

**MINUTES OF THE
SENATE JUDICIARY, LAW ENFORCEMENT & CRIMINAL JUSTICE
STANDING COMMITTEE MEETING
THURSDAY, FEBRUARY 8, 2007, 8:00 A.M.
ROOM W130, WEST OFFICE BUILDING, STATE CAPITOL COMPLEX**

Members Present: Sen. Gregory S. Bell, Chair
Sen. Jon J. Greiner
Sen. Lyle W. Hillyard
Sen. Mark B. Madsen
Sen. Scott D. McCoy
Sen. Ross I. Romero

Members Excused: Pres. John L. Valentine

Staff Present: Jerry Howe, Policy Analyst
Bonnie Brinton, Committee Secretary

Public Speakers Present: Rick Schwermer, Administration Office of the Courts
Pamela Atkinson, Community Advocate
Stewart Ralphs, Director, Legal Aid Society
Deborah Wright, Citizen
Mark Brasher, Office of Recovery Services
Lori Russell, Citizen

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

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

Approval of Minutes

MOTION: Sen. Greiner moved to approve the minutes of February 6, 2007.

The motion passed unanimously with Sens. Madsen and Romero absent for the vote.

1. S.B. 216 Utah Antitrust Act Amendments (Sen. L. Hillyard)

Sen. Hillyard explained the bill.

MOTION: Sen. Hillyard moved to pass S.B. 216 out of Committee with a favorable recommendation.

The motion passed unanimously with Sen. Madsen absent for the vote.

2. S.B. 224 Judiciary Amendments (Sen. L. Hillyard)

Sen. Hillyard explained the bill and proposed an amendment.

MOTION: Sen. Hillyard moved to adopt the following amendment:

1. *Page 2, Lines 30 through 31:*

30 Other Special Clauses:

31 {~~None~~} **This bill has a Coordination Clause.**

2. *Page 16, Line 466:*

466 enter judgment on the merits.

Section 7. Coordinating S.B. 224 with S.B. 136.

If this bill, S.B. 224, Judiciary Amendments, and S.B. 136, Unlawful Detainer Amendments, both pass, it is the intent of the Legislature that the amendments in Subsection 78-36-8.5(2)(c) in this bill shall supercede the amendments to the same subsection in S.B. 136, Unlawful Detainer Amendments.

The motion passed unanimously with Sen. Madsen absent for the vote.

Rick Schwermer, Administration Office of the Courts, assisted in the explanation of the bill.

MOTION: Sen. Hillyard moved to adopt the following amendment:

3. *Page 9, Line 258:* After: Subsections (5) and (6) insert "unless the judge orders otherwise,"

The motion passed unanimously.

MOTION: Sen. Hillyard moved to pass S.B. 224, as amended, out of Committee with a favorable recommendation.

The motion passed unanimously.

MOTION: Sen. Hillyard moved to place S.B. 224, as amended, on the Consent Calendar.

The motion passed unanimously.

3. H.B. 32 Expedited Parent-time Enforcement (Rep. Julie Fisher)

Rep. Julie Fisher explained the bill and distributed a handout.

Rick Schwermer, Administration Office of the Courts, assisted in the explanation of the bill.

Pamela Atkinson, Community Advocate; Stewart Ralphs, Director, Legal Aid Society; and Deborah Wright, Citizen, spoke in favor of the bill.

MOTION: Sen. Romero moved to pass H.B. 32 out of Committee with a favorable recommendation.

The motion passed unanimously with Sen. Hillyard absent for the vote.

4. H.B. 15 Driver License Privilege Suspension for Failure to Pay Child Support
(*Rep. Julie Fisher*)

Rep. Julie Fisher explained the bill and distributed a handout.

Mark Brasher, Office of Recovery Services, assisted in the explanation of the bill.

Lori Russell, Citizen; Stewart Ralphs, Director, Legal Aid Society; Pamela Atkinson, Community Advocate; and Deborah Wright, Citizen, spoke in favor of the bill.

MOTION: Sen. Romero moved to pass H.B. 15 out of Committee with a favorable recommendation.

The motion passed with Sens. Greiner and Madsen voting against the motion and Sen. Hillyard absent for the vote.

MOTION: Sen. McCoy moved to adjourn.

The meeting adjourned at 9:25 a.m.

Sen. Gregory S. Bell, Committee Chair