

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

Wednesday , February 21, 2018 • 8:00 a.m. • 450 State Capitol

Members Present:

Rep. Lee B. Perry, Chair
Rep. Edward H. Redd, Vice Chair
Rep. Cheryl K. Acton
Rep. Rebecca P. Edwards
Rep. Sandra Hollins
Rep. Eric K. Hutchings
Rep. Kelly B. Miles

Rep. Paul Ray
Rep. Angela Romero
Rep. Elizabeth Weight
Rep. Mike Winder

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.

Chair Perry called the meeting to order at 8:05 a.m.

MOTION: Rep. Winder moved to approve the minutes of the February 16, 2018 meeting. The motion passed with a vote of 6 - 0 - 5 .

Yeas-6

Rep. C. Acton
Rep. S. Hollins
Rep. K. Miles
Rep. L. Perry
Rep. E. Weight
Rep. M. Winder

Nays-0

Absent-5

Rep. R. Edwards
Rep. E. Hutchings
Rep. P. Ray
Rep. E. Redd
Rep. A. Romero

1 . 1st Sub. S.B. 57 Police Service Animal Amendments (*Iwamoto, J.*)

Sen. Jani Iwamoto presented the bill with the assistance of Lieutenant Chad Reyes, Unified Police Department, Sergeant Luis Lovoto, Unified Police Department, Mr. Shawn Bailey, Citizen, Mr. Hollin Bailey, Citizen, Deputy Mike Graf, Washington County Sheriff's Office, and Mr. William Carlson, Deputy District Attorney, Salt Lake County.

Mr. Jeff Silvestrini, Mayor, Millcreek City, spoke in favor of the bill.

Mr. Robert Dahle, Mayor, Holladay City, spoke in favor of the bill.

MOTION: Rep. Ray moved to pass 1st Substitute S.B. 57 out favorably.

Rep. Ray's motion to pass 1st Substitute S.B. 57 out favorably passed with a vote of 11 - 0 - 0 .

Yeas-11

Rep. C. Acton
Rep. R. Edwards
Rep. S. Hollins
Rep. E. Hutchings
Rep. K. Miles
Rep. L. Perry
Rep. P. Ray
Rep. E. Redd

Nays-0

Absent-0

Rep. A. Romero
Rep. E. Weight
Rep. M. Winder

Rep. Redd assumed the chair.

2 . H.B. 268 Off Duty Employment of Law Enforcement Officer (Perry, L.)

Rep. Perry presented the bill.

Mr. Val Shupe, Executive Director, Utah Chiefs of Police Association, spoke in favor of the bill.

Sergeant Cody Stromberg, Vice President, Salt Lake Valley Law Enforcement Association, spoke in opposition to the bill.

MOTION: Rep. Hutchings moved to replace H.B. 268 with 2nd Substitute H.B. 268. The motion passed with a vote of 10 - 0 - 1 .

Yeas-10

Rep. C. Acton
Rep. R. Edwards
Rep. S. Hollins
Rep. E. Hutchings
Rep. K. Miles
Rep. L. Perry
Rep. E. Redd
Rep. A. Romero
Rep. E. Weight
Rep. M. Winder

Nays-0

Absent-1

Rep. P. Ray

MOTION: Rep. Miles moved to pass 2nd Substitute H.B. 268 out favorably. The motion passed with a vote of 10 - 0 - 1 .

Yeas-10

Rep. C. Acton
Rep. R. Edwards
Rep. S. Hollins
Rep. E. Hutchings
Rep. K. Miles
Rep. L. Perry

Nays-0

Absent-1

Rep. P. Ray

Rep. E. Redd
Rep. A. Romero
Rep. E. Weight
Rep. M. Winder

3 . H.B. 379 Death Penalty Amendments (Froerer, G.)

Rep. Perry assumed the chair.

Rep. Gage Froerer presented the bill with the assistance of Ms. Jensie Anderson, Professor, College of Law, University of Utah, and Ms. Christine Stenquist, Citizen.

Mr. Dave Noriega, Citizen, spoke in opposition to the bill.

Mr. Richard Mauro, Executive Director, Salt Lake Legal Defender Association, spoke in favor of the bill.

Ms. Terryl Warner, Victim's Advocate, Cache County Attorney's Office, spoke in opposition to the bill.

Ms. Kathryn Windels, Roman Catholic Diocese of Salt Lake City, spoke in favor of the bill.

Mr. Reed Richards, Association of Prosecutors, spoke in opposition to the bill.

Mr. Marshall Thompson, Utah Sentencing Commission, spoke to the bill.

Mr. Andrew Peterson, Capitol Case Coordinator, Utah Attorney General's Office, spoke to the bill.

MOTION: Rep. Romero moved to pass H.B. 379 out favorably.

SUBSTITUTE Rep. Ray moved to hold H.B. 379. The Substitute motion failed with a vote of 5 - 6 - 0 .

MOTION:

Yeas-5

Rep. C. Acton
Rep. E. Hutchings
Rep. L. Perry
Rep. P. Ray
Rep. E. Redd

Nays-6

Rep. R. Edwards
Rep. S. Hollins
Rep. K. Miles
Rep. A. Romero
Rep. E. Weight
Rep. M. Winder

Absent-0

Rep. Romero's motion to pass H.B. 379 out favorably passed with a vote of 7 - 4 - 0 .

House Law Enforcement and Criminal Justice Standing Committee

February 21, 2018

Page 4

Yeas-7

Rep. R. Edwards
Rep. S. Hollins
Rep. E. Hutchings
Rep. K. Miles
Rep. A. Romero
Rep. E. Weight
Rep. M. Winder

Nays-4

Rep. C. Acton
Rep. L. Perry
Rep. P. Ray
Rep. E. Redd

Absent-0

MOTION: Rep. Ray moved to adjourn. The motion passed with a vote of 11 - 0 - 0 .

Yeas-11

Rep. C. Acton
Rep. R. Edwards
Rep. S. Hollins
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-0

Chair Perry adjourned the meeting at 10:01 a.m.