

MINUTES OF THE HOUSE
LAW ENFORCEMENT AND CRIMINAL JUSTICE STANDING COMMITTEE
Room WO25, West Office Building, State Capitol Complex
January 31, 2006

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

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 3:15 p.m.

Rep. Kiser moved to approve the minutes of January 27, 2006. The motion passed unanimously, with Rep. Bourdeaux, Rep. Harper, Rep. Ray, and Rep. Urquhart absent for the vote.

H.J.R. 7 Resolution Opposing United States Supreme Court's Pornography Decision
(Rep. R. Bigelow)

Rep. Kiser moved to amend the bill as follows:

1. *Page 3, Lines 66 through 69:*

66 BE IT FURTHER RESOLVED that the Legislature of the state of Utah .in order to
help protect children, strongly urges
67 the United States Congress to pass a constitutional amendment .if necessary, {to
~~-}~~ {~~protect minors from~~} prohibiting child
68 pornography , actual or simulated.
BE IT FURTHER RESOLVED that the Legislature strongly urges Congress to
pass a constitutional amedment, if necessary, to {~~and~~} criminalize the
possession or viewing of {~~pornographic images of children in any~~
~~form~~} child pornography, actual or simiulated, by any individual .

69 BE IT FURTHER RESOLVED that a copy of this resolution be sent to the Majority. The motion passed unanimously, with Rep. Bourdeaux, Rep. Christensen, Rep. Harper, Rep. Ray, and Rep. Urquhart absent for the vote.

Rep. Bigelow explained the bill.

Spoke in favor of the bill: Ms. Ronda Rose, Vice President, Utah PTA

MOTION: Rep. Kiser moved to pass the bill out favorably as amended. The motion passed unanimously, with Rep. Urquhart absent for the vote.

MOTION: Rep. Bowman moved to place HJR 7 on the Consent Calendar. The motion passed unanimously, with Rep. Urquhart absent for the vote.

H.B. 299 Medical Recommendations for Children (*Rep. M. Morley*)

Rep. Morley relinquished the chair to Rep. Bowman, then introduced the bill.

MOTION: Rep. Kiser moved to replace HB 299 with HB 299S1. The motion passed, with Rep. Harper and Rep. Ray voting in the opposition.

Spoke to the bill: Ms. Jan Ferre, Chair, Legislative Coalition for People with Disabilities.

Spoke against the bill: Ms. Carol Lear, Utah State Board of Education
Ms. Lori Cerar, Director, Allies with Families
Mr. Dan Olympia, Utah School Psychologists' Association

MOTION: Rep. Ray moved to pass the bill out favorably as substituted. The motion passed, with Rep. Bourdeaux, Rep. Jones, and Rep. Litvack voting in opposition.

Rep. Bowman returned the chair to Rep. Morley.

H.B. 304 Voiding Transactions Against Public Policy (*Rep. L. Christensen*)

Rep. Christensen explained the bill.

Spoke against the bill: Mr. Terry S. Kogan, University of Utah College of Law
Ms. Jane Marquardt, Attorney, representing Marquardt and Fadel

MOTION: Rep. Oda moved to pass the bill out favorably.

The motion passed, with Rep. Jones and Rep. Litvack voting in opposition. Rep. Bourdeaux and Rep. Ray were absent for the vote.

MOTION: Rep. Harper moved to adjourn. The motion passed unanimously, with Rep. Bourdeaux and Rep. Ray absent for the vote. Rep. Morley adjourned the meeting at 4:40 p.m.

Rep. DeMar "Bud" Bowman, Chair