



House of Representatives *State of Utah*

UTAH STATE CAPITOL COMPLEX • 350 STATE CAPITOL
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February 8, 2011

Madam Speaker:

The Judiciary Committee reports a favorable recommendation on **1st Sub. H.B. 74**, MUNICIPAL JUSTICE COURT JUDGE ELECTIONS, by Representative K. Sumsion, with the following amendments:

1. *Page 1, Lines 9 through 14:*

- 9 This bill changes the requirements for a retention election vote for ~~{municipal}~~
justice
10 court judges ~~{and the length of the terms of justice court judges}~~ .
11 Highlighted Provisions:
12 This bill:
13 ▶ changes the retention election requirements for municipal justice court
judges in cities of the first, second, and third class from
14 the entire county to the municipality where the judge sits;

2. *Page 5, Lines 134 through 144:*

- 134 (7) Upon the expiration of a justice court judge's term of office, the judge shall be
135 subject to an unopposed retention election [~~in the county or counties in which the court to~~
136 ~~which the judge is appointed is located;~~] in accordance with the procedures set forth in
Section
137 20A-12-201[-];
138 (a) in the county or counties in which the court to which the judge is appointed is
139 located if the judge is a county justice court judge or a municipal justice court judge
in a town or city of the fourth or fifth class ; or

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140 (b) in the municipality in which the court to which the judge is appointed is located if
141 the judge is a municipal justice court judge **and Subsection (7)(a) does not apply** .
142 (8) Before each retention election, each justice court judge shall be evaluated in
143 accordance with the performance evaluation program established in [~~Subsection~~
144 ~~78A-2-104(5)~~
 Section 78A-12-203.

Respectfully,

Kay L. McIff
Committee Chair

Voting: 12-0-1

3 HB0074.HC1.WPD 2/8/11 4:10 pm /JDH ECM/JDH

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