MINUTES OF THE HOUSE JUDICIARY STANDING COMMITTEE MEETING

30 House Building, Utah State Capitol Complex March 5, 2014

Members Present: Rep. Kay L. McIff, Chair

Rep. Lee B. Perry, Vice Chair

Rep. Patrice Arent Rep. LaVar Christensen Rep. Brian M. Greene

Rep. Craig Hall

Rep. Eric K Hutchings Rep. Brian S. King Rep. V. Lowry Snow

Staff Present: Ms. Chelsea Lloyd, Policy Analyst

Ms. Linda Black, Committee Secretary

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

Chair McIff called the meeting to order at 4:15 p.m.

MOTION: Rep. Arent moved to approve the minutes of the March 4, 2014, meeting. The

motion passed unanimously with Rep. Hall and Rep. Greene absent for the vote.

1st Sub. H.B. 348 Child Support Amendments (Rep. K. Stratton)

Rep. Stratton explained the bill to the committee.

MOTION: Rep. Christensen moved to replace 1st Substitute H.B. 348 with 2nd Substitute

H.B. 348 "Child Support Amendments." The motion passed unanimously with

Rep. Hall and Rep. Greene absent for the vote.

Spoke in favor of the bill: Ms. Jacquline Warren, representing herself

Ms. Dani Hartvigsen, Coalition for the Preservation of Family

Values. A handout was provided (handwritten). Ms. Rebecca Halliday, representing herself Ms. Laura Bunker, United Families International

Spoke against the bill: Mr. Land Reay, representing himself

Mr. Eric Johnson, family law attorney Ms. Janet Robins, representing herself

Mr. Stewart Ralphs, Legal Aid Society of Salt Lake

MOTION: Rep. Arent moved to return the bill to the Rules Committee for interim study.

House Judiciary Standing Committee March 5, 2014 Page 2

SUBSTITUTE MOTION: Rep. Christensen moved to pass the bill out favorably as

substituted and amended. The motion failed with Rep. Arent, Rep. Hall, Rep. King, Rep. Snow and Chair McIff voting in opposition.

The original motion to return the bill to the Rules Committee passed unanimously.

H.B. 366 Expungement Amendments (Rep. E. Hutchings)

Rep. Hutchings explained the bill to the committee.

MOTION: Rep. Perry moved to replace H.B. 366 with 1st Substitute H.B. 366. The motion

passed unanimously.

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

1. Page 6, Lines 159 through 160:

159 (b) The following organizations may receive information contained in expunged

160 records { from the bureau } upon specific request:

2. Page 6, Lines 166 through 167:

(v) the Department of Human Services;

166 { (v) \ (vi) \ the Department of Insurance; and

167 $\left[\frac{\text{(e)}}{\text{(vi)}}\right]$ $\left[\frac{\text{(vii)}}{\text{(vii)}}\right]$ the State Office of Education.

The motion passed unanimously.

Spoke in favor of the bill: Ms. Francine Giani, Director, Utah Department of Commerce

MOTION: Rep. Snow moved to pass the bill out favorably as substituted and amended. The

motion passed unanimously.

1st Sub. S.B. 112 Game Fowl Fighting Amendments (Sen. G. Davis)

Sen. Davis explained the bill to the committee and distributed "Memo from Salt Lake County Sheriff's Office."

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

1. Page 6, Line 164
Senate 3rd Reading Amendments
2-21-2014:

House Judiciary Standing Committee March 5, 2014 Page 3

164 (b) intentionally cause a game fowl to fight with or injure another game fowl;

The motion passed with Rep. Christensen voting in opposition.

MOTION: Rep. Snow moved to further amend the bill as follows:

1. Page 6, Lines 168 through 169 Senate 3rd Reading Amendments 2-21-2014:

168 (d) knowingly permit or allow any act that violates Subsection (2)(a), (b), or (c) on any premises

under the person's charge.

The motion passed unanimously.

MOTION: Rep. Greene moved to further amend the bill as follows:

1. Page 6, Lines 173 through 174 Senate 3rd Reading Amendments 2-21-2014:

173 (5) Any personal property, material, or device used or possessed in violation of this section is

subject to criminal or civil forfeiture under the procedures and substantive protections

The motion passed unanimously.

Spoke in favor of the bill: Mr. Gene Baierschmidt, Humane Society, Murray, Utah

Sheriff James Tracy, representing Salt Lake County Sheriff

Spoke against the bill: Mr. David Devereaux, American Game Fowl Defense Network

Mr. Robert Beebe, game fowl breeder, Willard, Utah, representing

himself

Mr. Ed Riddle, Tremonton, Utah, representing himself

Mr. Gilbert Ramirez, game fowl breeder, Provo, Utah, representing

himself

MOTION: Rep. Christensen moved to pass the bill out favorably as amended. The motion passed with Rep. Greene and Rep. Perry voting in opposition.

House Judiciary Standing Committee March 5, 2014 Page 4

H.B. 411 Victim Restitution Amendments (Rep. B. Wilson)

At the request of the sponsor, the bill was not considered.

MOTION: Rep. Perry moved to adjourn the meeting. The motion passed unanimously. Chair McIff adjourned the meeting at 6:30 p.m.

T I M ICC CIL.

Kay L. McIff, Chair