

**MINUTES OF THE
EXECUTIVE OFFICES & CRIMINAL JUSTICE
APPROPRIATIONS SUBCOMMITTEE
Room 25 House Building
February 5, 2014**

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. Brian S. King
Rep. Merrill F. Nelson
Rep. Curtis Oda
Rep. Jennifer M. Seelig

Members Excused: Sen. Ralph Okerlund
Rep. Gregory H. Hughes

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

Note: A copy of related materials and an audio recording of the meeting can be found at www.le.utah.gov.

Co-Chair Hutchings called the meeting to order at 2:16 p.m.

1. Minutes

No minutes were approved at this meeting.

2. EOCJ Agency Federal Funds

Mr. Gary Syphus, Fiscal Analyst, reviewed the handout "EOCJ Federal Funds."

MOTION: Rep. Cunningham moved to approve the Federal funds list as stated in "EOCJ Federal Funds." The motion passed unanimously with Sen. Bramble, Sen. Madsen, Rep. Seelig, and Rep. Stratton absent for the vote.

3. EOCJ Fees

Mr. Syphus reviewed the handout "Executive Offices and Criminal Justice: State Agency Fees FY 2015" and noted that the last page contains a list of all fee changes.

Mr. Joe Brown, Finance Director, Department of Public Safety, answered questions concerning Concealed weapons permit application fees, renewal fees, and out of state application fees.

Mr. Clark Aposhian, Chair, Utah Shooting Sports Council, stated they would be strongly opposed to a fee increase.

The fees discussed would need Legislative action to change and are not listed on "Executive Offices and Criminal Justice: State Agency Fees FY 2015."

4. LFA In-depth budget review of off-budget funds

Mr. Zackery King, Fiscal Analyst, discussed the "2013 In-Depth Budget Review, Review of "Off-Budget Funds and Operations" report. The Executive Summary page outlines six categories of recommendations and the report contains a summary for each individual fund. Mr. King provided further explanation of Fiscal Analyst Recommendations as found in the report.

Mr. Syphus clarified that some funds are recommended for closing and some are recommended for Legislative review. He discussed Fund 7340 - Inmate Agency Fund Draper.

Mr. Mike Haddon, Deputy Director, Department of Corrections, indicated he would like to see further discussion on recommendations for Fund 7340, noting that the funds belong to inmates' families and not the Department.

Mr. Syphus discussed Fund 2390 - Alcoholic Beverage Control Act Enforcement Fund and why it would be beneficial to have additional review of Off-Budget funds.

Mr. King spoke about the importance of review and accountability, using Fund 8060 - Attorney General Financial Crimes Trust Funds and the Analyst recommendation as an example.

Mr. Werner Haidenthaller, Budget Director, Attorney General, stated that funds received are put in the State account and managed by the State Treasurer.

Mr. Syphus reviewed Fund 8016 - Surcharge Fines.

6. Utah County Sheriffs' Association

The group asked to be excused to attend the funeral for a fallen officer.

7. Introduction of EOCJ Agency Building Blocks

Board of Pardons

Mr. Clark Harms, Chair, introduced Ms. Angela Micklos, Vice Chair, and Mr. Greg Johnson, Administrative Coordinator, and introduced the Building Block request for one hearing officer for \$95,000.

Mr. Johnson used a PowerPoint presentation to illustrate a rising prison population, a decline in Board staffing levels, a breakdown of the Board workload, and the work involved with pardon hearings.

Ms. Micklos continued the presentation addressing special attention requests, including the savings to the Department of Corrections, and the cost to the Department if those hearings are delayed. It was pointed out that special attention hearings help avoid emergency release situations and save more money than the cost of the FTE request of \$95,000. The request is for a non POST (Peace Officer Standards and Training) certified hearing officer.

In response to committee questions, Ms. Micklos and Mr. Harms explained the current levels of POST certified officers, why they are needed, the salary difference in POST and non POST certified officers, and how those levels might change.

Ms. Micklos reiterated that hiring a full time hearing officer is the only way to accomplish their primary goals.

Mr. Syphus spoke about the "EOCJ Requested Building Blocks" handout and indicated additional items will be added to the list, including requests for appropriation from Legislators.

8. Adjourn

MOTION: Co-Chair Thatcher moved to adjourn. The motion passed unanimously with Sen. Bramble, Sen. Reid, Rep. Hall, Rep. Nelson, Rep. Seelig, and Rep. Stratton absent for the vote.

Co-Chair Hutchings adjourned the meeting at 3:54 p.m.

Sen. Daniel W. Thatcher, Co-Chair

Rep. Eric K. Hutchings, Co-Chair