

**MINUTES OF THE
HOUSE JUDICIARY STANDING COMMITTEE MEETING
Room 223 - State Capitol Building
Wednesday, February 2, 2000**

MEMBERS PRESENT: Rep. A. Lamont Tyler, Chair
Rep. Glenn L. Way, Vice Chair
Rep. Patrice Arent
Rep. Chad E. Bennion
Rep. Katherine M. Bryson
Rep. Gary F. Cox
Rep. Greg J. Curtis
Rep. J.W. "Bill" Hickman
Rep. John E. Swallow

MEMBERS ABSENT: Rep. Neal B. Hendrickson
Rep. Martin R. Stephens

STAFF: Jerry D. Howe, Research Analyst
Janet Farley, Committee Secretary

VISITORS: List of visitors on file

Rep. Tyler called the meeting to order at 8:10 a.m.

H.B. 245 Improving Safety in Public Schools (B. Wright)

Rep. Wright introduced the bill.

Steve Peterson, Utah School Board & Superintendents, spoke for the bill.

Motion: Rep. Arent moved to amend the bill as follows:

1. Page 1, Line 8: After "BOARD" insert "SUPERINTENDENT"
2. Page 2, Line 45: After "board" delete "or a subcommittee of the board" and insert "superintendent"
3. Page 2, Line 46: After "the" delete "board" and insert "superintendent"
4. Page 2, Line 53: After "on" insert "approval by the local school board and"

The motion passed unanimously with a vote of 5-0-6, with Reps. Bryson, Curtis, Hendrickson, Hickman, Stephens, and Swallow absent for the vote.

Motion: Rep. Swallow moved to amend the bill as follows:

1. Page 1, Line 8: After “WITHIN” delete “30” and insert “45”
2. Page 2, Line 44: After “within” delete “30” and insert “45”

The motion passed with a vote of 7-1-3, with Rep. Tyler voting against the motion and Reps. Curtis, Hendrickson, and Stephens absent for the vote.

Motion: Rep. Way moved to pass the bill out favorably as amended. The motion passed unanimously with a vote of 9-0-2, with Reps. Hendrickson and Stephens absent for the vote.

S.B. 104 **Uniform Child Custody Act (*L. Hillyard*)**

Sen. Hillyard introduced the bill.

Richard Schwermer, Administrative Office of the Courts; and John T. Nielson, Utah State Bar, spoke for the bill.

Motion: Rep. Arent moved to pass the bill out favorably. The motion passed unanimously with a vote of 9-0-2, with Reps. Hendrickson and Stephens absent for the vote.

H.B. 244 **Constitutional Defense Council Amendments (*D. Iverson*)**

Rep. Iverson introduced the bill.

Mark Walsh, Utah Association of Counties, spoke for the bill.

Motion: Rep. Bennion moved to amend the bill as follows:

1. Page 2, Line 35: after “shall meet” delete “at least once per month.” and insert “quarterly or more frequently as needed.”

Substitute

Motion: Rep. Arent moved to amend the bill as follows:

1. Page 2, Line 35: after “shall meet” delete “at least once per month” and insert “quarterly or more frequently as needed.”
2. Page 2, Line 37: after “or any” delete “five” and insert “six”
3. Page 2, Line 40: after “(d) If” delete “five” and insert “six”

The motion failed with a vote of 3-5-3, with Reps. Arent, Curtis, and Tyler voting for the motion. Reps. Bennion, Bryson, Cox, Hickman, and Way voting against the motion. Reps. Hendrickson, Stephens, and Swallow were absent for the vote.

Substitute

Motion: Rep. Curtis moved to amend the bill as follows:

1. Page 1, Line 18: After “of the following” delete “ten” and insert “eleven”
2. Page 1, Line 25: At the beginning of line 25, delete “three” and insert “four”
3. Page 2, Line 35 and 36: After “shall meet” delete “at” and delete the remainder of lines 35 and 36 and insert “quarterly or more frequently as needed.”
4. Page 2, Line 37: After “or any” delete “five” and insert “six”
5. Page 2, Line 40: After “(d) If” delete “five” and insert “six”

The motion passed unanimously with a vote of 7-0-4, with Reps. Cox, Hendrickson, Stephens, and Swallow absent for the vote.

Motion: After considerable discussion to the bill, Rep. Hickman called for question on the bill. The motion passed unanimously with a vote of 6-0-5, with Reps. Cox, Hendrickson, Stephens, Swallow and Way absent for the vote.

Motion: Rep. Arent moved that the bill be sent to the fiscal analysts office for a new fiscal note.

Substitute

Motion: Rep. Hickman moved that the sponsor provide an updated fiscal note on the bill prior to presentation on the floor. The motion passed unanimously with a vote of 6-0-5, with Reps. Cox, Hendrickson, Stephens, Swallow and Way absent for the vote.

Motion: Rep. Hickman moved to pass the bill out favorably as amended. The motion passed unanimously with a vote of 6-0-5, with Reps. Cox, Hendrickson, Stephens, Swallow and Way absent for the vote.

H.B. 250 Expungement of Convictions Amendments (*K. Bryson*)

Rep. Bryson introduced the bill.

Motion: Rep. Bennion moved to pass the bill out favorably. The motion passed unanimously with a vote of 5-0-6, with Reps. Arent, Cox, Hendrickson, Stephens, Swallow, and Way absent for the vote.

Motion: Rep. Curtis moved to place the bill on the Consent Calendar. The motion passed unanimously with a vote of 5-0-6, with Reps. Arent, Cox, Hendrickson, Stephens, Swallow and Way absent for the vote.

Motion: Rep. Bryson moved to adjourn. The motion passed unanimously with a vote of 5-0-6, with Reps. Arent, Cox, Hendrickson, Stephens, Swallow and Way absent for the vote. The meeting adjourned at 9:25 a.m.