



MINUTES

CRIMINAL CODE EVALUATION TASK FORCE

LEGISLATURE

Tuesday, June 30, 2020 | 1:00 p.m. | 445 State Capitol

Members Present:

Sen. Karen Mayne, Chair
Rep. Paul Ray, Chair
Sen. Lyle W. Hillyard
Sen. Daniel W. Thatcher
Rep. Eric K. Hutchings
Rep. Mark A. Wheatley
Mr. Steve Burton
Mr. Will Carlson
Ms. Kim Cordova
Ms. Monica Diaz

Mr. Michael C. Drechsel
Mr. Mike Haddon
Mr. Gary Scheller
Maj. Scott Stephenson
Mr. Travis Wood

Staff Present:

John Feinauer, Policy Analyst
Esther D. Chelsea-McCarty, Associate General Counsel
Chelsea Grant, Associate General Counsel
Tracey Fredman, Administrative Assistant

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

1 . Committee Business

Chair Ray called the meeting to order and welcomed Monica Diaz who is replacing Marshall Thompson as the newest member of the task force.

MOTION: Sen. Mayne moved motion on minutes The motion passed with a vote of 13 - 0 - 2.

Yeas-13

Mr. W. Carlson
Ms. K. Cordova
Ms. M. Diaz
Mr. M. Drechsel
Sen. L. Hillyard
Rep. E. Hutchings
Sen. K. Mayne
Rep. P. Ray
Mr. G. Scheller
Maj. S. Stephenson
Sen. D. Thatcher
Rep. M. Wheatley
Mr. T. Wood

Nays-0

Absent-2

Mr. S. Burton
Mr. M. Haddon

[1a - Criminal Code-Related Legislation Passed During the 2020 General Session](#)

John Feinauer, Policy Analyst, Office of Legislative Research and General Counsel, noted that a list of criminal code related legislation that passed during the 2020 General Session is available on the task force's web page.

2 . Task Force Legislation

Chelsea Grant, Associate General Counsel, Office of Legislative Research and General Counsel, gave an overview of the process for opening a task force bill file.

3 . Fraud

[3a - eBay COVID-19 Policy and Enforcement](#)

[3b - COVID-19 Fraud, Utah Case Report \[UDP\]](#)

Captain Tanner Jensen, Statewide Information and Analysis Center, State Bureau of Investigation, discussed the methods used to identify and investigate fraud related COVID-19 incidents.

Jacob Hart, Deputy Director, Utah Department of Commerce, reported on local incidents of fraudulent cases related to COVID-19 and actions the department has taken to educate the public as a protection against fraud.

Mike Carson, Senior Manager, Global Policy and Regulatory Management, eBay, discussed fraudulent activities seen online and steps eBay has taken to address those incidents.

4 . Sexual Exploitation of a Minor

[4a - Sexual Exploitation of a Minor](#)

Michael Drechsel, Assistant Court Administrator, and Legislative Liaison, Administrative Office of the Courts, reported on the number of cases filed, conviction rates, sentencing recommendations, and actual sentences imposed upon offenders related to Utah Code Section 76-5b-201 Sexual Exploitation of a Minor.

Shelley Coudreaut, Director, Family Justice Section, Office of the Attorney General, discussed the results of studies that looked at particular types of cases and imposed probation and sentencing, and repeat offenders.

Task force discussion followed.

Alan White, Utah Internet Crimes Against Children Task Force Commander, expressed concern that the numbers being reported may not provide accurate information due to the detail of data available about the types of crimes being investigated.

Andrew Decker, citizen, spoke in support of Utah's respect for data and best practices, and for putting into place legislation that works.

Mark Moffat, attorney, Brown, Bradshaw & Moffat, spoke about the state's sentencing structure, sex offender therapy, and some consequences of increasing penalties.

Wendy Parmley, citizen, encouraged the task force to continue evaluating data.

5 . Other Items/Adjourn

Travis Wood moved to adjourn the meeting.

Chair Ray adjourned the meeting at 2:44 p.m.