

**LEGISLATIVE INTERIM COMMITTEES
AUGUST 2009**

Judiciary, Law Enforcement, and Criminal Justice	
Bill Title/Subject Matter:	Criminal Offense Penalties Amendments
Legislator(s) –Sponsor:	Sen. Jon J. Greiner
Interested Parties:	
Code Reference:	Amends UCA §§ 9-1-612, 63M-7-510, 76-6-203.1-78-10-1801; 78A-6-703, 78B-6-1101, and 78B-6-1107.
<p>Description: Applies the enhanced penalty that currently applies to persons committing a crime in concert with two or more persons to persons who commit any of the listed offenses in association with a criminal street gang. Provides that commission of aggravated assault resulting in serious bodily injury is a second degree felony, regardless of whether the actor intended to cause serious bodily injury. Modifies the penalty for a second offense of theft, or of robbery or burglary with the intent to commit theft, to require that the second offense be committed or the conviction obtained within ten years prior to the current theft offense. Modifies the factors considered by the juvenile court in hearings to certify a juvenile to stand trial as an adult to include if the juvenile engaged in criminal activity in association with a criminal street gang. Modifies the definition of a criminal nuisance to include criminal activity conducted in association with a criminal street gang. Modifies the dollar value of damage that determines the levels of offense for offenses, including arson, criminal mischief, theft, various fraud offenses, unlawful dealing by a fiduciary, destruction of livestock, reckless burning, computer crimes, bad checks, mortgage fraud, and theft of utility services.</p> <p>Action: Approved unanimously as a Committee Bill.</p>	
Bill Title/Subject Matter:	Controlled Substance Amendments
Legislator(s) –Sponsor:	Rep. Trisha S. Beck
Interested Parties:	
Code Reference:	Modifies Title 58, Chapter 37, Utah Controlled Substances Act, regarding Schedule IV substances.
<p>Description: Adds carisoprodol, which has the brand name of Soma, as a Schedule IV drug; and adds tramadol, which has the brand names of Ultram and Ultracet, as a Schedule IV drug.</p> <p>Action: Held for next Interim meeting; absent a quorum for a vote.</p> <p>From National Institute of Health (www.nih.gov) Carisoprodol, a muscle relaxant, is used with rest, physical therapy, and other measures to relax muscles and relieve pain and discomfort caused by strains, sprains, and other muscle injuries. Tramadol is used to relieve moderate to moderately severe pain.</p>	