

**MINUTES OF THE
SENATE JUDICIARY, LAW ENFORCEMENT & CRIMINAL JUSTICE
STANDING COMMITTEE MEETING
ROOM 250, STATE CAPITOL
February 24, 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 4:25 p.m.

H.B. 49 Firearms Revisions (*Rep. P. Ray*)

Chair Madsen announced that this bill would not be heard today.

MOTION: Sen. Hillyard moved to approve the minutes of the February 22, 2012 meeting. The motion passed unanimously with Sen. Urquhart and Sen. Weiler absent for the vote.

S.B. 200 Justice Court Amendments (*Sen. L. Hillyard*)

Sen. Hillyard introduced and explained the bill.

Spoke for the bill: Judge Brenda McCallagh, Judge, Utah Judicial Council
 Roger Tew, Policy Analyst, Utah League of Cities and Towns

MOTION: Sen. McAdams moved to pass S.B. 200 out favorably. The motion passed unanimously with Sen. Weiler absent for the vote.

S.B. 234 Criminal Procedure Amendments (*Sen. L. Hillyard*)

Sen. Hillyard introduced and explained the bill.

Spoke for the bill: Jacey Skinner, Director, Utah Sentencing Commission

MOTION: Pres. Waddoups moved to pass S.B. 234 out favorably. The motion passed unanimously.

MOTION: Pres. Waddoups moved to place S.B. 234 on the Consent Calendar. The motion passed unanimously.

S.B. 264 *Judicial Code Amendments (Sen. G. Davis)*

Sen. Davis introduced and explained the bill.

MOTION: Sen. Romero moved to pass S.B. 264 out favorably. The motion passed unanimously with Sen. Urquhart absent for the vote.

H.B. 103 *Theft by Deception Amendment (Rep. C. Oda)*

Rep. Oda introduced and explained the bill.

Spoke for the bill: Richard Hamp, Assistant Attorney General, Utah State Attorney General

MOTION: Sen. Hillyard moved to pass H.B. 103 out favorably. The motion passed unanimously.

MOTION: Sen. Weiler moved to place H.B. 103 on the Consent Calendar. The motion passed unanimously.

S.B. 235 *Clarification of Stalking Injunctions and Protective Orders (Sen. T. Weiler)*

MOTION: Sen. Weiler moved to replace S.B. 235 with 1st Sub. 235. The motion passed unanimously.

Sen. Weiler introduced and explained the bill.

Spoke for the bill: Kris Knowlton, Assistant Attorney General, Utah State Attorney General

MOTION: Sen. Hillyard moved to pass 1st Sub. S.B. 235 out favorably. The motion passed unanimously.

1st Sub H.B. 96 *Prohibition of Sale or Use of Certain Software Programs (Rep. P. Arent)*

Rep. Arent introduced and explained the bill

Spoke for the bill: Commissioner Bruce Johnson, Chair, Utah Tax Commission
Mark Baer, Attorney
Kate Bradshaw, Vice President, Utah Food Industry Association

MOTION: Sen. Hillyard moved to pass 1st Sub. H.B. 96 out favorably. The motion passed unanimously.

MOTION: Sen. Romero moved to place 1st Sub. H.B. 96 on the Consent Calendar. The motion passed unanimously.

H.B. 129 Defense of Property and Person (*Rep. P. Painter*)

Rep. Painter introduced and explained the bill.

Spoke for the bill: Maryann Christensen, Secretary, Utah Eagle Forum
Brent Tenny, Director, Utah Shooting Sports Council

MOTION: Sen. Urquhart moved to pass H.B. 129 out favorably. The motion passed with Sen. Hillyard voting in opposition and Sen. McAdams absent for the vote.

H.B. 11 Grand Jury Amendments (*Rep. K. McIff*)

Rep. McIff introduced and explained the bill.

Spoke for the bill: Paul Boyden, Statewide Association of Prosecutors

MOTION: Sen. Weiler moved to pass H.B. 11 out favorably. The motion passed unanimously with Sen. McAdams absent for the vote.

H.B. 38 Competency to Stand Trial Amendments (*Rep. K. McIff*)

Rep. McIff introduced and explained the bill.

MOTION: Sen. Weiler moved to pass H.B. 38 out favorably. The motion passed unanimously with Sen. McAdams and Sen. Romero absent for the vote.

MOTION: Sen. Hillyard moved to adjourn the meeting. The motion passed unanimously, with Sen. McAdams absent for the vote.

Chair Madsen adjourned the meeting at 5:50 p.m.

Minutes reported by Karen C. Allred, Secretary.