas: 18

Nays: 6

N/V: 5

Outcome: HB 84 passed the Senate.

Bill: 1st Sub. HB 151 State Infrastructure Bank Amendments

Sponsor: Rep. Brammer

Floor Sponsor: Sen. Cullimore

UASD Position: Support and Amend

This Bill: amends provisions of the Transportation Code pertaining to the use of State Infrastructure Bank revenue for transportation or publicly owned infrastructure projects.

Discussion: Sen. Cullimore introduced the bill. There was no discussion.

Yeas: 26

Nays: 0

N/V: 3

Outcome: 1st Sub. HB 151 passed the Senate.

Bill: 1st Sub. HB 399 Approval of Nonhazardous Solid or Hazardous Waste Facilities

Sponsor: Rep. Hawkes

Floor Sponsor: Sen. Sandall

UASD Position: Tracking

This Bill: addresses process of obtaining approval of nonhazardous solid or hazardous waste facilities.

Discussion: Sen. Sandall introduced the bill. There was no discussion.

Yeas: 26

Nays: 0

N/V: 3

Outcome: 1st Sub. HB 399 passed the Senate.

Bill: 3rd Sub. HB 101 Prohibited Persons Amendments

Sponsor: Rep. Stoddard

Floor Sponsor: Sen. Weiler

UASD Position: Support

This Bill: provides notification requirements for an individual who may not possess a firearm as a result of a criminal conviction.

Discussion: Sen. Weiler introduced the bill. There was no discussion.

Yeas: 24

Nays: 0

N/V: 5

Outcome: 3rd Sub. HB 101 passed the Senate.

Bill: 3rd Sub. SB 195 Emergency Response Amendments

Sponsor: Sen. Vickers

Floor Sponsor: Rep. Peterson

UASD Position: Track with Concern and Amend

This Bill: amends provisions related to emergency powers and public health emergencies.

Discussion: The Senate concurred with the House amendments. There was no discussion.

Yeas: 25

Nays: 0

N/V: 4

Outcome: 3rd Sub. SB 195 passed the Senate.

Bill: 2nd Sub. SB 201 Public Notice Amendments

Sponsor: Sen. Mayne

Floor Sponsor: Rep. Ferry

UASD Position: Support

This Bill: modifies provisions relating to public notices.

Discussion: The Senate concurred with the House amendments. There was no discussion.

Yeas: 26

Nays: 0

N/V: 3

Outcome: 2nd Sub. SB 201 passed the Senate.

Bill: 2nd Sub. SB 217 Housing and Transit Reinvestment Zone Act

Sponsor: Sen. Harper

Floor Sponsor: Rep. Handy

UASD Position: Support

This Bill: enacts the Housing and Transit Reinvestment Zone Act.

Discussion: The Senate concurred with the House amendments. There was no discussion.

Yeas: 24

Nays: 3

N/V: 2

Outcome: 2nd Sub. SB 217 passed the Senate.

Bill: 5th Sub. SB 113 Transportation Amendments

Sponsor: Sen. Harper

Floor Sponsor: Rep. Christofferson

UASD Position: Support

This Bill: amends provisions related to transportation, public transit, towing, and other related items.

Discussion: The Senate concurred with the House amendments. There was no discussion.

Yeas: 26

Nays: 0

N/V: 3

Outcome: 5th Sub. SB 113 passed the Senate.

Bill: 2nd Sub. HB 256 County Land Use and Development Amendments

Sponsor: Rep. Teuscher

Floor Sponsor: Sen. Fillmore

UASD Position: Tracking

This Bill: amends provisions related to county land use and development.

Discussion: Sen. Fillmore introduced the bill. There was no discussion.

Yeas: 26

Nays: 0

N/V: 3

Outcome: 2nd Sub. HB 256 passed the Senate.

Bill: 3rd Sub. HB 154 Use of Force Revisions

Sponsor: Rep. Birkeland

Floor Sponsor: Sen. Kitchen

UASD Position: Tracking

This Bill: addresses the use of force by peace officers.

Discussion: Sen. Kitchen introduced the bill. He proposed a floor amendment that would add language aligning the bill with existing GRAMA statutes and extend the length of time for an investigation to 180 days. The bill was amended. Sen. Sandall expressed concern about requiring officers to identify themselves before using deadly force. Sen. Kitchen said that law enforcement

supports the bill. Sen. Owens said that there are only so many regulations that law enforcement can comply with when they're in the heat of the moment.

Yeas: 13

Nays: 15

N/V: 1

Outcome: 3rd Sub. HB 154 failed in the Senate.

Bill: 3rd Sub. HB 237 Lethal Force Amendments

Sponsor: Rep. Dailey-Provost

Floor Sponsor: Sen. Vickers

UASD Position: Support

This Bill: addresses when a peace officer may use deadly force.

Discussion: Sen. Vickers introduced the bill. Sen. Cullimore referred to lines 27-28. He said the bill seems to remove the presumption of justification and create an affirmative defense. Sen. McKell echoed that concern. Sen. Thatcher said that cases of suicide by cop are often preventable. He supports the bill. Sen. Vickers noted that lines 35-36 set up a defense of justification. Law enforcement do not share Sen. Cullimore's concerns. Sen. Thatcher read a text from a police chief thanking him for support of this bill.

Yeas: 16

Nays: 11

N/V: 2

Outcome: 3rd Sub. HB 237 passed the Senate.

Bill: 1st Sub. HB 264 Law Enforcement Weapons Amendments

Sponsor: Rep. Romero

Floor Sponsor: Sen. Weiler

UASD Position: Support

This Bill: requires a law enforcement officer to file a report after pointing a firearm or a conductive energy device at an individual.

Discussion: Sen. Weiler introduced the bill. There was no discussion.

Yeas: 20

Nays: 7

N/V: 2

Outcome: 1st Sub. HB 264 passed the Senate.

Bill: HB 267 Voluntary Lethal Means Restrictions Amendments

Sponsor: Rep. Eliason

Floor Sponsor: Sen. Kennedy

UASD Position: Tracking

This Bill: creates a voluntary process for an individual to restrict the individual's ability to purchase a firearm.

Discussion: Sen. Kennedy introduced the bill. Sen. Riebe asked why the restriction expires after six months. Sen. Kennedy explained that the time frame is modeled after similar legislation in other states. That is also the time period supported by the data. However, the bill also allows participants to end the restriction as early as 30 days. Sen. Winterton asked what happens if someone is placed on the list and then comes off. Does that follow them? Sen. Kennedy said once someone is removed from the list, their name is expunged and there is no record of it.

Yeas: 17

Nays: 9

N/V: 3

Outcome: HB 267 passed the Senate.

Bill: 5th Sub. SB 18 Property Tax Exemption Amendments

Sponsor: Sen. Harper

Floor Sponsor: Rep. Lisonbee

UASD Position: Oppose

This Bill: modifies the Property Tax Act.

Discussion: Sen. Harper introduced the bill. There was no discussion.

Yeas: 26

Nays: 0

N/V: 3

Outcome: 5th Sub. SB 18 passed the Senate.

Bill: 4th Sub. HB 294 Pandemic Emergency Powers Amendments

Sponsor: Rep. Ray

Floor Sponsor: Sen. Owens

UASD Position: Tracking

This Bill: provides for the termination of emergency powers and certain public health orders related to COVID-19 upon reaching certain thresholds of positivity rates, vaccination, and other criteria.

Discussion: Sen. Owens moved to amend the bill, adding the date April 10th to three lines of the bill. The amendment passed. He presented the bill. Sen. Vickers moved to circle the bill.

Yeas:

Nays:

N/V:

Outcome: 4th Sub. HB 294 was circled.

Bill: 4th Sub. HB 294 Pandemic Emergency Powers Amendments

Sponsor: Rep. Ray

Floor Sponsor: Sen. Owens

UASD Position: Tracking

This Bill: provides for the termination of emergency powers and certain public health orders related to COVID-19 upon reaching certain thresholds of positivity rates, vaccination, and other criteria.

Discussion: Sen. Owens introduced the bill. Sen. Escamilla what HB 294 does that SB 195 doesn't do. Sen. Owens said the bills complement each other. This bill provides thresholds for when certain events will end. Sen. Escamilla contended that SB 195 provides all the tools needed to make these decisions and balance them between the executive and legislative branches. Sen. Riebe asked if K-12 schools are being treated differently than their adjacent local areas. Sen. Owens explained that the mandate on a group of 50 or more will remain until no later than July 1. At home and in public, the mask mandate will end no later than April 10.

Yeas: 23

Nays: 6

N/V: 0

Outcome: 4th Sub. HB 294 passed the Senate.

Bill: 2nd Sub. HB 62 Post Certification Amendments

Sponsor: Rep. Stoddard

Floor Sponsor: Sen. Escamilla

UASD Position: Tracking

This Bill: adds additional grounds for taking action in relation to peace officer misconduct.

Discussion: Sen. Escamilla introduced the bill. Sen. Sandall referred to lines 49-52. What is the definition of “knowingly engaged in prejudicial conduct”? Sen. Escamilla said that those definitions are not in statute. Bias is defined in law enforcement best practices. This has to do with protected classes. Sen. Sandall said his understanding is that each agency would define their own bias level, and then Peace Officer Standards and Training (POST) would determine based on the agency’s level whether an officer had knowingly engaged in biased action. Sen. Escamilla explained that each agency will define bias and prejudicial conduct, but POST has the final decision-making ability. The bill says that a court or law enforcement agency will take any problem they identify to POST. These terms aren’t that broad; the bill merely says that each agency is different, but ultimately it comes back to POST. Sen. Sandall argued that this method for determining bias would be confusing for law enforcement. Sen. Anderegg asked where POST, the chiefs of police, the county sheriffs, and DPS stand on this. Sen. Escamilla said they all support the bill and they proposed the language. Sen. Anderegg said he attended a half-dozen meetings with DPS where police reform was discussed. These meetings were productive and valuable. Since these organizations came together and proposed this way to improve policing, he supports the bill. Sen. Thatcher read texts from the Utah Chiefs of Police and Utah League of Cities and Towns asking for support on this bill. Sen. Weiler asked if the term bias on the lines Sen. Sandall referred to includes implicit bias. Sen. Escamilla said it includes explicit and implicit bias.

Yeas: 20

Nays: 9

N/V: 0

Outcome: 2nd Sub. HB 62 passed the Senate.

Resolution: 1st Sub. HCR 20 Concurrent Resolution Supporting Creation of the Utah State University Institute of Land, Water, and Air

Sponsor: Rep. Snider

Floor Sponsor: Sen. Sandall

UASD Position: Support

This Resolution: acknowledges Utah State University's dedication to research and community engagement throughout the state and commends the university's Institute of Land, Water, and Air for the institute's work in preserving and improving the quality of the state's land, water, and air.

Discussion: Sen. Sandall introduced the resolution. There was no discussion.

Yeas: 27

Nays: 0

N/V: 2

Outcome: 1st Sub. HCR 20 passed the Senate.

Bill: 3rd Sub. SB 115 Retirement Systems Transparency Requirements

Sponsor: Sen. Fillmore

Floor Sponsor: Rep. Schultz

UASD Position: Tracking

This Bill: amends provisions related to the public disclosure of information by employers participating in the Utah Retirement System.

Discussion: The Senate concurred with the House amendments. There was no discussion.

Yeas: 26

Nays: 0

N/V: 3

Outcome: 3rd Sub. SB 115 passed the Senate.

Bill: 3rd Sub. SB 243 Political Subdivisions Amendments

Sponsor: Sen. Stevenson

Floor Sponsor: Rep. Gibson

UASD Position: Tracking

This Bill: modifies and enacts provisions relating to political subdivisions.

Discussion: The Senate concurred with the House amendments. There was no discussion.

Yeas: 26

Nays: 0

N/V: 3

Outcome: 3rd Sub. SB 243 passed the Senate.

Bill: 3rd Sub. SB 26 Property Tax Relief Amendments

Sponsor: Sen. Davis

Floor Sponsor: Rep. Spendlove

UASD Position: Tracking

This Bill: modifies provisions relating to the tax relief commonly known as "circuit breaker."

Discussion: The Senate concurred with the House amendments. There was no discussion.

Yeas: 26

Nays: 0

N/V: 3

Outcome: 3rd Sub. SB 26 passed the Senate.