

**MINUTES OF THE HOUSE**  
**LAW ENFORCEMENT AND CRIMINAL JUSTICE STANDING COMMITTEE**  
Room 25, House Office Building, State Capitol Complex  
February 18, 2014

**Members Present:** Rep. Richard Greenwood, Vice Chair  
Rep. Keith Grover  
Rep. Dana Layton  
Rep. Paul Ray  
Rep. Edward Redd  
Rep. Robert Spendlove  
Rep. Keven Stratton  
Rep. Mark Wheatley

**Members Absent:** Rep. Curt Oda, Chair  
Rep. Don Ipson  
Rep. Jennifer Seelig

**Staff Present:** Mr. Nathan Brady, Policy Analyst  
Ms. Linda Error, Committee Secretary

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

Vice Chair Greenwood called the meeting to order at 8:13 a.m.

**S.B. 177      Sex Offender Amendments (*Sen. J. Stevenson*)**

Sen. Stevenson explained the bill to the committee.

**MOTION:** Rep. Greenwood moved to pass the bill out favorably. The motion passed unanimously with Rep. Grover and Rep. Stratton absent for the vote.

**H.B. 303      Driving Under the Influence Amendments (*Rep. L. Perry*)**

**MOTION:** Rep. Redd moved to replace H.B. 303 with 1st Sub H.B. 303. The motion passed unanimously with Rep. Grover and Rep. Stratton absent for the vote.

**MOTION:** Rep. Redd moved to return H.B. 303 to the Rules Committee with a recommendation for further study during interim. The motion passed unanimously with Rep. Grover and Rep. Stratton absent for the vote.

**H.B. 85      Electronic Filing of Traffic Citations and Accident Reports Amendments (*Rep. J. Cox*)**

Rep. Cox explained the bill to the committee.

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

1. *Page 1, Lines 13 through 15:*

13 This bill:

▶ exempts an officer who is not reasonably able to file a citation electronically from the e-filing requirements in a justice court.

14 { ~~→ exempts a county of the fourth, fifth, or sixth class from electronic filing~~  
15 ~~requirements for a misdemeanor or infraction citation.~~ }

2. *Page 2, Lines 28 through 30:*

28 (1) A peace officer or public official who issues a citation pursuant to Section  
77-7-18

29 shall give the citation to the person cited and shall within five business days  
electronically file the data

30 from Subsections (2)(a) through (2)(g) with the court specified in the citation. The data

3. *Page 2, Line 56 through Page 3, Line 59:*

56 (c) the court to which the defendant was directed to appear is the proper court  
pursuant

57 to Section 77-7-21.

(4) Notwithstanding Subsection (1), if a citing law enforcement officer is not reasonably able to access the e-filing system, the citation need not be filed electronically if being filed with a justice court.

58 { ~~(4) The provisions of this section requiring electronic filing do not apply to~~  
~~counties of~~

59 ~~the fourth, fifth, or sixth class.~~ }

The motion to amend passed unanimously with Rep. Grover and Rep. Stratton absent for the vote.

**MOTION:** Rep. Ray moved to pass the bill out favorably. The motion passed unanimously.

Vice Chair Greenwood asked Rep. Ray to conduct the meeting.

**H.J.R. 17** Joint Resolution on Jail Facilities (*Rep. R. Greenwood*)

Rep. Greenwood explained the bill to the committee.

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

1. *Page 2, Line 57 through Page 3, Line 59:*

57 WHEREAS, contracting with the Utah Department of Corrections for additional  
58 ~~{-prison}~~ jail  
58 bed space would greatly assist the state in addressing projected bed space and treatment  
needs,  
59 and ~~{-Iron County's}~~ all petitioning counties' efforts to have sufficient capacity  
to house ~~{-its prison}~~ their jail populations:

The motion to amend passed unanimously.

Spoke to the bill: Roland Cook, Executive Director, Utah Department of Corrections  
Reed Richards, Weber County Attorney's Office

Spoke for the bill: Ron Gordon, Executive Director, Commission on Criminal  
and Juvenile Justice

**MOTION:** Rep. Stratton moved to pass the bill out favorably. The motion passed  
unanimously.

Vice Chair Greenwood resumed the Chair.

**H.B. 322 Protection of Activities in Private Vehicles (Rep. C. Oda)**

At the request of the sponsor, this bill was not considered.

**MOTION:** Rep. Layton moved to adjourn the meeting. The motion passed unanimously.

Vice Chair Greenwood adjourned the meeting at 8:55 a.m.