

**MINUTES OF THE
EXECUTIVE OFFICES & CRIMINAL JUSTICE
APPROPRIATIONS SUBCOMMITTEE
Room 25 House Building
February 27, 2013**

Members Present: Sen. Daniel Thatcher, Co-Chair
Rep. Eric K. Hutchings, Co-Chair
Rep. Keven J. Stratton, House Vice Chair
Sen. Curtis S. Bramble
Sen. Jim Dabakis
Sen. Mark B. Madsen
Sen. Stuart C. Reid
Rep. Rich Cunningham
Rep. Richard Greenwood
Rep. Craig Hall
Rep. Merrill F. Nelson
Rep. Curtis Oda
Rep. Jennifer M. Seelig

Excused: Sen. Ralph Okerlund
Rep. Gregory H. Hughes
Rep. Brian S. King

Staff Present: Mr. Gary Syphus, Fiscal Analyst
Mr. Zackery King, Fiscal Analyst
Ms. Jennifer Eyring, Committee Secretary

Note: A list of visitors and a copy of handouts are filed with the committee minutes.
An audio recording of the meeting can be found at www.le.utah.gov.

Rep. Hutchings called the meeting to order at 4:30 p.m. and explained the meeting materials.

MOTION: Sen. Bramble moved to make the following changes on the "EOCJ Analyst Ongoing Priorities" list: Move AG Office - Child Protection Caseload Increases (Utah County) from line 16 to line 23. Move AG Office - Natural Resources Attorney from line 23 to line 16. The motion passed unanimously with Sen. Madsen absent for the vote.

MOTION: Sen. Bramble moved to make the following changes on the "EOCJ Analyst Ongoing Priorities" list: Move AG Office - Natural Resources Attorney from line 16 to line 10, following DPS - UHP Compression Compensation. The motion passed unanimously with Sen. Madsen and Rep. Stratton absent for the vote.

MOTION: Sen. Thatcher moved to approve the Budget Tables Motion as listed on the "EOCJ Motions" list. The motion passed unanimously with Sen. Madsen absent for the vote.

MOTION: Sen. Thatcher moved to approve the Non-State Fund Adjustments Motion as listed on the "EOCJ Motions" list including pages 31 and 32. The motion passed unanimously with Sen. Madsen absent for the vote.

MOTION: Sen. Thatcher moved to approve the "EOCJ: General Fund Budget Reallocations (Ongoing)" list. The motion passed unanimously with Sen. Bramble and Sen. Madsen absent for the vote.

MOTION: Rep. Oda moved to keep items AG - Public Safety Additional Legal Support, AG - Identity Theft Reporting Information System (IRIS) continuation, and AG - Internet Crimes Against Children Affiliate Support Grants on the "EOCJ Analyst One-time Priorities" list and remove them from the "EOCJ: General Fund Budget Reallocations (One-time)" list along with AG - Operational Efficiencies. The motion passed unanimously with Sen. Bramble and Sen. Madsen absent for the vote.

MOTION: Rep. Greenwood moved to remove AG - Netsmartz from the "EOCJ: General Fund Budget Reallocations (One-time)" list. The motion passed unanimously with Sen. Bramble and Sen. Madsen absent for the vote.

MOTION: Sen. Reid moved to keep item CRTS - Juror/Witness/Interpreter on the "EOCJ Analyst One-time Priorities" list and remove it from the "EOCJ: General Fund Budget Reallocations (One-time)" list along with CRTS - Operational Efficiencies.

Dan Becker, Court Administrator, answered questions concerning how the Juror, Witness, and Interpreter account has been funded in the past.

The motion passed unanimously with Sen. Bramble, Sen. Madsen and Rep. Nelson absent for the vote.

Mike Haddon, acting Executive Director, Department of Corrections, asked for clarification on the "EOCJ: General Fund Budget Reallocations (One-time)" list.

Lance Davenport, Commissioner, Department of Public Safety, pointed out that the DNA Scientists request should be removed from the one-time priority list.

MOTION: Sen. Thatcher moved to remove DPS - DNA Scientists from the "EOCJ Analyst One-time Priorities" list because it was also on the "EOCJ: General Fund Budget Reallocations (One-time)" list. The motion passed unanimously with Sen. Bramble and Rep. Nelson absent for the vote.

John Dougal, State Auditor, asked for clarification on the Privatization Board as outlined in House Bill 94.

MOTION: Rep. Stratton moved to change AUD - Privatization Board Support (HB94) to GOV - Privatization Board Support (HB94) on the "EOCJ: General Fund Budget Reallocations (One-time)" list. The motion passed unanimously with Sen. Bramble and Rep. Nelson absent for the vote.

MOTION: Sen. Thatcher moved to remove DPS - Gang Tattoo Removal Machine for the amount of \$200,000 on the "EOCJ Analyst One-time Priorities" list and to add DPS - Gang Tattoo Removal Program for the amount of \$100,000, and AG - Netsmartz for the amount of \$400,000 to the "EOCJ: General Fund Budget Reallocations (One-time)" list. The motion passed unanimously with Sen. Bramble absent for the vote.

MOTION: Rep. Stratton moved to approve the "EOCJ: General Fund Budget Reallocations (One-time)" list as changed by the committee in the meeting. The motion passed unanimously with Sen. Bramble absent for the vote.

MOTION: Rep. Stratton moved to approve the "EOCJ: Items for EAC Consideration" list. The motion passed unanimously with Sen. Bramble absent for the vote.

MOTION: Sen. Thatcher moved to make the following changes on the "EOCJ Analyst Ongoing Priorities" list: Move CCJJ - Increase in Extradition Funding from line 21 to line 8. Move CCJJ - Utah Sexual Violence Council from line 8 to line 21.

Ron Gordon, Executive Director, Commission on Criminal and Juvenile Justice, discussed extradition funding.

SUBSTITUTE MOTION: Rep. Seelig moved to make the following changes on the "EOCJ Analyst Ongoing Priorities" list: Move CCJJ - Increase in Extradition Funding from line 21 to line 8. Move CCJJ - Utah Sexual Violence Council and remaining items down one line. The motion passed unanimously with Sen. Bramble absent for the vote.

MOTION: Sen. Reid moved to make the following changes on the "EOCJ Analyst Ongoing Priorities" list: Remove AG - Netsmartz (RFA) and replace it with ICAC Prosecutor for the amount of \$155,000. The motion passed unanimously with Sen. Bramble absent for the vote.

Rick Schwermer, Assistant Court Administrator, Courts, explained the funding request for Drug Courts.

Derek Byrne, Budget Director, Courts, clarified that the amount requested should be \$373,500.

MOTION: Sen. Thatcher moved to make the following changes on the "EOCJ Analyst Ongoing Priorities" list: Move CRTS - Drug Courts off the ongoing list and place it on the "EOCJ Analyst One-time Priorities" list for the amount of \$373,500. The motion passed unanimously with Sen. Bramble absent for the vote.

MOTION: Rep. Nelson moved to make the following changes on the "EOCJ Analyst Ongoing Priorities" list: Move CRTS - Law Clerks to line 6 and move the remaining items down one line.

SUBSTITUTE MOTION: Sen. Thatcher moved to make the following changes on the "EOCJ Analyst Ongoing Priorities" list: Move CRTS - Law Clerks to line 6 and move CRTS - E Filing Programming Funds to line 12. The motion passed unanimously with Sen. Bramble absent for the vote.

MOTION: Rep. Nelson moved to make the following changes on the "EOCJ Analyst Ongoing Priorities" list: Move CCJJ - Qualitative Analysis - Full Time Judges to line 11. The motion passed unanimously with Sen. Bramble absent for the vote.

MOTION: Rep. Cunningham moved to make the following changes on the "EOCJ Analyst Ongoing Priorities" list: Move DPS - UHP Compression Compensation to line 5 and move DPS - Investigators to line 10.

SUBSTITUTE MOTION: Sen. Thatcher moved to make the following changes on the "EOCJ Analyst Ongoing Priorities" list: Move DPS - UHP Compression Compensation to line 5, move DPS - Investigators to line 16, move DPS - SIAC Analyst/Drug Traffick. & Gang Viol. Reduc. to line 10. The motion passed with Rep. Greenwood voting against the motion and Sen. Bramble absent for the vote.

MOTION: Sen. Reid moved to approve the "EOCJ Analyst Ongoing Priorities" list as prioritized. The motion passed unanimously with Sen. Bramble absent for the vote.

MOTION: Sen. Reid moved to add SIAC Training for the amount of \$100,000 to the bottom of the "EOCJ Analyst One-time Priorities" list. The motion passed unanimously with Sen. Bramble absent for the vote.

MOTION: Sen. Thatcher moved to adopt the "EOCJ Analyst One-time Priorities" list as prioritized.

SUBSTITUTE MOTION: Sen. Reid moved to adopt the "EOCJ Analyst One-time Priorities" list as prioritized with the caveat that if for some reason the funding plan for items on the "EOCJ: General Fund Budget Reallocations (One-time)" list does not occur, those items would be placed back on the original "EOCJ Analyst One-Time Priorities" list. The motion passed unanimously with Sen. Bramble absent for the vote.

MOTION: Rep. Stratton moved to approve the intent language on the "EOCJ Motions" list with the following corrections: "intent language identified on pages 25 - 29", under section c) Corrections, strike the words "and \$1,806,900 one-time" and strike all of section d) DPS. The motion passed unanimously with Sen. Bramble absent for the vote.

MOTION: Rep. Greenwood moved to adjourn the meeting. The motion passed unanimously with Sen. Bramble absent for the vote.

Rep. Hutchings adjourned the meeting at 6:32 p.m.

Sen. Daniel W. Thatcher, Co-Chair

Rep. Eric K. Hutchings, Co-Chair