

**MINUTES OF THE  
JUDICIARY INTERIM COMMITTEE**

Wednesday, April 18, 2001 – 2:00 p.m. – Room 403 State Capitol

**Members Present:**

Sen. David L. Gladwell, Senate Chair  
Rep. Glenn L. Way, House Chair  
Sen. D. Edgar Allen  
Sen. Millie M. Peterson  
Sen. Michael G. Waddoups  
Rep. Patrice M. Arent  
Rep. Chad E. Bennion  
Rep. Ron Bigelow  
Rep. Katherine M. Bryson  
Rep. Gary F. Cox  
Rep. Greg J. Curtis  
Rep. Scott Daniels  
Rep. James A. Ferrin  
Rep. Ben C. Ferry  
Rep. Neal B. Hendrickson  
Rep. Mike Thompson  
Rep. A. Lamont Tyler

**Members Absent:**

Sen. Terry R. Spencer  
Rep. David Ure

**Members Excused:**

**Staff Present:**

Mr. Jerry D. Howe,  
Research Analyst  
Ms. Esther D. Chelsea-McCarty,  
Associate General Counsel  
Ms. Glenda S. Whitney,  
Legislative Secretary

**Note:** A list of others present and a copy of materials distributed in the meeting are on file in the Office of Legislative Research and General Counsel.

**1. Call to Order and Committee Business**

Chair Gladwell called the meeting to order at 2:35 p.m.

**MOTION:** Rep. Tyler moved to approve the minutes of the November 15, 2000 meeting. The motion passed unanimously, with Sen. Waddoups, Rep. Arent, Rep. Bennion, Rep. Bigelow, Rep. Bryson, Rep. Cox, Rep. Curtis and Rep. Thompson absent for the vote.

Chair Gladwell distributed a ballot, "Judiciary Interim Committee Prioritization Ballot, April 2001" and requested that committee members prioritize up to eight items. He explained that the balloting will be used to assist the chairs in establishing future meeting agendas.

**2. Review Master Study Resolution Items**

The sponsors of the items on the Master Study Resolution were asked to explain the issues. The committee questioned the sponsors and discussed whether each item should be studied by the committee.

Rep. Tyler and Rep. Hendrickson asked the committee to consider studying issues related to a drug free work place and felony expungement, respectively.

**MOTION:** Rep. Tyler moved that the committee hear a report regarding Pretrial Preservation of Assets, at the end of the 2001 interim. The motion passed, with Rep. Ferrin voting in opposition and Rep. Cox absent for the vote.

### **3. Establish Study Agenda for the 2001 Interim**

Chair Gladwell explained the ballot marking procedure and requested that each committee member hand their ballots to the chair. He explained that the ballots will be tallied and that the results will aid the chairs in establishing future agendas.

### **4. Preview of Reports Required to be Heard by the Judiciary Interim Committee**

Ms. Esther Chelsea-McCarty, Associate General Counsel, referred to the statutory reports that the committee needs to hear. She explained that all entities required to report to the Judiciary Committee should, if practical, provide executive summaries of the reports to the Judiciary Interim Committee as soon as practical.

### **5. Election Law Update**

Mr. John Fellows, Associate General Counsel, Office of Legislative Research and General Counsel, discussed the following five election issues and their implications for Utah: (1) voting equipment, (2) standards for evaluating ballots, (3) military/overseas ballot deadlines, (4) certification of ballots, and (5) miscellaneous issues.

### **6. Other Business**

Chair Gladwell thanked the committee and those who reviewed the study items.

### **7. Adjourn**

**MOTION:** Rep. Tyler moved to adjourn the meeting at 4:45 p.m. The motion passed unanimously, with Sen. Peterson, Sen. Waddoups, Rep. Bennion, Rep. Bigelow, Rep Cox, and Rep. Curtis absent for the vote.