

**MINUTES OF THE  
HOUSE JUDICIARY STANDING COMMITTEE MEETING  
Room W010 - State Capitol Complex  
February 22, 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. Kevin S. Garn  
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

**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 4:34 p.m.

**MOTION:** Rep. Allen moved to approve the minutes of the February 20, 2008 meeting. The motion passed unanimously with Rep. Biskupski, Rep. Johnson, and Rep. McIff absent for the vote.

**H.B. 470 Amendments to Animal Cruelty Provisions (Rep. S. Allen)**

**MOTION:** Rep. Allen moved to delete in title and body H.B. 470 and replace it with 1st Substitute H.B. 470. The motion passed unanimously.

**MOTION:** Rep. Garn moved to pass 1st Substitute H.B. 470 with a favorable recommendation. The motion passed with Rep. Fowlke voting in opposition to the motion.

Rep. Fowlke relinquished the chair to Rep. Aagard.

**H.B. 493 Stalking Amendments (Rep. L. Fowlke)**

Rep. Fowlke explained H.B. 493 to the committee, assisted by Kristine Knowlton, Attorney General's Office. Handouts were provided to committee members. Trudie Biggers, a victim of stalking, described her experiences and provided a written statement.

Spoke in favor of the bill: Sheryl Devereaux, Utah Federation of Republican Women (handout)

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

1. *Page 6, Lines 169 through 170:*

169 (i) acts in which the actor follows, monitors, observes, photographs, surveils,  
threatens, or  
170 communicates to or about a person, or interferes with a person's property:

The motion to amend the bill passed unanimously.

MOTION: Rep. Biskupski moved to pass H.B. 493 as amended with a favorable recommendation. The motion passed unanimously.

Rep. Fowlke resumed the chair.

**1st Sub. S.B. 182 Survival Action upon Injury or Death (Sen. M. Waddoups)**

Rep. Mciff explained 1st Substitute S.B. 182 to the committee.

Spoke in favor of the bill: Steve Sullivan, Robert DeBry & Associates

MOTION: Rep. Johnson moved to pass 1st Substitute S.B. 182 with a favorable recommendation. The motion passed with Rep. Allen and Rep. Bird voting in opposition to the motion and Rep. Garn absent for the vote.

Rep. Fowlke relinquished the chair to Rep. Aagard.

**S.B. 198 Child Support Technical Amendments (Sen. G. Bell)**

Rep. Fowlke explained the bill to the committee.

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

1. *Page 1, Lines 21 through 22:*

21 Other Special Clauses:  
22 {None} This bill provides an immediate effective date.

2. *Page 16, Lines 466 through 467:*

466	976 - 1,000	428	433
467	1,001 - 1,050		494

**Section 3. Effective date.**

**If approved by two-thirds of all the members elected to each house, this bill takes effect upon approval by the governor, or the day following the constitutional time limit of Utah Constitution Article VII, Section 8, without the governor's signature, or in the case of a veto, the date of veto override.**

The motion to amend the bill passed unanimously with Rep. Garn and Rep. Johnson absent for the vote.

MOTION: Rep. Biskupski moved to pass S.B. 198 as amended with a favorable recommendation. The motion passed unanimously with Rep. Garn absent for the vote.

Rep. Fowlke resumed the chair.

**S.B. 67      Protection of Constitutionally Guaranteed Activities in Certain Private Venues (*Sen. M. Madsen*)**

MOTION: Rep. Biskupski moved to table S.B. 67. The motion passed with Rep. Hutchings voting in opposition to the motion and Rep. Garn absent for the vote.

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

Rep. Fowlke adjourned the meeting at 5:42 p.m.

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Rep. Douglas C. Aagard, Chair