

**MINUTES OF THE SENATE JUDICIARY
STANDING COMMITTEE
Monday, January 28, 2002
Room 416, STATE CAPITOL BUILDING**

Members Present: Sen. David L. Gladwell, Chair
Sen. D. Chris Buttars
Sen. Lyle W. Hillyard
Sen. Millie M. Peterson
Sen. Alicia Suazo
Sen. John L. Valentine

Staff Present: Jerry D. Howe, Research Analyst
Saundra Maeser, Committee Secretary

Public Speakers Present: Ronald Gordon, Staff Attorney, Commission on Criminal and Juvenile Justice
John T. Nielson, Legal Representative, Utah State Bar Association

Visitor list on file.

Acting Chair Buttars called the meeting to order at 8:23 a.m.

MOTION: Sen. Hillyard moved to approve minutes of the January 24, 2002 meeting.

The motion passed unanimously with Sen. Gladwell and Sen. Peterson absent for the vote.

The following bills were not considered by the committee:

S.B. 106 Divorce - Children's Testimony Limited (T. Spencer)

S.B. 111 Division of Home in a Divorce (T. Spencer)

H.B. 47 Repeal of Sunset Dates on Office of Court Administrator and Alternative Dispute Resolution (G. Way)

1. H.B. 35 Expungement of Juvenile Records (S. Daniels)

Rep. Scott Daniels introduced the bill. He was assisted by Ronald Gordon, Staff Attorney, Commission on Criminal and Juvenile Justice, who clarified issues with the bill.

John T. Nielson, Legal Representative, Utah State Bar Association, spoke in favor of the bill.

MOTION: Sen. Hillyard moved to pass H.B. 35 out with a favorable recommendation.

The motion passed unanimously with Sen. Gladwell and Sen. Peterson absent for the vote.

MOTION: Sen. Valentine moved to reconsider action on the minutes.

The motion passed unanimously with Sen. Gladwell and Sen. Peterson absent for the vote.

MOTION: Sen. Valentine moved to recess until 9:00 a.m.

The motion passed unanimously with Sen. Gladwell and Sen. Peterson absent for the vote.

2. **H.B. 107 Obscenity and Pornography Complaints Ombudsman Duties** (W. Harper)

Rep. Wayne Harper introduced the bill.

MOTION: Sen. Hillyard moved to pass H.B. 107 out with a favorable recommendation.

The motion passed unanimously with Sen. Gladwell and Sen. Valentine absent for the vote.

3. **H.B. 73 Capital Felony Sentencing Procedures** (G. Snow)

Rep. Gordon Snow introduced the bill.

MOTION: Sen. Peterson moved to pass H.B. 73 out with a favorable recommendation.

The motion passed unanimously with Sen. Gladwell and Sen. Valentine absent for the vote.

Sen. Gladwell assumed the chair from Sen. Buttars.

MOTION: Sen. Suazo moved to adjourn the meeting.

The motion passed unanimously with Sen. Valentine absent for the vote.

Chair Gladwell adjourned the meeting at 9:32 a.m.

Minutes recorded by Sandra Maeser, Secretary

Sen. David L. Gladwell, Chair