

**MINUTES OF THE  
HOUSE LAW ENFORCEMENT AND CRIMINAL JUSTICE STANDING COMMITTEE**

Friday , February 9, 2018 • 3:40 p.m. • 450 State Capitol

**Members Present:**

Rep. Lee B. Perry, Chair  
Rep. Edward H. Redd, Vice Chair  
Rep. Cheryl K. Acton  
Rep. Eric K. Hutchings  
Rep. Kelly B. Miles  
Rep. Paul Ray  
Rep. Angela Romero  
Rep. Elizabeth Weight

Rep. Mike Winder

**Members Absent:**

Rep. Rebecca P. Edwards  
Rep. Sandra Hollins

**Staff Present:**

Mr. John Feinauer, Policy Analyst  
Ms. Katiemarie Harmon, Committee Secretary

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).

Chair Perry called the meeting to order at 3:54 p.m.

**MOTION:** Rep. Miles moved to approve the minutes from February 6, 2018. The motion passed with a vote of 7 - 0 - 4 .

Yeas-7

Rep. C. Acton  
Rep. K. Miles  
Rep. L. Perry  
Rep. P. Ray  
Rep. A. Romero  
Rep. E. Weight  
Rep. M. Winder

Nays-0

Absent-4

Rep. R. Edwards  
Rep. S. Hollins  
Rep. E. Hutchings  
Rep. E. Redd

**1 . S.B. 81 Children's Justice Center Program (*Okerlund, R.*)**

Sen. Ralph Okerlund explained the bill with the assistance of Tracy Tabet, Attorney General's Office, Administrator, Children's Justice Center.

**MOTION:** Rep. Winder moved to pass S.B. 81 out favorably. The motion passed with a vote of 8 - 0 - 3 .

Yeas-8

Rep. C. Acton  
Rep. K. Miles  
Rep. L. Perry  
Rep. P. Ray  
Rep. E. Redd  
Rep. A. Romero  
Rep. E. Weight  
Rep. M. Winder

Nays-0

Absent-3

Rep. R. Edwards  
Rep. S. Hollins  
Rep. E. Hutchings

**2 . H.B. 222 Peace Officer Amendments (*Maloy, A.C.*)**

Rep. A. Cory Maloy presented the bill.

**MOTION:** Rep. Romero moved to pass H.B. 222 out favorably. The motion passed with a vote of 8 - 0 - 3 .

Yeas-8

Rep. C. Acton  
Rep. K. Miles  
Rep. L. Perry  
Rep. P. Ray  
Rep. E. Redd  
Rep. A. Romero  
Rep. E. Weight  
Rep. M. Winder

Nays-0

Absent-3

Rep. R. Edwards  
Rep. S. Hollins  
Rep. E. Hutchings

**MOTION:** Rep.Miles moved to place H.B. 222 on the Consent Calendar. The motion passed with a vote of 8 - 0 - 3 .

Yeas-8

Rep. C. Acton  
Rep. K. Miles  
Rep. L. Perry  
Rep. P. Ray  
Rep. E. Redd  
Rep. A. Romero  
Rep. E. Weight  
Rep. M. Winder

Nays-0

Absent-3

Rep. R. Edwards  
Rep. S. Hollins  
Rep. E. Hutchings

**3 . H.B. 273 Criminal Judgment Account Receivable Amendments (*Weight, E.*)**

Rep. Weight presented the bill with the assistance of Mr. Marshall Thompson, Director, Utah Sentencing Commission.

**MOTION:** Rep. Redd moved to pass H.B. 273 out favorably. The motion passed with a vote of 8 - 0 - 3 .

Yeas-8

Rep. C. Acton  
Rep. K. Miles  
Rep. L. Perry  
Rep. P. Ray  
Rep. E. Redd  
Rep. A. Romero  
Rep. E. Weight  
Rep. M. Winder

Nays-0

Absent-3

Rep. R. Edwards  
Rep. S. Hollins  
Rep. E. Hutchings

**4 . H.B. 265 Body Camera Amendments (McCay, D.)**

Rep. Daniel McCay presented the bill.

**MOTION:** Rep. Miles moved to amend H.B. 265 with Amendment #1. The motion passed with a vote of 9 - 0 - 2 .

Amendment 1  
H.B. 265

1 Page 1, Lines 12 through 16

12 This bill:

- 13 ▶ provides that recordings made by law enforcement officers while wearing a  
14 body-worn camera may not be retained by a private entity if the private entity has  
15 ownership in { ~~or authority to alter~~ } the recording; and  
16 ▶ makes technical changes.

2 Page 2, Lines 31 through 35

- 31 (b) Any recording made by an officer while on duty or acting in the officer's official  
32 capacity as a law enforcement officer may not be retained, electronically or otherwise, by a  
33 private entity if the private entity {~~:~~  
34 {~~—~~} (i) has any ownership or reasonable expectancy of ownership in the recording {~~:~~ or  
35 {~~—~~} (ii) is authorized to edit, delete, or alter the recording. }

Yeas-9

Rep. C. Acton  
Rep. E. Hutchings  
Rep. K. Miles  
Rep. L. Perry  
Rep. P. Ray  
Rep. E. Redd  
Rep. A. Romero  
Rep. E. Weight  
Rep. M. Winder

Nays-0

Absent-2

Rep. R. Edwards  
Rep. S. Hollins

**MOTION:** Rep. Miles moved to pass H.B. 265, as amended, out favorably. The motion passed with a vote of 9 - 0 - 2 .

Yeas-9

Rep. C. Acton  
Rep. E. Hutchings

Nays-0

Absent-2

Rep. R. Edwards  
Rep. S. Hollins

Rep. K. Miles  
Rep. L. Perry  
Rep. P. Ray  
Rep. E. Redd  
Rep. A. Romero  
Rep. E. Weight  
Rep. M. Winder

**5 . H.B. 291 Sentencing Commission Length of Supervision Guidelines (*Hutchings, E.*)**

Rep. Hutchings presented the bill with the assistance of Mr. Thompson.

**MOTION:** Rep. Hutchings moved to replace H.B. 291 with 1st Substitute H.B. 291. The motion passed with a vote of 9 - 0 - 2 .

Yeas-9

Nays-0

Absent-2

Rep. C. Acton  
Rep. E. Hutchings  
Rep. K. Miles  
Rep. L. Perry  
Rep. P. Ray  
Rep. E. Redd  
Rep. A. Romero  
Rep. E. Weight  
Rep. M. Winder

Rep. R. Edwards  
Rep. S. Hollins

Mr. Jason Groth, Attorney, Smart Justice Coordinator, American Civil Liberties Union (ACLU) of Utah, spoke in favor of the bill.

**MOTION:** Rep. Miles moved to pass 1st Substitute H.B. 291 out favorably. The motion passed with a vote of 9 - 0 - 2 .

Yeas-9

Nays-0

Absent-2

Rep. C. Acton  
Rep. E. Hutchings  
Rep. K. Miles  
Rep. L. Perry  
Rep. P. Ray  
Rep. E. Redd  
Rep. A. Romero  
Rep. E. Weight

Rep. R. Edwards  
Rep. S. Hollins

Rep. M. Winder

**MOTION:** Rep. Romero moved to adjourn. The motion passed with a vote of 9 - 0 - 2 .

Yeas-9

Rep. C. Acton

Rep. E. Hutchings

Rep. K. Miles

Rep. L. Perry

Rep. P. Ray

Rep. E. Redd

Rep. A. Romero

Rep. E. Weight

Rep. M. Winder

Nays-0

Absent-2

Rep. R. Edwards

Rep. S. Hollins

Chair Perry adjourned the meeting at 4:33 p.m.