

**(Draft-Awaiting Approval)**  
**MINUTES OF THE**  
**EXECUTIVE OFFICES AND CRIMINAL JUSTICE APPROPRIATIONS SUBCOMMITTEE**  
Tuesday, February 14, 2017 • 4:00 p.m. • 25 House Building

**Members Present:**

Sen. Daniel W. Thatcher, Senate Chair  
Rep. Eric K. Hutchings, House Chair  
Rep. Bruce R. Cutler, House Vice Chair  
Sen. Curtis S. Bramble  
Sen. Margaret Dayton  
Sen. Lincoln Fillmore  
Sen. Jani Iwamoto  
Sen. Peter C. Knudson  
Sen. Ralph Okerlund  
Rep. James A. Dunnigan

Rep. Brian S. King  
Rep. Merrill F. Nelson  
Rep. Tim Quinn  
Rep. Angela Romero  
Rep. V. Lowry Snow  
Rep. Logan Wilde

**Staff Present:**

Mr. Gary R. Syphus, Fiscal Analyst  
Mr. Alexander R. Wilson, Fiscal Analyst  
Ms. Debbie Benson, Administrative Assistant

Note: A copy of related materials and an audio recording of the meeting can be found at [www.le.utah.gov](http://www.le.utah.gov).

**1. Call to Order**

Senate Chair Thatcher called the meeting to order at 4:05 p.m. He asked committee members to look at the most up-to-date voting packet.

**2. Prioritization and Final Votes**

Voting Packet - EOCJ - 2-14-2017  
[Voting Packet - EOCJ - 2-14-2017](#)

**MOTION:** House Vice Chair Cutler moved to approve the reallocation list titled "EOCJ Chair's List Proposal." The motion passed with a vote of 8-0-8.

Yeas-8

Rep. B. Cutler  
Sen. L. Fillmore  
Rep. E. Hutchings  
Sen. P. Knudson  
Rep. T. Quinn  
Rep. A. Romero  
Sen. D. Thatcher  
Rep. L. Wilde

Nays-0

Absent-8

Sen. C. Bramble  
Sen. M. Dayton  
Rep. J. Dunnigan  
Sen. J. Iwamoto  
Rep. B. King  
Rep. M. Nelson  
Sen. R. Okerlund  
Rep. V. Snow

Motions for Consideration - EOCJ - 2-14-2017  
[Motions for Consideration - EOCJ - 2-14-2017](#)

**MOTION:** House Vice Chair Cutler moved to approve the Non-State Fund requests listed on the document titled "Non-State Funding Requests." The motion passed with a vote of 8-0-8.

Yeas-8

Rep. B. Cutler  
Sen. L. Fillmore  
Rep. E. Hutchings

Nays-0

Absent-8

Sen. C. Bramble  
Sen. M. Dayton  
Rep. J. Dunnigan

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Sen. P. Knudson  
Rep. T. Quinn  
Rep. A. Romero  
Sen. D. Thatcher  
Rep. L. Wilde

Sen. J. Iwamoto  
Rep. B. King  
Rep. M. Nelson  
Sen. R. Okerlund  
Rep. V. Snow

**MOTION:** House Vice Chair Cutler move to approve the transfers and technical corrections listed on the document titled "Transfer/Technical Corrections." The motion passed with a vote of 8-0-8.

Yeas-8

Nays-0

Absent-8

Rep. B. Cutler  
Sen. L. Fillmore  
Rep. E. Hutchings  
Sen. P. Knudson  
Rep. T. Quinn  
Rep. A. Romero  
Sen. D. Thatcher  
Rep. L. Wilde

Sen. C. Bramble  
Sen. M. Dayton  
Rep. J. Dunnigan  
Sen. J. Iwamoto  
Rep. B. King  
Rep. M. Nelson  
Sen. R. Okerlund  
Rep. V. Snow

**MOTION:** House Vice Chair Cutler moved to approve the FY 2017 and FY 2018 intent language identified in the document titled "EOCJ Intent Language" originally in the Feb 10, 2017 meeting materials.

Issue Brief - 2017 General Session - EOCJ Intent Language

[Issue Brief - 2017 General Session - EOCJ Intent Language](#)

Mr. John Johnson, State Auditor's Office mentioned a technical correction regarding fiscal year for the State Auditor.

**SUBSTITUTE MOTION:** Sen. Fillmore moved to change Item #1 from FY 2016 to FY 2017. The Substitute motion passed with a vote of 8-0-8.

Yeas-8

Nays-0

Absent-8

Rep. B. Cutler  
Sen. L. Fillmore  
Rep. E. Hutchings  
Sen. P. Knudson  
Rep. T. Quinn  
Rep. A. Romero  
Sen. D. Thatcher  
Rep. L. Wilde

Sen. C. Bramble  
Sen. M. Dayton  
Rep. J. Dunnigan  
Sen. J. Iwamoto  
Rep. B. King  
Rep. M. Nelson  
Sen. R. Okerlund  
Rep. V. Snow

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**MOTION:** House Vice Chair Cutler moved to approve the FY 2017 and FY 2018 intent language identified in the document titled “EOCJ Intent Language” originally in the Feb 10, 2017 meeting materials as modified in the substitute motion. The motion passed with a vote of 9-0-7.

Yeas-9

Rep. B. Cutler  
Sen. L. Fillmore  
Rep. E. Hutchings  
Sen. P. Knudson  
Rep. M. Nelson  
Rep. T. Quinn  
Rep. A. Romero  
Sen. D. Thatcher  
Rep. L. Wilde

Nays-0

Absent-7

Sen. C. Bramble  
Sen. M. Dayton  
Rep. J. Dunnigan  
Sen. J. Iwamoto  
Rep. B. King  
Sen. R. Okerlund  
Rep. V. Snow

**MOTION:** House Vice Chair Cutler moved to approve the FY 2017 and FY 2018 Federal Funds as shown in the Issue Brief titled “EOCJ Federal Funds” originally in the Feb 6, 2017 meeting materials. The motion passed with a vote of 11-0-5.

Yeas-11

Rep. B. Cutler  
Rep. J. Dunnigan  
Sen. L. Fillmore  
Rep. E. Hutchings  
Sen. J. Iwamoto  
Sen. P. Knudson  
Rep. M. Nelson  
Rep. T. Quinn  
Rep. A. Romero  
Sen. D. Thatcher  
Rep. L. Wilde

Nays-0

Absent-5

Sen. C. Bramble  
Sen. M. Dayton  
Rep. B. King  
Sen. R. Okerlund  
Rep. V. Snow

Issue Brief - 2017 General Session - EOCJ Federal Funds

[Issue Brief - 2017 General Session - EOCJ Federal Funds](#)

**MOTION:** House Chair Hutchings moved to adopt the EOCJ fee schedule as shown in SB008, “State Agency Fees and Internal Service Fund Rate Authorization and Appropriations” starting on page 34 line 1270 through page 445 line 1676 originally in the Feb 6, 2017 meeting materials. The motion passed with a vote of 11-0-5.

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Yeas-11

Rep. B. Cutler  
Rep. J. Dunnigan  
Sen. L. Fillmore  
Rep. E. Hutchings  
Sen. J. Iwamoto  
Sen. P. Knudson  
Rep. M. Nelson  
Rep. T. Quinn  
Rep. A. Romero  
Sen. D. Thatcher  
Rep. L. Wilde

Nays-0

Absent-5

Sen. C. Bramble  
Sen. M. Dayton  
Rep. B. King  
Sen. R. Okerlund  
Rep. V. Snow

SB0008

[SB0008](#)

Senate Chair Thatcher gave some instructions to the committee members regarding prioritization.

Sen. Bramble asked questions regarding the prioritization process. House Chair Hutchings discussed directives given by Mr. Johnathan Ball, Director, Office of Legislative the Fiscal Analyst. Mr. Syphus gave more clarification regarding this issue.

Senate Chair discussed the "Chairs List Starting Point" document. House Chair Hutchings discussed some one-time priorities on Page 8 of the list.

**MOTION:** Sen. Iwamoto moved to adopt the chairs list as the starting point The motion passed with a vote of 14-0-2.

Yeas-14

Sen. C. Bramble  
Rep. B. Cutler  
Rep. J. Dunnigan  
Sen. L. Fillmore  
Rep. E. Hutchings  
Sen. J. Iwamoto  
Rep. B. King  
Sen. P. Knudson  
Rep. M. Nelson  
Rep. T. Quinn  
Rep. A. Romero  
Rep. V. Snow

Nays-0

Absent-2

Sen. M. Dayton  
Sen. R. Okerlund

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Sen. D. Thatcher

Rep. L. Wilde

Rep. Dunnigan asked for clarification about the motion. Senate Chair Thatcher explained the motion.

**MOTION:** Rep. King moved to move Item #25 regarding HB 200 Sexual Assault Kit Processing and place it following Item # 7 on Page 6 .

**MOTION:** Rep. Dunnigan moved to place Item #25 as Item #17. Rep. Dunnigan then withdrew the substitute motion.

**MOTION:** The chair ruled that the original motion failed.

Rep. Snow asked a question about the priority order. Senate Chair Thatcher and House Chair Hutchings gave more perspective regarding the chair's prioritization list.

**MOTION:** Sen. Bramble moved to switch Item #11 regarding the Attorney General's office with Item #8. The motion passed with a vote of 14-0-2.

Yeas-14

Sen. C. Bramble

Rep. B. Cutler

Rep. J. Dunnigan

Sen. L. Fillmore

Rep. E. Hutchings

Sen. J. Iwamoto

Rep. B. King

Sen. P. Knudson

Rep. M. Nelson

Rep. T. Quinn

Rep. A. Romero

Rep. V. Snow

Sen. D. Thatcher

Rep. L. Wilde

Nays-0

Absent-2

Sen. M. Dayton

Sen. R. Okerlund

Rep. Wilde asked a question about the funding for the Regional Transportation Planning.

**MOTION:** Rep. Wilde moved to place the Wasatch Front Regional Transportation Planning as ongoing funding and Item #17. The motion passed with a vote of 14-0-2.

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Yeas-14

Nays-0

Absent-2

Sen. C. Bramble  
Rep. B. Cutler  
Rep. J. Dunnigan  
Sen. L. Fillmore  
Rep. E. Hutchings  
Sen. J. Iwamoto  
Rep. B. King  
Sen. P. Knudson  
Rep. M. Nelson  
Rep. T. Quinn  
Rep. A. Romero  
Rep. V. Snow  
Sen. D. Thatcher  
Rep. L. Wilde

Sen. M. Dayton  
Sen. R. Okerlund

Rep. Snow spoke in support of the motion.

Rep. Quinn asked if the listed amounts could be changed. Senate Chair Thatcher answered the question.

Rep. Romero discussed the importance of HB 200 even though it does have a large fiscal note. Senate Chair Thatcher discussed the fact that EAC will most likely make changes to the amounts listed.

Rep. Dunnigan thought that reducing the amount for HB 200 would help EAC.

**MOTION:** House Vice Chair Cutler moved to place Item #22 Additional Police Officer at Midvale Road Home up to Page 6 Line 18. The motion passed with a vote of 15-0-1.

Yeas-15

Nays-0

Absent-1

Sen. C. Bramble  
Rep. B. Cutler  
Sen. M. Dayton  
Rep. J. Dunnigan  
Sen. L. Fillmore  
Rep. E. Hutchings  
Sen. J. Iwamoto  
Rep. B. King  
Sen. P. Knudson  
Rep. M. Nelson  
Rep. T. Quinn  
Rep. A. Romero

Sen. R. Okerlund

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Rep. V. Snow  
Sen. D. Thatcher  
Rep. L. Wilde

Senate Chair Thatcher had a question about this item. House Vice Chair Cutler answered this question.

**MOTION:** House Chair Hutchings moved to place Item #13 Guardianship Reporting and Mentoring Program to just below #9 The District Courts Law Clerk. The motion passed with a vote of 15-0-1.

Yeas-15

Nays-0

Absent-1

Sen. C. Bramble  
Rep. B. Cutler  
Sen. M. Dayton  
Rep. J. Dunnigan  
Sen. L. Fillmore  
Rep. E. Hutchings  
Sen. J. Iwamoto  
Rep. B. King  
Sen. P. Knudson  
Rep. M. Nelson  
Rep. T. Quinn  
Rep. A. Romero  
Rep. V. Snow  
Sen. D. Thatcher  
Rep. L. Wilde

Sen. R. Okerlund

**MOTION:** Sen. Iwamoto moved to place Item 23 (Corrections Education Programming) and Item # 24 (Domestic Violence - Weapons Restrictions) after Item # 14 passed with a vote of 14-0-2.

Rep. Dunnigan asked the motion to be divided.

**MOTION:** DIVIDED MOTION: Sen. Iwamoto moved to place Item 23 (Corrections Education Programming) after Item # 14. The motion passed with a vote of 14-0-2.

Yeas-14

Nays-0

Absent-2

Rep. B. Cutler  
Sen. M. Dayton  
Rep. J. Dunnigan  
Sen. L. Fillmore  
Rep. E. Hutchings  
Sen. J. Iwamoto

Sen. C. Bramble  
Sen. R. Okerlund

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Rep. B. King  
Sen. P. Knudson  
Rep. M. Nelson  
Rep. T. Quinn  
Rep. A. Romero  
Rep. V. Snow  
Sen. D. Thatcher  
Rep. L. Wilde

**MOTION:** DIVIDED MOTION: Sen. Iwamoto moved to place Item # 24 (Domestic Violence - Weapons Restrictions) after Item # 16. The motion failed.

**MOTION:** House Chair Hutchings moved to place Item #25 (Sexual Assault Kits) after #10

Senate Chair Thatcher discussed the bill.

Rep. Quinn asked a clarifying question. Rep. Romero answered this question.

House Chair Hutchings explained that the vote could not be taken without a quorum.

Rep. King asked a question about the one-time general funding requests. Senate Chair Thatcher answered this question.

House Chair Hutchings withdrew his motion.

**MOTION:** Rep. Wilde moved to place the LeRay Mcallister fund up to Item #4. The motion failed.

**MOTION:** Sen. Bramble moved to place Item #9 LeRay Mcallister Fund as Item #8 prioritized and that the list through Item #8 is prioritized if funding is available. The motion passed with a vote of 14-0-2.

Yeas-14

Sen. C. Bramble  
Rep. B. Cutler  
Rep. J. Dunnigan  
Sen. L. Fillmore  
Rep. E. Hutchings  
Sen. J. Iwamoto  
Rep. B. King  
Rep. M. Nelson  
Sen. R. Okerlund

Nays-0

Absent-2

Sen. M. Dayton  
Sen. P. Knudson

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Rep. T. Quinn  
Rep. A. Romero  
Rep. V. Snow  
Sen. D. Thatcher  
Rep. L. Wilde

Sen. Fillmore asked a clarifying question about the motion. Senate Chair Thatcher answered this question.

Rep. Dunnigan asked how the one-time money applies to agency one-time requests. Senate Chair Thatcher answered this question.

**MOTION:** Rep. Dunnigan moved to fund Item #0 and Item #6 on Page 6 using the remaining one-time funds. The motion passed with a vote of 14-0-2.

Yeas-14

Sen. C. Bramble  
Rep. B. Cutler  
Rep. J. Dunnigan  
Sen. L. Fillmore  
Rep. E. Hutchings  
Sen. J. Iwamoto  
Rep. B. King  
Rep. M. Nelson  
Sen. R. Okerlund  
Rep. T. Quinn  
Rep. A. Romero  
Rep. V. Snow  
Sen. D. Thatcher  
Rep. L. Wilde

Nays-0

Absent-2

Sen. M. Dayton  
Sen. P. Knudson

House Chair Hutchings asked about the Governor's Office request for voting machines and H.B. 16.

Mr. Duncan Evans, Budget Manager, Governor's Office of Management and Budget answered this question.

House Vice Chair Cutler also discussed this budget request. Senate Chair Thatcher listed some possible further actions from the committee.

**MOTION:** Rep. Wilde moved to approve the one-time funding list with internal reallocations.

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**SUBSTITUTE MOTION:** House Vice Chair Cutler moved to add all of the one-time Items listed on Page #8 with the exception of Item #8, and place it with the already approved reallocation list including Line #0 and Line #6 from Page 6. The Substitute motion passed with a vote of 14-0-2.

Yeas-14

Sen. C. Bramble  
Rep. B. Cutler  
Rep. J. Dunnigan  
Sen. L. Fillmore  
Rep. E. Hutchings  
Sen. J. Iwamoto  
Rep. B. King  
Rep. M. Nelson  
Sen. R. Okerlund  
Rep. T. Quinn  
Rep. A. Romero  
Rep. V. Snow  
Sen. D. Thatcher  
Rep. L. Wilde

Nays-0

Absent-2

Sen. M. Dayton  
Sen. P. Knudson

**MOTION:** Rep. Snow moved to place Item 29 from Page 7 and place it above the Fire Academy on Page #6. The motion passed with a vote of 11-2-3.

Yeas-11

Rep. B. Cutler  
Sen. L. Fillmore  
Rep. E. Hutchings  
Sen. J. Iwamoto  
Rep. B. King  
Rep. M. Nelson  
Sen. R. Okerlund  
Rep. T. Quinn  
Rep. A. Romero  
Rep. V. Snow  
Sen. D. Thatcher

Nays-2

Rep. J. Dunnigan  
Rep. L. Wilde

Absent-3

Sen. C. Bramble  
Sen. M. Dayton  
Sen. P. Knudson

**MOTION:** Rep. Dunnigan moved to approve one-time funding for Item #11 (Attorneys and Support staff) and list it as priority #8. The motion passed with a vote of 13-0-3.

Yeas-13

Nays-0

Absent-3

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Rep. B. Cutler  
Rep. J. Dunnigan  
Sen. L. Fillmore  
Rep. E. Hutchings  
Sen. J. Iwamoto  
Rep. B. King  
Rep. M. Nelson  
Sen. R. Okerlund  
Rep. T. Quinn  
Rep. A. Romero  
Rep. V. Snow  
Sen. D. Thatcher  
Rep. L. Wilde

Sen. C. Bramble  
Sen. M. Dayton  
Sen. P. Knudson

**MOTION:** Rep. Wilde moved to place Item 26 on Page 7 (Increase in Jail Contract Treatment) and place it just above the Fire Academy on Page 6. The motion passed with a vote of 9-4-3.

Yeas-9

Rep. E. Hutchings  
Sen. J. Iwamoto  
Rep. B. King  
Rep. M. Nelson  
Sen. R. Okerlund  
Rep. T. Quinn  
Rep. A. Romero  
Sen. D. Thatcher  
Rep. L. Wilde

Nays-4

Rep. B. Cutler  
Rep. J. Dunnigan  
Sen. L. Fillmore  
Rep. V. Snow

Absent-3

Sen. C. Bramble  
Sen. M. Dayton  
Sen. P. Knudson

**MOTION:** House Chair Hutchings moved to place Item #25 (Sexual Assault Kits) after #10 just about Centralized Evidence Management.

**SUBSTITUTE MOTION:** Rep. Quinn made the substitute motion to change the amount of the funding request to \$1.205 million and to place Item #25 (Sexual Assault Kits) after #10 just about Centralized Evidence Management. The Substitute motion passed with a vote of 13-0-3.

Yeas-13

Rep. B. Cutler  
Rep. J. Dunnigan  
Sen. L. Fillmore  
Rep. E. Hutchings  
Sen. J. Iwamoto

Nays-0

Absent-3

Sen. C. Bramble  
Sen. M. Dayton  
Sen. P. Knudson

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Rep. B. King  
Rep. M. Nelson  
Sen. R. Okerlund  
Rep. T. Quinn  
Rep. A. Romero  
Rep. V. Snow  
Sen. D. Thatcher  
Rep. L. Wilde

**MOTION:** House Vice Chair Cutler moved to adopt list as it is currently prioritized and forward it to the EAC for their consideration.

**SUBSTITUTE MOTION:** House Chair Hutchings moved to place all of the items that are currently unprioritized to the bottom of the currently prioritized list.

Rep. Dunnigan expressed concern about the substitute motion.

House Chair Hutchings withdrew his substitute motion.

**SUBSTITUTE MOTION:** House Chair Hutchings moved to place the four compensation mix items (#17, #18, #19, and #20) and move them up to the bottom of the prioritized list. The Substitute motion passed with a vote of 13-0-3.

Yeas-13

Rep. B. Cutler  
Rep. J. Dunnigan  
Sen. L. Fillmore  
Rep. E. Hutchings  
Sen. J. Iwamoto  
Rep. B. King  
Rep. M. Nelson  
Sen. R. Okerlund  
Rep. T. Quinn  
Rep. A. Romero  
Rep. V. Snow  
Sen. D. Thatcher  
Rep. L. Wilde

Nays-0

Absent-3

Sen. C. Bramble  
Sen. M. Dayton  
Sen. P. Knudson

Rep. Dunnigan asked for clarification regarding the compensation funding mix. Mr. Syphus answered this question.

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**MOTION:** Rep. Dunnigan moved to fund the compensation funding mix with the remaining one-time funds. The motion passed with a vote of 13-0-3.

Yeas-13

Rep. B. Cutler  
Rep. J. Dunnigan  
Sen. L. Fillmore  
Rep. E. Hutchings  
Sen. J. Iwamoto  
Rep. B. King  
Rep. M. Nelson  
Sen. R. Okerlund  
Rep. T. Quinn  
Rep. A. Romero  
Rep. V. Snow  
Sen. D. Thatcher  
Rep. L. Wilde

Nays-0

Absent-3

Sen. C. Bramble  
Sen. M. Dayton  
Sen. P. Knudson

**MOTION:** Rep. Cutler moved to adopt the current prioritization list and send it to EAC for their consideration. The motion passed with a vote of 12-0-4.

Yeas-12

Rep. B. Cutler  
Rep. J. Dunnigan  
Sen. L. Fillmore  
Rep. E. Hutchings  
Sen. J. Iwamoto  
Rep. B. King  
Rep. M. Nelson  
Rep. T. Quinn  
Rep. A. Romero  
Rep. V. Snow  
Sen. D. Thatcher  
Rep. L. Wilde

Nays-0

Absent-4

Sen. C. Bramble  
Sen. M. Dayton  
Sen. P. Knudson  
Sen. R. Okerlund

**MOTION:** Sen. Fillmore moved to adjourn. The motion passed with a vote of 12-0-4.

Yeas-12

Rep. B. Cutler  
Rep. J. Dunnigan

Nays-0

Absent-4

Sen. C. Bramble  
Sen. M. Dayton

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Sen. L. Fillmore  
Rep. E. Hutchings  
Sen. J. Iwamoto  
Rep. B. King  
Rep. M. Nelson  
Rep. T. Quinn  
Rep. A. Romero  
Rep. V. Snow  
Sen. D. Thatcher  
Rep. L. Wilde

Sen. P. Knudson  
Sen. R. Okerlund

House Chair Hutchings discussed some further guidelines and Senate Chair Thatcher adjourned the meeting at 5:43 p.m.