

MINUTES OF THE HOUSE
LAW ENFORCEMENT AND CRIMINAL JUSTICE STANDING COMMITTEE
Room WO25, West Office Building, State Capitol Complex
February 23 2005

Members Present: Rep. DeMar "Bud" Bowman, Chair
Rep. Michael T. Morley, Vice Chair
Rep. Duane Bourdeaux
Rep. LaVar F. Christensen
Rep. Patricia W. Jones
Rep. Todd E. Kiser
Rep. David Litvack
Rep. Curtis Oda
Rep. Paul Ray

Members Absent: Rep. Wayne A. Harper
Rep. Stephen H. Urquhart

Guests: Mr. Joshua Kiser

Staff Present: Mr. Stewart Smith, Policy Analyst
Ms. Linda Black, Committee Secretary

note: A list of visitors and a copy of handouts are filed with the committee minutes.

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

MOTION: Rep. Bowman moved to approve the minutes of February 21, 2005. The motion passed unanimously, with Rep. Litvack and Rep. Oda absent for the vote.

H.B. 327 **Department of Commerce - Demographic Data Tracking** (*Rep. M. Wheatley*)

Rep. Wheatley introduced the bill.

Spoke to the bill: Mr. Wally McCormick, WARN/Utah
Ms. Kathy Berg, Division of Commerce

MOTION: Rep. Bourdeaux moved to pass the bill out favorably. The motion passed, with Rep. Kiser voting in opposition. Rep. Morley was absent for the vote.

1st Sub. H.B. 92 Safety Belt Law Requirement Amendments (*Rep. M. Noel*)

MOTION: Rep. Ray moved to delete in title and body H.B. 92, and replace it with 1st Substitute H.B. 92, and to amend it as follows:

1. Page 4, Lines 89 through 92:

89 [~~2~~] (3) After reinstatement of the license under Subsection (1)(a) or (2)(a) , a
report authorized
90 under Section 53-3-104 may not contain evidence of the suspension of a minor's license
under
91 this section if the minor has not been convicted of any other offense for which the
suspension
92 under Subsection (1)(a) or (2)(a) may be extended.

Rep. Noel presented the bill with the assistance of Ms. Kim Gibb, Department of Public Safety.

Spoke in favor of the bill: Ms. Rolayne Fairclough, AAA/Utah

Spoke in opposition to
the bill: Mr. Dennis Tiggard, Eagle Forum

MOTION: Rep Oda moved to amend the bill as follows:

1. Page 2, Lines 45 through 46:

45 (1) (a) A person who violates Section 41-6a-1803 is guilty of {+} an
infraction {+} {-a class C
46 misdemeanor-} and shall be fined a maximum of \$45.

The motion passed unanimously with Rep. Litvack absent for the vote.

MOTION: Rep. Oda moved to pass the bill out favorably as amended. The motion failed in a tie vote, with Rep. Bourdeaux, Rep. Kiser, Rep. Ray, and Rep. Morley voting in opposition. Rep. Litvack was absent for the vote.

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H.B. 332 Possession of a Dangerous Weapon in a Vehicle (*Rep. M. Morley*)

The bill was not acted upon at the request of the sponsor.

MOTION: Rep. Ray moved to adjourn. The motion passed unanimously. Rep. Bowman adjourned the meeting at 9:02 a.m.

Rep. DeMar "Bud" Bowman, Chair

