

**UTAH JUDICIAL COUNCIL
STANDING COMMITTEE ON MODEL UTAH CRIMINAL JURY INSTRUCTIONS
MEETING MINUTES**

Via Webex
May 7th, 2025 – 12:00 p.m. to 1:30 p.m.

COMMITTEE MEMBER:	ROLE:	PRESENT	EXCUSED	GUESTS:
Hon. Teresa Welch	District Court Judge [Chair]	•		STAFF: Bryson King
Hon. Christopher Bown	Justice Court Judge	•		
Dr. Jay Jordan	Linguist/Communications Professor		•	
Hon. Linda Jones	Emeritus District Court Judge		•	
Hon. Matthew Bates	District Court Judge		•	
Lacey Singleton	Defense Attorney	•		
Janet Lawrence	Defense Attorney	•		
Jeffrey Mann	Prosecutor	•		
Breanne Miller	Prosecutor	•		
Shannon Woulfe	Defense Attorney	•		
Freyja Johnson	Defense Attorney	•		
McKay Lewis	Prosecutor	•		
Nic Mills	Prosecutor	•		

(1) WELCOME AND APPROVAL OF APRIL 2025 MINUTES

Judge Welch welcomed the Committee and introduced new members Lacey Singleton and Shannon Woulfe. Lacey and Shannon provided more of their work history and background to the Committee. Judge Welch then reviewed the Committee meeting schedule, noting that the Committee would not meet in July because of the holiday. Judge Welch also reviewed the Committee’s roadmap showing the Committee’s pending and completed projects. Judge Welch then asked for a motion to approve the April 2025 minutes. McKay Lewis moved to approve the minutes and Nic Mills seconded. Without opposition, the motion carries, and the minutes are approved.

(2) AGENDA ITEM 2: REVIEW OF PUBLIC COMMENTS: CR1017 & 1017A

Judge Welch then reviewed public comments for published instructions CR1017 and CR1017A. McKay Lewis then commented that a public comment on CR1017A by Stephen Howard did not need discussion because it falls outside the scope of the Committee’s work. Judge Bown also agreed with McKay and expressed the idea that the Committee might step on the toes of the jury by incorporating the issues raised in the public comment. Following the discussion, Judge Welch asked whether anyone had a motion to change CR1017A based on the public comment. Janet Welch indicated that she felt it might be appropriate to add a Committee Note clarifying that practitioners may, in individual cases, need to clarify the term “Passenger Compartment”

when necessary in their cases. The Committee discussed whether to include a Committee Note and then researched both the statute and caselaw to determine whether to supplement the instruction with more language clarifying what a “Passenger Compartment” is. After some discussion, McKay Lewis moved to remove the proposed language in the Committee Note, Breanne Miller seconded the motion. Without opposition, the motion carries and CR1017A will not have a Committee Note.

The Committee then turned its attention to CR1017 and the public comment to that instruction. The Committee then engaged in a bit of discussion on the language and grammar formatting in the instruction to resolve a discrepancy between the statutory language and the language commonly used in MUJI instructions. Committee members suggested several proposals to resolve the discrepancy, including use of the present tense, past tense and added terms to clarify the tense. There was also emphasis on the use of Oxford commas. Following the discussion between Committee members regarding the instruction language, the Committee ultimately landed on changing the word “contained” to “containing.” The Committee then decided not to publish the instruction for publish comment and instead amend the instruction as it appears on the website to reflect the change made in the meeting.

(3) AGENDA ITEM 2: PROPOSED CR1013 – ALCOHOL RESTRICTED DRIVER

Judge Welch then turned the Committee’s attention to Breanne Miller’s work on CR1013 and Breanne reviewed the proposal with the Committee. Janet Lawrence suggested that the Committee Note may need additional definitions or references to definition instructions in the MUJI series. Judge Welch asked Janet what CR number the definition instructions should be assigned in the series. Janet reviewed options with the Committee. Judge Welch asked the Committee whether the series should flush out all the definition needed, based on Janet’s recommendation, with multiple versions of CR numbers in the series, or whether the Committee should reference relevant definitions in the instruction Committee note itself. Lacey Singleton expressed confusion about CR1013 missing the element of an individual being an alcohol restricted driver. McKay Lewis agreed and Janet Lawrence indicated that she was working on an instruction that would establish what an alcohol restricted driver is for use in CR1013. There was additional discussion on issues like bifurcation at trial and the Committee reviewed the relevant statutes to the proposed instruction. After some discussion, Breanne volunteered to return with a new proposal at the Committee’s next meeting that addresses the concerns raised.

(4) ADJOURN

The meeting adjourned at approximately 1:00p.m. The next Committee meeting will be June 4th, 2025 at 12:00p.m.