

**MINUTES OF THE
HOUSE JUDICIARY STANDING COMMITTEE MEETING
Room W020 - State Capitol Complex
February 13, 2008**

MEMBERS PRESENT: Rep. Douglas C. Aagard, Chair
Rep. Lorie D. Fowlke, Vice Chair
Rep. Sheryl L. Allen
Rep. Jim Bird
Rep. Jackie Biskupski
Rep. Keith Grover
Rep. Eric K. Hutchings
Rep. Christine A. Johnson
Rep. Rosalind J. McGee
Rep. Kay L. McIff
Rep. R. Curt Webb
Rep. Mark A. Wheatley

MEMBERS ABSENT: Rep. Kevin S. Garn

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

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

Representative Fowlke called the meeting to order at 2:06 p.m.

MOTION: Rep. Biskupski moved to approve the minutes of the February 11, 2008 meeting. The motion passed unanimously with Rep. Allen, Rep. Hutchings, and Rep. McIff absent for the vote.

H.B. 169 Custody Evaluation and Parent Coordination (Rep. T. Cosgrove)

MOTION: Rep. Biskupski moved to delete in title and body H.B. 169 and replace it with 1st Substitute H.B. 169. The motion passed unanimously with Rep. Allen, Rep. Hutchings, and Rep. McIff absent for the vote.

Rep. Cosgrove explained 1st Substitute H.B. 169 to the committee, assisted by Ellen Lechtenberg, who testified regarding the issues in this bill.

Spoke to the bill: Stewart Ralphs, Legal Aid Society
Rick Schwermer, Utah Courts
Adam Trupp, representing custody evaluators
Dr. Chris Wehl, Utah Psychological Association

Spoke in favor of the bill: Amy Jensen, domestic violence advocate
Alana Kindness, Utah Coalition Against Sexual Assault
Gina Painter, domestic violence assessor

MOTION: Rep. Grover moved to proceed to the next item on the agenda.

SUBSTITUTE

MOTION: Rep. Biskupski moved to proceed to the next agenda item and place 1st Substitute H.B. 169 on the next agenda. The motion passed with Rep. Fowlke voting in opposition to the motion. Rep. Hutchings and Rep. Wheatley were absent for the vote.

S.B. 150 Criminal Penalties Revisions (Sen. S. Jenkins)

Sen. Hillyard explained S.B. 150 to the committee, assisted by Creighton Horton, Attorney General's Office.

MOTION: Rep. Johnson moved to pass the bill out with a favorable recommendation. The motion passed unanimously with Rep. Biskupski and Rep. Hutchings absent for the vote.

MOTION: Rep. Webb moved to place S.B. 150 on the Consent Calendar. The motion passed unanimously with Rep. Biskupski and Rep. Hutchings absent for the vote.

S.B. 155 Punitive Damages Amendments (Sen. L. Hillyard)

MOTION: Rep. Aagard moved to delete in title and body S.B. 155 and replace it with 1st Substitute S.B. 155. The motion passed unanimously with Rep. Bird, Rep. Biskupski, and Rep. Hutchings absent for the vote.

Sen. Hillyard explained 1st Substitute S.B. 155 to the committee.

MOTION: Rep. Allen moved to pass 1st Substitute S.B. 155 out with a favorable recommendation. The motion passed unanimously with Rep. Hutchings absent for the vote.

S.B. 139 Utah Antitrust Act Amendments (Sen. L. Hillyard)

Sen. Hillyard explained S.B. 139 to the committee.

MOTION: Rep. Allen moved to pass the bill out with a favorable recommendation. The motion passed unanimously with Rep. Hutchings absent for the vote.

MOTION: Rep. Allen moved to place S.B. 139 on the Consent Calendar. The motion passed unanimously with Rep. Hutchings absent for the vote.

S.B. 122 Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act
(Sen. L. Hillyard)

Sen. Hillyard explained S.B. 122 to the committee.

MOTION: Rep. McGee moved to pass the bill out with a favorable recommendation. The motion passed unanimously with Rep. Hutchings absent for the vote.

MOTION: Rep. Johnson moved to adjourn the meeting. The motion passed unanimously with Rep. Hutchings absent for the vote.

Rep. Fowlke adjourned the meeting at 3:50 p.m.

Rep. Douglas C. Aagard, Chair