



# UTAH STATE SENATE

UTAH STATE CAPITOL COMPLEX • 320 STATE CAPITOL  
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February 20, 2024

Mr. President,

The Judiciary, Law Enforcement, and Criminal Justice Committee recommends **S.B. 200**, STATE COMMISSION ON CRIMINAL AND JUVENILE JUSTICE AMENDMENTS, by Senator M. K. McKell, be replaced and reports a favorable recommendation on **2nd Sub. S.B. 200**, STATE COMMISSION ON CRIMINAL AND JUVENILE JUSTICE AMENDMENTS with the following amendments:

1. *Page 8, Line 213 through 215:*

213        ~~(f)~~ (j) ~~[the chair of the Utah Board of Juvenile Justice or a member of the Utah~~  
Board  
214 ~~of Juvenile Justice designated by the chair]~~ the chair of the Juvenile Justice Oversight  
215 Committee or a member of the Juvenile Justice Oversight Committee designated by  
the chair ;

2. *Page 15, Line 451 through 452:*

451        (m) ~~{the chair of the Utah Board of Juvenile Justice or a member of the~~  
Utah Board of  
452 Juvenile Justice designated by the chair} chair of the Juvenile Justice  
Oversight Committee or a member of the Juvenile Justice Oversight Committee  
designated by the chair ;

Bill Number



SB0200S02

Action Class



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Action Code



SCRSUBAMD

3. Page 59, Line 1815 through Page 60, Line 1831:

1815 (3) (a) Before July 1, 2024, the commission shall create sentencing guidelines and  
1816 supervision length guidelines for the following offenses:  
1817 **(i) an interlock restricted driver operating a vehicle without an ignition**  
**interlock**  
**system, Section 41-6a-518.2;**  
~~(i)~~ **(ii)** negligently operating a vehicle resulting in injury, Section  
76-5-102.1; and  
1818 ~~(ii)~~ **(iii)** negligently operating a vehicle resulting in death, Section  
76-5-207.

1819 (b) The guidelines under Subsection (3)(a) shall consider the following:  
1820 (i) the current sentencing requirements for driving under the influence of alcohol,  
1821 drugs, or a combination of both as identified in Section 41-6a-505 when injury or death  
do not  
1822 result;  
1823 (ii) the degree of injury and the number of victims suffering injury or death as a  
result

1824 of the offense;  
1825 (iii) the offender's number of previous convictions for driving under the influence  
1826 related offenses as defined in Subsection 41-6a-501(2)(a); ~~and~~  
**(iv) the offender's number of convictions for an interlock restricted driver**  
**operating a vehicle without an ignition interlock system as described in Section**  
**41-6a-518.2; and**  
1827 ~~(iv)~~ **(v)** whether the offender had a blood or breath alcohol level of  
.16 or higher, had a  
1828 blood or breath alcohol level of .05 or higher in addition to any measurable controlled  
1829 substance, or had a combination of two or more controlled substances in the individual's  
body  
1830 that were not recommended in accordance with Title 26B, Chapter 4, Part 2, Cannabinoid  
1831 Research and Medical Cannabis, or prescribed."

Respectfully,

2nd Sub. S.B. 200  
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Todd Weiler  
Chair

Voting: 4-2-0

*5 SB0200.SC1.wpd 2/20/24 5:6 pm ljohnson/LJ3 SL/LJ3*