

**MINUTES OF THE HOUSE**  
**LAW ENFORCEMENT AND CRIMINAL JUSTICE STANDING COMMITTEE**  
**Room 25, House Office Building, State Capitol Complex**  
**February 24, 2011**

**Members Present:** Rep. Curt Oda, Chair  
Rep. Richard Greenwood, Vice Chair  
Rep. Patrice Arent  
Rep. David Butterfield  
Rep. Steve Eliason  
Rep. Greg Hughes  
Rep. Don Ipson  
Rep. David Litvack  
Rep. Lee Perry  
Rep. Jennifer Seelig  
Rep. Carl Wimmer  
Rep. Bill Wright

**Members Absent:** Rep. Keith Grover

**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 8:10 a.m.

**MOTION:** Rep. Arent moved to approve the minutes of the February 22, 2011 meeting. The motion passed unanimously, with Rep. Hughes, Rep. Litvack and Rep. Wright absent for the vote.

**H.B. 129 Firearms Modifications (*Rep. C. Wimmer*)**

Rep. Wimmer explained the bill to the committee.

Spoke to the bill: Ms. Alice Moffat, Bureau Chief, Bureau of Criminal Identification

Spoke against the bill: Mr. Steve Gunn, Gun Violence Prevention Center  
Mr. Ron Gordon, Commission on Crime and Juvenile Justice

Spoke in favor of the bill: Mr. Charles Hardy, Gun Owners for Utah  
Ms. Crystal Perry, Utah Shooting Sports Council

MOTION: Rep. Perry moved to hold the bill in committee and move on to the next item on the agenda.

SUBSTITUTE

MOTION: Rep. Litvack moved to table H.B. 129. The motion failed with, Rep. Arent, Rep. Ipson, Rep. Litvack and Rep. Seelig voting in favor. Rep. Greenwood, Rep. Hughes and Rep. Wright were absent for the vote.

The original motion to hold the bill and move on to the next item on the agenda passed unanimously, with Rep. Greenwood, Rep. Hughes and Rep. Wright absent for the vote.

Rep. Oda relinquished the chair to Rep. Greenwood.

**H.B. 411 Approaching Stationary Emergency Vehicle Amendments (Rep. D. Ipson)**

Rep. Ipson explained the bill to the committee.

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

1. Page 2, Lines 56 through 57:

56 violation of this section shall attend a four hour live classroom course on defensive driving  
{that  
57 is approved by the National Safety Council} .

The motion to amend passed unanimously, with Rep. Hughes, Rep. Oda, Rep. Wimmer and Rep. Wright absent for the vote.

Rep. Perry moved to amend the bill as follows:

1. Page 1, Line 14:

14 law to attend a live four hour classroom course or a court traffic school program on  
defensive driving within ~~{60}~~ 90 days

2. Page 1, Lines 16 through 17:

16 { ~~requires the Utah Safety Council to notify the Driver License Division~~  
~~whether an~~  
17 ~~individual has attended the course;~~ }

3. Page 2, Line 56:

- 56 violation of this section shall attend a four hour live classroom course **on driving safety offered by an entity affiliated with the National Safety Council or a court approved traffic school program** on defensive driving that

The motion to amend passed unanimously, with Rep. Hughes, Rep. Oda, Rep. Wimmer and Rep. Wright absent for the vote.

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

MOTION: Rep. Arent moved to place H.B. 411 on the Consent Calendar. The motion passed unanimously, with Rep. Hughes, Rep. Oda, Rep. Perry, Rep. Wimmer and Rep. Wright absent for the vote.

**1st Sub. H.B. 169 Firearm Laws Modifications (Rep. J. Seelig)**

Rep. Seelig explained the bill to the committee.

Spoke to the bill: Mr. Dan Deuel, Weber County 9/12 Project

MOTION: Rep. Arent moved to pass the bill with a favorable recommendation. The motion passed unanimously, with Rep. Hughes, Rep. Oda, Rep. Wimmer and Rep. Wright absent for the vote.

MOTION: Rep. Arent moved to place 1st Substitute H.B. 169 on the Consent Calendar. The motion passed unanimously, with Rep. Hughes, Rep. Oda, Rep. Wimmer and Rep. Wright absent for the vote.

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

Rep. Perry explained the bill to the committee.

MOTION: Rep. Perry moved to adopt 2nd Substitute H.B. 95. The motion passed unanimously, with Rep. Hughes, Rep. Oda, Rep. Wimmer and Rep. Wright absent for the vote.

Spoke against the bill: Mr. Dan Deuel, Weber County 9/12 Project

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

1. *Page 2, Line 38:*

38 (iv) being distracted through fatigue ~~{or illness}~~ .

The motion to amend passed unanimously, with Rep. Hughes, Rep. Oda and Rep. Wimmer absent for the vote.

MOTION: Rep. Ipson moved to pass the bill with a favorable recommendation. The motion passed, with Rep. Butterfield and Rep. Wright voting in opposition. Rep. Hughes and Rep. Wimmer were absent for the vote.

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

Rep. Greenwood adjourned the meeting at 9:35 a.m.

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Rep. Curtis Oda, Chair