

**MINUTES OF THE
SENATE JUDICIARY, LAW ENFORCEMENT & CRIMINAL JUSTICE
STANDING COMMITTEE MEETING
FEBRUARY 16, 2011, 8:00 AM
ROOM 250, STATE CAPITOL**

Members Present: Sen. Mark B. Madsen, Committee Chair
Sen. Lyle W. Hillyard
Sen. Steve H. Urquhart
Sen. Michael G. Waddoups
Sen. Ben McAdams

Members Excused: Sen. Ross I. Romero

Staff Present: Jerry Howe, Policy Analyst
Kathy Helgesen, Committee Secretary

Public Speakers Present: Joanne Slotnick, Director, Utah Judicial Performance Evaluation
Commission
Thomas Hatch, member, Utah Judicial Performance Evaluation
Commission

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

President Waddoups called the meeting to order at 8:22 a.m.

Approval of Minutes

MOTION: Sen. Hillyard moved to approve the minutes of the February 9, February 10, and February 14, 2011 meetings.

The motion passed unanimously with Sen. Madsen and Sen. Urquhart absent for the vote.

1. SB0212 - Judicial Evaluation Amendments (D. C. Buttars)

MOTION: Sen. Hillyard moved to delete in title and body S.B. 212 and replace it with 1st Substitute S.B. 212.

The motion passed unanimously with Sen. Madsen absent for the vote.

Sen. Buttars presented the bill.

Ms. Slotnik and Mr. Hatch spoke in favor of the bill.

MOTION: Sen. Hillyard moved to amend the 1st Substitute S.B. 212 as follows:

1. Page 16, Lines 483 through 486:

- 483 (b) the judge receive a minimum score on the judicial performance survey as follows:
484 (i) an average score of [~~at least a 3.0~~] no less than {~~67%~~} 65% on [~~at least~~
80% of the
485 ~~questions, excluding litigant respondents, for questions scored on the numerical scale]~~
each
486 survey category as provided in Subsection 78A-12-204(7); and

The motion passed unanimously.

MOTION: Sen. Hillyard moved to pass 1st Substitute S.B. 212, as amended, with a favorable recommendation.

The motion passed unanimously.

2. SB0183 - Custody Amendments (L. Roberts).

The bill was not considered.

MOTION: Sen. Hillyard moved to adjourn.

The meeting adjourned at 9:05 a.m.

Sen. Mark B. Madsen, Committee Chair