

**MINUTES OF THE HOUSE**  
**LAW ENFORCEMENT AND CRIMINAL JUSTICE STANDING COMMITTEE**  
**Room 25, House Office Building, State Capitol Complex**  
**March 1, 2010**

**Members Present:** Rep. Douglas Aagard, Chair  
Rep. Curt Oda, Vice Chair  
Rep. Trisha Beck  
Rep. Ben Ferry  
Rep. David Litvak  
Rep. Paul Ray  
Rep. Jennifer Seelig  
Rep. Larry Wiley  
Rep. Carl Wimmer

**Members Absent:** Rep. Richard Greenwood  
Rep. Becky Lockhart

**Staff Present:** Mr. Stewart Smith, Policy Analyst  
Ms. Rosemary Young, Committee Secretary

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

Rep. Oda called the meeting to order at 8:07 a.m.

**MOTION:** Rep. Wiley moved to approve the minutes of the Feb. 25, 2010 meeting. The motion passed unanimously with Rep. Litvack, Rep. Ray, Rep. Seelig, and Rep. Wimmer absent for the vote.

**H.B. 365 Department of Corrections Registry Amendments (Rep. D. Aagard)**

**MOTION:** Rep. Ferry moved to amend the bill as follows:

*1. Page 10, Line 294:*

294 (j) the name and Internet address of all websites on which the ~~{sex}~~ offender is registered

The motion passed unanimously with Rep. Litvack, Rep. Seelig, and Rep. Wimmer absent for the vote.

Rep. Aagard, assisted by Mr. Wade Faraway, Utah Attorney General's Office, introduced the bill and explained it to the committee.

**MOTION:** Rep. Aagard moved to pass the bill out with a favorable recommendation. The motion passed unanimously with Rep. Litvack, Rep. Seelig, and Rep. Wimmer absent for the

vote.

**MOTION:** Rep. Wiley moved to place H.B. 365 on the Consent Calendar. The motion passed unanimously with Rep. Litvack, Rep. Seelig, and Rep. Wimmer absent for the vote.

Rep. Oda relinquished the chair to Rep. Aagard.

**H.B. 404 Motor Vehicle Business Amendments (Rep. D. Ipson)**

**MOTION:** Rep. Oda moved to replace H.B. 404 with 1st Substitute H.B. 404. The motion passed unanimously with Rep. Litvack, Rep. Seelig, and Rep. Wimmer absent for the vote.

Rep. Ipson introduced the bill and explained it to the committee.

Spoke to the bill: Mr. Scott Simpson, Utah League of Credit Unions

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

**H.B. 312 Medical Expenses for Offenders (Rep. P. Ray)**

**MOTION:** Rep. Ray moved to amend H.B. 312 as follows:

1. *Page 1, Lines 15 through 18:*

- 15                   • for services provided at a health care facility, payment is at ~~{the}~~ {-  
**noncapitated**
- 16 ~~state Medicaid rate in effect at the time the service was provided~~ } 60% of the  
amount that would be paid under the Public Employees' Benefit and Insurance  
Program; and
- 17                   • for services of a health care provider, payment is at ~~{110% of the~~  
**noncapitated**
- 18 ~~state Medicaid rate in effect at the time the service was provided~~ } ; 65% of the  
amount that would be paid under the Public Employees' Benefit and Insurance  
Program; ~~{and}~~

2. *Page 1, Line 21:*

- 21 private insurer that is in effect at the time of the service ; and  
► The Public Employees' Benefit and Insurance Program shall provide

information to the department that enables the department to calculate the amount to be paid to a health care facility, and this information shall be kept confidential .

3. Page 3, Lines 61 through 64:

61 (a) service at a health care facility at { ~~the noncapitated state Medicaid rate in effect at~~

62 ~~the time the service was provided~~ } 60% of the amount that would be paid under the Public Employees' Benefit and Insurance Program, created in Section 49-20-103 ; and

63 (b) a health care provider at { ~~110% of the noncapitated state Medicaid rate in effect at~~

64 ~~the time the service was provided~~ } 65% of the amount that would be paid under the Public Employees' Benefit and Insurance Program, created in Section 49-20-103 .

4. Page 3, Line 67:

67 that covers those expenses.

(9)(a) The Public Employees' Benefit and Insurance Program shall provide information to the department that enables the department to calculate the amount to be paid to a health care facility under Subsection (7)(a) or a health care provider under Subsection (7)(b).

(b) The department shall keep information provided under Subsection (9)(a) confidential.

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

Rep. Ray explained the bill to the committee, assisted by Mr. Mike Haddon, Department of Corrections.

**MOTION:** Rep. Ray moved to pass the bill out with a favorable recommendation.

**SUBSTITUTE MOTION:** Rep. Oda moved to proceed to the next item on the agenda. The motion passed unanimously.

**S.B. 120 Disarming a Peace Officer Amendment** (*Sen. D. Hinkins*)

Sen. Hinkins introduced the bill and explained it to the committee.

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

**H.B. 209      Sex Offender Regulation Amendments (*Rep. C. Watkins*)**

Rep. Watkins presented the bill to the committee with the assistance of Mr. Val Shupe, South Ogden Police Officer.

Spoke to the bill:      Ms. Jacey Skinner, Utah Sentencing Commission

**MOTION:** Rep. Oda moved to pass the bill out with a favorable recommendation. The motion passed unanimously with Rep. Ferry and Rep. Wimmer absent for the vote.

**1st Sub. S.B. 140      Juvenile Detention Amendments (*Sen. J. Greiner*)**

Sen. Greiner introduced the bill and explained it to the committee.

Spoke to the bill:      Ms. Jacey Skinner, Utah Sentencing Commission.

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

**MOTION:** Rep. Ray moved to adjourn. The motion passed unanimously with Rep. Ferry absent for the vote.

Rep. Aagard adjourned the meeting at 9:05 a.m.

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Rep. Douglas Aagard, Chair