



Utah Supreme Court's Task Force on Regulatory Reform

Approved Meeting Minutes

August 5, 2020

Zoom Conference

3:00 p.m.– 4:30 p.m.

Attendees:

Justice Deno Himonas, Co-Chair

John Lund, Co-Chair

Justice Christine Durham (Ret.)

Brody Arishita

Heather Farnsworth

Heidi Anderson

Larissa Lee

Lucy Ricca

Rebecca Sandefur

Dean Gordon Smith

Nathanael Player

Steven Johnson

Thomas Clarke

Staff:

Tyler Hubbard, Law Clerk, Supreme Court

Helen Lindamood, Intern, Reg Reform TF

Absent:

Rep. Brady Brammer

Excused:

Margaret Hagan

Gillian Hadfield

Rob Jensen

Guests:

Jason Valez

1. Welcome and approval of July 22, 2020 minutes: (John Lund)

John Lund welcomed everyone to the meeting and then asked for an approval of the minutes.

J. Himonas moved to approve the July 22, 2020 minutes. Ms. Sandefur seconded the motion, and it passed unanimously.

2. Discussion – App 0010 Court (John Lund)

The only piece missing from the recommendation is the confirmation that owners/managers include a Utah Lawyer with a Bar license in good standing and not a convicted felon. Ms. Ricca and J. Himonas are working on adding this language to the application, the reporting

requirements, and the draft standing order for authorization. Adding this requirement would help build a bridge between the Innovation Office and the Utah State Bar.

J. Himonas motioned to approve the recommendation. J. Durham Seconded without opposition.

Ms. Lindamood will be reaching out to the existing applicants to confirm consent to publicly post their applications. Until we have applicant consent, meeting minutes and agendas will have application information redacted.

Ms. Ricca and Ms. Lindamood are working with Ms. Anderson and her team to get the case management portal which would allow the public to view the recommendations and applications. Ms. Ricca also suggested pausing the reception of applications until the transition into the new case management system and application is complete. The language on the website will be something like, “under construction” rather than “The Office is not currently accepting applications.”

Mr. Lund also introduced the Sandbox Application Overview Sheet which will be included with the information

3. Discussion: Innovation Office Manual (Lucy Ricca)

Ms. Ricca has continued her drafting of the Manual which is designed to provide the necessary information to the court on the risk analysis and evaluation of applicants in order to streamline the format of the individual applicant court recommendations. Ms. Ricca and the small group hopes that this document will be publicly available with the note that this is a working, live document subject to changes as we formalize and expand our application process.

The manual mirrors the format of the court recommendation template and explains the content process thoroughly and provides insight on how the Task Force chooses the content of the recommendation and the scope of the authorization we are recommending to the court. The data reporting requirements which are based off the existing service provisions are built to reflect the knowledge and the applications so far and are thus subject to change. These changes may include a changed risk evaluation to a category based on the data we receive from authorized entities, adding additional service provisions, or adding different metrics on which authorized entities must report.

Ms. Ricca will make sure to address the ten concern types Mr. Johnson and the Rules Committee distilled from the public comments on the Standing Order.

The revised Standing Order 15 language states that the Court will be adopting the Court Manual as a working document which serves as the foundation of the Innovation Office and the Sandbox. Mr. Hubbart is completing edits on the revised Standing Order 15. He will distribute the revision and a redline document to the Task Force as soon as he has it ready.

Mr. Johnson announced that the Rules Committee will be recommending no changes to the proposed new 5.4 rule and hopes to have a public statement released on August 10th.

4. Discussion – Technology Update (Heidi Anderson and Lucy Ricca)

Ms. Anderson and her team gave a demo with their proposed solution using Fresh Ticket for managing applications and making the application information available on the website. Implementation of these changes should be relatively short. Using this tool, we will also be able to include a dashboard on the Sandbox website to be viewed by the public.

Ms. Anderson suggested an Innovation Office LinkedIn and Twitter accounts with an RSS feed on the website to facilitate sharing relevant news without significant work needed from Ms. Anderson and her team.

These changes regarding the case management system budget the Innovation Office's job descriptions will be added to the updated grant proposal.

6. Discussion: Women Lawyers of Utah Panel Discussion (J. Durham)

Between 250-300 persons attended. J. Durham was impressed with the panel's thoughtful questions and with Ms. Sandefur's participation. J. Durham was glad that the panel was able to facilitate a panel of persons across a range of legal employment types. Ms. Sandefur, Mr. Lund, and Ms. Ricca confirmed that the panel went very well, the questions posed were thoughtful, and the comments from the panel were thorough and encouraging.

8. Adjournment and next meeting:

The meeting adjourned at 4:03 p.m. The next meeting will be held on August 19, 2020 from 3:00 – 4:30 p.m. via Zoom.