

2022 LEGISLATIVE SCORECARD



AMERICANS FOR
PROSPERITY

UTAH



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Dear Concerned Citizen,



This year's AFP Utah Scorecard is a comprehensive view into how the Utah State Legislature voted during the 2022 general Legislative Session. The project is a labor of love by our team

members. For 2022, we scored 36 bills and tallied thousands of votes to bring you this scorecard. More importantly, though, we'd like to thank the activists who spent their time and effort advocating for several important policy priorities throughout the session!

Americans for Prosperity-Utah strives to support principled public policy that will allow the people of our great state to pursue their goals, to the benefit of all. Utah is a great place to live and work, with a vibrant and growing economy. We support policies that will help keep it that way and unleash further potential for our state to flourish.

We work to break down barriers to opportunity for all Utahns. By lowering taxes so you keep more of your hard-earned money, and by cutting regulatory red tape and government permission slips like occupational licensing, we open the door for every person who calls Utah home to make their own success contribute to society, and live a life of meaning.

AFP-Utah was also among the loudest voices calling for a tax cut due to record numbers of budget surpluses for the last several years. By encouraging the legislature to lower taxes, we help ensure that resources are available to fund the core functions of government- while allowing Utah families and businesses to keep more of their own earnings.

As we work together to further these goals, we look forward to partnering with broad coalitions to keep Utah one of the best states to live and work in.

Heather Andrews

HEATHER ANDREWS
State Director

**SCORING
METHODOLOGY**

For Bills AFP Supported:

- AYE vote = 1 point
- NAY vote = -1 point
- AYE vote on Priority Legislation = 2 points
- NAY vote priority legislation = -2 points

Non votes and absences were not calculated for or against the member's score, as there is not a method for assuming intent or extenuating circumstances.

For Bills AFP Opposed:

- AYE vote = -1 point
- NAY vote = 1 point
- AYE vote on Priority Legislation = -2 points
- NAY vote priority legislation = 2 points

Prime Sponsorship Credits:

Legislators who sponsored aligned priority legislation were awarded an additional point. Similarly, points were deducted from the scores of legislators who sponsored unaligned legislation.

OUR MISSION

The Americans for Prosperity - Utah's 2022 Legislative Scorecard represents legislation from the chapter's priority initiatives. The scored legislation does not represent all legislation of 2022 in which AFP would have a principled interest, but the legislation for which AFP mobilized grassroots activity, key voted, or otherwise actively engaged on.

Though AFP-Utah is highly appreciative of the most aligned legislators, it is also appreciative of legislators with whom we have less overall alignment and who sponsored or supported key legislation. We look forward to building policy coalitions from across the political spectrum to advance transformative legislation that remove barriers and increases opportunity for all Utahns.



BILL DESCRIPTIONS

HB 123 | Use of Force Revisions

AFP Position: Support
Sponsor: Rep. Kera Birkeland, Sen. Daniel McCay
Outcome: Signed by the Governor

This bill will increase the trust between the public and our law enforcement agencies. It will require law enforcement to give a verbal warning before using a firearm, require a county attorney to explain why an investigation into the use of force isn't completed within the required timeframe, and make public all of the investigation reports and findings on such investigations. Increasing transparency in the criminal justice system is important to increasing public trust as well as the safety of our law enforcement officers.

HB 124 | Forcible Entry Warrant Modifications

AFP's Position: Support
Sponsor: Rep. Matthew Gwynn, Sen. Kirk Cullimore
Outcome: Signed by the Governor

This bill creates a better and safer warrant execution system for the public and our law enforcement officers. It requires that officers conducting no-knock warrants wear identifiable markings or clothing, that all warrants be served during daytime hours unless there is sufficient grounds to believe that doing so at night is necessary, and requires a supervisory official to determine there is sufficient basis for executing the special type of warrant.

HB 125 | State Transient Room Tax Modifications

AFP Position: Oppose
Sponsor: Speaker Brad Wilson, Rep. Carl Albrecht, Sen. Don Ipson
Outcome: Signed by the Governor

This bill removed a repeal date for the state transient room tax, making permanent what was intended to be a temporary tax with a specific revenue generating purpose. AFP Utah will continue to fight against increasing taxation efforts in the state.



HB 139 | Traffic Violation Amendments

AFP's Position: Support
Sponsor: Rep. Jordan Teuscher, Sen. Kirk Cullimore
Outcome: Signed by the Governor

This bill creates a deferred prosecution program for a person charged with a traffic infraction. This will help incentive good, safe driving practices and encourage individuals to avoid future traffic violations by balancing grace for simple mistakes and proper accountability for violations of the law.

HB 143 | DUI Penalty Amendments

AFP's Position: Oppose
Sponsor: Merrill Nelson, Sen. Daniel Thatcher
Outcome: Signed by the Governor

This bill enhances the penalties for a second DUI conviction. Unfortunately, the enhancements in this bill are not tied to the harm caused and will do nothing to improve public safety. Utah recently passed two other DUI penalty enhancement bills that target the most dangerous offenders. This bill is unnecessary and will not prevent harm or future DUIs, but will increase negative interactions with the criminal justice system.

HB 146 | Local Licensing Amendments

AFP's Position: Support
Sponsor: Rep. Karianne Lisonbee, Sen. Jacob Anderegg
Outcome: Became State Law Without Signature

This bill streamlines licensing processes, and reduces regulations, costs, and bureaucratic burdens imposed on food trucks and other small business owners.

HB 167 | Mental Illness Psychotherapy Drug Task Force

AFP's Position: Support
Sponsor: Rep. Brady Brammer, Sen. Evan Vickers
Outcome: Signed by the Governor

This bill creates a taskforce to study the effectiveness of psychotherapy drugs on patients suffering from mental health and other health issues. The taskforce will then use their findings to make recommendations for future reforms in Utah, allowing for alternative medical options that work best to meet patients individual needs.

BILL DESCRIPTIONS

HJR 171 | Custodial Interrogation Amendments

AFP Position: Support
Sponsor: Rep. Ryan Wilcox, Sen. Todd Weiler
Outcome: Signed by the Governor

This bill prevents law enforcement from knowingly using false information while interrogating minors as a concerning tactic to elicit an incriminating response. Children are especially susceptible to pressure from authority figures, and allowing law enforcement to lie can often lead to false confessions. Preventing that from happening increases the effectiveness of our pursuit of justice and increases the trust the public has in our justice system.

HB 224 | Optometrist Practice Amendments

AFP's Position: Support
Sponsor: Rep. James Dunnigan, Sen. Curtis Bramble
Outcome: Dead/Failed

This bill updates the current Optometrist Practice Act, and will allow optometrists to practice to the full extent of the education and training. Patients in Utah will benefit from decreased costs, continuity of care, and greater access to quality vision care by removing unnecessary barriers that previously stood in the way of optometrists practicing to the full extent of their abilities.

HB 243 | Regulatory Sandbox Program Amendments

AFP's Position: Support
Sponsor: Rep. Cory Maloy, Sen. Ann Millner
Outcome: Signed by the Governor

This bill consolidates Utah's "sandbox" programs into one regulatory sandbox. This will streamline the process for applicants and make it easier for small businesses and entrepreneurs to test their ideas under a new flexible regulatory model.

HB 260 | Law Enforcement Recording Release Amendments

AFP's Position: Support
Sponsor: Rep. Mark Wheatley, Sen. Todd Weiler
Outcome: Signed by the Governor

This bill helps improve transparency around use of force incidences by law enforcement through requiring the release of the recordings of any incident that resulted in death or bodily injury, or when an officer has fired their weapon. This reform will help increase trust between the public and our public safety institutions, creating a safer system for everyone.

HB 283 | Mental Health Professional Licensing Amendments

AFP's Position: Support
Sponsor: Rep. Norman Thurston, Sen. Todd Weiler
Outcome: Signed by the Governor

This bill reduces the number of hours required to obtain a license as a social worker, therapist, or clinical health counselor, putting Utah in-sync with the rest of the country, and increasing important access to mental health services in our state.

HB 331 | Hope Scholarship Program

AFP Position: Support
Sponsor: Rep. Candice Pierucci, Sen. Kirk Cullimore
Outcome: Dead/Failed

This bill would have created a scholarship program for all students in Utah, allowing their education dollars to follow them to the best options for the educational needs. Parents and students should be free to choose the programs that will help them succeed.

HB 335 | Blockchain and Digital Innovation Task Force

AFP's Position: Support
Sponsor: Rep. Jordan Teuscher, Sen. Kirk Cullimore
Outcome: Signed by the Governor

This bill creates a taskforce to identify potential policies for the legislature to consider, concerning the promotion of adopting blockchain, financial technology, and digital innovation.

HB 400 | Associate Physician License Amendments

AFP's Position: Support
Sponsor: Rep. Stewart Barlow, Sen. Michael Kennedy
Outcome: Signed by the Governor

This bill increases the scope of practice for licensed associate physicians, removing unnecessary and burdensome supervisory requirements, and allow those with the skills and education to practice to the full extent of their license.

HB 341 | Birth Certificate Amendments

AFP's Position: Support
Sponsor: Rep. Candice Pierucci, Sen. Kirk Cullimore
Outcome: Signed by the Governor

This bill removes a previous requirement by the Department of Health where new mothers had to answer many intrusive questions in order to obtain their baby's birth certificate. This bill makes answering the newly shortened survey questions optional, and requires the state the automatically send a copy of a child's birth certificate to the parents free of charge.

HB 403 | Justice Reinvestment Initiative Modifications

AFP's Position: Support
Sponsor: Rep. Ryan Wilcox, Sen. Kirk Cullimore
Outcome: Signed by the Governor

This bill is a great next step in Utah having readily available and accurate criminal justice data. Many criminal justice issues like high recidivism rates and effective accountability can all be resolved more constructively with quick access to statewide information.



BILL DESCRIPTIONS

HB 412 | Probation and Parole Employment Incentive Program

AFP Position: Support
Sponsor: Rep. Karianne Lisonbee, Sen. Michael McKell
Outcome: Signed by the Governor

This bill creates a funding incentive for probation and parole offices to reduce high recidivism rates. Funds would be allocated to adult probation and parole regions according to the percentage of individuals who are gainfully employed on supervision. Employment is a huge component to successful reintegration into society and incentivizing our criminal justice system to promote that will help reduce recidivism rates, which in turn help other serious societal issues.

SB 16 | Licensing Amendments

AFP's Position: Support
Sponsor: Sen. Curtis Bramble, Rep. Joel Ferry
Outcome: Signed by the Governor

This bill creates the new Occupational and Professional Licensing Review Office. The office will be tasked with regularly reviewing current occupational licensing requirements, and ensuring that new and existing regulations are necessary to protect public health and safety, and not overly burdensome.

HB 426 | Law Enforcement Training Amendments

AFP's Position: Support
Sponsor: Rep. Kera Birkeland, Sen. Derrin Owens
Outcome: Dead/Failed

This bill would have created a new state grant program that supports additional training for law enforcement officers. Adequate training is important to not only protect the public and increase trust in our criminal justice system but to also better protect our law enforcement officers who regularly go into harm's way.

HB 476 | Local Agricultural Regulations

AFP's Position: Support
Sponsor: Rep. Joel Ferry, Sen. Scott Sandall
Outcome: Dead/Failed

This bill would have protected personal property rights by preventing political subdivisions from adopting or enforcing ordinances or regulations that prohibited the operation of an animal enterprise. Farmers and ranchers are already regulated by numerous state and federal regulations, and this bill would have prevented an additional burdensome hoop that they would need to jump through.



HB 456 | Digital User Asset Payment Amendments

AFP's Position: Support
Sponsor: Rep. Jordan Teuscher, Sen. Kirk Cullimore
Outcome: Signed by the Governor

This bill allows Utah taxpayers to use virtual currencies such as Bitcoin to pay their taxes.

SB 35 | Expungement Modifications

AFP's Position: Support
Sponsor: Sen. Todd Weiler, Rep. Raymond Ward
Outcome: Signed by the Governor

This bill is a positive reform in our criminal justice system that expands and adds necessary clarifications to Utah's expungement process. A criminal record follows people their entire life, and when appropriate it should be easy for that record to be expunged and no longer a barrier to someone after they have paid their debt to society.

SB 43 | Occupational and Professional Licensing Modifications

AFP's Position: Support
Sponsor: Sen. Curtis Bramble, Rep. Joel Ferry
Outcome: Signed by the Governor

This bill removes unnecessary and burdensome restrictions on those wishing to move to Utah and work in their profession. It allows a license to be issued to someone moving from a foreign nation or another state to be licensed in Utah with using licenses, education, experience, and skills to demonstrate that they are competent in the profession. Also removes some barriers for ex-offenders.

SB 49 | State Film Production Incentives Amendments

AFP's Position: Oppose
Sponsor: Ronald Winterton, Rep. Stephen Handy
Outcome: Became Law Without Signature

This bill removes the limit on tax credits for Hollywood millionaires and billionaires, spending millions in additional taxpayer dollars in an attempt to get them to film in Utah. The government should not be picking winners and losers and providing incentives to special interests. Utah has much to offer in an already friendly tax environment, with a talented workforce. We shouldn't be funding one business at the expense of others.

SB 59 | Tax Amendments

AFP's Position: Support
Sponsor: Sen. Evan Vickers, Sen. Daniel McCay
Outcome: Signed by the Governor

This bill lowered Utah's personal and corporate income tax rate from 4.95% to 4.85%, giving Utah taxpayers an ongoing \$200 million tax cut.

SB 93 | Business Tax Amendments

AFP's Position: Support
Sponsor: Sen. Lincoln Fillmore, Rep. Casey Snider
Outcome: Signed by the Governor

This bill reduces some tangible personal property taxes that businesses are required to pay. The compliance costs associated with tangible personal property tax are high, and this will ease the burden on businesses in Utah.

BILL DESCRIPTIONS

SB 101 | Nurse Apprentice Licensing Act

AFP Position: Support
Sponsor: Sen. Evan Vickers, Rep. Steve Eliason
Outcome: Signed by the Governor

This bill allows soon to graduate nursing students to practice in clinics and hospitals under a nurse apprentice license. This will empower these highly trained individuals to provide these facilities with critically needed support as they serve the healthcare needs of their communities.

SB 120 | Juvenile Justice Amendments

AFP's Position: Support
Sponsor: Sen. Todd Weiler, Rep. Jon Hawkins
Outcome: Dead/Failed

This bill would have eliminated fines and fees associated with a juvenile's involvement with the criminal justice system. We are supportive of ending all fines and fees in the youth justice system, given that these are normally either imposed on a minor who can't afford to pay them or a minor's parent who is not the one who violated the law.

SB 149 | Tinted Vehicle Windows Amendment

AFP's Position: Support
Sponsor: Sen. Todd Weiler, Rep. Raymond Ward
Outcome: Signed by the Governor

This bill removed unnecessary restrictions and regulations on allowable window tinting for Utah drivers, putting Utah more in-sync with most states in the country and many of our surrounding neighbor states.

SB 122 | Unmanned Aircraft Amendments

AFP's Position: Support
Sponsor: Sen. Michael Kennedy, Rep. Adam Robertson
Outcome: Signed by the Governor

This bill creates an opportunity for Utah to lead and make meaningful progress in becoming more prepared for the commercialization of drones. This bill creates a taskforce that will examine current issues and make recommendations to improve the laws surrounding drone use, allowing Utah to plan for public safety while embracing the future.

SB 125 | Hospitality Employee Grant Program

AFP's Position: Oppose
Sponsor: Sen. Wayne Harper, Rep. Steve Eliason
Outcome: Dead/Failed

This bill would have created a \$1250 tax credit to those working in the hospitality industry, spending over \$95 million of taxpayer money to benefit one industry. While many were hurt by government mandated shutdowns during the pandemic, picking one industry to prop up is bad policy, and reducing the negative impacts of burdensome regulations on all businesses and workers would help more than government handouts.

SB 185 | Children's Health Coverage Amendments

AFP's Position: Oppose
Sponsor: Sen. Luz Escamilla, Rep. Mike Schultz
Outcome: Dead/Failed

This bill would have expanded Medicaid and CHIP eligibility to all children in Utah. While the current programs help those most in need, spending millions of dollars of additional taxpayer money is bad fiscal policy.

SB 191 | Regulatory Sandbox in Education

AFP's Position: Support
Sponsor: Sen. Lincoln Fillmore, Rep. Doug Welton
Outcome: Signed by the Governor

This bill allows schools to apply for a temporary waiver of the regulatory rules attached to restricted education funds, freeing them up to test and implement innovative and new programs that can benefit many students.

SCR 7 | Concurrent Resolution Calling on Local Governments to Treat Above-trend Revenue Growth as One-time Revenue

AFP's Position: Support
Sponsor: Sen. Lincoln Fillmore, Rep. Andrew Stoddard
Outcome: Agreed To

This resolution encourages local governments to treat above-trend revenue growth as one-time revenue rather than ongoing revenue. This will help ensure that government spending doesn't continue to exponentially grow simply because revenues are increasing.



HOUSE GRADES

<i>Representative</i>	<i>District</i>	<i>Score</i>
Abbott, Nelson	UT060	91
Acton, Cheryl	UT043	83
Albrecht, Carl	UT070	86
Ballard, Melissa	UT020	82
Barlow, Stewart	UT017	83
Bennion, Gay	UT046	60
Birkeland, Kera	UT053	88
Brammer, Brady	UT027	94
Briscoe, Joel	UT025	66
Brooks, Walt	UT075	88
Burton, Jefferson	UT066	88
Chew, Scott	UT055	84
Christofferson, Kay	UT056	94
Collard, Clare	UT022	74
Dailey-Provost, Jen	UT024	69
Dunnigan, Jim	UT039	82
Eliason, Steven	UT045	82
Ferry, Joel	UT001	84
Gwynn, Matt	UT029	91
Handy, Stephen	UT016	84
Harrison, Suzanne	UT032	73
Hawkes, Timothy	UT018	87
Hawkins, Jon	UT057	90
Hollins, Sandra	UT023	68
Ivory, Ken	UT047	94

<i>Representative</i>	<i>District</i>	<i>Score</i>
Johnson, Dan	UT004	88
Judkins, Marsha	UT061	82
King, Brian	UT028	60
Kohler, Michael	UT054	82
Kwan, Karen	UT034	71
Last, Brad	UT071	81
Lesser, Rosemary	UT010	71
Lisonbee, Karianne	UT014	94
Lund, Steven	UT058	84
Lyman, Phil	UT073	80
Maloy, Cory	UT006	100
Matthews, Ashlee	UT038	71
Miles, Kelly	UT011	88
Moss, Carol	UT037	69
Moss, Jefferson	UT002	94
Musselman, Calvin	UT009	91
Nelson, Merrill	UT068	77
Owens, Douglas	UT036	63
Petersen, Michael	UT003	86
Peterson, Karen	UT013	85
Peterson, Val	UT059	91
Pierucci, Candice	UT052	91
Pitcher, Stephanie	UT040	72
Pulsipher, Susan	UT050	80
Robertson, Adam	UT063	91

SENATE GRADES

<i>Representativer</i>	<i>District</i>	<i>Score</i>
Rohner, Judy	UT033	66
Romero, Angela	UT026	65
Sagers, Douglas	UT021	88
Schultz, Mike	UT012	89
Seegmiller, Travis	UT062	97
Shipp, Rex	UT072	85
Snider, Casey	UT005	83
Snow, V. Lowry	UT074	90
Spendlove, Robert	UT049	78
Stenquist, Jeff	UT051	91
Stoddard, Andrew	UT044	68
Stratton, Keven	UT048	91
Strong, Mark	UT041	97
Teuscher, Jordan	UT042	97
Thurston, Norman	UT064	94
Waldrip, Steve	UT008	82
Ward, Raymond	UT019	85
Watkins, Christine	UT069	79
Weight, Elizabeth	UT031	60
Welton, Douglas	UT067	91
Wheatley, Mark	UT035	69
Whyte, Stephen	UT065	83
Wilcox, Ryan	UT007	88
Wilson, Brad	UT015	90
Winder, Mike	UT030	83

<i>Senator</i>	<i>District</i>	<i>Score</i>
Adams, J. Stuart	UT022	82
Anderegg, Jacob	UT013	89
Bramble, Curtis	UT016	83
Buxton, D. Gregg	UT020	85
Cullimore, Kirk	UT009	89
Davis, Gene	UT003	81
Escamilla, Luz	UT001	70
Fillmore, Lincoln	UT010	94
Grover, Keith	UT015	82
Harper, Wayne	UT006	91
Hinkins, David	UT027	88
Ipson, Don	UT029	85
Iwamoto, Jani	UT004	72
Johnson, John	UT019	97
Kennedy, Michael	UT014	97
Kitchen, Derek	UT002	75
Mayne, Karen	UT005	86
McCay, Daniel	UT011	96
McKell, Mike	UT007	81
Millner, Ann	UT018	83
Owens, Derrin	UT024	84
Riebe, Kathleen	UT008	77
Sandall, Scott	UT017	83
Stevenson, Jerry	UT021	87
Thatcher, Daniel	UT012	83
Vickers, Evan	UT028	88
Weiler, Todd	UT023	88
Wilson, Chris	UT025	85
Winterton, Ronald	UT026	84

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STATE OF UTAH