



UTAH STATE SENATE

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February 24, 2000

Mr. President:

The Judiciary Committee reports a favorable recommendation on **S.B. 221**, SHERIFF'S CLASSIFICATION OF JAIL INMATES AND JAIL FACILITIES, by Senator M. Waddoups, with the following amendments:

1. Page 1, Line 8: After "SHERIFFS" insert "TO DEVELOP AND IMPLEMENT ALTERNATIVE INCARCERATION PROGRAMS; REQUIRING COUNTY SHERIFFS"
2. Page 1, Line 20: After "(1)" bracket "The" and insert "Except as provided in Subsection (4), the"
3. Page 1, Line 24: After "(2)" delete "Each" and insert "Except as provided in Subsection (4), each"
4. Page 1, Line 26: After "(3)(a)" delete "A" and insert "Except as provided in Subsection (4), a"
5. Page 2, Line 30: After line 30 insert:

"(4) This section may not be construed to authorize a sheriff to modify provisions of a contract with the Department of Corrections"

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to house in a county jail persons sentenced to the Department of Corrections."

6. Page 2, Line 34: After "(1)" delete "A" and insert "Except as provided in Subsection (3), a" and after "sheriff" delete "may" and insert "shall"
7. Page 2, Line 35: At the beginning of line 35 delete "(a)" and insert "(i) subject to Subsection (1)(b),"
8. Page 2, Line 37: At the beginning of line 37 delete "(b)" and insert "(ii)"
9. Page 2, Line 38: At the beginning of line 38 delete "(c)" and insert "(iii)"
10. Page 2, Line 38: At the end of line 38 insert:

"(b) A classification under Subsection (1)(a)(i) of a jail facility may not violate any applicable zoning ordinance or conditional use permit of the county or municipality."
11. Page 2, Line 39: After "(2)" delete "Each" and insert "Except as provided in Subsection (3), each"
12. Page 2, Line 40: After "(a)" insert "with the approval of the county legislative body,"
13. Page 2, Line 42: After "capacity" delete ", as established by the"
14. Page 2, Line 43: Delete "sheriff"
15. Page 2, Line 50: After line 50 insert:

"(3) This section may not be construed to authorize a sheriff to modify provisions of a contract with the Department of Corrections to house in a county jail persons sentenced to the Department of Corrections."

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Respectfully,

Terry Spencer
Committee Chair

Voting: 6-0-0

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