

**MINUTES OF THE
SENATE JUDICIARY, LAW ENFORCEMENT & CRIMINAL JUSTICE
STANDING COMMITTEE MEETING
MONDAY, FEBRUARY 23, 2009, 4:10 PM
ROOM 250, STATE CAPITOL**

Members Present: Sen. Jon J. Greiner
Sen. Lyle W. Hillyard
Sen. Mark B. Madsen
Sen. Michael Waddoups
Sen. Scott D. McCoy
Sen. Ross I. Romero

Staff Present: Jerry Howe, Policy Analyst
Allison Volk, Committee Secretary

Public Speakers Present: Maryann Christensen, Secretary, Utah Eagle Forum
Jan Garbett, Communications Director, United Families Utah
Bryan Hurlbutt, Lead Pastor, Lifeline Community Church
Michelle McOmber, Government Relations, Utah Medical Association
Scott Olsen, Legislative Liaison, Utah National Guard
Samuel Passi, President, The LIFE Club
Chad Platt, Deputy DA, Statewide Association of Prosecutors
Scott Reed, Assistant Attorney General, Utah Attorney General's Office
Wes Robinson, Attorney, Salt Lake City
Michael Sanchez, Rep., Citizens Coalition on Illegal Immigration
Jacey Skinner, Director, Sentencing Commission.
Jonathon Tichy, Attorney, SMDI Inc.

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

Sen. Waddoups called the meeting to order at 4:20 pm.

Approval of Minutes

MOTION: Sen. Greiner moved to approve the minutes of the February 6, February 10 and February 13 meetings.

The motion passed unanimously.

1. S.B. 244 Long Arm Jurisdiction Amendments by Sen. Niederhauser

Sen. Niderhauser presented the S.B. 244.

Sen. Greiner spoke to the bill.

Jonathon Tichy, Attorney, SMDI Inc., spoke in favor of the bill.

Jacey Skinner, Director, Sentencing Commission.

Sen. Romero spoke to the bill.

Wes Robinson, Attorney, Salt Lake City, spoke in favor of the bill.

MOTION: Sen. Romero motioned to move S.B. 244 out with a favorable recommendation.

The motion passed unanimously with Sens. Hillyard, Madsen and McCoy absent during the time of the vote.

2. S.J.R. 21 Joint Resolution on Combating and Reducing Gang Activity by Sen. Robles

Sen. Robles presented S.J.R. 21.

Sen. Mayne spoke in favor of the resolution.

Michael Sanchez, Representative, Citizens Coalition on Illegal Immigration, spoke in favor of the bill.

MOTION: Sen. Madsen moved to amend S.J.R. 21.

1. Page 3, Line 64:

64 {—~~academic~~} academics, targeted counseling, and employment programs as a means to enhance the future of

The motion passed unanimously with Sen. Hillyard absent during the time of the vote.

MOTION: Sen Romero motioned to move out S.J.R. 21 with a favorable recommendation.

The motion passed unanimously with Sen. Hillyard absent during the time of the vote.

3. H.B. 275 Domestic Violence in Presence of a Child Amendments by Rep. K. Gibson

Rep. K. Gibson presented H.B. 275.

Ms. Skinner, spoke in favor of the bill.

Sen. Hillyard spoke in favor of the bill.

MOTION: Sen. Greiner motioned to move H.B. 275 out with a favorable recommendation.

The motion passed unanimously.

MOTION: Sen. Hillyard move to put H.B. 275 on the consent calendar.

The motion failed with Sen. Romero voting against the motion.

4. H.B. 123 Retail and Library Theft Amendments by Rep. F. Gibson

Rep. F. Gibson presented H.B. 123.

Sen Greiner spoke to the bill.

Chad Platt, Deputy DA, Statewide Association of Prosecutors, spoke in favor of the bill.

MOTION: Sen. Romero motioned to move H.B. 123 out with a favorable recommendation

The motion passed unanimously.

MOTION: Sen. Hillyard moved to place H.B. 123 on the consent calendar.

The motion passed unanimously.

5. H.B. 228 Assault on Service Member in Uniform by Rep. Hutchings

Rep. Hutchings presented the bill.

Scott Olsen, Legislative Liaison, Utah National Guard, spoke in favor of the bill.

MOTION: Sen. Romero motioned to move H.B. 228 out with a favorable recommendation

The motion passed unanimously with Sens. Hillyard and Waddoups absent during the time of the vote.

MOTION: Sen. Romero moved to place H.B. 228 on the consent calendar.

The motion passed unanimously with Sens. Hillyard and Waddoups absent during the time of the vote.

Sen. Madsen assumed the committee chair.

6. H.B. 295 Money Laundering Amendments by Rep. Wilcox

Rep. Wilcox presented H.B. 295.

Scott Reed, Assistant Attorney General, Utah Attorney General's Office, spoke in favor of the bill.

MOTION: Sen. Romero motioned to move H.B. 228 out with a favorable recommendation

The motion passed unanimously with Sens. Hillyard, Waddoups and Romero absent during the time of the vote.

MOTION: Sen. Romero moved to put H.B. 228 on the consent calendar.

The motion passed unanimously with Sens. Hillyard and Waddoups absent during the time of the vote.

7. H.B. 222 Unborn Child Pain Prevention Act by Rep. Wimmer

Rep. Wimmer presented H.B. 222.

Sens. Romero, McCoy, Madsen spoke to the bill.

Maryann Christensen, Secretary, Utah Eagle Forum, spoke in favor of the bill.

Michelle McOmber, Government Relations, Utah Medical Association, spoke in favor of the bill.

Samuel Passi, President, The LIFE Club, spoke in favor of the bill.

Bryan Hurlbutt, Lead Pastor, Lifeline Community Church, spoke in favor of the bill.

Jan Garbett, Communications Director, United Families Utah, spoke in favor of the bill.

MOTION: Sen. Greiner motioned to move H.B. 222 out with a favorable recommendation.

Sen. Romero spoke against the motion.

The motion passed with Sens. Romero and McCoy voting against the motion and Sen. Hillyard absent during the time of the vote.

8. H.B. 127 Personal Injury Protection Coverage Amendments by Rep. Kiser

Rep. Kiser presented the H.B. 127.

MOTION: Sen. Romero motioned to move H.B. 127 out with a favorable recommendation.

The motion passed unanimously with Sens. Hillyard and McCoy absent during the time of the vote.

MOTION: Sen. Romero moved to place H.B. 127 on the consent calendar.

The motion passed with Sens. Hillyard and McCoy absent during the time of the vote.

MOTION: Sen. Waddoups moved to adjourn.

The motion passed unanimously with Sens. Hillyard and McCoy absent during the time of the vote.

The meeting adjourned at 6:00 pm.

Minutes were reported by Allison Volk, Secretary.

Sen. Michael G. Waddoups, President of the Senate