



UTAH STATE SENATE

UTAH STATE CAPITOL COMPLEX • 320 STATE CAPITOL
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February 1, 2017

Mr. President,

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **S.B. 134**, INDIGENT DEFENSE COMMISSION AMENDMENTS, by Senator T. Weiler, with the following amendments:

1. *Page 4, Lines 91 through 92:*

91 (5) A person who is currently employed solely as a criminal prosecuting
attorney may not
92 serve as a member of the commission.

2. *Page 5, Lines 131 through 136:*

131 (a) one individual who is an active member of the Utah State Bar to serve as a
full-time
132 assistant director; and
133 (b) one individual with data collection and analysis skills to carry out duties as
outlined
134 in Subsection 77-32-804(1)(a) {~~;~~ and} .
135 {~~(c) any additional professional and clerical staff necessary to enable the~~
commission to
136 carry out its responsibilities.}

3. *Page 6, Lines 157 through 1: 61*

157 [(v)] (v) Counsel shall be free to provide meaningful {~~;~~ adversarial testing of the

Bill Number



SB0134

Action Class



S

Action Code



SCRAMD

158 ~~evidence~~} representation , including:
159 (A) adequate access to defense resources; and
160 (B) workloads that allow for time to meet with clients, investigate cases, and file
161 appropriate motions.

4. *Page 11, Lines 334 through 336:*

334 (2) (a) For purposes of this part, "baseline budget" means an indigent [~~criminal~~]
335 defense system's {~~share of local funding, adjusted annually for growth in~~
~~population and~~
336 ~~inflation.~~} annual expenditure for indigent defense services. The baseline
budget shall be adjusted for indigent defense case load fluctuations and inflation
whenever subsequent grant requests are submitted to the commission.

Respectfully,

Todd Weiler
Chair

Voting: 4-0-3