

MINUTES OF THE HOUSE
LAW ENFORCEMENT AND CRIMINAL JUSTICE STANDING COMMITTEE
Room 25, House Office Building, State Capitol Complex
February 11, 2009

Members Present: Rep. Douglas Aagard, Chair
Rep. Curt Oda, Vice Chair
Rep. Trisha Beck
Rep. John Dougall
Rep. Ben Ferry
Rep. Richard Greenwood
Rep. David Litvak
Rep. Becky Lockhart
Rep. Paul Ray
Rep. Jennifer Seelig
Rep. Larry Wiley
Rep. Carl Wimmer

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

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

Rep. Aagard called the meeting to order at 8:10 a.m.

MOTION: Rep. Greenwood moved to approve the minutes of the February 9, 2009 meeting. The motion passed unanimously, with Rep. Dougall, Rep. Ferry, Rep. Ray, Rep. Seeling, and Rep. Wimmer absent for the vote.

H.B. 140 Motor Vehicle Registration Fee Amendments (Rep. C. Frank)

Rep. Frank presented the bill to the committee. (handout)

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

1. Page 1, Lines 13 through 15:

- 13 ▶ increases certain motor vehicle registration fees by \$2 until June 30, 2012 ;
- 14 ▶ provides that until June 30, 2012, \$2 of certain motor vehicle registration fees shall be deposited in the
- 15 Public Safety Restricted Account;

2. Page 3, Lines 65 through 66:

- 65 (7) ~~{Two}~~ Until June 30, 2012, \$2 dollars of the registration fees imposed

- under Section 41-1a-1206 for each
- 66 vehicle shall be deposited in the Public Safety Restricted Account created in Section
67 53-3-106.
3. *Page 3, Lines 72 through 74:*
- 72 (a) [~~\$22.50~~] (i) until June 30, 2012, \$24.50 for each motorcycle; and
73 (ii) beginning on July 1, 2012, \$22.50 for each motorcycle;
- 74 (b) [~~\$21~~] (i) until June 30, 2012, \$23 for each motor vehicle of 12,000 pounds
75 or less gross laden weight,
76 excluding motorcycles; and
77 (ii) beginning on July 1, 2012, \$21 for each motor vehicle of 12,000 pounds or
78 less gross laden weight, excluding motorcycles;
4. *Page 3, Lines 75 through 81:*
- 79 (c) unless the semitrailer or trailer is exempt from registration under Section
80 41-1a-202
81 or is registered under Section 41-1a-301:
- 82 (i) [~~\$11~~] (A) until June 30, 2012, \$13 for each trailer or semitrailer over 750
83 pounds gross unladen weight; and
84 (B) beginning on July 1, 2012, \$11 for each trailer or semitrailer over 750
85 pounds gross unladen weight; or
- 86 (ii) [~~\$8.50~~] (A) until June 30, 2012, \$10.50 for each commercial trailer or
87 commercial semitrailer of 750
88 pounds or less gross unladen weight; and
89 (B) beginning on July 1, 2012, \$8.50 for each commercial trailer or
90 commercial semitrailer of 750 pounds or less gross unladen weight;
- 91 (d) (i) [~~\$33~~] (A) until June 30, 2012, \$35 for each farm truck over 12,000
92 pounds, but not exceeding 14,000
93 pounds gross laden weight; and
94 (B) beginning on July 1, 2012, \$33 for each farm truck over 12,000 pounds, but
95 not exceeding 14,000 pounds gross laden weight; plus
5. *Page 2, Line 82 through Page 3, Line 87:*
- 96 (ii) [~~\$9~~] (A) until June 30, 2012, \$11 for each 2,000 pounds over 14,000

pounds gross laden weight; and

(B) beginning on July 1, 2012, \$9 for each 2,000 pounds over 14,000 pounds gross laden weight; and

83 (e) (i) [~~\$49.50~~] (A) until June 30, 2012, \$51.50 for each motor vehicle or
combination of motor vehicles,

84 excluding farm trucks, over 12,000 pounds, but not exceeding 14,000 pounds gross laden
85 weight; and

(B) beginning on July 1, 2012, \$49.50 for each motor vehicle or combination of
motor vehicles, excluding farm trucks, over 12,000 pounds, but not exceeding 14,000
pounds gross laden weight; plus

86 (ii) [~~\$18.50~~] (A) until June 30, 2012, \$20.50 for each 2,000 pounds over 14,000
pounds gross laden weight ; and

(B) beginning on July 1, 2012, \$18.50 for each 2,000 pounds over 14,000 pounds
gross laden weight .

87 (2) (a) {~~The~~} (i) Until June 30, 2012, the initial registration fee for a
vintage vehicle is [~~\$20~~] \$22.

(ii) Beginning on July 1, 2012, the initial registration fee for a vintage vehicle is
\$20.

6. Page 4, Line 101:

101 plate for a fee of :

(a) until June 30, 2012, [~~\$110~~] \$112 ; and

(b) beginning on July 1, 2012, \$110 .

The motion to amend passed unanimously, with Rep. Dougall, Rep. Ferry, Rep. Ray, Rep. Seeling, and Rep. Wimmer absent for the vote.

Spoke for the bill: Mr. Craig Moody, Utah Highway Patrol Honorary Colonels Association
Mr. Art Brown, President, MADD of Utah

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

1. Page 1, Line 13: after "by" delete "\$2" and insert "\$4"
- Line 14: after "that" delete "\$2" and insert "\$4"
- Line 18: after "patrol" delete "officers" and insert "troopers"

2. Page 3, Line 65: before "dollars" delete "Two" and insert "Four"
Line 72: before "for" delete "\$24.50" and insert "\$26.50"
Line 73: before "for" delete "\$23" and insert "\$25"
Line 77: before "for" delete "\$23" and insert "\$25"
Line 78: before "for" delete "\$10.50" and insert "\$12.50"
Line 80: before "for" delete "\$35" and insert "\$37"
Line 82: before "for" delete "\$11" and insert "\$13"
Line 83: before "for" delete "\$51.50" and insert "\$53.50"
Line 86: before "for" delete "\$20.50" and insert "\$22.50"
Line 87: after "is" delete "\$22" and insert "\$24"
3. Page 4, Line 101: after "of" delete "\$112" and insert "\$114"
4. Page 5, Line 137: after "patrol" delete "officers" and insert "troopers"

SUBSTITUTE

MOTION: Rep. Litvack moved to pass the bill out favorably. The motion passed, with Rep. Aagard, Rep. Dougall, Rep. Greenwood, Rep. Oda, and Rep. Ray voting in opposition.

H.B. 100 Department of Corrections - Tracking and Reimbursement of Individual Prisoner Costs (*Rep. C. Wimmer*)

Rep. Wimmer presented the bill to the committee with the assistance of Mr. Tom Patterson, Director, Utah Department of Corrections.

MOTION: Rep. Wimmer moved to adopt 1st Substitute H.B. 100. The motion passed unanimously, with Rep. Litvack and Rep. Seelig absent for the vote.

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

H.B. 140 Motor Vehicle Registration Fee Amendments (Reconsidered)

MOTION: Having voted on the prevailing side, Rep. Wimmer moved to reconsider the previous action that was taken on H.B. 140. The motion passed, with Rep. Greenwood, Rep. Ray, and Rep. Wiley voting in opposition. Rep. Litvack, Rep. Lockhart, Rep. Oda, and Rep. Seelig were absent for the vote.

The substitute motion to pass H.B. 140 out favorably failed, with Rep. Beck, Rep. Ferry, Rep. Wiley voting in favor. Rep. Litvack, Rep. Lockhart, Rep. Oda, and Rep. Seelig were absent for the vote.

The original motion to amend placed by Rep. Greenwood failed, with Rep. Aagard, Rep. Greenwood, and Rep. Ray voting in favor. Rep. Litvack, Rep. Lockhart, Rep. Oda, and Rep. Seelig were absent for the vote.

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

1. *Page 1, Line 18:*

18 a portion of the costs to employ highway patrol ~~{-officers-}~~ troopers to police or patrol the

2. *Page 5, Line 137:*

137 patrol ~~{-officers-}~~ troopers to police or patrol the highways within this state.

The motion to amend passed unanimously, with Rep. Litvack, Rep. Lockhart, Rep. Oda, and Rep. Seelig absent for the vote.

MOTION: Rep. Ferry moved to pass the bill out favorably. The motion passed, with Rep. Dougall and Rep. Wimmer voting in opposition.

H.B. 220 State Payment and Reimbursement to County Correctional Facilities (Rep. M. Noel)

Rep. Noel presented the bill to the committee with the assistance of Mr. Thomas Vaughn, Office of Legislative Research and General Counsel.

Spoke for the bill: Mr. Reed Richards, Weber County Attorney's Office

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

H.B. 221 County Correctional Facilities Funding Amendments (Rep. M. Noel)

Rep. Noel presented the bill to the committee with the assistance of Mr. Thomas Vaughn, Office of Legislative Research and General Counsel.

Spoke for the bill: Mr. Reed Richards, Weber County Attorney's Office

Spoke against the bill: Mr. Tom Patterson, Director, Utah Department of Corrections

MOTION: Rep. Wimmer moved to adjourn the meeting. The motion passed unanimously, with Rep. Dougall, Rep. Litvack, Rep. Lockhart, and Rep. Seelig absent for the vote.

Rep. Aagard adjourned the meeting at 9:55 a.m.

H.B. 151 Motor Vehicle Forfeiture Amendments (Rep. C. Herrod)

This bill was not heard.

H.B. 299 Unlawful Detainer Amendments (Rep. G. Froerer)

This bill was not heard.

Rep. Douglas Aagard, Chair