

**MINUTES OF THE HOUSE**  
**LAW ENFORCEMENT AND CRIMINAL JUSTICE STANDING COMMITTEE**  
**Room 25, House Office Building, State Capitol Complex**  
**January 25, 2011**

**Members Present:** Rep. Curt Oda, Chair  
Rep. Richard Greenwood, Vice Chair  
Rep. Patrice Arent  
Rep. David Butterfield  
Rep. Steve Eliason  
Rep. Don Ipson  
Rep. David Litvak  
Rep. Lee Perry  
Rep. Jennifer Seelig  
Rep. Carl Wimmer  
Rep. Bill Wright

**Members Absent:** Rep. Greg Hughes

**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. Oda called the meeting to order at 4:15 p.m.

**H.B. 192      Controlled Substances Advisory Committee Amendments (Rep. P. Ray)**

Rep. Ray explained the bill to the committee.

**MOTION:** Rep. Litvack moved to amend the bill as follows:

1. *Page 1, Lines 15 through 16:*

- 15                   • one advanced practice registered nurse ~~{-practitioner-}~~ ; and  
16                   • one representative of the public ; and  
▶ amends the quorum requirements to reflect the membership changes .

2. *Page 1, Lines 22 through 23:*

- 22    AMENDS:  
23           58-38a-201, as enacted by Laws of Utah 2010, Chapter 231  
      = 58-38a-202, as enacted by Laws of Utah 2010, Chapter 231

3. *Page 2, Line 46:*

46 (10) one representative from the Statewide Association of Prosecutors, to be  
~~{appointed}~~ designated

4. *Page 2, Line 50:*

50 (12) one advanced practice registered nurse ~~{practitioner}~~ who is  
currently licensed and practicing in this state, to be

5. *Page 2, Line 52:*

52 (13) one member of the public, to be appointed by the governor.

= **Section 2. Section 58-38A-202 is amended to read:**

**58-38a-202. Terms of committee service.**

(1) (a) Members of the advisory committee shall serve terms of four years, except that the members under Subsections 58-38a-201(1), (2), and (3) shall serve during their terms as appointed officials.

(b) Vacancies in the committee occurring otherwise than by the expiration of a term shall be filled for the unexpired term in the same manner as original appointments.

(2) A member may not receive compensation or benefits for the member's service, but may receive per diem and travel expenses in accordance with:

(a) Section 63A-3-106;

(b) Section 63A-3-107; and

(c) rules made by the Division of Finance pursuant to Sections 63A-3-106 and 63A-3-107.

(3) (a) The director of the Department of Health, or the director's designee, is the chair of the committee.

(b) The advisory committee meets at the call of the chair or at the call of a majority of the committee members.

(c) The advisory committee meets annually and more often as required to carry out its duties under this chapter.

(d) ~~{Six}~~ Seven members of the advisory committee constitute a quorum.

(e) Action by the committee requires a majority vote of a quorum.

The motion to amend passed unanimously, with Rep. Ipson absent for the vote.

Spoke in favor of the bill: Mr. Chris Bleak, Utah Nurse Practitioners

MOTION: Rep. Arent moved to pass the bill with a favorable recommendation. The motion passed unanimously, with Rep. Wright voting in opposition. Rep. Ipson was absent for the vote.

**H.B. 200 Sale of Synthetic Cannabinoids to Persons Younger than Nineteen (*Rep. J. Anderson*)**

Rep. Anderson explained the bill to the committee.

MOTION: Rep. Arent moved to pass the bill with a favorable recommendation. The motion passed unanimously.

Rep. Oda relinquished the chair to Rep. Greenwood.

**H.B. 214 Concealed Firearm Permit Fees (*Rep. C. Oda*)**

Rep. Oda explained the bill to the committee.

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

1. *Page 1, Lines 12 through 13:*

- 12           ▶     reduces the initial fee charged for a concealed firearm permit by  
                          {~~\$5.50~~} \$5.25 , while  
13     increasing the renewal fee by \$5; and

2. *Page 1, Lines 26 through 27:*

- 26           (1) (a) Each applicant for a concealed firearm permit shall pay a fee of [~~\$35~~] {  
                          ~~\$29.50~~} \$29.75 at  
27     the time of filing an application.

The motion to amend passed unanimously.

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

1. *Page 2, Lines 32 through 33:*

- 32 (4) (a) The late fee for the renewal permit is \$7.50. =
- (b) As used in this section, "late fee" means the fee charged by the bureau for a renewal submitted on a permit that has been expired for more than 30 days but less than one year.
- 33 =
- (5) The bureau shall use the fees collected under Subsections (1), (2), (3), and (4) as
- a

The motion to amend passed unanimously.

Spoke to the bill: Mr. Doug Anderson, Bureau of Criminal Investigation  
Mr. Alice Moffatt, Bureau Chief, Bureau of Criminal Investigation  
Mr. Kelly Atkinson, Fraternal Order of Police

MOTION: Rep. Wimmer moved to adjourn the meeting. The motion passed unanimously.

Rep. Greenwood adjourned the meeting at 4:50 p.m.

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Rep. Curtis Oda, Chair