

**MINUTES OF THE
SENATE JUDICIARY, LAW ENFORCEMENT, AND CRIMINAL JUSTICE STANDING COMMITTEE**

Monday , February 5, 2018 • 3:00 p.m. • 250 State Capitol

Members Present:

Sen. Todd Weiler, Chair
Sen. Gene Davis
Sen. Luz Escamilla
Sen. Lyle W. Hillyard
Sen. Daniel W. Thatcher

Members Absent:

President Wayne L. Niederhauser
Sen. Ralph Okerlund

Staff Present:

Mr. John Feinauer, Policy Analyst
Ms. Nancy Skidmore, Committee Secretary

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

Chair Weiler called the meeting to order at 3:19 p.m.

MOTION: Sen. Hillyard moved to approve the minutes of the February 1, 2018. The motion passed with a vote of 3 - 0 - 4 .

Yeas-3

Sen. L. Hillyard
Sen. D. Thatcher
Sen. T. Weiler

Nays-0

Absent-4

Sen. G. Davis
Sen. L. Escamilla
Sen. W. Niederhauser
Sen. R. Okerlund

1 . S.B. 59 Theft Amendments (*Thatcher, D.*)

Sen. Thatcher explained the bill.

Mr. Marshall Thompson, Director, Utah Sentencing Commission, spoke in favor of the bill.

Mr. Ryan Robinson, Vice President, Statewide Association of Prosecutors, spoke in opposition to the bill.

Mr. Will Carlson, Deputy District Attorney, Salt Lake County District Attorneys Office, spoke in favor of the bill.

Chief Tom Ross, Bountiful Police Department, spoke in opposition to the bill.

Mr. Reed Richards, Deputy County Attorney, Weber County, spoke in opposition to the bill.

MOTION: Sen. Thatcher moved to pass S.B. 59 out favorably. The motion passed with a vote of 4 - 1 - 2 .

Yeas-4

Sen. G. Davis
Sen. L. Escamilla
Sen. D. Thatcher
Sen. T. Weiler

Nays-1

Sen. L. Hillyard

Absent-2

Sen. W. Niederhauser
Sen. R. Okerlund

Sen. Hillyard assumed the chair.

2 . S.B. 138 Gender Change Amendments (*Weiler, T.*)

Sen. Weiler explained the bill.

MOTION: Sen. Weiler moved to replace S.B. 138 with 1st Substitute S.B. 138.

Mr. Rich Oborn, Bureau Director, Utah Department of Health, spoke to the bill.

Delane England spoke to the bill.

Sen. Weiler's motion to replace S.B. 138 with 1st Substitute S.B. 138 passed with a vote of 4 - 0 - 3 .

Yeas-4

Sen. G. Davis
Sen. L. Escamilla
Sen. L. Hillyard
Sen. T. Weiler

Nays-0

Absent-3

Sen. W. Niederhauser
Sen. R. Okerlund
Sen. D. Thatcher

Mr. Clifford Rosky, Equality Utah, spoke in opposition to the bill.

Ms. Gail Ruzika, Utah Eagle Forum, spoke to the bill.

Ms. Marina Lowe, Legislative Council, ACLU, spoke to the bill.

MOTION: Sen. Davis moved to pass 1st Substitute S.B. 138 out favorably. The motion passed with a vote of 3 - 1 - 3 .

Yeas-3

Sen. G. Davis
Sen. L. Escamilla
Sen. T. Weiler

Nays-1

Sen. L. Hillyard

Absent-3

Sen. W. Niederhauser
Sen. R. Okerlund
Sen. D. Thatcher

MOTION: Sen. Davis moved to adjourn. The motion passed with a vote of 4 - 0 - 3 .

Yeas-4

Sen. G. Davis
Sen. L. Escamilla
Sen. L. Hillyard
Sen. T. Weiler

Nays-0

Absent-3

Sen. W. Niederhauser
Sen. R. Okerlund
Sen. D. Thatcher

Acting Chair Hillyard adjourned the meeting at 4:39 p.m.