

MINUTES OF THE HOUSE
LAW ENFORCEMENT AND CRIMINAL JUSTICE STANDING COMMITTEE
Room 25, House Office Building, State Capitol Complex
February 13, 2013

Members Present: Rep. Curt Oda, Chair
 Rep. Richard Greenwood, Vice Chair
 Rep. Derek Brown
 Rep. Dana Layton
 Rep. Paul Ray
 Rep. Edward Redd
 Rep. Keven Stratton
 Rep. Mark Wheatley

Members Excused: Rep. Don Ipson
 Rep. Jennifer Seelig

Members Absent: Rep. Keith Grover

Staff Present: Mr. Nathan Brady, 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.

MOTION: Rep. Ray moved to approve the minutes of the February 12, 2013 meeting. The motion passed unanimously, with Rep. Layton absent for the vote.

Rep. Oda relinquished the chair to Rep. Greenwood.

H.B. 229 Criminal Identity Fraud Amendments (*Rep. C. Oda*)

Rep. Oda introduced and explained the bill to the committee with the assistance of Mr. Scott Reed, Division Chief, Criminal Justice, Attorney General's Office. (handout)

MOTION: Rep. Stratton moved to pass H.B. 229 with a favorable recommendation. The motion passed unanimously.

MOTION: Rep. Ray moved to place H.B. 229 on the Consent Calendar. The motion passed unanimously.

Rep. Oda resumed the chair.

H.B. 103 Wireless Telephone Use Restrictions (*Rep. L. Perry*)

Rep. Perry introduced and explained the bill to the committee. (handout)

Spoke in favor of the bill: Ms. Elissa Schee, citizen
 Ms. Rolayne Fairclough, American Automobile Association
 Mr. Brian Allen, American Family Insurance

Spoke to the bill: Mr. Dan Duel, Weber County 9/12 Project

Spoke against the bill: Ms. Jackie Warren, citizen, Cache County
 Mr. Connor Boyack, Libertas Institute

MOTION: Rep. Ray moved to pass H.B. 103 with a favorable recommendation. The motion passed unanimously, with Rep. Brown absent for the vote.

H.B. 235 Process Server Amendments (*Rep. L. Perry*)

Rep. Perry introduced and explained the bill to the committee.

MOTION: Rep. Greenwood moved to adopt 1st Substitute H.B. 235. The motion passed unanimously, with Rep. Brown absent for the vote.

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

1. Page 1, Lines 11 through 14:

- 11 This bill:
12 ▶ clarifies who may serve judicial process in the state;
13 ▶ prohibits a convicted felony sex offender or a person with a current
 protective order from serving
14 process issued by a court;

2. Page 3, Lines 70 through 71:

- 70 (4) The following persons may not serve process issued by the courts:
71 (a) a convicted felony sex offender, as defined in Section 77-41-102; or

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

Spoke in favor of the bill: Mr. Jeremy Roberts, John Henry Smith Society

MOTION: Rep. Layton moved to pass 1st Substitute H.B. 235 with a favorable recommendation. The motion passed unanimously, with Rep. Brown absent for the vote.

H.B. 119 Fire Prevention Amendments (*Rep. J. Seelig*)

This bill was not considered.

MOTION: Rep. Stratton moved to adjourn the meeting. The motion passed unanimously, with Rep. Brown absent for the vote.

Rep. Oda adjourned the meeting at 5:25 p.m.

Rep. Curtis Oda, Chair