

MINUTES OF THE HOUSE
LAW ENFORCEMENT AND CRIMINAL JUSTICE STANDING COMMITTEE
Room 25, House Office Building, State Capitol Complex
February 21, 2014

Members Present: Rep. Curt Oda, Chair
Rep. Richard Greenwood, Vice Chair
Rep. Keith Grover
Rep. Don Ipson
Rep. Dana Layton
Rep. Paul Ray
Rep. Edward Redd
Rep. Jennifer Seelig
Rep. Robert Spendlove
Rep. Keven Stratton
Rep. Mark Wheatley

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 2:10 p.m.

MOTION: Rep. Oda moved to approve the minutes of the February 19, 2014 meeting. The motion passed unanimously with Rep. Grover, Rep. Ipson, Rep. Ray, Rep. Redd, Rep. Seelig, and Rep. Stratton absent for the vote.

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

Rep. Oda explained the bill to the committee.

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

1. Page 2, Lines 45 through 49:

45 (i) alternative parking for [~~individuals who desire~~] an individual who desires to
46 transport, possess, receive, transfer, or store a firearm in the individual's motor vehicle [~~at~~]
that:

47 (A) imposes no additional cost [~~to~~] on the individual; [~~or~~] and

48 (B) is { ~~not located on a public right-of-way, including a street, highway,~~
avenue,

49 boulevard, parkway, road, lane, alley, or bridge } in a location that is legal and
safe for parking ; or

The motion to amend passed unanimously with Rep. Grover, Rep. Ipson, Rep. Ray, Rep. Redd, Rep. Seelig and Rep. Stratton absent for the vote.

Spoke for the bill: Clark Aposhian, Utah Shooting Sports Council
Dave Davis, Utah Retail Merchants Association
Mitch Vilos, attorney

MOTION: Rep. Oda moved to pass the bill out favorably. The motion passed unanimously with Rep. Grover, Rep. Ipson, Rep. Ray, Rep. Seelig, and Rep. Stratton absent for the vote.

H.B. 124 Expungement of Administrative Disciplinary Action (Rep. B. Greene)

Rep. Greene explained the bill to the committee.

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

1. Page 2, Lines 46 through 49:

46 (1) (a) "Disciplinary action" means, subject to the limitations described in Section
47 63G-4-102, state agency action against the interest of an individual ~~{ that~~
~~determines }~~ relating to a legal
48 right, duty, privilege, immunity, or other legal interest of an individual, including agency
action
49 to deny, revoke, suspend, modify, annul, withdraw, or amend an authority, right, or
license.

2. Page 2, Line 58 through Page 3, Line 60:

58 (3) (a) "Expunge" means to ~~{ seal or otherwise }~~ prevent public access to
agency records
59 regarding the agency's disciplinary action against an eligible petitioner , including
preventing public access via an electronic database .

(b) "Expunge" does not preclude the release of agency records in response to a
records request made in accordance with Title 63G, Chapter 2, "Government
Records Access and Management Act."

60 (4) "Qualifying record" means a record of an agency regarding disciplinary action
that

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

Spoke for the bill: Jodi Hildebrandt, clinical therapist

Spoke against the bill: Francine Giani, Utah Department of Commerce
Mark Steinagel, Utah Department of Occupational and Professional Licensing
Jonathon Stewart, Utah Division of Real Estate
Keith Woodwell, Utah Division of Securities
Todd Kiser, Utah Insurance Department

MOTION: Rep. Layton moved to return the bill to the Rules Committee with a recommendation for interim study. The motion passed unanimously with Rep. Grover absent for the vote.

H.B. 343 Purchase of Correctional Industry Goods and Services (*Rep. K. Christofferson*)

Rep. Christofferson explained the bill to the committee.

MOTION: Rep. Seelig moved to proceed to the next item on the agenda. The motion passed unanimously with Rep. Wheatley absent for the vote.

H.B. 105 Plant Extract Amendments (*Rep. G. Froerer*)

MOTION: Rep. Ipson moved to replace H.B. 105 with 2nd Sub. H.B. 105. The motion passed unanimously with Rep. Wheatley absent for the vote.

Rep. Froerer explained the bill to the committee with the assistance of Annette Maughn, Epilepsy Association of Utah. A power point presentation was shown.

Rep. Froerer distributed the handout "HB1105 Talking Points - Hemp Extract Registration Act"

Spoke against the bill: Jeffrey Paul Clark, Controlled Substance Committee
Michelle McOmber, Utah Medical Association

Spoke for the bill: Jennifer May, Hope 4 Children With Epilepsy

MOTION: Rep. Oda moved to pass the bill out favorably. The motion passed with Rep. Ray and Rep. Redd voting in opposition. Rep. Ipson was absent for the vote.

H.B. 276 Disorderly Conduct Amendments (*Rep. P. Ray*)

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

MOTION: Rep. Oda moved to adjourn the meeting. The motion passed unanimously with Rep. Ipson absent for the vote.

Vice Chair Greenwood adjourned the meeting at 4:15 p.m.

Rep. Curtis Oda, Chair