

**MINUTES OF THE  
SENATE JUDICIARY, LAW ENFORCEMENT & CRIMINAL JUSTICE  
STANDING COMMITTEE MEETING  
ROOM 250, STATE CAPITOL  
February 9, 2012**

Members Present:            Sen. Mark B. Madsen, Committee Chair  
                                  Sen. Lyle W. Hillyard  
                                  Sen. Ben McAdams  
                                  Sen. Ross I. Romero  
                                  Sen. Steve H. Urquhart  
                                  Pres. Michael G. Waddoups  
                                  Sen. Todd Weiler

Staff Present:                Nathan Brady, Policy Analyst  
                                  Karen C. Allred, Committee Secretary

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

Chair Madsen called the meeting to order at 4:09 p.m.

**S.B. 182        Expungement of Drug Offenses (*Sen. H. Stephenson*)**

The Chair said that this bill would not be heard today.

**H.B. 289        Reauthorization of Corrections Education Programs (*Rep. C. Watkins*)**

Rep. King introduced and explained the bill.

**MOTION:** Sen. Hillyard moved to pass H.B. 289 out favorably. The motion passed unanimously with Sen. McAdams and Sen. Urquhart absent for the vote.

**H.B. 109        Use of Controlled Substances in Research (*Rep. D. Sanpei*)**

Sen. Sanpei introduced and explained the bill.

Spoke for the bill:        Kim Wirthlin, Associate Vice President, University of Utah Health  
                                  Science Center

**MOTION:** Sen. Hillyard moved to pass H.B. 109 out favorably. The motion passed unanimously with Sen. Urquhart absent for the vote.

**MOTION:** Sen. Hillyard moved to place H.B. 109 on the Consent Calendar. The motion passed unanimously with Sen. Urquhart absent for the vote.

**H.B. 246        County Correctional Facilities Funding Amendments (*Rep. M. Noel*)**

Rep. Noel introduced and explained the bill.

Spoke for the bill: Reed Richards, Deputy County Attorney, Weber County Sheriff Office  
Arie Van De Graaff, Utah Associations of Counties

**MOTION:** Sen. Romero moved to pass H.B. 246 out favorably. The motion passed unanimously.

**H.B. 18 Kidnapping Offender Amendments (Rep. F. Cox)**

**MOTION:** Sen. McAdams moved to amend H.B. 18 as follows:

1. Page 1, Line 26:

26 {~~None~~} This bill coordinates with H.B. 17 by providing technical amendments. =

2. Page 15, Line 454:

454 required to register: {~~or~~}

3. Page 15, Line 457:

457 required to register: or  
(iii) the offender was convicted of an offense substantially equivalent to an offense listed in Subsection (32)(a)(i) or (ii) and is required to register under Subsection (1)(g)(ii), or (1)(g)(v);

4. Page 16, Line 492:

492 a certificate of eligibility to the bureau. =  
Section 2. Coordinating H.B. 18 and H.B. 17 -- Merging technical amendments -- Creating new section.  
If this H.B. 18 and H.B. 17, Sex Offender Registry Chapter, both pass and become law, the Legislature intends that:  
(1) Subsections 77-27-21.5(32) through (35) in this bill be created as a new Section 77-41-112, that the subsections be renumbered, and that the internal cross references be changed accordingly;  
(2) Subsection 77-41-109(2) in H.B. 17 be amended to read:  
"(2) Notwithstanding Title 77, Chapter 40, Utah Expungement Act, a person convicted of any offense listed in Subsection 77-41-102(7) or (14) is not relieved from the responsibility to register as required under this section, unless the offender is removed from the registry under Section 77-41-112."; and

**(3) the Office of Legislative Research and General Counsel make these changes  
when preparing the Utah Code database for publication.**

The motion passed unanimously.

Rep. Cox introduced and explained the bill.

**MOTION:** Sen. McAdams moved to pass H.B. 18 out favorably. The motion passed unanimously.

**H.B. 204 Expedited Jury Trial Act Amendments (*Rep. B. King*)**

Rep. King introduced and explained the bill.

**MOTION:** Sen. Romero moved to pass H.B. 204 out favorably. The motion passed unanimously.

**MOTION:** Sen. Hillyard moved to place H.B. 204 on the Consent Calendar. The motion passed unanimously.

**MOTION:** Sen. Hillyard moved to adjourn the meeting. The motion passed unanimously.

Chair Madsen adjourned the meeting at 4:49 p.m.

Minutes reported by Karen C. Allred, Secretary.

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Sen. Mark B. Madsen, Committee Chair