

MINUTES OF THE HOUSE
LAW ENFORCEMENT AND CRIMINAL JUSTICE STANDING COMMITTEE
Room WO25, West Office Building, State Capitol Complex
February 7, 2007

Members Present: Rep. DeMar "Bud" Bowman, Chair
Rep. Curt Oda, Vice Chair
Rep. Brad Dee
Rep. David Litvack
Rep. Becky Lockhart
Rep. Michael Morley
Rep. Paul Ray
Rep. Jennifer Seelig
Rep. Ken Sumsion
Rep. Larry Wiley
Rep. Carl Wimmer

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. Bowman called the meeting to order at 8:05 a.m.

MOTION: Rep. Ray moved to approve the minutes of February 2, 2007. The motion passed unanimously with Rep. Dee and Rep. Sumsion absent for the vote.

H.B. 143 **Controlled Substances Amendments - Suda Controls** (*Rep. N. Hansen*)

This bill was not heard.

H.B. 177 **Correctional Facility Bidding Process - Privatization of Correctional Facilities** (*Rep. G. Hughes*)

MOTION: Rep. Ray moved to delete in title and body **H.B. 177** and replace it with **1st Substitute H.B. 177**. The motion passed unanimously with Rep. Dee absent for the vote.

Rep. Hughes explained the bill.

MOTION: Rep. Morley moved to amend the bill as follows:

1. Page 2, Lines 32 through 34:

- 32 (1) On or before January 1, 2008, the department shall complete a study regarding
 the
33 issuance of requests for proposals for the construction of a 500-bed private
 correctional facility that is to address
34 inmate housing needs, including preventing the early release of inmates due to an
 inadequate

The motion passed unanimously with Rep. Dee absent for the vote.

Spoke in favor of the bill: Mr. Mike Haddon, Utah Department of Corrections
 Mr. Spencer Stokes, Management Training Corp.
 Mr. Kelly Atkinson, Fraternal Order of Police

Spoke to the bill: Mr. Steve Erickson, Citizens' Education Project

MOTION: Rep. Ray moved to pass **1st Substitute H.B. 177** out favorably as amended. The motion passed with Rep. Litvack and Rep. Wiley voting in opposition.

H.B. 355 Innkeeper's Rights Act Modifications *(Rep. M. Walker)*

Rep. Walker introduced the bill with the assistance of Mr. Clark Aposhian, Chair, Utah Shooting Sports Council.

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

H.B. 354 Bus Passenger Safety Act Amendments *(Rep. M. Walker)*

MOTION: Rep. Ray moved to amend the bill as follows:

1. *Page 2, Lines 46 through 48:*

- 46 (b) The prohibition of Subsection (4)(a) does not apply to:
47 (i) {~~elected or appointed peace officers or commercial security personnel who~~
 are in
48 possession of weapons or firearms used in the course and scope of their
 employment} individuals listed in Subsections 76-10-523(1)(a),(b),(c),(d), and
 (e) [~~or~~];

2. *Page 3, Lines 70 through 72:*

70 (2) [~~Any~~] (a) A person who carries a concealed dangerous weapon, firearm, or any
71 {~~explosive,~~} highly inflammable or hazardous materials or devices into a terminal or
 aboard a bus
72 [~~shall be~~] is guilty of a third degree felony.

The motion passed unanimously with Rep. Dee, Rep. Litvack, Rep. Lockhart, Rep. Morley, and Rep. Wiley absent for the vote.

Rep. Walker explained the bill with the assistance of Mr. Clark Aposhian, Chairman, Utah Shooting Sports Council.

MOTION: Rep. Oda moved to pass the bill out favorably. The motion passed unanimously with Rep. Dee, Rep. Litvack, Rep. Lockhart, Rep. Morley, and Rep Wiley absent for the vote.

MOTION: Rep. Oda moved to place **H.B. 354** on the Consent Calendar. The motion passed unanimously with Rep. Dee, Rep. Litvack, Rep. Lockhart, Rep. Morley, and Rep. Wiley absent for the vote.

MOTION: Rep. Seelig moved to adjourn. The motion passed unanimously with Rep. Dee, Rep. Litvack, Rep. Lockhart, Rep. Morley, and Rep. Wiley absent for the vote. Rep. Bowman adjourned the meeting at 9:00 a.m.

Rep. DeMar "Bud" Bowman, Chair