

**MINUTES OF THE HOUSE**  
**LAW ENFORCEMENT AND CRIMINAL JUSTICE STANDING COMMITTEE**  
**Room WO25, West Office Building, State Capitol Complex**  
**February 2, 2007**

**Members Present:** Rep. Curt Oda, Vice Chair  
Rep. David Litvack  
Rep. Becky Lockhart  
Rep. Michael Morley  
Rep. Paul Ray  
Rep. Jennifer Seelig  
Rep. Ken Sumsion  
Rep. Larry Wiley  
Rep. Carl Wimmer

**Members Absent:** Rep. Brad Dee

**Members Excused:** Rep. DeMar "Bud" Bowman, Chair

**Staff Present:** Mr. Stewart Smith, Policy Analyst  
Ms. Linda Black, Committee Secretary

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

Rep. Oda called the meeting to order at 2:05 p.m.

Rep. Oda noted the excused absence of Rep. DeMar "Bud" Bowman, Chair

**MOTION:** Rep. Wiley moved to approve the minutes of January 31, 2007.

**SUBSTITUTE**

**MOTION:** Rep. Wimmer moved to approve the corrected minutes of January 31, 2007. The motion passed unanimously with Rep. Litvack, Rep. ~~Ray~~ Rep. Sumsion absent for the vote.

**1st Sub. H.B. 86      Increased Penalty for Second Conviction for Certain Sexual Offenses  
Against a Child (Rep. C. Wimmer)**

**MOTION:** Rep. Wimmer moved to delete in title and body **1st Sub. H.B. 86** and replace it with **2nd Substitute H. B 86**. The motion passed unanimously with Rep. Ray and Rep. Sumsion absent for the vote.

Rep. Wimmer explained the bill with the assistance of Mr. Paul Boyden, Statewide Association of Prosecutors.

Spoke in favor of the bill: Mr. Mark Shurtleff, Attorney General, State of Utah  
Ms. Heidi Jones, Stop the Abuse  
Ms. Shawlee Godfrey, Stop the Abuse  
Ms. Helen Whittaker, Stop the Abuse  
Mr. Mark Birchette, Bikers' Against Child Abuse (BACA)  
Ms. Anne Freimuth, Executive Director, Prevent Child Abuse, Ut.  
Ms. Chris Fillmore, BACA, Central Utah Chapter

MOTION: Rep. Ray moved to pass the bill out favorably as substituted. The motion passed unanimously.

MOTION: Rep. Wiley moved to place **2nd Substitute H.B. 86** on the Consent Calendar. The motion passed unanimously.

**H.B. 356 DNA Exoneration Amendments** (*Rep. D. Litvack*)

Rep. Litvack introduced the bill with the assistance of Mr. Creighton Horton, Assistant Attorney General, State of Utah.

MOTION: Rep. Wimmer moved to pass the bill out favorably. The motion passed unanimously with Rep. Lockhart and Rep. Seelig absent for the vote.

MOTION: Rep. Ray moved to place **H.B. 356** on the Consent Calendar. The motion passed unanimously with Rep. Lockhart and Rep. Seelig absent for the vote.

**H.B. 190 Controlled Substance Schedule Amendment** (*Rep. P. Ray*)

Rep. Ray explained the bill.

Spoke to the bill: Mr. Wade Farraway, Utah Attorney General's Office  
Ms. Ronda Rose, Utah PTA

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

**S.B. 111 Free Exercise of Religion Without Government Interference** (*Sen. D. C. Buttars*)

Sen. Buttars introduced the bill.

Spoke in favor of the bill: Ms. Kim Wirthlin, Government Relations, University of Utah  
Ms. Dalene England, Eagle Forum  
Ms. Sandra Lucas, Citizens' Commission on Human Rights

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

MOTION: Rep. Ray moved to adjourn. The motion passed unanimously. Rep. Oda adjourned the meeting at 3:35 p.m.

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Rep. DeMar "Bud" Bowman, Chair