

**UTAH SUPREME COURT ADVISORY COMMITTEE  
ON THE RULES OF EVIDENCE**

**MEETING MINUTES  
October 12, 2021  
5:15 p.m.-7:15 p.m.  
Via Webex**

*Chris Hogle, Chair*

<u>MEMBERS PRESENT</u>	<u>MEMBERS EXCUSED</u>	<u>GUESTS</u>	<u>STAFF</u>
Adam Alba Teneille Brown Deborah Bulkeley Sarah Carlquist Tony Graf Matthew Hansen Ed Havas - Emeritus Chris Hogle Hon. Linda Jones – Emeritus Hon. Richard McKelvie John Nielsen Jennifer Parrish Nicole Salazar-Hall Hon. Teresa Welch Hon. David Williams Dallas Young	Melinda Bowen Hon. Vernice Trease	John Lund Jacqueline Carlton	Keisa Williams Minhvan Brimhall

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**1. WELCOME AND APPROVAL OF MINUTES:**

Chris Hogle welcomed everyone to the meeting. The following corrections were made to the minutes:

- Nicole Salazar-Hall will be the chair of the Rapid Response Legislative subcommittee.
- The case name in item #4 is State v. Richins.

With no other corrections, Judge McKelvie moved to approve the minutes. Ms. Salazar-Hall seconded and the motion passed unanimously.

John Lund joined today's meeting. The committee expressed appreciation to Mr. Lund for his years of service on the committee and presented him with gifts of appreciation. Mr. Lund was on

the committee for 23 years and was Chair for 10-12 years.

**2. URE 506 rule draft:**

The subcommittee presented two drafts of URE 506 for the committee's consideration. The first was drafted by John Nielsen. The second is modeled after the process outlined in URE 505. The rule is intended to create a standard process for accessing a victim's records by the defense. The subcommittee recommended inviting a representative from a victim advocacy group and a defense attorney to the next meeting to share their views on the two opposing proposals.

After further discussion, the committee agreed to invite presenters to the November 9th meeting. Those invited will be given 10 minutes to speak and will be asked to submit their views in writing prior to the meeting. Mr. Nielsen and Ms. Carlquist will provide Keisa Williams with names and contact information of the speakers.

**3. URE 504 rule draft:**

The subcommittee presented additional proposed amendments to the language in URE 504. The committee recommended minor language changes to clarify and define the term "legal service provider" to include Licensed Paralegal Practitioners (LPPs) and participants in the regulatory sandbox. The committee discussed the possibility of creating a separate rule for LPPs and other non-lawyers. The committee also recommended removing the citation to rule 15-701 of the Supreme Court Rules of Professional Practice and made minor formatting changes.

After further discussion, the subcommittee will prepare a revised draft and/or a separate rule for the next meeting.

**Adjourn:**

With no further items for discussion, Mr. Hogle moved to adjourn the meeting. The meeting ended at 6:01 pm. The next meeting will be held on Tuesday, November 9, 2021 at 5:15 pm, via Webex video conferencing.