



House of Representatives *State of Utah*

UTAH STATE CAPITOL COMPLEX • 350 STATE CAPITOL
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February 17, 2010

Mr. Speaker:

The Judiciary Committee reports a favorable recommendation on **H.B. 138**, HAZING PENALTIES, by Representative C. Moss, with the following amendments:

1. *Page 1, Lines 11 through 16:*

- 11 This bill:
- 12 ▶ provides a penalty for a charge of hazing when an alcoholic product, drug, or
other
- 13 substance is involved; and
- 14 { ~~→ prohibits a court from allowing a defendant from entering a plea in
abeyance related~~
- 15 ~~to a hazing charge if the hazing results in the death of a person; and~~ }
- 16 ▶ makes technical changes.

2. *Page 2, Line 51 through Page 3, Line 61:*

- 51 (ii) the use of an alcoholic product as defined in Section 32A-1-105; or
- 52 (iii) the use of a drug or a substance as defined in Section 76-5-113;
- 53 (c) third degree felony if the act involves the use of a dangerous weapon as defined in
- 54 Section 76-1-601;
- 55 (d) third degree felony if the hazing results in serious bodily injury to a person; or
- 56 (e) second degree felony if hazing under Subsection (3)(d) involves the use of a
- 57 dangerous weapon as defined in Section 76-1-601.
- 58 { ~~(4) (a) The sentencing court may not allow a person charged with hazing
pursuant to~~
- 59 ~~this section to enter a plea in abeyance to the charge if the hazing resulted in the~~

Bill Number



HB0138

Action Class



H

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death of a
60 person. }
61 {+} (4) {+} {-(b)} A person who in good faith reports or participates in
reporting of an alleged

Respectfully,

Lorie D. Fowlke
Committee Chair

Voting: 8-3-1

3 HB0138.HC1.WPD 2/17/10 9:58 am jdhowe/JDH AOS/CCS

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Action Class



H

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