

**MINUTES OF THE  
SENATE HEALTH AND HUMAN SERVICES STANDING COMMITTEE  
TUESDAY, FEBRUARY 10, 2004  
ROOM 414, STATE CAPITOL BUILDING**

Members Present:            Sen. James M. Evans, Chair  
                                      Sen. Ron Allen  
                                      Sen. Beverly Evans  
                                      Sen. Scott K. Jenkins  
                                      Sen. Paula F. Julander  
                                      Sen. David L. Thomas

Members Excused:         Sen. Leonard Blackham  
                                      Sen. Peter Knudson

Staff Present:              Mark Andrews, Policy Analyst  
                                      Jeanne Wride, Committee Secretary

Public Speakers Present:    Carol Verdoia, Assistant Attorney General  
                                      Mark Payne, Utah State Hospital

A list of visitors and a copy of handouts are filed with the committee minutes.

Sen. B. Evans called the meeting to order at 8:07 a.m.

**1. S.B. 179 EXPEDITED APPEALS IN CHILD WELFARE CASES (Sen. L. Hillyard)**

Sen. Hillyard presented the bill to the committee.

**MOTION:** Sen. Thomas moved to amend the bill as follows:

*1. Page 3, Lines 64 through 66:*

64            (b) Claims of ineffective assistance of counsel do not constitute extraordinary  
65            circumstances. If a claim is raised by trial counsel **or a party** , it must be included in  
                  the petition on  
66            appeal.

The motion passed unanimously.

Carol Verdoia, Assistant Attorney General, spoke to the bill.

Sen. J. Evans assumed the chair.

**MOTION:** Sen. Allen moved to pass S. B. 179, as amended, out of committee with a favorable recommendation.

The motion passed unanimously.

**2. H.B. 174 FORENSIC MENTAL HEALTH AMENDMENTS (Rep. J. Seitz)**

Rep. Seitz presented the bill to the committee.

Mark Payne, Utah State Hospital, spoke to the bill.

**MOTION:** Sen. Allen moved to pass H. B. 174 out of committee with a favorable recommendation.

The motion passed unanimously.

**MOTION:** Sen. Allen moved to place H. B. 174 on the Consent Calendar

The motion passed unanimously.

**3. S.B. 64 RURAL HEALTH CARE INITIATIVE (Sen. J. Hickman)**

The bill was not considered.

**4. S.B. 221 MATERNITY HEALTH CARE (Sen. E. Mayne)**

The bill was not considered.

**5. 2nd Sub. H.B. 198 CHILD WELFARE COURT REPORTS (Rep. M. Thompson)**

The bill was not considered.

**MOTION:** Sen. Julander moved to adjourn.

The motion passed unanimously.

Chair J. Evans adjourned the meeting at 8:20 a.m.

Minutes reported by Jeanne Wride, Secretary

---

Sen. James Evans, Committee Chair