

## LEGISLATIVE INTERIM COMMITTEES -- OCTOBER 2014

<b>Law Enforcement and Criminal Justice</b>		
<b>Bill Title/Subject Matter:</b>		<b>Law Enforcement Interaction with Military Veterans</b>
	Legislator(s) –Sponsor:	<b>Rep. Paul Ray</b>
	Interested Parties:	<b>Scott Stevenson, Director of POST</b>
	Code Reference:	
<p><b>Description:</b> Director Stevenson described the curriculum POST has developed on dealing with mental health crisis as what might occur with military veterans, PTSD, etc. The curriculum deals with mental health crisis behaviors and understanding human behaviors.  <i>[Action: Information only.]</i></p>		
<b>Bill Title/Subject Matter:</b>		<b>Gang Issues in Utah</b>
	Legislator(s) –Sponsor:	
	Interested Parties:	<b>Shane Keyes, Ogden Police Metro Gang Unit</b>
	Code Reference:	
<p><b>Description:</b> Discussion on gang-related issues including substance abuse, cartels, and street gangs. Shane Keyes provided some background on various gangs in the Ogden/Weber area.  <i>[Action: Information only.]</i></p>		
<b>Bill Title/Subject Matter:</b>		<b>Rape Kit Processing</b>
	Legislator(s) –Sponsor:	
	Interested Parties:	<b>Rep. Jennifer M. Seelig Jeff Carr, Deputy Commissioner, Department of Public Safety Ned Searle, CCJJ, Office on Domestic and Sexual Violence</b>
	Code Reference:	
<p><b>Description:</b> Rep. Seelig, Ned Searle, and Jeff Carr provided a follow up on the status of rape kit processing in Utah. Solutions include: (1) survey to determine number of untested kits (approximately 2700); (2) review data from entities around the country on procedures; (3) test all untested kits; (4) bring interested parties together for subcommittee; (5) develop criteria for testing of kits; and (6) use available federal funds for tests. Currently several agencies have submitted numerous cases under the new process. Training will be provided by Rebecca Campbell on January 6th and 7th on kit collection/testing and sexual assault behaviors.  <i>[Action: Information only.]</i></p>		
<b>Bill Title/Subject Matter:</b>		<b>State Prisoners in County Jails</b>
	Legislator(s) –Sponsor:	
	Interested Parties:	<b>Mike Haddon, Deputy Director, Department of Public Safety</b>
	Code Reference:	<b>UCA § 64-13e-106</b>
<p><b>Description:</b> Mr. Haddon reported on jail contracting including the FY 2015 daily incarceration rate (\$79.34), participating counties (20), and number of state inmates housed by each county. Handout is on Legislative web page for this committee.  <i>[Action: Information only.]</i></p>		
<b>Bill Title/Subject Matter:</b>		<b>Motor Vehicle Emissions</b>
	Legislator(s) –Sponsor:	<b>Rep. Lee B. Perry</b>
	Interested Parties:	
	Code Reference:	<b>2015FL-0209/002</b>
<p><b>Description:</b> <i>DRAFT LEGISLATION:</i> Amends the penalty for violating the motor vehicle emissions limits. A person who violates the provisions of Subsection (2)(a) is guilty of: (i) a class C misdemeanor for a first offense; or (ii) a class B misdemeanor for a second or subsequent offense. There were approximately 700 citations issued in FY 2014.  <i>[Action: Motion by Sen Dayton to pass legislation as committee bill. PASSED]</i></p>		

<b>Bill Title/Subject Matter:</b>	<b>Firearms on University Campuses</b>
Legislator(s) – Sponsor:	<b>Rep. Curtis Oda</b>
Interested Parties:	
Code Reference:	
<p><b>Description:</b> Rep. Oda indicated there is confusion on the definition of <i>concealed</i> in the concealed weapon statute on whether it requires one to conceal a weapon.</p> <p><i>[Action: Motion by Rep. Oda to request a legal opinion from Legislative Research and General Counsel to answer whether UCA 76-10-505.5 requires a concealed permit holder to carry concealed on a higher education campus. PASSED]</i></p>	

**JUDICIARY**

<b>Bill Title/Subject Matter:</b>	<b>Minimum Mandatory Sentencing</b>
Legislator(s)—Sponsor:	
Interested Parties:	<b>Ron Gordon, Executive Director, CCJJ</b>
Code Reference:	

**Descriptions:**  
Mr. Gordon provided an update on the recommendations from the PEW Research Group on reducing prison population growth. Draft legislation will be presented at the November Interim meeting.

**From the Sentencing Subcommittee:**

1. Reclassify simple drug possession offenses as class A misdemeanors;
2. Better distinguish between offenses of dealing drugs verses supporting individual habit;
3. Restructure drug-free zones where children are likely to be present;
4. Address Criminal History scoring; ensure factors are not double-counted; eliminate factors that are not relevant;
5. Recommend changes to the Sentencing Guidelines;
6. Recommend statutory language changes on technical violations;
7. Recommend certain moving vehicle misdemeanors be reclassified (not DUI or handheld device crimes);
8. Increase non-prison treatment options.

**From the Release Subcommittee:**

1. Establish a standard earned time policy;
2. Parole Revocation Caps: Establish a graduated sanctions policy for revocations;
3. Support successful transitions;
4. Eliminate GED requirement for parolees;
5. Study aging/mentally ill prison population;

**From the Treatment & Supervision Subcommittee:**

1. Graduated Sanctions & Incentives;
2. Earned Compliance Credit;
3. Evidence-based Treatment Standards;
4. Certification for treatment providers;
5. Evidenced-based jail standards;
6. Improve re-entry support;
7. Reinvestment priorities;

**Victim/Survivor/Advocate Roundtable Priorities**

1. Additional investment in victim services.

Rep. McIff discussed current minimum mandatory sentencing practices as outlined in the statutory language and maybe some proposed changes, i.e., allowing the judge to make a decision up front during the sentencing on length of stay and/or provide direction for the Board of Pardons on select cases.  
*[Action: Information only.]*

<b>Bill Title/Subject Matter:</b>		<b>DUI Statutory Report</b>
	Legislator(s) –Sponsor:	
	Interested Parties:	<b>Mary Lou Emerson, Director, USAAV</b>
	Code Reference:	
	<b>Description:</b> The DUI Statutory Report is available online. No presentation to this committee.	
<b>TRANSPORTATION</b>		
<b>Bill Title/Subject Matter:</b>		<b>DUI Annual Report</b>
	Legislator(s) –Sponsor:	
	Interested Parties:	<b>Mary Lou Emerson, Director, USAAV</b>
	Code Reference:	<b>UCA § 41-6a-511(4)(a)</b>
	<b>Description:</b> Director Emerson provided the DUI-related data for FY 2014. Information for the report was provided by the Administrative Office of the Courts, the Department of Public Safety, Driver License office, Highway Safety Office, and the Division of Mental Health and Substance Abuse. The DUI Report is available on the Legislative web page.  <i>[Action: Information only.]</i>	

FROM THE SEPTEMBER INTERIM MEETING:

<b>GOVERNMENT OPERATIONS</b>		
<b>Bill Title/Subject Matter:</b>		<b>Campaign Finance Amendments – Draft Legislation</b>
	Legislator(s) –Sponsor:	<b>Rep. Brian King</b>
	Interested Parties:	
	Code Reference:	<b>9/2/14 Draft, 2015FL-0029/002</b>
	<b>Description:</b> Establishes contribution limits for PACs, corporations, labor organizations, and individuals. Makes it a class B misdemeanor to violate the contribution limits.  <i>[Action: Motion by Rep. Perry that Rep. King continues to work on the language of the bill and that the committee place the revised legislation on the November meeting agenda. Passed with Sen Dayton and Rep. Ivory opposing.]</i>	