

1st Sub. H.B. 348

CRIMINAL JUSTICE PROGRAMS AND AMENDMENTS

HOUSE FLOOR AMENDMENTS

AMENDMENT 3

MARCH 3, 2015 2:54 PM

Representative **Eric K. Hutchings** proposes the following amendments:

1. *Page 152, Line 4701:*

4701 (b) (i) A first or second conviction under Subsection (3)(a)(i), (ii), or (iii) is ~~{guilty of}~~ a

2. *Page 153, Line 4722:*

4722 [(↕)] (iv) in a public park, amusement park, arcade, or recreation center when the public or amusement park, arcade, or recreation center is open to the public ;

3. *Page 154, Line 4762:*

4762 plea of guilty or no contest to a violation or attempted violation of this section or a plea which is held in abeyance under Title

4. *Page 170, Line 5251:*

5251 under Subsection ~~{63M-7-404(5)}~~ 63M-7-404(6) , for an individual's violation of one or more terms of the

5. *Page 172, Line 5304:*

5304 (1) The department shall evaluate ~~{and update}~~ the case action plan and update the case action plan as necessary to

6. *Page 179, Line 5524:*

5524 to the offender's violation and recommends revocation ~~{.}~~ of probation ~~{.}~~ or parole.

7. *Page 216, Lines 6677 through 6678:*

6677 sentenced within the ~~{graduated sanctions}~~ guidelines established by the Utah Sentencing
6678 Commission pursuant to ~~{Section 63M-7-404}~~ Subsection 63M-7-404(4) , unless the judge determines that:

8. *Page 223, Line 6872:*

6872 (b) when the graduated sanctions matrix under Subsection ~~{63M-7-405(5)}~~ 63M-7-404(6) indicates,

9. Page 224, Line 6916:

6916 63M-7-404(5).

(c) the following periods of time constitute service of time toward the period of incarceration imposed under Subsection (6)(b):

(i) time served in jail by a parolee awaiting a hearing or decision concerning revocation of parole;

and

(ii) time served in jail by a parolee due to a violation of parole under Subsection 64-13-6(2).