



DRAFT MINUTES

EXECUTIVE OFFICES AND CRIMINAL JUSTICE

APPROPRIATIONS SUBCOMMITTEE

Wednesday, February 12, 2020 | 8:00 a.m. | 25 House Building

Members Present:

Sen. Jacob L. Anderegg, Senate Chair
Rep. Eric K. Hutchings, House Chair
Rep. Joel Ferry, House Vice Chair
Sen. Curtis S. Bramble
Sen. David G. Buxton
Sen. Lincoln Fillmore
Sen. Wayne A. Harper
Sen. Derek L. Kitchen
Sen. Daniel McCay
Rep. Cheryl K. Acton
Rep. Kyle R. Andersen

Rep. James A. Dunnigan
Rep. Marc K. Roberts
Rep. Angela Romero

Members Absent:

Rep. Brian S. King
Rep. Carol Spackman Moss

Staff Present:

Gary R. Syphus, Finance Manager
Alexander R. Wilson, Financial Analyst
Linda Service, Committee Secretary

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

1 . 8:00 a.m.: Call to Order/Approval of Minutes

Chair Hutchings called the meeting to order at 8:11 a.m.

2 . 8:00 a.m.: Indigent Defense Research

Alex Wilson provided a review of the Office of the Legislative Fiscal Analyst's (LFA) presentation. He was charged last year to take an objective look at the Indigent Defense Commission (IDC) pertaining to performance and outcomes and explore alternative options for the structure of the program. He presented a potential motion and suggested proposals.

[2c-IDC Legislative Handout G.S. 2020](#)

[2d-2019 IDC Annual Report](#)

[2e-IDC Budget G.S. 2020](#)

[2f-IDC 2020-2021 Interim Study Proposal](#)

Joanna Landau, Director, Indigent Defense Commission (IDC), and Dave Walsh, Deputy Director, Utah Commission on Criminal and Juvenile Justice (CCJJ), addressed the the analyst's report and expressed appreciation to the committee for their support. Director Landau reported on topics such as appointment rates, grants to assure legal representation at court for those in need of counsel, early information in the hands of defenders, and better communication.

Dave Walsh reflected on the prosecution system of years past.

Chair Hutchings spoke to the importance of integrated systems enabling sharing of data between agencies.

Director Landau continued her presentation with a budget request.

Sen. Anderegg assumed the chair.

3 . 8:20 a.m.: Pew: Results First

[3-Results First G.S. 2020](#)

Alyssa Doom, Principal Associate, Pew Charitable Trust, introduced Laura Summers, Senior Health Care Analyst, Kem C. Gardner Policy Institute, shared an update on their project involving medication assisted treatment for Opioid Use Disorder. They coordinated a presentation focusing on research on the opioid use epidemic. They addressed three key objectives: (1) create a comprehensive inventory of medicated assisted treatment programs, (2) supplement information with a series of focus groups of key stake holders, and (3) provide the legislature, as well as other stake holders, with information they need to make informed decisions on how to improve the Medicated Assisted Treatment (MAT) System in Utah.

State Auditor's Office (Agenda Item 4)

John Dougall, Utah State Auditor, highlighted key aspects of his presentation; one topic being the Utah Health Care Cost Transparency Tool.

[4-Auditor's Presentation - G.S. 2020](#)

Rep. Roberts asked Auditor Dougall for clarification on the rates.

Auditor Dougall continued his presentation discussing Project KIDS. Chair Anderegg and Rep. Hutchings reflected on the project. A discussion followed.

Auditor Dougall addressed building block requests.

Utah Sheriffs' Association (Agenda Item 5)

[5a-Sheriffs' Association Presentation - G.S. 2020](#)

[5b-Court Security](#)

Gary Syphus provided a broad overview of the Sheriffs' Association noting the partnership with the counties related to jail contracting, reimbursement and housing. He focused on court security giving context and background.

Nathan Curtis, Sevier County Sheriff, President, Utah Sheriffs' Association, and Sheriff Chad Jensen, Cache County Sheriff, noted the importance that the various sheriffs' offices work together to create positive solutions to impact communities. They reflected on the programs that have been initiated to help jail inmates and highlighted successes over the past year.

Chair Hutchings informed committee members that court security and surcharge are two separate fees. The Utah Sheriff's Association presentation continued.

Rep. Dunnigan asked if a federal detainee for an immigration hold is immediately handed off to ICE after being released from a county charge.

Sheriff Jensen and Sheriff Curtis continued their presentation addressing successes and current priorities such as daily reimbursement and contracting rate.

Rep. Hutchings commented on the concept of continuation of care for inmates after release from incarceration and asked for support of Rep. Daw's bill, H.B. 38.

Sheriff Curtis continued the presentation focusing on the cost of recruitment and retention.

Rep. Dunnigan commented a program which helps drug crime offenders.

Rep Hutchings encouraged the committee members to have meaningful conversations related to prison capacity and the role of jail partnerships.

Rep. Ferry commends the sheriffs and the Utah Sheriff's Association.

Surcharge Program Prioritization (Agenda Item 6)

Rep. Hutchings addressed the Surcharge Program Prioritization. The surcharge list has dropped over time and is not likely to build back as it has been. The Chairs recommended an option to move funds into the General Fund.

Sen. Harper asked for further clarification related to the drop in the surcharge. A discussion followed with committee members asking the Chairs for further clarification of the recommendation to move surcharge funds into the General Fund.

MOTION: Rep. Ferry moved to adopt an open bill file as a committee bill and request that this be our number one funding priority for the committee. The motion passed with a vote of 12 - 0 - 4.

Yeas-12

Rep. C. Acton
Sen. J. Anderegg
Rep. K. Andersen
Sen. D. Buxton
Rep. J. Dunnigan
Rep. J. Ferry
Sen. L. Fillmore
Sen. W. Harper
Rep. E. Hutchings
Sen. D. Kitchen
Rep. M. Roberts
Rep. A. Romero

Nays-0

Absent-4

Sen. C. Bramble
Rep. B. King
Sen. D. McCay
Rep. C. Moss

Legislator Requests for Appropriation (Agenda Item 7)

Rep. Hutchings - Restoration of Funding for Washington County Pre-Trial Services Program - \$540,000 Ongoing

Rep. Ferry assumed the chair.

Sen. Anderegg and Dave Walsh CCJJ - Criminal Justice Data - \$350,000 One-time

Sen. Anderegg and Daniel Burton, Office of the Attorney General, and Nathan Curtis, Utah Sheriff's Association - Rapid DNA Funding - \$5,000,000 Ongoing

Sen. Anderegg - SB83 Voter Registration Information - \$150,000 One-time

Sen. Anderegg and Craig Peterson, Assistant Attorneys General - Utah County North Children's Justice Center- \$250,000 One-time

Sen. Anderegg resumed the chair.

Rep. Potter and Tara Warner, Victims Advocate, Cache County, and Todd Holland, Community Resource Specialist, Cache Achieve Program - Education Grant Program for Individuals in the Justice System - \$310,000 Ongoing

Rep. Dunnigan and Adam Cohen, CEO, Odyssey House - Jail and Prison MAT Program - \$1,000,000 One-time



Rep. Ballard and Kory Holdaway - Voterise - \$100,000 Supplemental

Sen. Weiler and Brandon Merrill, Executive Director, Utah Homicide Survivors - Utah Homicide Survivors Legal Services Program - \$250,000 One-time

Rep. Lyman and Larry Echo Hawk, Special Counsel and Adviser to the Governor and Attorney General for Indian Affairs - Westwater Community in San Juan County - \$500,000 One-time

Rep. Lisonbee and Craig Barlow, Justice Director, Office of the Attorney General - Prosecution Review Amendments - \$839,400 Ongoing

MOTION: Rep. Ferry moved to adjourn.

Chair Anderegg adjourned the meeting at 10:56 a.m.