

**MINUTES OF THE
SENATE JUDICIARY, LAW ENFORCEMENT & CRIMINAL JUSTICE
STANDING COMMITTEE MEETING
TUESDAY, JANUARY 26, 2010, 2:00 PM
ROOM 250, STATE CAPITOL**

Members Present: Sen. Mark B. Madsen
Sen. Jon J. Greiner
Sen. Lyle W. Hillyard
Sen. Benjamin M. McAdams
Sen. Ross J. Romero
Sen. Michael Waddoups

Staff Present: Jerry Howe, Policy Analyst
Karen Allred, Committee Secretary

Public Speakers Present: Linda Hull, Director, Legislative Affairs, Utah Department of
Transportation
Lyle McMillan, Director, Right of Way, Utah Department of
Transportation
Roger Tew, Attorney, Utah League of Cities and Towns
Brent Bateman, Office of the Property Rights Ombudsman
Jim Soper, Office of the Attorney General
Paul Boyden, Executive Director, State Association of Prosecutors
Doug Anderson, Utah Bureau of Criminal Investigation,
Department of Public Safety
Lana Taylor, Assistant Attorney General, Department of Public
Safety
Sean Hullinger, Attorney

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

Senator Greiner assumed the Committee Chair, introduced Senators and staff, welcomed visitors and called the meeting to order at 2:28 p.m.

1. S.B. 81 Eminent Domain Amendments (L. Hillyard)

Sen. Hillyard introduced the bill and 1st Substitute S.B. 81 was distributed.

MOTION: Sen. Hillyard moved to adopt 1st Sub. 81.

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

Sen. Hillyard further explained the bill and answered questions from the committee.

Linda Hull, Director, Legislative Affairs, Utah Department of Transportation; Lyle McMillan, Director, Right of Way, Utah Department of Transportation; Roger Tew, Attorney, Utah League of Cities and Towns; and Jim Soper, Office of the Attorney General, spoke in opposition to the bill.

Brent Bateman, Office of the Property Rights Ombudsman, spoke in support of the bill.

MOTION: Sen Hillyard moved to hold the bill.

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

2. S.B. 91 Prosecutor Appeals (D. Liljenquist)

Sen. Liljenquist explained the bill assisted by Paul Boyden, Executive Director, State Association of Prosecutors.

Sen. Madsen assumed the Committee Chair.

MOTION: Sen. Greiner moved to pass the bill out favorably.

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

3. S.B. 89 Legal Notice Amendments (S. Urquhart)

Committee Chair Madsen announced that, at the request of the sponsor, S.B. 89 would be held.

4. S.B. 83 Bail Bond Recovery Amendments (J. Greiner)

Sen. Greiner introduced the bill, assisted by Doug Anderson, Utah Bureau of Criminal Investigation, Department of Public Safety. Mr. Anderson, Lana Taylor, Assistant Attorney General, Department of Public Safety; and Sean Hullinger, Attorney, further clarified the bill and answered questions from the committee.

MOTION: Sen. Greiner moved to pass the bill out favorably.

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

MOTION: Sen. Romero moved to adjourn.

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

The meeting adjourned at 3:35 p.m.

Sen. Mark B. Madsen, Committee Chairman