

MINUTES OF THE SENATE JUDICIARY STANDING COMMITTEE
Wednesday, February 18, 1998 - 8:00 a.m.
Room 416, State Capitol Building

Members Present: Sen. Craig L. Taylor, Chair
Sen. Lyle W. Hillyard
Sen. Mike Dmitrich
Sen. Robert C. Steiner
Sen. David L. Buhler

Members Excused: Pres. R. Lane Beattie

Staff Present: Jerry D. Howe, Research Analyst
Bonnie Brinton, Secretary

List of others present on file.

Chair Taylor called the meeting to order at 8:17 a.m.

1. H.J.R. 4 Resolution Eliminating Voting Rights of Convicted Felons (C. Saunders)

Rep. Saunders presented 1st Sub. H.J.R. 4.

MOTION: Sen. Steiner moved to adopt amendments to 1st Sub H.J.R 4. The motion passed unanimously with Sens. Hillyard and Dmitrich absent for the vote.

2. H.B. 190 Felon Voting Restrictions (C. Saunders)

MOTION: Sen. Steiner moved to adopt 1st Sub H.B. 190. The motion passed unanimously with Sen. Hillyard absent for the vote.

Mr. John Fellows, Legislative Research and General Counsel, clarified the bill and responded to questions from the committee.

Mr. Richard Jones, convicted felon and District Voting Chair, raised constitutional issues with the bill.

MOTION: Sen. Steiner moved to reconsider action taken on H.B. 190. The motion passed unanimously with Sen. Hillyard absent for the vote.

MOTION: Sen. Steiner moved to adopt H.B. 190. The motion passed unanimously with Sen. Hillyard absent for the vote.

MOTION: Sen. Steiner moved to adopt the following amendments to H.B. 190:

1. Page 1, line 24 After "incarcerated" delete ", on probation, or on parole"
2. Page 3, lines 3-4 After "next election." delete the next sentence.
3. Page 4, line 5 After "incarcerated" delete ", on probation, or on parole"
4. Page 4, line 13 After "has been" delete the ":", and insert "released from

- incarceration."
5. Page 4, lines 14-17 Delete lines 14 through 17
 6. Page 4, line 18 Delete "(ii)" and insert "(d)"
 7. Page 4, line 30 After "incarcerated" delete ", on probation, or on parole for a felony conviction"
 8. Page 5, line 9 After "incarcerated" delete ", on probation, or on parole"
 9. Page 6, line 8 After "incarcerated" delete ", on probation, or on parole"

The motion passed unanimously with Sen. Hillyard absent for the vote.

MOTION: Sen. Steiner moved to pass H.B. 190 as amended out of committee with a favorable recommendation. The motion passed unanimously with Sen. Hillyard absent for the vote.

MOTION: Sen. Buhler moved to pass H.J.R. 4 as amended out of committee with a favorable recommendation. The motion passed unanimously with Sen. Hillyard absent for the vote.

3. H.B. 77 Filling Midterm Vacancies in the Legislature (D. Ure)

Rep. Ure presented H.B. 77. Sen. Stephenson proposed 1st Sub. H.B. 77 and explained the bill.

MOTION: Sen. Steiner move to adopt 1st Sub. H.B. 77. The motion passed unanimously with Sens. Hillyard and Buhler absent for the vote.

MOTION: Sen. Dmitrich moved to pass 1st Sub H.B. 77 out of committee with a favorable recommendation. The motion passed unanimously with Sens. Hillyard and Buhler absent for the vote.

4. 1st Sub H.B. 76 Unclaimed Property Amendments (J. Valentine)

Rep. Valentine presented the bill. Jim Olsen, Utah Food Association and Utah Merchandisers Association, spoke in favor of the bill.

MOTION: Sen. Steiner moved to pass the bill out of committee with a favorable recommendation. The motion passed unanimously with Sens. Hillyard and Buhler absent for the vote.

5. H.B. 92 Sexual Offenses Without Consent of Victim (K. Bryson)

Rep. Bryson presented the bill. Steve Morrissett, Attorney General's Office, clarified the bill.

MOTION: Sen. Dmitrich moved to pass the bill out of committee with a favorable recommendation. The motion passed unanimously.

6. H.B. 99 Sentencing Credit for Good Behavior (K. Bryson)

Rep. Bryson presented the bill. Steve Morrissett responded to questions from the committee.

Minutes of the Senate Judiciary Standing Committee
February 18, 1998
Page 3

MOTION: Sen. Buhler moved to pass H.B. 99 out of committee with a favorable recommendation.
The motion passed unanimously.

MOTION: Sen. Steiner moved to adjourn the meeting. The motion passed unanimously.

The meeting adjourned at 9:31 a.m.

Minutes reported by Bonnie Brinton.

Sen. Craig L. Taylor
Committee Chair