

**MINUTES OF THE  
HOUSE JUDICIARY STANDING COMMITTEE MEETING  
Room W010 - State Capitol Complex  
January 19, 2005**

**MEMBERS PRESENT:** Rep. James A. Ferrin, Chair  
Rep. Erik K. Hutchings, Vice Chair  
Rep. Douglas C. Aagard  
Rep. Glenn A. Donnelson  
Rep. Lorie D. Fowlke  
Rep. Ann W. Hardy  
Rep. Neal B. Hendrickson  
Rep. David L. Hogue  
Rep. Susan Lawrence  
Rep. Ross Romero  
Rep. Scott L. Wyatt

**MEMBERS ABSENT:** Rep. Ben C. Ferry  
Rep. Rosalind J. McGee

**STAFF:** Jerry D. Howe, Policy Analyst  
Greta Rodebush, Committee Secretary

**NOTE:** A list of visitors and handouts are filed with the committee minutes.

Representative Ferrin called the meeting to order at 2:05 p.m. and welcomed committee members.

**H.B. 54**      **Criminal Appeal Amendments** (*Rep. S. Wyatt*)

**MOTION:** Representative Wyatt moved to amend as follows:

1. *Page 3, Lines 78 through 81:*

78            (j) an illegal sentence.

79            (4) In addition to any appeal permitted by Subsection (3), the prosecution may seek  
80            discretionary appellate review of any interlocutory order    ~~{issued}~~    entered  
                 before jeopardy attaches.

81            Section 2. Section **78-3a-604** is enacted to read:

The motion passed unanimously 11-0-2 with Representative Ferry and Representative McGee absent for the vote.

Representative Wyatt introduced the bill and explained its intent.

**MOTION:** Representative Hogue moved to pass the bill out favorably as amended. The motion passed unanimously 11-0-2 with Representative Ferry and Representative McGee absent for the vote.

**H.B. 55      Drug Offense Penalty Enhancements (*Rep. B. Dee*)**

Representative Dee introduced the bill and explained its intent. He was assisted by Chris Zimmerman, Chief Deputy, Weber County Sheriff's Office.

Steve Erickson, Citizens Education Project, spoke against the bill.

**MOTION:** Representative Hutchings moved to pass the bill out favorably. The motion passed unanimously 11-0-2 with Representative Ferry and Representative McGee absent for the vote.

**MOTION:** Representative Hogue moved to adjourn. The motion passed unanimously 11-0-2 with Representative Ferry and Representative McGee absent for the vote.

Representative Ferrin adjourned the meeting at 2:52 p.m.