

MINUTES OF THE HOUSE
LAW ENFORCEMENT AND CRIMINAL JUSTICE STANDING COMMITTEE
Room 25, House Office Building, State Capitol Complex
February 22, 2011

Members Present: Rep. Curt Oda, Chair
Rep. Richard Greenwood, Vice Chair
Rep. Patrice Arent
Rep. Steve Eliason
Rep. Keith Grover
Rep. Lee Perry
Rep. Carl Wimmer
Rep. Bill Wright

Members Excused: Rep. Greg Hughes
Rep. David Litvack
Rep. Jennifer Seelig

Members Absent: Rep. David Butterfield
Rep. Don Ipson

Staff Present: Mr. Stewart Smith, Policy Analyst
Ms. Linda Error, 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 8:08 a.m.

MOTION: Rep. Grover moved to approve the minutes of the February 17, 2011 meeting.
The motion passed unanimously, with Rep. Greenwood and Rep. Wimmer absent for the vote.

H.B. 95 Amendments to Traffic Code Provisions (*Rep. L. Perry*)

Rep. Perry explained the bill to the committee.

Spoke in favor of the bill: Mr. Eric White, Utah Highway Patrol
 Mr. Chris Purcell, State Farm Insurance
 Ms. Rolayne Fairclough, AAA Insurance of Utah

MOTION: Rep. Eliason moved to pass the bill with a favorable recommendation. The motion failed, with Rep. Arent, Rep. Eliason and Rep. Perry voting in favor. Rep. Greenwood was absent for the vote.

S.B. 92 Private Security Services (*Sen. M. Dayton*)

Sen. Dayton explained the bill to the committee with the assistance of Mr. Frank Budd, Executive Director, Utah Chiefs of Police Association.

Spoke in favor of the bill: Mr. Robert Anderton, Professional Association of Contract Security Companies

MOTION: Rep. Grover moved to pass the bill with a favorable recommendation. The motion passed unanimously, with Rep. Arent and Rep. Greenwood absent for the vote.

MOTION: Rep. Grover moved to place S.B. 92 on the Consent Calendar. The motion passed unanimously, with Rep. Arent and Rep. Greenwood absent for the date.

H.B. 375 Security Personnel Licensing Act Amendments (*Rep. K. Ivory*)

Rep. Ivory explained the bill to the committee with the assistance of Mr. Robert Anderton, Professional Association of Contract Security Companies.

MOTION: Rep. Perry moved to pass the bill with a favorable recommendation. The motion passed unanimously, with Rep. Arent and Rep. Greenwood absent for the vote.

MOTION: Rep. Grover moved to place H.B. 375 on the Consent Calendar. The motion passed unanimously, with Rep. Arent and Rep. Greenwood absent for the vote.

H.B. 336 Medical Professional Licensing During a Declared Emergency (*Rep. E. Vickers*)

Rep. Vickers explained the bill to the committee with the assistance of Dr. David Blodgett, Director, Southwest Utah Public Health Department.

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

1. *Page 5, Line 140:*

140 (a) use a ~~{stockpile}~~ vaccine, antiviral, antibiotic, or other prescription medication that is

2. *Page 5, Line 143:*

143 (b) distribute a ~~{stockpile}~~ vaccine, antiviral, antibiotic, or other prescription

medication

3. *Page 6, Line 166:*

166 The protocol shall establish procedures for the Department of Health or a local health
department to:

4. *Page 6, Line 174:*

174 (b) authorize the dispensing, administration , or distribution of a vaccine, an
antiviral, an antibiotic,

5. *Page 6, Lines 176 through 177:*

176 defined in Subsection 26-6-2(4), without a patient-practitioner relationship, {so long
as} if {the
177 prescription is the same substance prescribed for} the contact's condition is the
same as that of the physician's patient; and

6. *Page 6, Line 181:*

181 (ii) is receiving preventative or medical treatment in a triage situation;

7. *Page 7, Line 211:*

211 (v) preventative treatment for an individual {exposed to a communicable
disease} at risk for an infectious disease that has a direct impact on public
health when

8. *Page 8, Lines 215 through 217:*

215 (3) In a circumstance described in Subsection (2), {a physician} an
individual with prescriptive authority may write a prescription
216 for each contact, as defined in Subsection 26-6-2(4), of {the} {physician's} a
patient of the individual with prescriptive authority {patient} without a
217 face-to-face exam, if:

9. *Page 8, Line 218:*

218 (a) the {physician} individual with prescriptive authority is treating the
{physician's} patient for a reportable disease or

10. Page 8, Line 220:

220 (b) ~~{the prescription is for the same substance as prescribed to}~~ the
contact's condition is the same as the ~~{physician's}~~ patient of the individual
with prescriptive authority - ~~{patient}~~ .

The motion to amend passed, with Rep. Arent and Rep. Greenwood absent for the vote.

Spoke in favor of the bill: Dr. Robert Rolfs, Utah Department of Health

MOTION; Rep. Perry moved to pass the bill with a favorable recommendation. The motion passed unanimously, with Rep. Arent and Rep. Greenwood absent for the vote.

1st Sub. S.B. 50 Enhanced Penalties for HIV Positive Offender Amendments (Sen. J. Stevenson)

Sen. Stevenson explained the bill to the committee.

MOTION: Rep. Grover moved to pass the bill with a favorable recommendation. The motion passed unanimously, with Rep. Arent and Rep. Perry absent for the vote.

MOTION: Rep. Grover moved to place 1st Sub. S.B. 50 on the Consent Calendar. The motion passed unanimously, with Rep. Arent and Rep. Perry absent for the vote.

H.B. 119 Retail Theft Amendments (Rep. P. Ray)

Rep. Ray explained the bill to the committee.

MOTION: Rep. Grover moved to adopt 1st Substitute H.B. 119. The motion passed unanimously, with Rep. Arent and Rep. Perry absent for the vote.

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

Spoke in favor of the bill: Mr. Dave Davis, Utah Retail Merchants

MOTION: Rep. Eliason moved to pass the bill with a favorable recommendation. The motion passed unanimously, with Rep. Arent and Rep. Perry absent for the vote.

S.B. 124 **Leaving a Child Unattended in a Motor Vehicle** (*Sen. B. McAdams*)

This bill was not heard.

MOTION: Rep. Grover moved to adjourn the meeting. The motion passed unanimously,
with Rep. Arent and Rep. Perry absent for the vote.

Rep. Oda adjourned the meeting at 9:15 a.m.

Rep. Curtis Oda, Chair