

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

Room 225 State Capitol  
Monday, February 10, 2003

**Members Present:** Rep. DeMar "Bud" Bowman, Chair  
Rep. Douglas C. Aagard, Vice Chair  
Rep. Duane Bourdeaux  
Rep. LaVar F. Christensen  
Rep. Wayne A. Harper  
Rep. Patricia W. Jones  
Rep. David Litvak  
Rep. Michael T. Morley  
Rep. Brent D. Parker  
Rep. Peggy Wallace

**Members Excused:** Rep. Brad L. Dee

**Staff Present:** Ms. Chyleen A. Arbon, Policy Analyst  
Ms. Rachel Error, House Secretary

**Note:** A list of others present will be filed with committee minutes.

Chair Bowman called the meeting to order at 8:10 a.m.

**MOTION:** Rep. Aagard moved to approve the minutes of the February 6, 2003 meeting. The motion passed unanimously, with Rep. Harper and Rep. Wallace absent for the vote.

**H.B. 235 Falsification or Alteration of Government Record (K. Bryson)**

Explained the bill: Rep. Bryson  
Dave Wayment, Utah County Attorney's Office

**MOTION:** Rep. Wallace moved to pass the bill out favorably. The motion passed unanimously, with Rep. Harper absent for the vote.

**H.B. 238 Utah Code of Criminal Procedure Amendments (K. Bryson)**

**MOTION:** Rep. Morley moved to amend the bill as follows:

1. Page 1, Line 7: After "**testimony**," insert "**and**" and after "**sentences**" insert a "." and delete the rest of the line.
2. Page 1, Line 8: Delete line 8.
3. Page 1, Line 14: Delete line 14.
4. Pages 10 - 11, Lines 305 - 321: Delete lines 305 through 321.

The motion passed unanimously, with Rep. Harper absent for the vote.

Explained the bill: Rep. Bryson  
Dave Wayment, Utah County Attorney's Office

Spoke against the bill: Rick Schwermer, Utah State Courts

MOTION: Rep. Jones moved to move on to the next item on the agenda. The motion passed, with Rep. Harper, Rep. Parker, and Rep. Wallace voting in opposition.

**S.B. 48 Forced Entry to Make Arrest (*D. Thomas*)**

Explained the bill: Sen. Thomas  
Mark Nash, Director of the Utah Prosecution Council

MOTION: Rep. Morley moved to pass the bill out favorably. The motion passed unanimously.

**S.B. 116 DNA - Amendment Regarding Warrants (*L. Hillyard*)**

Explained the bill: Sen. Hillyard

MOTION: Rep. Jones moved to pass the bill out favorably. The motion passed unanimously, with Rep. Bourdeaux absent for the vote.

**S.B. 117 Aggravated Robbery Amendments (*L. Hillyard*)**

Explained the bill: Sen. Hillyard

MOTION: Rep. Harper moved to pass the bill out favorably. The motion passed unanimously, with Rep. Bourdeaux absent for the vote.

MOTION: Rep. Litvak moved to adjourn the meeting. The motion passed unanimously, with Rep. Bourdeaux absent for the vote.

Chair Bowman adjourned the meeting at 9:12 a.m.