



UTAH STATE SENATE

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February 23, 2004

Mr. President:

The Health and Human Services Committee reports a favorable recommendation on **1st Sub. H.B. 54**, VIDEOTAPE OF MINORS, by Representative W. Harper, with the following amendments:

1. *Page 1, Lines 14c through 14d*
House Floor Amendments
2-10-2004

14c ▶ **ENCOURAGES A WORKER TO AUDIOTAPE ALL** ~~[[**INVESTIGATIVE INTERVIEWS**]]~~ **INTERACTIONS** WITH A
14d **CHILD; AND**

2. *Page 1, Lines 17 through 18*
House Floor Amendments
2-10-2004

17 **Other Special Clauses:**
18 ~~[[**None**]]~~ **This bill provides an effective date.**

3. *Page 2, Lines 32 through 34k*
House Floor Amendments
2-10-2004

32 ~~[[**(3)**]]~~ **(c)** ~~h~~ the time and date of the interview shall be continuously and clearly visible to
32a any
33 subsequent viewer of the recording ~~[[**h** OR CLEARLY STATED AT THE BEGINNING OF ANY AUDIO TAPING SESSION h]]~~ ; and
33a ~~[[**(3)**]]~~ **(d)** ~~h~~ the recording equipment shall run continuously for the duration of the interview.
34 ~~[[**(4)**]]~~ **(d)** ~~h~~ the recording equipment shall run continuously for the duration of the interview.

Bill Number



HB0054S01

Action Class



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- 34a [[~~¶~~ (2) IF REASONABLY AVAILABLE, INTERVIEWS CONDUCTED IN ACCORDANCE WITH THIS
- 34b SECTION SHALL BE CARRIED OUT IN AN EXISTING CHILDREN'S JUSTICE CENTER OR IN OTHER
- 34c INTERVIEW ROOMS. IF CIRCUMSTANCES REQUIRE THAT AN INTERVIEW TAKE PLACE OUTSIDE OF
- 34d A PREPARED FACILITY, THE INTERVIEWER SHALL USE THE BEST EQUIPMENT AND THE BEST
- 34e SETTING AVAILABLE UNDER THE CIRCUMSTANCES.
- 34f — (3) A WORKER WHO MEETS WITH A CHILD FOR THE PURPOSES OF AN INVESTIGATIVE
- 34g INTERVIEW SHALL BE ENCOURAGED TO RECORD THE INTERVIEW SESSION BY MEANS OF
- 34h AUDIOTAPE.]]

(2) Interviews conducted in accordance with Subsection (1) shall be carried out in an existing Children's Justice Center or in a soft interview room, when available.

(a) If the Children's Justice Center or a soft interview room is not available, the interviewer shall use the best setting available under the circumstances.

(b) If the equipment required under Subsection (1) is not available, the interview shall be audiotaped, provided that the interviewer shall clearly state on the tape:

(i) the time, date, and place of the interview;

(ii) the full name and age of the child being interviewed; and

(iii) that the equipment required under Subsection (1) is not available and why.

(3) A worker who meets with a child subsequent to the initial investigative interview shall be encouraged to record any interaction by means of an audiotape. At the beginning of the tape, the worker shall state clearly the time, date, and place of the meeting, and the full name and age of the child in attendance.

- 34i [[~~(4) A PARENT OR GUARDIAN WHO ACCOMPANIES A CHILD WHILE MEETING WITH A~~
- 34j WORKER MAY NOT BE PROHIBITED FROM AUDIOTAPING THE

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INTERACTION BETWEEN THE CHILD
34k AND WORKER.]] h

Section 2. Effective Date.
This act takes effect July 1, 2004.

Respectfully,

James Evans
Committee Chair

Voting: 3-2-3

3 hb0054.sc1.wpd jwride/MDA ECM/JDH 2/23/04 5:49 pm

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