

## LEGISLATIVE INTERIM COMMITTEES -- MAY 2016

<b>LAW ENFORCEMENT AND CRIMINAL JUSTICE</b>	
<b>Bill Title/Subject Matter:</b>	<b>INTERIM STUDY ITEMS</b>
Legislator(s) –Sponsor:	<b>Committee Members</b>
Interested Parties:	
Code Reference:	
<p><b>Description:</b> The Legislative Management Committee assigned the following four study items to this committee:</p> <ol style="list-style-type: none"> <li>1. <b>Death Penalty</b> – study the costs and delays associated with the death penalty process in Utah. What options does the state have to make the process more efficient? What are other states doing to decrease the length of stay on death row?</li> <li>2. <b>Line of duty benefits</b> – study whether the state should provide a line-of-duty death benefit for volunteer emergency responders.</li> <li>3. <b>Private security amendments</b> – study modifications to requirements regarding the employment of an off-duty police officer by a security company.</li> <li>4. <b>Implementation of the Justice Reinvestment Initiative</b> – how has the full implementation of the Justice Reinvestment Initiative impacted the counties (jails and sheriffs) and are the promised impacts materializing? How has the implementation of the Justice Reinvestment Initiative impacted sentencing and the Board of Pardons and Parole?</li> </ol> <p><i>[Action: No action taken, information only.]</i></p>	
<b>Bill Title/Subject Matter:</b>	<b>New Felonies and Enhancements on Existing Punishments</b>
Legislator(s) –Sponsor:	
Interested Parties:	<b>Jennifer Valencia, Director, Sentencing Commission</b>
Code Reference:	
<p><b>Description:</b> Ms. Valencia presented a summary of the bills tracked by the Sentencing Commission and the chart showing changes in penalties resulting from the 2016 legislation.</p> <p><i>[Action: No action taken, information only.]</i></p>	
<b>Bill Title/Subject Matter:</b>	<b>Board of Pardons and Parole – Audit and Agency Update</b>
Legislator(s):	
Interested Parties:	<b>Greg Johnson, Board of Pardons and Parole</b>
Code Reference:	
<p><b>Description:</b> Mr. Johnson provided an update to the audit findings and how the Board is responding to the recommendations. A new director will be hired by July 2016.</p> <p><i>[Action: No action taken, information only.]</i></p>	
<b>Bill Title/Subject Matter:</b>	<b>Long-Term Planning - Discussion</b>
Legislator(s):	
Interested Parties:	<b>Ron Gordon, Executive Director, CCJJ Mike Haddon, Deputy Director, UDC London Stromberg, Deputy Director, UDC UDC Staff</b>
Code Reference:	
<p><b>Description:</b></p> <p><b>CCJJ:</b> Mr. Gordon provided information to the committee on CCJJ’s long-term planning/study items that include: (1) JRI with the continued collection of data to make future decisions; (2) a request is underway to engage the PEW Charitable Trust to provide technical assistance for a comprehensive review of juvenile justice policies in the state; (3) pre-trial release issues; (4) re-establishing a diagnostic unit at the prison; (5) sexual assault kit testing, tracking, and training; (6) death penalty process and costs; and (7) implementing the Indigent Defense Commission.</p> <p><b>UDC:</b> Mr. Haddon and Mr. Stromberg provided information to the committee on UDC’s long-term planning/study items that include: (1) Training and direct supervision pod at Gunnison; (2)</p>	

	implementation of compensation plan; (3) work with JRI implementation; (4) changes to restricted housing in accordance with national standards; (5) prison classification system; (6) opening West One facility in Gunnison; and (7) work with new correctional facility. <i>[Action: No action taken, information only.]</i>
<b>JUDICIARY</b>	
<b>Bill Title/Subject Matter:</b>	<b>INTERIM STUDY ITEMS</b>
Legislator(s) –Sponsor:	
Interested Parties:	
Code Reference:	
	<p><b>Description:</b> The Legislative Management Committee assigned the following five study items to this committee:</p> <ol style="list-style-type: none"> <li>1. <b>Meeting the child welfare "Least Restrictive Means" test:</b> to study and report on the current and ongoing status of the extent to which the Division of Child and Family Services system and the courts are meeting the constitutionally required "least restrictive means" test in parental rights enforcement and termination, and to study applicable audits.</li> <li>2. <b>Indigent Defense:</b> to study the provision of indigent defense services in the state, including funding issues and the ongoing efforts of the newly-created Indigent Defense Commission.</li> <li>3. <b>Marijuana Impairment and Penalties:</b> to study marijuana impairment standards and possession penalties.</li> <li>4. <b>State Zoning Powers:</b> to study federal and state constitutional issues related to state zoning powers for drug recovery centers in residential neighborhoods.</li> <li>5. <b>Justice Courts:</b> to study the impact on justice courts resulting from reform initiatives, including misdemeanor reclassification.</li> </ol> <p><i>[Action: No action taken, information only.]</i></p>
<b>Bill Title/Subject Matter:</b>	<b>Sunset Review – Crime Victim Reparations and Assistance Board</b>
Legislator(s) –Sponsor:	
Interested Parties:	
Code Reference:	<b>UCA § 63M-7-504</b>
	<p><b>Description:</b> The Committee will begin consideration of the sunset review of the Crime Victim Reparations and Assistance Board. The Board will be able to address the Interim Committee at a later date to provide information on why it should be extended.</p> <p><i>[Action: No action take, information only.]</i></p>
<b>TRANSPORTATION</b>	
<b>Bill Title/Subject Matter:</b>	<b>Unmanned Aircraft Systems</b>
Legislator(s) –Sponsor:	
Interested Parties:	<b>Tom McMahon, VP Advocacy &amp; Public Affairs, Association for Unmanned Vehicle Systems International Federal Aviation Administration (FAA) Mountain West Unmanned Systems Alliance (MWUSA)</b>
Code Reference:	
	<p><b>Description:</b> The committee received information from a variety of representatives concerned with unmanned aircraft. The presenters provided information to the Committee on key issues, including the role the state of Utah can play, the federal government’s role, and the potential economic impact of an emerging UAS industry in Utah. Currently the global market is at \$11.3 billion for unmanned aircraft systems; over the next ten years this could increase to \$140 billion. The FAA is expected to have its small UAS rule out next month. There are many applications for use such as firefighting, farming, asset monitoring, film making, etc. Once regulations are in place for flying UAS it is anticipated to add \$859 million to Utah’s economy and it will generate 1100 jobs. Currently there are 27 approved operators in Utah, used primarily in real estate, construction, and agriculture.</p> <p><i>[Action: No action taken, information only.]</i></p>

**PUBLIC UTILITIES AND TECHNOLOGY**

<b>Bill Title/Subject Matter:</b>	<b>Performance Audit of the Utah Communications Authority</b>
Legislator(s) –Sponsor:	
Interested Parties:	<b>John Dougall, Utah State Auditor David Pulsipher, Office of the Utah State Auditor Tina Mathieu, UCA Board Chair</b>
Code Reference:	
<p><b>Description:</b> The office of the Utah State Auditor presented an audit that addresses financial management and transparency within the Utah Communications Authority. Ms. Mathieu provided an update on changes made to the financial systems. She also addressed the individual findings and changes made to be more transparent. The Board will consider implementing an Executive Committee. UCA’s annual budget is \$18 million with 24 employees (not counting 3 vacancies). The UCA has now adopted Utah’s Procurement Code. Currently in the process of securing a new Executive Director and accountant. Suggested changes for UCA:</p> <ol style="list-style-type: none"> <li>1. Make UCA adopt the Utah Budgetary Procedures Act;</li> <li>2. Make UCA use FINET;</li> <li>3. Require UCA use the state purchasing cards;</li> <li>4. Adopt financial controls recommended by FINET;</li> <li>5. Hold UCA monies until these steps are completed.</li> </ol> <p><i>[Action: No action taken, information only.]</i></p>	

**HEALTH AND HUMAN SERVICES**

<b>Bill Title/Subject Matter:</b>	<b>INTERIM STUDY ITEMS</b>
Legislator(s) –Sponsor:	
Interested Parties:	
Code Reference:	
<p><b>Description:</b> The Legislative Management Committee assigned the following six study items to this committee:</p> <ol style="list-style-type: none"> <li>1. <b>Opioid Misuse and Abuse</b> – Studying the underlying causes of the problem and considering steps the Legislature might take to either enable or motivate patients, prescribers, dispensers, state regulators, community organizations, and others to take additional action to stem the epidemic.</li> <li>2. <b>Medical Marijuana</b> – Review and make recommendations regarding any draft legislation that is essentially ready for introduction during the 2017 General Session.</li> <li>3. <b>Access to Health Care</b> – Examine the adequacy, distribution, and use of Utah’s medical workforce, including the staffing of rural and urban health care clinics, the use of mid-level providers, whether the number of residencies for family practice doctors should be increased, and whether there is any way to reduce the disparity in compensation between primary care providers and specialists.</li> <li>4. <b>Intergenerational Poverty</b> - Consider related issues within the purview of the committee, particularly the availability of health care, mental health services, and treatment services for substance use disorders.</li> <li>5. <b>End of Life Options</b> – Consider issues related to end-of-life legislation debated during the past two sessions of the Legislature.</li> <li>6. <b>Other Issues</b> – Conduct sunset reviews that fall within the committee’s purview, receive and evaluate the necessity of statutorily required reports, and act on a January request by the Administrative Rules Review Committee to consider the Department of Health’s process for modifying the Utah Medicaid Provider Manual.</li> </ol> <p><i>[Action: No action taken, information only.]</i></p>	

<b>Bill Title/Subject Matter:</b>	<b>Opioid Misuse – Overview</b>
Legislator(s) –Sponsor:	
Interested Parties:	<b>Mark Andrews, Committee Policy Analyst</b>
Code Reference:	
<p><b>Description:</b> The committee was briefed on options for addressing the misuse of prescription opioids – narcotics often used to treat pain.</p> <p><i>[Action: No action taken, information only.]</i></p>	

<b>Bill Title/Subject Matter:</b>		<b>Opioid Prescribing Guidelines</b>
Legislator(s) –Sponsor:		
Interested Parties:		<b>Department of Health Utah Medical Association Division of Occupational and Professional Licensing</b>
Code Reference:		
	<p><b>Description:</b> In 2009, the Utah Department of Health published guidelines to assist opioid prescribers. On March 15, 2016 the US Centers for Disease Control and Prevention published similar guidelines. The Committee will consider how prescribers have responded and plan to respond to each set of guidelines. The Department of Health will put together a working group to review both sets of guidelines and make recommendations back to the Committee.</p> <p><i>[Action: The Committee will put the opioid discussion on the July agenda with follow up items to be presented at the September and October meetings.]</i></p>	
<b>Bill Title/Subject Matter:</b>		<b>Regulation of Prescribing Practices – A Look at Other States</b>
Legislator(s) –Sponsor:		<b>Chair Vickers</b>
Interested Parties:		
Code Reference:		
	<p><b>Description:</b> Washington, Massachusetts, and Maine have each enacted limits on the amount of opioids a medical practitioner may prescribe for a patient. The committee will review these and other efforts by states to promote improved prescribing practices.</p> <p><i>[Action: No action taken, information only.]</i></p>	