

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

Thursday , February 22, 2018 • 8:00 a.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:

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

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 8:11 a.m.

MOTION: Sen. Hillyard moved to approve the minutes of the February 20, 2018 meeting. The motion passed with a vote of 4 - 0 - 3 .

Yeas-4

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

Nays-0

Absent-3

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

Sen. Thatcher assumed the chair.

1 . S.B. 203 Termination of Parental Rights Amendments (*Weiler, T.*)

Sen. Weiler explained the bill.

MOTION: Sen. Weiler moved to replace S.B. 203 with 1st Substitute S.B. 203. The motion passed with a vote of 4 - 0 - 3 .

Yeas-4

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

Nays-0

Absent-3

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

Ms. Carol Vordoia, Division Director, Child Protection Agency, Attorney General's Office, spoke to the bill.

Mr. Adam Trupp, Chief Executive Officer, Association of Counties, spoke in favor of the bill.

Ms. Jacey Skinner, Administrative Office of the Courts, spoke to the bill.

MOTION: Sen. Weiler moved to pass 1st Substitute S.B. 203 out favorably. The motion passed with a vote of 4 - 0 - 3 .

Yeas-4

Sen. G. Davis
Sen. L. Hillyard

Nays-0

Absent-3

Sen. L. Escamilla
Sen. W. Niederhauser

Sen. D. Thatcher
Sen. T. Weiler

Sen. R. Okerlund

2 . S.B. 205 Incarceration Reports (Weiler, T.)

Sen. Weiler explained the bill.

MOTION: Sen. Weiler moved to replace S.B. 205 with 1st Substitute S.B. 205. The motion passed with a vote of 4 - 0 - 3 .

Yeas-4

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

Nays-0

Absent-3

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

Mr. Cameron Noel, Sheriff, Beaver County, spoke in favor of the bill.

Ms. Marina Lowe, Legislative Counsel, American Civil Liberties Union (ACLU), spoke in favor of the bill.

Mr. Rollin Cook, Executive Director, Department of Corrections, spoke in favor of the bill.

Ms. Molly Lewis, Policy Analyst, Libertas Institute, spoke in favor of the bill.

MOTION: Sen. Weiler moved to pass 1st Substitute S.B. 205 out favorably. The motion passed with a vote of 4 - 0 - 3 .

Yeas-4

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

Nays-0

Absent-3

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

3 . S.B. 213 Human Trafficking Prevention Training (Weiler, T.)

Sen. Weiler explained the bill.

MOTION: Sen. Weiler moved to pass S.B. 213 out favorably. The motion passed with a vote of 4 - 0 - 3 .

Yeas-4

Nays-0

Absent-3

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

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

4 . S.B. 214 Solicitation Amendments (*Weiler, T.*)

Sen. Weiler explained the bill.

Mr. William Carlson, Deputy District Attorney, Salt Lake County, spoke to the bill.

Mr. Derek Dimond, Lieutenant, Salt Lake City Police Department, spoke in favor of the bill.

MOTION: Sen. Weiler moved to pass S.B. 214 out favorably. The motion passed with a vote of 4 - 0 - 3 .

Yeas-4

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

Nays-0

Absent-3

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

5 . 1st Sub. H.B. 69 National Crime Prevention and Privacy Compact (*Handy, S.*)

Sen. Weiler explained the bill.

MOTION: Sen. Weiler moved to pass 1st Substitute H.B. 69 out favorably. 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

MOTION: Sen. Hillyard moved to place 1st Substitute H.B. 69 on the Consent Calendar. The motion passed with a vote of 3 - 0 - 4 .

Yeas-3

Sen. L. Hillyard
Sen. D. Thatcher

Nays-0

Absent-4

Sen. G. Davis
Sen. L. Escamilla

Sen. T. Weiler

Sen. W. Niederhauser
Sen. R. Okerlund

6 . H.B. 228 Child Sexual Abuse Prevention Training Amendments (*Romero, A.*)

Rep. Romero explained the bill.

MOTION: Sen. Weiler moved to pass H.B. 228 out favorably. The motion passed with a vote of 4 - 0 - 3 .

Yeas-4

Nays-0

Absent-3

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

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

MOTION: Sen. Hillyard moved to place H.B. 228 on the Consent Calendar. The motion passed with a vote of 4 - 0 - 3 .

Yeas-4

Nays-0

Absent-3

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

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

7 . H.B. 84 Felony Fleeing Amendments (*Ray, P.*)

Rep. Ray explained the bill.

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

Mr. Jason Groth, Smart Justice Coordinator, American Civil Liberties Union (ACLU), spoke in opposition to the bill.

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

Sen. Weiler resumed the chair.

Ms. Kim Cordova, Executive Director, Commission on Criminal and Juvenile Justice, spoke to the bill.

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

Mr. Robert Walton, spoke in opposition to the bill.

MOTION: Sen. Thatcher moved to move to next agenda item. The motion passed with a vote of 3 - 1 - 3 .

Yeas-3

Sen. L. Escamilla
Sen. L. Hillyard
Sen. D. Thatcher

Nays-1

Sen. T. Weiler

Absent-3

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

8 . H.B. 157 Justice Reinvestment Amendments (*Potter, V.*)

Rep. Potter explained the bill with the assistance of Reed Richards, Weber County Sheriffs.

Mr. Mike Haddon, Deputy Director of Administrative Services, Utah Department of Corrections, spoke in favor of the bill.

MOTION: Sen. Escamilla moved to pass H.B. 157 out favorably. The motion passed with a vote of 4 - 0 - 3 .

Yeas-4

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

Nays-0

Absent-3

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

9 . H.B. 160 Domestic Violence Provisions (*Eliason, S.*)

Sen. Escamilla explained the bill.

Ms. Kimberly Sager, Student, University of Utah, spoke in favor of the bill.

MOTION: Sen. Escamilla moved to pass H.B. 160 out favorably. The motion passed with a vote of 4 - 0 - 3 .

Yeas-4

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

Nays-0

Absent-3

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

MOTION: Sen. Hillyard moved to place H.B. 160 on the Consent Calendar. The motion passed with a vote of 4 - 0 - 3 .

Yeas-4

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

Nays-0

Absent-3

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

10 . 2nd Sub. H.B. 198 Attorney General Responsibility Amendments (*Nelson, M.*)

Rep. Nelson explained the bill.

Mr. Stephen Foxley, Lobbyist, Utah State Bar, spoke to the bill.

Mr. Daniel Burton, Chief of Policy, Attorney General's Office, spoke in favor of the bill.

MOTION: Sen. Hillyard moved to pass 2nd Substitute H.B. 198 out favorably. The motion passed with a vote of 3 - 0 - 4 .

Yeas-3

Sen. L. Escamilla
Sen. L. Hillyard
Sen. T. Weiler

Nays-0

Absent-4

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

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

Yeas-3

Sen. L. Escamilla
Sen. L. Hillyard
Sen. T. Weiler

Nays-0

Absent-4

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

Chair Weiler adjourned the meeting at 9:59 p.m.