

**MINUTES OF THE
SENATE JUDICIARY, LAW ENFORCEMENT & CRIMINAL JUSTICE
STANDING COMMITTEE MEETING
MONDAY, FEBRUARY 12, 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: David Walsh, Director, Programs/Budget, Utah Commission on
Criminal and Juvenile Justice (CCJJ)
Pamela Atkinson, Community Advocate
Ron Gordon, Director, Utah Sentencing Commission, CCJJ
Mike Haddon, Assistant Director, Utah Department of Corrections
Scott Carver, Director, Utah Sentencing Commission
Patsy Chandler, Utah State PTA
Michael Larsen, President, Utah Chiefs of Police; Director, Orem
Department of Public Safety
Terry Keefe, Police Chief, Layton City
Bud Cox, Sheriff, Davis County
Gary Crane, Attorney, Layton City, Utah League of Cities and
Towns

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. McCoy moved to approve the minutes of February 8, 2007.

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

1. 1st Sub. H.B. 91 Commission on Criminal and Juvenile Justice Funding (Rep. B. Dee)

Rep. Dee explained the bill and distributed a handout.

David Walsh, Director, Programs/Budget, CCJJ, assisted in the explanation of the bill.

MOTION: Sen. Greiner moved to pass H.B. 91 out of Committee with a favorable recommendation.

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

2. H.B. 107 Funding for Prosecution and Prevention of Child Pornography Offenses (Rep. R. Bigelow)

Rep. Bigelow explained the bill and distributed a handout.

Pamela Atkinson, Community Advocate, spoke in favor of the bill.

MOTION: Sen. Hillyard moved to pass H.B. 107 out of Committee with a favorable recommendation.

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

3. H.B. 112 Utah Council on Victims of Crime (Rep. S. Wyatt)

Rep. Wyatt explained the bill.

Ron Gordon, Director, Utah Sentencing Commission, CCJJ, assisted in the explanation of the bill.

Rep. Wyatt proposed an amendment to the bill.

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

1. *Page 3, Lines 80 through 81*
House Committee Amendments
1-23-2007:

80 (i) a { ~~representative of the Office on Violence Against Women and Families~~ } professional or volunteer working in the area of violence against women and families appointed

81 by the ~~{director}~~ governor :

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

MOTION: Sen. McCoy moved to pass H.B. 112, as amended, out of Committee with a favorable recommendation.

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

4. H.B. 270 Amendments to Extradition Statute (Rep. S. Wyatt)

Rep. Wyatt explained the bill and distributed a handout.

MOTION: Sen. Greiner moved to pass H.B. 270 out of Committee with a favorable recommendation.

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

5. H.B. 265 Obstructing a Warrant or Order to Show Cause of a Parolee or Probationer (Rep. R. Lockhart)

Rep. Lockhart explained the bill.

Mike Haddon, Assistant Director, Utah Department of Corrections, assisted in the explanation of the bill.

MOTION: Sen. Greiner moved to pass H.B. 265 out of Committee with a favorable recommendation.

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

6. H.B. 231 Controlled Substances Penalty Amendments (Rep. W. Harper)

Rep. Harper explained the bill.

Scott Carver, Director, Utah Sentencing Commission; and Patsy Chandler, Utah State PTA, spoke in favor of the bill.

MOTION: Sen. Madsen moved to pass H.B. 231 out of Committee with a favorable recommendation.

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

7. H.B. 255 Prohibition of Citation Quotas (Rep. N. Hansen)

Rep. Hansen explained the bill.

Michael Larsen, President, Utah Chiefs of Police, Director, Orem Department of Public Safety; Terry Keefe, Police Chief, Layton City; Bud Cox, Sheriff, Davis County; and Gary Crane, Attorney, Layton City and the Utah League of Cities and Towns, spoke against the bill.

Sen. Greiner declared a Conflict of Interest and spoke against the bill.

MOTION: Sen. Romero moved to pass H.B. 255 out of Committee with a favorable recommendation.

SUBSTITUTE MOTION: Sen. Greiner moved to go to the next agenda item.

The substitute motion failed with Chair Bell and Sen. Greiner voting in favor of the motion and Sens. Hillyard and Madsen absent for the vote.

The original motion failed with Sens. McCoy and Romero voting in favor of the motion and Sens. Hillyard and Madsen absent for the vote.

Sen. Greiner assumed the Chair.

8. H.B. 76 Public Safety Dispatcher Compensation (Rep. D. Bowman)

Sen. Buttars explained the bill.

MOTION: Sen. McCoy moved to pass H.B. 76 out of Committee with a favorable recommendation.

The motion passed unanimously with Chair Bell and Sens. Hillyard and Madsen absent for the vote.

MOTION: Sen. McCoy moved to place H.B. 76 on the Consent Calendar.

The motion passed unanimously with Chair Bell and Sens. Hillyard and Madsen absent for the vote.

9. H.B. 274 Violent Crime in Presence of a Child (Rep. Janice Fisher)

Sen. Romero explained the bill.

MOTION: Sen. Madsen moved to pass H.B. 274 out of Committee with a favorable recommendation.

The motion passed unanimously with Chair Bell and Sens. Hillyard and McCoy absent for the vote.

MOTION: Sen. Romero moved to adjourn.

The meeting adjourned at 9:45 a.m. by Acting Chair Sen. Greiner.

Sen. Gregory S. Bell, Committee Chair