

**MINUTES OF THE  
HOUSE JUDICIARY STANDING COMMITTEE MEETING  
Room W010 - State Capitol Complex  
January 24, 2006**

**MEMBERS PRESENT:** Rep. James A. Ferrin, Chair  
Rep. Eric K. Hutchings, Vice Chair  
Rep. Douglas C. Aagard  
Rep. Glenn A. Donnelson  
Rep. Lorie D. Fowlke  
Rep. Ann W. Hardy  
Rep. Neal B. Hendrickson  
Rep. David L. Hogue  
Rep. Susan Lawrence  
Rep. Rosalind J. McGee  
Rep. Ross Romero

**MEMBERS ABSENT:** Rep. Ben C. Ferry  
Rep. Scott L. Wyatt

**STAFF:** Jerry D. Howe, Policy Analyst  
Sylvia Newton, Committee Secretary

**NOTE:** A list of visitors and copies of handouts are filed with the committee minutes.

Representative Ferrin called the meeting to order at 8:00 a.m.

**MOTION:** Rep. Donnelson moved to approve the minutes of the January 18, 2006 meeting. The motion passed unanimously with Rep. McGee absent for the vote.

**H.B. 249      *Juvenile Court Judge (Rep. D. Hogue)***

Rep. Hogue introduced H.B. 249 and explained it to the committee, assisted by Judge Kim Hornack, Third District Juvenile Court. Richard Schwermer, Administrative Office of the Courts, responded to questions of committee members.

**MOTION:** Rep. Romero moved to pass H.B. 249 out favorably. The motion passed unanimously with Rep. McGee absent for the vote.

Rep. Ferrin relinquished the chair to Rep. Hutchings.

**H.B. 88      Grand Jury Amendments (*Rep. C. Oda*)**

MOTION:      Rep. Ferrin moved to return H.B. 88 to the Rules Committee for interim study. The motion passed unanimously with Rep. McGee absent for the vote.

**H.B. 254      Child Care Licensing Restrictions (*Rep. M. S. Lawrence*)**

MOTION:      Rep. Lawrence moved to delete in title and body H.B. 254 and replace it with 1st Substitute H.B. 254. The motion passed unanimously with Rep. McGee absent for the vote.

Rep. Lawrence introduced 1st Substitute H.B. 254 and explained it to the committee, assisted by Dr. Mark Babitz, Child Care Licensing, Department of Health.

Spoke in favor of the bill:      Patrice Schell, Voices for Utah Children (handout)  
Richard Schwermer, Administrative Office of the Courts  
Dave Behunin, Legislative Auditor's Office

MOTION:      Rep. Hendrickson moved to pass 1st Substitute H.B. 254 out favorably. The motion passed unanimously with Rep. McGee absent for the vote.

**H.B. 223      Trespass Law Amendments (*Rep. K. Gibson*)**

Rep. Gibson introduced H.B. 223 and explained it to the committee, assisted by Bud Cox, Davis County Sheriff and president of Utah Sheriffs Association.

Spoke in favor of the bill:      Art Haney, Weber County Sheriff's Office, representing the Law Enforcement Legislative Committee

MOTION:      Rep. Ferrin moved to proceed to the next item on the agenda. The motion passed unanimously with Rep. McGee absent for the vote.

**H.B. 227      Underage Tattooing Penalty Amendment (*Rep. D. Ure*)**

Rep. Ure introduced H.B. 227 and explained it to the committee.

MOTION: Rep. Hogue moved to amend the bill as follows:

*1. Page 2, Line 56 through Page 3, Line 59:*

56 (5) (a) A person who violates Subsection (2) or (3) is guilty of a class [€] B  
57 misdemeanor.

58 (b) The owner or operator of a business in which a violation of Subsection (2) or (3)  
59 occurs is subject to a civil penalty of {~~\$750~~} \$1,000 for each violation.

The motion to amend the bill passed unanimously with Rep. McGee absent for the vote.

MOTION: Rep. Lawrence moved to pass the amended bill out favorably. The motion passed unanimously.

MOTION: Rep. Hendrickson moved to adjourn the meeting. The motion passed unanimously.

Rep. Hutchings adjourned the meeting at 9:25 a.m.

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Rep. James A. Ferrin, Chair