

House Health & Human Services Standing Committee
January 16, 2007
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Committee Chair

- 82 interested party; and
83 (b) if the adoption is being handled by a private attorney, and not a human services
84 program, the criminal history checks described in Subsection (1)(b)(ii), shall be:
85 (i) submitted in accordance with procedures established by the Criminal
Investigations
86 and Technical Services Division of the Department of Public Safety; or
87 (ii) **subject to Subsection (3),** submitted in a manner acceptable to the court that
will:
88 (A) preserve the chain of custody of the results; and
89 (B) not permit tampering with the results by a prospective adoptive parent or other
90 interested party.
(3) In order to comply with Subsection (2)(a)(ii) or (b)(ii), the manner in which
the criminal history check is submitted shall be approved by the court.

The motion to amend the bill passed unanimously.

Rep. Allen introduced H.B. 51 as amended and explained it to the committee, assisted by Larry Jenkins, Utah Adoption Council. A handout explaining the bill was provided to committee members.

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

H.B. 57 Public Health Amendments (*Rep. B. Last*)

Rep. Last introduced H.B. 57 and explained it to the committee, assisted by Doug Springmeyer, Attorney General's Office.

MOTION: Rep. Buxton moved to pass H.B. 57 out favorably. The motion passed unanimously with Rep. Sandstrom absent for the vote.

MOTION: Rep. Riesen moved to adjourn the meeting. The motion passed unanimously with Rep. Sandstrom absent for the vote.

Rep. Ray adjourned the meeting at 4:08 p.m.

Rep. Paul Ray

The motion to amend the bill passed unanimously with Rep. Harper and Rep. Sandstrom absent for the vote.

Rep. Gowans introduced H.B. 84 as amended and explained it to the committee. Handouts were provided to committee members.

Spoke in favor of the bill: Nita Smith, advocate for people with brain injuries
Ann Stephens, Utah Brain Injury Association
Paul Stephens, Utah Brain Injury Association
Steve Bacher, citizen

Spoke to the bill: Mark Nash, Director, Utah Prosecution Council
Dr. George Kelner, Director, Division of Services to People with Disabilities

MOTION: Rep. Litvack moved to pass H.B. 84 as amended out favorably. The motion passed with Rep. Harper voting in opposition to the motion and Rep. Dougall absent for the vote.

H.B. 47 Pilot Program for Family Preservation Services (*Rep. R. Menlove*)

Rep. Menlove introduced H.B. 47 and explained it to the committee, assisted by Dr. George Kelner, Division of Services to People with Disabilities.

Spoke in favor of the bill: Gabriel Vega, citizen
Brooke Wilson, citizen
Dr. Susan Macnamara, Division of Services to People with Disabilities

MOTION: Rep. Litvack moved to pass H.B. 47 out favorably. The motion passed unanimously with Rep. Dougall and Rep. Harper absent for the vote.

H.B. 51 Adoption Amendments (*Rep. S. Allen*)

MOTION: Rep. Litvack moved to amend H.B. 51 as follows:

1. Page 3, Line 78 through Page 4, Line 90:

- 78 (ii) subject to Subsection (3), the criminal history check described in Subsection
79 (1)(b)(ii)(B) shall be submitted
80 in a manner acceptable to the court that will:
81 (A) preserve the chain of custody of the results; and
(B) not permit tampering with the results by a prospective adoptive parent or other

**MINUTES OF THE
HOUSE HEALTH AND HUMAN SERVICES STANDING COMMITTEE
ROOM W125, WEST OFFICE BUILDING, STATE CAPITOL COMPLEX
January 16, 2007**

MEMBERS PRESENT: Rep. Paul Ray, Chair
 Rep. Ronda R. Menlove, Vice Chair
 Rep. D. Gregg Buxton
 Rep. John Dougall
 Rep. Wayne Harper
 Rep. David Litvack
 Rep. Phil Riesen
 Rep. Stephen Sandstrom

STAFF PRESENT: Mark Andrews, Policy Analyst
 Sylvia Newton, House Secretary

Note: A list of visitors and copy of handouts are filed with committee minutes.

Rep. Ray called the meeting to order at 2:24 p.m. Committee members and staff were introduced.

H.B. 84 Traumatic Brain Injury Fund (Rep. J. Gowans)

MOTION: Rep. Menlove moved to amend H.B. 84 as follows:

1. Page 4, Line 95 through Page 5, Line 128:

95 62A-16-202. Traumatic Brain Injury Board.

96 (1) There is created within the Department of Human Services, the Traumatic Brain
97 Injury Board.

* * * *Some lines not shown* * * *

120 (5) Not later than November 30 of each year, the board shall:

121 (a) provide a written report to:

122 (i) the executive director of the department; {and}

123 (ii) the Health and Human Services Interim Committee; and

(iii) the Health and Human Services Appropriations Subcommittee; and

124 (b) summarize the activities of the board and identify each disbursement from the
 fund

125 and its purposes in the report.

126 (6) The board shall reimburse the Administrative Office of the Courts from the fund

{an} a one-time only

127 amount not to exceed \$20,000 for costs associated with the collection and distribution of
 the

128 surcharge amounts. Reimbursement shall occur as soon as funds are available.